

HOUSE JOURNAL
OF THE
SIXTY-THIRD LEGISLATURE
OF THE
STATE OF WASHINGTON
AT
OLYMPIA, THE STATE CAPITOL

2014 Regular Session
Convened January 13, 2014
Adjourned Sine Die March 13, 2014

VOLUME 1



Frank Chopp, Speaker
Jim Moeller, Speaker Pro Tempore
Barbara Baker, Chief Clerk

Compiled and edited by Sean T. Kochaniewicz, Journal Clerk

VOLUME 1

2014 Regular Session January 13, 20141

VOLUME 2

2014 Regular Session January 13, 2014875

House Legislative Leaders1299

Roster of Members1300

Bills, Memorials and Resolutions Passed1306

Governor's Veto Messages on House Bills1312

Governor's Pardons and Commutations1318

Statewide Map of Legislative Districts1340

History of Bills1342

General Index1387

SIXTY THIRD LEGISLATURE - REGULAR SESSION

FIRST DAY

House Chamber, Olympia, Monday, January 13, 2014

The House was called to order at 12:00 p.m. by the Speaker. The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by the Washington State Patrol Honor Guard. The Speaker led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Greg Asimakoupoulos, Chaplain of Covenant Shores Retirement Community.

Pastor Greg Asimakoupoulos: "Gracious Creator, For the chance to play another day, we give you thanks. For the emotions that energize our Super Bowl dreams, we are grateful. Thank you, God, for fresh starts and new beginnings. Thank you, Father, for a new day. As this new legislative session dawns, enlighten these who hear my voice with brilliant ideas that will dispel the shadows of doubt that darken the optimism of those who have grown cynical of the political process. Lift the low-lying fog of familiarity that prevents these lawmakers from seeing new possibilities. Where limited visibility clouds their view of cooperation and compromise, penetrate the overcast. You who once declared "Let there be light!" fill us with the light of day as we seek to reflect the Son of Righteousness empowered by energy that is found in humility, honesty, forgiveness and trust. For our Governor, the Speaker and each representative, we ask your blessing, gracious God. May the 12th Man loyalty that unifies our state characterize the teamwork of these who scrimmage daily toward a common goal.

In your holy name we pray, Amen."

There being no objection, the House advanced to the third order of business.

MESSAGES FROM THE SECRETARY OF STATE

**CANVASS OF THE RETURNS
OF THE GENERAL ELECTION
HELD ON NOVEMBER 5, 2013**

I, Kim Wyman, Secretary of State of the state of Washington, do hereby certify that according to the provisions of RCW 29A.60.250 and RCW 29A.60.260, I have canvassed the returns of the 1,772,290 ballots cast by the 3,914,786 registered voters of the state for and against the initiatives and advisory measures, and for those legislative and judicial offices whose jurisdiction encompasses more than one county, which were submitted to the vote of the people at the November 5, 2013, General Election as received from the County Auditors.

Initiatives to the Legislature

Initiative Measure No. 517

Initiative Measure No. 517 concerns initiative and referendum measures. This measure would set penalties for interfering with or retaliating against signature-gatherers and petition-signers; require that all measures receiving sufficient signatures appear on the

ballot; and extend time for gathering initiative petition signatures. Should this measure be enacted into law?

Yes 629,584
No 1,058,572

Initiative Measure No. 522

Initiative Measure No. 522 concerns labeling of genetically-engineered foods. This measure would require most raw agricultural commodities, processed foods, and seeds and seed stocks, if produced using genetic engineering, as defined, to be labeled as genetically engineered when offered for retail sale. Should this measure be enacted into law?

Yes 857,511
No 895,557

Advisory Votes

Advisory Vote No. 3

Substitute Senate Bill 5444

The legislature eliminated, without a vote of the people, a leasehold excise tax credit for taxpayers who lease publicly-owned property, costing approximately \$2,000,000 in the first ten years, for government spending. This tax increase should be:

Repealed 737,365
Maintained 813,990

Advisory Vote No. 4

Senate Bill 5627

The legislature imposed, without a vote of the people, an aircraft excise tax on commuter air carriers in lieu of property tax, costing approximately \$500,000 in its first ten years, for government spending. This tax increase should be:

Repealed 724,935
Maintained 835,415

Advisory Vote No. 5

Engrossed Substitute House Bill 1846

The legislature extended, without a vote of the people, the insurance premium tax to some insurance for pediatric oral services, costing an amount that cannot currently be estimated, for government spending. This tax increase should be:

Repealed 937,473
Maintained 612,611

Advisory Vote No. 6

Second Engrossed Second Substitute House Bill 1971

The legislature eliminated, without a vote of the people, a retail sales tax exemption for certain telephone and telecommunications services, costing approximately \$397,000,000 in the first ten years, for government spending. This tax increase should be:

Repealed 814,968
Maintained 744,392

Advisory Vote No. 7

Engrossed House Bill 2075

The legislature extended, without a vote of the people, estate tax on certain property transfers and increased rates for estates over \$4,000,000, costing approximately \$478,000,000 in the first ten years, for government spending. This tax increase should be:
 Repealed 765,187
 Maintained 803,695

Legislative Offices

Legislative District 7 – State Senator

John Smith (Prefers Republican Party) 16,324
 Brian Dansel (Prefers Republican Party) 18,873

Legislative District 26 – State Senator

Jan Angel (Prefers Republican Party) 24,112
 Nathan Schlicher (Prefers Democratic Party) 22,192

Judicial Offices

Court of Appeals, Division 3, District 2 – Judge Position 1

John Gary Metro 24,933
 George Fearing 58,301

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the state of Washington on this 4th day of December, 2013, at Olympia, the State Capital.

KIM WYMAN
 Secretary of State

PROVISIONAL CERTIFICATION INITIATIVE TO THE LEGISLATURE NO. 591

Pursuant to Article II, Section 1, of the Washington State Constitution and RCW 29A.72.230, prior to the deadline of January 3, the Office of the Secretary of State received signature petitions submitted in support of Initiative to the Legislature No. 591, "Protect Our Gun Rights."

The Office of the Secretary of State is currently examining signatures. Article II, Section 1, of the Washington State Constitution requires 246,372 valid signatures. I hereby attach a true and correct copy of Initiative to the Legislature No. 591.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington this 7th day of January, 2014.

Kim Wyman
 Secretary of State

PROVISIONAL CERTIFICATION INITIATIVE TO THE LEGISLATURE NO. 594

Pursuant to Article II, Section 1, of the Washington State Constitution and RCW 29A.72.230, prior to the deadline of January 3, the Office of the Secretary of State received signature petitions submitted in support of Initiative to the Legislature No. 594, "Background Check for Gun Sales and Transfers."

The Office of the Secretary of State is currently examining signatures. Article II, Section 1, of the Washington State Constitution requires 246,372 valid signatures.

I hereby attach a true and correct copy of Initiative to the Legislature No. 594.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington this 7th day of January, 2014.

Kim Wyman
 Secretary of State

RESIGNATION OF REPRESENTATIVE DAVE UPTHEGROVE

December 15, 2013

The Honorable Jay Inslee,
 Governor, State of Washington
 Post Office Box 40002
 Olympia, WA 98504

Dear Governor Inslee,

I am hereby submitting my resignation from the Washington State Legislature effective at the end of the day today, December 15th, 2013.

I previously submitted a letter identifying December 31st as my final day. By way of this letter, I am moving up the effective date of my resignation.

Sincerely,

Dave Upthegrove
 State Representative
 33rd District (Position 2)

MESSAGE FROM THE KING COUNTY COUNCIL

December 17, 2013

A MOTION making an appointment to fill the vacancy in the position of state representative for the 33rd legislative district.

WHEREAS , a vacancy exists in the position of state representative for the 33rd legislative district due to the resignation of Representative Dave Upthegrove following his election as King County councilmember representing council district five, and

WHEREAS , the 33rd legislative district Democratic precinct committee officers have met to consider candidates for the position, and

WHEREAS , the King County Democratic Central Committee has submitted the names of three nominees to fill the vacancy;

NOW, THEREFORE, BE IT MOVED by the Council of King County: Mia Gregerson is hereby appointed to the position of state representative for the 33rd legislative district.

KING COUNTY COUNCIL
 KING COUNTY, WASHINGTON

Anne Noris, Clerk of the Council

RESIGNATION OF REPRESENTATIVE JAMIE PEDERSEN

December 11, 2013

The Honorable Jay Inslee
 Governor, State of Washington
 Legislative Building

Olympia, WA 98504

Dear Governor Inslee:

As you are aware, Senator Ed Murray was elected as Mayor of Seattle and has tendered his resignation as State Senator for the 43rd Legislative District. Pursuant to Article II, Section 15 of the Washington State Constitution, the King County Democratic Central Committee has nominated me to fill the 43rd District Senate seat and has also made nominations for my successor in the House of Representatives, contingent on my appointment by the King County Council to the Senate seat.

In order to promote a quick and orderly succession and continuity of representation for the 43rd District in the state legislature, I am writing to let you know that I will resign from Position 1 from the 43rd District in the House of Representatives immediately after (and contingent on) my appointment to the 43rd District State Senate seat. I understand that the King County Council intends to act on the appointment on December 16, 2013.

It has been both an honor and a privilege to have served in the House of Representatives for the last seven years. I will greatly miss my colleagues and the outstanding staff there, but I look forward to continuing to work on behalf of the people of the State of Washington with you and them, as well as my new colleagues, from my position in the Senate.

Yours truly,

Jamie Pedersen

MESSAGE FROM THE KING COUNTY COUNCIL

December 17, 2013

A MOTION making an appointment to fill the vacancy in the position of state representative for the 43rd legislative district.

WHEREAS, a vacancy exists in the position of state representative for the 43rd legislative district due to the resignation of Representative Jamie Pedersen following his appointment as state senator for the 43rd legislative district, and

WHEREAS, the 43rd legislative district Democratic precinct committee officers have met to consider candidates for the position, and

WHEREAS, the King County Democratic Central Committee has submitted the names of three nominees to fill the vacancy;

NOW, THEREFORE, BE IT MOVED by the Council of King County: Brady Walkinshaw is hereby appointed to the position of state representative for the 43rd legislative district.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Anne Noris, Clerk of the Council

RESIGNATION OF REPRESENTATIVE JOHN McCOY

November 27, 2013

Honorable Jay Inslee
Governor, State of Washington
Legislative Building
Olympia, WA 98504

Dear Governor Inslee,

I'm proud to accept the appointment of Senator to the 38th Legislative District and therefore officially resigning my elected position as 38th District State Representative, Position 1. Pursuant to RCW 42.12.020, please accept this as my formal resignation from the Washington State House of Representatives. My resignation will be effective November 27, 2013.

It's been an honor and privilege to serve with my colleagues in the House of Representatives since January 1, 2003. I look forward to continuing my work on behalf of the great people of 38th in the role of Senator.

Sincerely,

John McCoy

MESSAGE FROM THE SNOHOMISH COUNTY COUNCIL

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

MAKING AN APPOINTMENT TO FILL THE VACANCY IN WASHINGTON STATE HOUSE OF REPRESENTATIVES, DISTRICT 38

WHEREAS, a vacancy was created in the office of Washington State House of Representatives, District 38, position 1, due to the appointment of John McCoy to the Washington State Senate, District 38; and

WHEREAS, pursuant to Article II, Section 15, of the Washington State Constitution, three persons were nominated by the county central committee of the Snohomish County Democrats, the party represented by Mr. McCoy, for consideration of appointment to the office of State Senator by the Snohomish County Council; and

WHEREAS, on December 16, 2013, the County Council conducted interviews with the three nominees and examined the qualifications of each nominee to fill the vacancy until a successor is elected and qualified;

NOW, THEREFORE, ON MOTION, pursuant to Article II, Section 15, of the Washington Constitution, the Snohomish County Council hereby appoints June Robinson to the office of Washington State Representative, District 38, position 1, until a successor is duly elected and qualified after the 2014 general election.

PASSED this 16TH day of December, 2013.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

RESIGNATION OF REPRESENTATIVE LARRY CROUSE

October 23, 2013

The Honorable Jay Inslee
Governor, State of Washington
Legislative Building
Olympia, Washington 98504

Dear Governor Inslee,

Please accept this as my formal resignation from the Washington State House of Representatives, effective midnight, December 31, 2013.

Health issues affecting both me and my wife will prevent me from returning for the 2014 legislative session. I have chosen to step down now in order to allow for an orderly appointment process and a smooth transition for my successor.

It has been an honor to serve our state with you and to represent the people of the 4th Legislative District in the Washington State Legislature.

Sincerely,

Larry Crouse
State Representative
4th Legislative District

**MESSAGE FROM THE BOARD OF COUNTY
COMMISSIONERS OF SPOKANE COUNTY**

WHEREAS, pursuant to the provisions of RCW 36.32.1 20(6), the Board of County Commissioners of Spokane County, Washington (sometimes hereinafter referred to as "Board" or "Board of County Commissioners") has the care of County property and the management of County funds and business; and

WHEREAS, pursuant to the provisions of Article II, § 15 of the Washington State Constitution, when a vacancy occurs in either the House of the Legislature, or in any partisan County elected office, it shall be filled by appointment by the Board of County Commissioners of the County in which the vacancy occurs provided that the vacancy must be from the same legislative district, County, or County Commissioner District and the same political party as the legislator or partisan County elective officer whose office has been vacated, and shall be one of three persons who shall be nominated by the County Central Committee of that party; and

WHEREAS, Larry Crouse retired as State Representative from the Position One, 4th Legislative District of the State of Washington, effective December 31, 2013; and

WHEREAS, pursuant to the provisions of Article II, § 15 of the Washington State Constitution, the Spokane County Republican Party, through correspondence dated December 13, 2013, submitted a letter to the Board of County Commissioners of Spokane County, containing the names of three persons who were nominated by the Spokane County Republican Party to fill the vacancy in Position One, State Representative, 4th Legislative District.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Spokane County, pursuant to the provisions of Article II, § 15 of the Washington State Constitution and the letter submitted to the Board of County Commissioners dated December 13, 2013, from the Spokane County Republican Party, that the Board does hereby appoint:

LEONARD CHRISTIAN

to fill the vacancy in Position One, State Representative, 4th Legislative District of the State of Washington and to hold such office until his or her successor is elected at the next General Election, and has qualified.

PASSED AND ADOPTED this 8th day of January 2014.

BOARD OF COUNTY COMMISSIONERS OF SPOKANE
COUNTY, WASHINGTON

AL FRENCH, CHAIR

Daniela Erickson, Clerk of the Board

RESIGNATION OF REPRESENTATIVE JAN ANGEL

December 17, 2013

The Honorable Jay Inslee
Governor of the State of Washington
P.O. Box 40002
Olympia, WA 98504

Dear Governor Inslee,

It has been my honor to serve in the Washington State House of Representatives for the past five years. As I will be sworn in today to become the 26th District Senator, I am hereby resigning my position as Representative for the 26th District, Position #1.

Respectfully,

Jan Angel

**RESIGNATION OF REPRESENTATIVE GARY
ALEXANDER**

November 14, 2013

Barbara Baker, Chief Clerk
House of Representatives
P O Box 40600
Olympia WA 98504

Dear Ms. Baker,

Please accept this letter of my resignation as Washington State Representative, District 2, Position 1 effective December 31, 2013.

It has been my pleasure to serve as an elected official for 20 years' - 3 years as an Olympia Port Commission and 17 years as a State Representative for the citizens of District 20 and District 2. If you combine that with 25 years in the executive branch of state government, I have enjoyed a career of working with thousands of dedicated public officials and state employees.

I am hopeful that the example of the two recent negotiated bipartisan budgets will be the model for the future.

I wish a fond farewell to all my friends and colleagues in both chambers, and I will always cherish having had the opportunity to serve.

Gary C Alexander
State Representative

SPEAKER'S PRIVILEGE

The Speaker asked the body to welcome its new members.

POINT OF PERSONAL PRIVILEGE

Representative Kristiansen:

Thank you Mr. Speaker. Well, Welcome to our new members. Good Luck. Hopefully we will only have one session this year, right Mr. Speaker?

First of all, I would like to welcome you all back, I think there are a few of us who have been here all year and so the rest of you, thank you for coming and visiting us for the next couple of months.

Mr. Speaker, I want to thank you for the opportunity to speak before the body today and I want to thank the members of the House of Representatives and the citizens of the state of Washington for at

times putting up with us and hopefully you understand that we do have your best interests in mind with the work that is before us.

Mr. Speaker, I want to let you know that myself and my caucus come here for this 2014 session ready to continue the work that I believe we ended on in 2013 of some bipartisan support among each other, working together in a bipartisan fashion. I think, Mr. Speaker, that you will find that my caucus and your caucus have a lot of things in common. We are concerned about education. We are concerned about the most vulnerable amongst us. Yes, there are some transportation issues. There are a lot of things, I think, Mr. Speaker, that the public may not be aware of and that is that most of the bills that actually leave out of this body are voted on unanimously if not near unanimously.

There are a few of these issues however and even some that I mentioned before that have this tendency to bring out the emotions, to bring out the debate that sometimes can get a little bit awkward, but I do want you to know Mr. Speaker, that you know while I think that we do have some common ground while I believe that our focus Mr. Speaker as we move forward is going to be towards not only getting out of here on time but getting out of here with a responsible budget that is sustainable that deals with the outcomes of our children in Washington state when it comes to our education system. I know that's what we all want. I know Mr. Speaker that as we move forward on these things that there are going to be differences and as a minority party the minority party's job is to represent the minority and that is what we want to make sure you understand. We are here to do, we will debate the issues we are prepared to do that as those issues come before us. But I also want you to know Mr. Speaker and members of this body that we will do so in a respectful fashion. Though we are all citizens of the state of Washington, I am born and raised here, and I wouldn't be doing this job and I know you wouldn't be doing this job if you didn't care about the citizens of this state and the future of where we're going not only as a state and as a country.

Mr. Speaker, I want to thank you again for the job you are doing up here and if you have any questions I'd be glad to meet with you in your office or with a smaller group of people.

Again, thank you Mr. Speaker.

SPEAKER'S PRIVILEGE

Speaker of the House Frank Chopp: "Thank you. Before I begin my remarks, please let me introduce my wife, Nancy Long.

With only 60 days, we have plenty of challenges and opportunities before us. Let me highlight a few:

Last year, we made some progress in funding basic education. This year, we must take the next steps to meet our constitutional responsibility --- the education of our kids, and to support those who work ---day in and day out ---to carry out that responsibility. We must turn McCleary into reality!

Last year, we made the greatest advancement in health care access in state history, ensuring that all of our people can have the health care they need. With our highly successful Washington Apple Health program, we are national leaders in health care. This year, we must focus our attention on helping those with mental illness and those with disabilities. It is a disgrace to park people in hospital hallways. It is a disgrace to let the homeless mentally ill die on the streets. This has got to end!

Just a few weeks ago, we took action to save tens of thousands of jobs. Now we must work towards ensuring that people throughout our state are able to share in the recovery from the Great Recession. While our economy is growing, so is income inequality. We must help create jobs for the unemployed and promote prosperity for all.

We have a choice to make: We can ignore these challenges and make up excuses for not acting, or we can make progress on the

critical issues of our time, and make a real difference in the lives of our people, particularly in the lives of young people in our state.

Let me give you one shining example of how to do that: the College Success Foundation. For many years now, this legislature has provided a bit of financial support to the Foundation. It is one of the best investments we have ever made. For over 10 years, the Foundation has provided a unique system of scholarships and mentoring that has allowed thousands of underserved, low-income, high potential students finish high school, graduate from college, and succeed in life. It is a proven model. For example, its program in Tacoma, has a near perfect record helping students graduate from high school. At its annual event this past fall, the Foundation introduced its new CEO, Yolanda Watson Spiva. She has a 20 year record of service to young people and a PhD from Georgia State University. Yolanda, would you please stand to be recognized? That same event also recognized the co-founder and former CEO of the Foundation, Bob Craves. Over 10 years, he raised nearly \$500 million for scholarships and programs that allowed more than 10,000 students to go to college. In years past, he also served as Chair of Washington's Communities in Schools, and as Chair of the Washington State Higher Education Coordinating Board. Way back when, Bob was also one of the founding officers of a little wholesale company that you might have heard of. Bob, you have made a real difference in the lives of so many! Please stand so we can thank you! What was most inspiring about the Foundation's event, were the speeches by the students who were helped by the Foundation.

The name of one student: America Yorita-Carrion. America! What a great name! I'd like to share with you America's story. In the year 2000, she was 17 and a senior at Davis High School in Yakima, an honors and an International Baccalaureate student with a 3.8 GPA. She hoped to go to college, but had no idea how'd she get there. Her senior year, she can remember walking into her school cafeteria, eager to learn about a new scholarship. America showed up, overcoming her fears that this would be yet another opportunity that would not be available to her. She was fortunate to have a loving and supportive family who made education a priority. But her reality, like the reality of far too many students, is that even with love and support, the dream of a college education was beyond reach. Her parents were agricultural fieldworkers in the Yakima Valley. Starting when she was 9 years old, America would arrive in the fields by 5:30 in the morning with her parents and siblings to pick fruit before the sun came up. It was hot, hard, physical work. It wasn't their favorite thing to do, but the children knew they were helping their family. As they filled their buckets with apples, pears, or cherries, they dreamed about a future filled with possibilities. So when the College Success Foundation arrived at her school, she had hope. But it was a cautious hope in the face of reality. Can you imagine her family's joy when she was selected as one of the Foundation's Achiever Scholars? A year later, she was attending Whitman College. In 2005, she walked off stage with a college degree in hand. The College Success Foundation validated not only her dreams, but the dreams of her parents who sacrificed in unimaginable ways to give America and her siblings a better life than they had.

There are thousands of stories like America's. America could not get away from work to be with us today. But we have two of her sisters, Genesis Carrion and Maria Rocio, and we have other young people here who have their own dreams. Moses Chege, originally from Kenya and now a student in Tacoma, a Junior ROTC Cadet, varsity athlete, and worship leader in his church. Tania Santiago, from Redmond, who is Miss Hispanic Seafair, and works as a paralegal. Fredy Zarate, accounting student, who works the graveyard shift at a grocery store to make ends meet. Marco Garcia, from Tacoma, a Whitworth Graduate and a community leader. Cristina Martinez-Monano, a running start student at Green River

Community College who works two part-time jobs to pay for college. Will you please stand and let us recognize you!

It was because of young people like these, that our own State Representative Phyllis Gutierrez Kenney, sponsored House Bill 1079 ten years ago, to promote equality for in-state tuition. Phyllis was herself a farm worker in a migrant family, pulling potatoes out of the ground in Wapato, starting when she was 5 years old. Phyllis is here with us today. Please join me in recognizing her! With the passage of House Bill 1079, we freed the dreams of thousands of young people to go to college.

For legislators here today, I ask that you find your own inspiration to increase opportunities for all of our young people. I often look to my own family for inspiration. My grandparents left Croatia and came to this country about 100 years ago. Some came without the proper paperwork, like my Uncle Slava, who made his way to south Tacoma. My relatives came to this nation, like many of yours, in the aftermath of wars, to escape religious persecution, to get a job, or to simply find a better life for themselves and their kids. Thank God they made it to America!

This is not just personal to me. It is fundamental to our state and nation. Our nation is a land of immigrants. Washington is the state that is most dependent on international trade. And in our state constitution, we are called upon to provide an education to all students who reside in our state.

My Uncle Slava – by the way, the word “slava” means “glory” in Croatian, he never had the chance to go to college. But, like many of your immigrant relatives, Slava was, in his own way, a dreamer. In fact, we are all dreamers. We dream about an education and a head start for our kids. We dream of the security of having health care to be there when we need it. We dream of a better wage in a good job, and a way to save for retirement. People come to Washington State from many places on earth. Yolanda from Georgia. America from Mexico. Slava from Croatia. I am so happy they came here. I know that Uncle Slava made south Tacoma a better place. And I am convinced that young people like America will make America a better place for us all.

Thank you for listening.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTIONS AND FIRST READING

There being no objection, HOUSE CONCURRENT RESOLUTION NO. 4414 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 4414, by Representatives Sullivan and Kretz

Convening the House of Representatives and Senate in Joint Session to receive the State of the State message of Governor Jay Inslee.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

Representative Sullivan spoke in favor of the adoption of the resolution.

The Speaker stated the question before the House to be the adoption of House Concurrent Resolution No. 4414.

HOUSE CONCURRENT RESOLUTION NO. 4414 was adopted.

There being no objection, the House reverted to the fourth order of business.

INTRODUCTION & FIRST READING

There being no objection, HOUSE CONCURRENT RESOLUTION NO. 4415 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 4415, by Representatives Sullivan and Kretz

Specifying the status of bills, resolutions, and memorials.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

Representative Sullivan spoke in favor of the adoption of the resolution.

The Speaker stated the question before the House to be the adoption of House Concurrent Resolution No. 4415.

HOUSE CONCURRENT RESOLUTION NO. 4415 was adopted.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of ENGROSSED SUBSTITUTE HOUSE BILL NO. 1817 and the bill was placed on the third reading calendar.

There being no objection, the House reverted to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1817, by House Committee on Higher Education (originally sponsored by Representatives Hudgins, Chandler, Pettigrew, Ross, Appleton, Moscoso, Santos, Goodman, McCoy, Hunt, Springer, Pollet, Freeman, Habib, Reykdal, Tarleton, Liias, Sawyer, Wylie, Sells, Fitzgibbon, Pedersen, Ryu, Riccelli, Farrell, Cody, Dunshee, Bergquist, Roberts, Maxwell and Fey).

Adding eligibility criteria for higher education financial aid.

The bill was read the third time.

Representatives Hudgins, Chandler, Santos and Smith spoke in favor of the passage of the bill.

Representative Haler spoke against the passage of the bill.

MOTIONS

On motion of Representative Harris, Representatives Condotta and Hope were excused.

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1817.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1817, and the bill passed the House by the following vote: Yeas, 71; Nays, 23; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, DeBolt, Dunshee, Fagan,

Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hayes, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Lias, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Dahlquist, Haler, Hargrove, Harris, Hawkins, Holy, Klippert, Kristiansen, MacEwen, Magendanz, Manweller, Orcutt, Overstreet, Parker, Pike, Rodne, Schmick, Scott, Shea, Taylor and Vick.

Excused: Representatives Condotta and Hope.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1817, having received the necessary constitutional majority, was declared passed.

FORMATTING CHANGED TO ACCOMMODATE TEXT

RESOLUTION**HOUSE RESOLUTION NO. 4659, by Representatives Sullivan and Kretz**

WHEREAS, The House of Representatives adopted permanent rules for the Sixty-Third Legislature (2013-2014) under House Resolution No. 2013-4608;

NOW, THEREFORE, BE IT RESOLVED, That Rules 1, 19, and 23 as set forth in House Resolution No. 2013-4608 are amended to read as follows:

PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES
SIXTY-THIRD LEGISLATURE 2013-2014

HOUSE RULE NO.

Rule 1	Definitions
Rule 2	Chief Clerk to Call to Order
Rule 3	Election of Officers
Rule 4	Powers and Duties of the Speaker
Rule 5	Chief Clerk
Rule 6	Duties of Employees
Rule 7	Admission to the House
Rule 8	Absentees and Courtesy
Rule 9	Bills, Memorials and Resolutions - Introductions
Rule 10	Reading of Bills
Rule 11	Amendments
Rule 12	Final Passage
Rule 13	Hour of Meeting, Roll Call and Quorum
Rule 14	Daily Calendar and Order of Business
Rule 15	Motions
Rule 16	Members Right to Debate
Rule 17	Rules of Debate
Rule 18	Ending of Debate - Previous Question
Rule 19	Voting
Rule 20	Reconsideration
Rule 21	Call of the House
Rule 22	Appeal from Decision of Chair
Rule 23	Standing Committees
Rule 24	Duties of Committees
Rule 25	Standing Committees - Expenses - Subpoena Power
Rule 26	Vetoed Bills
Rule 27	Suspension of Compensation
Rule 28	Smoking
Rule 29	Liquor
Rule 30	Parliamentary Rules
Rule 31	Standing Rules Amendment
Rule 32	Rules to Apply for Assembly
Rule 33	Legislative Mailings

Definitions

Rule 1. "Absent" means an unexcused failure to attend.

"Term" means the two-year term during which the members as a body may act.

"Session" means a constitutional gathering of the house in accordance with Article 2 § 12 of the state Constitution.

"Committee" means any standing, conference, joint, or select committee as so designated by rule or resolution, and also means any standing committee subcommittee.

"Fiscal committee" means the appropriations, capital budget, finance and transportation committees, and the appropriations subcommittees on education, general government & information technology, and health & human services.

"Bill" means bill, joint memorial, joint resolution, or concurrent resolution unless the context indicates otherwise.

Chief Clerk to Call to Order

Rule 2. It shall be the duty of the chief clerk of the previous term to call the house to order and to conduct the proceedings until a speaker is chosen.

Election of Officers

Rule 3. The house shall elect the following officers at the commencement of each term: Its presiding officer, who shall be styled speaker of the house; a speaker pro tempore, who shall serve in absence or in case of the inability of the speaker; a deputy speaker pro tempore, who shall serve in absence or in case of the inability of the speaker and speaker pro tempore; and a chief clerk of the house. Such officers shall hold office during all sessions until the convening of the succeeding term: PROVIDED, HOWEVER, That any of these offices may be declared vacant by the vote of a constitutional majority of the house, the members voting viva voce and their votes shall be entered on the journal. If any office is declared vacant, the house shall fill such vacant office as hereinafter provided. In all elections by the house a constitutional majority shall be required, the members shall vote viva voce and their votes shall be entered on the journal. (Art. II § 27)

Powers and Duties of the Speaker

Rule 4. The speaker shall have the following powers and duties:

(A) The speaker shall take the chair and call the house to order precisely at the hour appointed for meeting and if a quorum be present, shall cause the journal of the preceding day to be read and shall proceed with the order of business.

(B) The speaker shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber or legislative area, shall order the sergeant at arms to suppress the same and may order the sergeant at arms to remove any person creating any disturbance within the house chamber or legislative area.

(C) The speaker may speak to points of order in preference to other members, arising from the seat for that purpose, and shall decide all questions of order subject to an appeal to the house by any member, on which appeal no member shall speak more than once without leave of the house.

(D) The speaker shall sign all bills in open session. (Art. II § 32)

(E) The speaker shall sign all writs, warrants, and subpoenas issued by order of the house, all of which shall be attested to by the chief clerk.

(F) The speaker shall have the right to name any member to perform the duties of the chair, but such substitution shall neither extend beyond adjournment nor authorize the representative so substituted to sign any documents requiring the signature of the speaker.

(G) The speaker, in open session, shall appoint committee chairs as selected by the majority party caucus, and shall appoint members to committees in the same ratio as the membership of the respective parties of the house, unless otherwise provided by law or house rules.

(H) The speaker shall serve as chair of the rules committee.

(I) The speaker shall have charge of and see that all officers, attaches, and clerks perform their respective duties.

(J) The speaker pro tempore shall exercise the duties, powers, and prerogatives of the speaker in the event of the speaker's death, illness, removal, or inability to act until the speaker's successor shall be elected.

Chief Clerk

Rule 5. The chief clerk shall perform the usual duties pertaining to the office, and shall hold office until a successor has been elected.

The chief clerk shall employ, subject to the approval of the speaker, all other house employees; the hours of duty and assignments of all house employees shall be under the chief clerk's directions and instructions, and they may be dismissed by the chief clerk with the approval of the speaker. The speaker shall sign and the chief clerk shall countersign all payrolls and vouchers for all expenses of the house and appropriately transmit the same. In the event of the chief clerk's death, illness, removal, or inability to act, the speaker may appoint an acting chief clerk who shall exercise the duties and powers of the chief clerk until the chief clerk's successor shall be elected.

Duties of Employees

Rule 6. Employees of the house shall perform such duties as are assigned to them by the chief clerk. Under no circumstances shall the compensation of any employee be increased for past services. No house employee shall seek to influence the passage or rejection of proposed legislation.

Admission to the House

Rule 7. It shall be the general policy of the house to keep the chamber clear as follows:

(A) The sergeant at arms shall admit only the following individuals to the wings and adjacent areas of the house chamber for the period of time beginning one-half hour prior to convening and ending one-half hour following the adjournment of the house's daily session:

The governor or designees, or both;
 Members of the senate;
 State elected officials;
 Officers and authorized employees of the legislature;
 Former members of the house who are not advocating any pending or proposed legislation;
 Representatives of the press;
 Other persons with the consent of the speaker.

(B) Only members, pages, sergeants at arms, and clerks are permitted on the floor while the house is in session.

(C) Lobbying in the house chamber or in any committee room or lounge room is prohibited when the house or committee is in session unless expressly permitted by the house or committee. Anyone violating this rule will forfeit his or her right to be admitted to the house chamber or any of its committee rooms.

Absentees and Courtesy

Rule 8. No member shall be absent from the service of the house without leave from the speaker. When the house is in session, only the speaker shall recognize visitors and former members.

Bills, Memorials and Resolutions - Introductions

Rule 9. Any member desiring to introduce a bill shall file the same with the chief clerk. Bills filed by 10:00 a.m. shall be introduced at the next daily session, in the order filed: PROVIDED, That if such introduction is within the last ten days of a regular session, it cannot be considered without a direct vote of two-thirds (2/3) of all the members elected to each house with such vote recorded and entered upon the journal. (Art. II § 36)

Any returning member or member-elect may prefile a bill with the chief clerk commencing the first Monday in December preceding any regular session or twenty (20) days before any special session. Prefiled bills shall be introduced on the first legislative day.

All bills shall be endorsed with a statement of the title and the name of the member or members introducing the same. The chief clerk shall attach to all bills a substantial cover bearing the title and sponsors and shall number each bill in the order filed. All bills shall be printed unless otherwise ordered by the house.

Any bill introduced at any session during the term shall be eligible for action at all subsequent sessions during the term.

Reading of Bills

Rule 10. Every bill shall be read on three separate days: PROVIDED, That this rule may be temporarily suspended at any time by a two-thirds (2/3) vote of the members present; and that on and after the fifth day prior to the day of adjournment sine die of any session, as determined pursuant to Article II, Section 12 of the state Constitution or concurrent resolution, or on and after the third day prior to the day a bill must be reported from the house as established by concurrent resolution, this rule may be suspended by a majority vote.

A bill may be returned to second reading for the purpose of amendment by a suspension of the rules: PROVIDED, That on and after the fifth day prior to the day of adjournment sine die of any session, as determined pursuant to Article II, section 12 of the state Constitution or concurrent resolution, or on and after the third day prior to the day a bill must be reported from the house as established by concurrent resolution, this rule may be suspended and a bill returned to second reading for the purpose of amendment by a majority vote.

(A) **FIRST READING.** The first reading of a bill shall be by title only, unless a majority of the members present demand a reading in full.

After the first reading the bill shall be referred to an appropriate committee.

Upon being reported out of committee, all bills shall be referred to the rules committee, unless otherwise ordered by the house.

The rules committee may, by majority vote, refer any bill in its possession to a committee for further consideration. Such referral shall be reported to the house and entered in the journal under the fifth order of business.

(B) **SECOND READING.** Upon second reading, the bill number and short title and the last line of the bill shall be read unless a majority of the members present shall demand its reading in full. The bill shall be subject to amendment section by section. No amendment shall be considered by the house until it has been sent to the chief clerk's desk in writing, distributed to the desk of each member, and read by the clerk. All amendments adopted during second reading shall be securely fastened to the original bill. All amendments rejected by the house shall be passed to the minute clerk, and the journal shall show the disposition of such amendments.

When no further amendments shall be offered, the speaker shall declare the bill has passed its second reading.

(C) **SUBSTITUTE BILLS.** When a committee reports a substitute for an original bill with the recommendation that the substitute bill do pass, it shall be in order to read the substitute the first time and have the same printed. A motion for the substitution shall not be in order until the second reading of the original bill.

(D) **THIRD READING.** Only the last line of bills shall be read on third reading unless a majority of the members present demand a reading in full. No amendments to a bill shall be received on third reading but it may be referred or recommitted for the purpose of amendment.

(E) **SUSPENSION CALENDAR.** Bills may be placed on the second reading suspension calendar by the rules committee if at least two minority party members of the rules committee join in such motion. Bills on the second reading suspension calendar shall not be subject to amendment or substitution except as recommended in the committee report. When a bill is before the house on the suspension calendar, the question shall be to adopt the committee recommendations and advance the bill to third reading. If the question fails to receive a two-thirds vote of the members present, the bill shall be referred to the rules committee for second reading.

(F) **HOUSE RESOLUTIONS.** House resolutions shall be filed with the chief clerk who shall transmit them to the rules committee. If a rules committee meeting is not scheduled to occur prior to a time necessitated by the purpose of a house resolution, the majority leader and minority leader by agreement may waive transmission to the rules committee to permit consideration of the resolution by the house. The rules committee may adopt house resolutions by a sixty percent majority vote of its entire membership or may, by a majority vote of its members, place them on the motions calendar for consideration by the house. House resolutions are not subject to debate, except for resolutions necessary for the operation of the house, and resolutions commemorating Children's Day, Day of Remembrance, Martin Luther King Jr. Day, National Guard Day, and President's Day.

(G) **CONCURRENT RESOLUTIONS.** Reading of concurrent resolutions may be advanced by majority vote.

Amendments

Rule 11. The right of any member to offer amendments to proposed legislation shall not be limited except as provided in Rule 10(E) and as follows:

(A) **AMENDMENTS TO BE OFFERED IN PROPER FORM.** The chief clerk shall establish the proper form for amendments and all amendments offered shall bear the name of the member who offers the same, as well as the number and section of the bill to be amended.

(B) **COMMITTEE AMENDMENTS.** When a bill is before the house on second reading, amendments adopted by committees and recommended to the house shall be acted upon by the house before any amendments that may be offered from the floor.

(C) **SENATE AMENDMENTS TO HOUSE BILLS.** A house bill, passed by the senate with amendment or amendments which shall change the scope and object of the bill, upon being received in the house, shall be referred to the appropriate committee and shall take the same course as for original bills unless a motion not to concur is adopted prior to the bill being referred to committee.

(D) **AMENDMENTS TO BE GERMANE.** No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment; and no bill or resolution shall at any time be amended by annexing thereto or incorporating therein any other bill or resolution pending before the house.

(E) **SCOPE AND OBJECT NOT TO BE CHANGED.** No amendment to any bill shall be allowed which shall change the scope and object of the bill. This objection may be raised at any time an amendment is under consideration. The speaker may allow the person raising the objection and the mover of the amendment to provide brief arguments as to the merits of the objection. (Art. II § 38)

(F) **NO AMENDMENT BY REFERENCE.** No act shall ever be revised or amended without being set forth at full length. (Art. II § 37)

(G) **TITLE AMENDMENTS.** The subject matter portion of a bill title shall not be amended in committee or on second reading. Changes to that part of the title after the subject matter statement shall either be presented with the text amendment or be incorporated by the chief clerk in the engrossing process.

Final Passage

Rule 12. Rules relating to bills on final passage are as follows:

(A) **BUDGET BILLS.** No final passage vote may be taken on an operating budget, transportation budget, or capital budget bill until twenty-four (24) hours after the bill is placed on the third reading calendar. The twenty-four (24) hour requirement does not apply to conference reports, which are governed by Joint Rule 20, or to bills placed on the third reading calendar by a two-thirds (2/3) vote of the members present.

(B) **RECOMMITMENT BEFORE FINAL PASSAGE.** A bill may be recommitted at any time before its final passage.

(C) **FINAL PASSAGE.** No bill shall become a law unless on its final passage the vote be taken by yeas and nays, the names of the members voting for and against the same be entered on the journal of each house, and a majority of the members elected to each house be recorded thereon as voting in its favor. (Art. II § 22)

(D) **BILLS PASSED - CERTIFICATION.** When a bill passes, it shall be certified to by the chief clerk, said certification to show the date of its passage together with the vote thereon.

Hour of Meeting, Roll Call and Quorum

Rule 13. (A) **HOUR OF MEETING.** The speaker shall call the house to order each day of sitting at 10:00 A.M., unless the house shall have adjourned to some other hour.

(B) **ROLL CALL AND QUORUM.** Before proceeding with business, the roll of the members shall be called and the names of those absent or excused shall be entered on the journal. A majority of all the members elected must be present to constitute a quorum for the transaction of business. In the absence of a quorum, seven members with the speaker, or eight members in the speaker's absence, having chosen a speaker pro tempore, shall be authorized to demand a call of the house and may compel the attendance of absent members in the manner provided in Rule 21(B). For the purpose of determining if a quorum be present, the speaker shall count all members present, whether voting or not. (Art. II § 8)

(C) The house shall adjourn not later than 10:00 P.M. of each working day. This rule may be suspended by a majority vote.

Daily Calendar and Order of Business

Rule 14. The rules relating to the daily calendar and order of business are as follows:

(A) **DAILY CALENDAR.** Business of the house shall be disposed of in the following order:

First: Roll call, presentation of colors, prayer, and approval of the journal of the preceding day.

Second: Introduction of visiting dignitaries.

Third: Messages from the senate, governor, and other state officials.

Fourth: Introduction and first reading of bills, memorials, joint resolutions, and concurrent resolutions.

Fifth: Committee reports.

Sixth: Second reading of bills.

Seventh: Third reading of bills.

Eighth: Floor resolutions and motions.

Ninth: Presentation of petitions, memorials, and remonstrances addressed to the Legislature.

Tenth: Introduction of visitors and other business to be considered.

Eleventh: Announcements.

(B) **UNFINISHED BUSINESS.** The unfinished business at which the house was engaged preceding adjournment shall not be taken up until reached in regular order, unless the previous question on such unfinished business has been ordered prior to said adjournment.

(C) **EXCEPTIONS.** Exceptions to the order of business are as follows:

(1) The order of business may be changed by a majority vote of those present.

(2) By motion under the eighth order of business, a bill in the rules committee may be placed on the calendar by the affirmative vote of a majority of all members of the house.

(3) House resolutions and messages from the senate, governor, or other state officials may be read at any time.

Motions

Rule 15. Rules relating to motions are as follows:

(A) **MOTIONS TO BE ENTERTAINED OR DEBATED.** No motion shall be entertained or debated until announced by the speaker and every motion shall be deemed to have been seconded. A motion shall be reduced to writing and read by the clerk, if desired by the speaker or any member, before it shall be debated and by the consent of the house may be withdrawn before amendment or action.

(B) **MOTIONS IN ORDER DURING DEBATE.** When a motion has been made and seconded and stated by the chair, the following motions are in order, in the rank named:

- (1) Privileged motions:
 - Adjourn
 - Adjourn to a time certain
 - Recess to a time certain
 - Reconsider
 - Demand for division
 - Question of privilege
 - Orders of the day

- (2) Subsidiary motions:

First rank:	Question of consideration
Second rank:	To lay on the table
Third rank:	For the previous question
Fourth rank:	To postpone to a day certain
	To commit or recommit
	To postpone indefinitely
Fifth rank:	To amend

- (3) Incidental motions:
- Points of order and appeal
 - Method of consideration
 - Suspension of the rules
 - Reading papers
 - Withdraw a motion
 - Division of a question

(C) THE EFFECT OF POSTPONEMENT - MOTIONS TO POSTPONE OR COMMIT. Once decided, no motion to postpone to a day certain, to commit, or to postpone indefinitely shall again be allowed on the same day and at the same stage of the proceedings. When a question has been postponed indefinitely, it shall not again be introduced during the session. The motion to postpone indefinitely may be made at any stage of the bill except when on first reading.

(D) MOTIONS DECIDED WITHOUT DEBATE. A motion to adjourn, to recess, to lay on the table and to call for the previous question shall be decided without debate.

All incidental motions shall be decided without debate, except that members may speak to points of order and appeal as provided in Rule 22.

Motions to adopt house resolutions shall be decided without debate, except as provided in Rule 10(F).

A motion for suspension of the rules shall not be debatable except that the mover of the motion may briefly explain the purpose of the motion and one member may briefly state the opposition to the motion.

(E) MOTION TO ADJOURN. A motion to adjourn shall always be in order, except when the house is voting or is working under the call of the house; but this rule shall not authorize any member to move for adjournment when another member has the floor.

Members Right to Debate

Rule 16. The methods by which a member may exercise his or her right to debate are as follows:

(A) RECOGNITION OF MEMBER. When any member desires to speak in debate or deliver any matter to the house, the member shall rise and respectfully address the speaker and pause until recognized.

(B) ORDER OF SPEAKING. When two or more members arise at once, the speaker shall name the one who is to speak.

(C) LIMITATION OF DEBATE. No member shall speak longer than ten (10) minutes without consent of the house: PROVIDED, That on and after the fifth day prior to the day of adjournment sine die of any session, as determined pursuant to Article II, Section 12 of the state Constitution or concurrent resolution, or on and after the third day prior to the day any bill must be reported from the house as established by concurrent resolution, no member shall speak more than three (3) minutes without the consent of the house. No member shall speak more than twice on the same question without leave of the house: PROVIDED, That the chair of the committee or the mover of the question may close debate if it is consistent with Rule 18 (Previous Question).

Rules of Debate

Rule 17. The rules for debate in the house are as follows:

(A) QUESTION OF PRIVILEGE. Any member may rise to a question of privilege and explain a personal matter, by leave of the speaker, but the member shall not discuss any pending question in such explanations.

(B) WITHDRAWAL OF MOTION, BILL, ETC. After a motion is stated by the speaker or a bill, memorial, resolution, petition, or remonstrance is read by the clerk, it shall be deemed to be in possession of the house, but may be withdrawn by consent of the house at any time before decision or amendment.

(C) READING OF A PAPER. When the reading of any paper is called for and is objected to by any member, it shall be determined by a vote of the house.

(D) **DISTRIBUTION OF MATERIALS.** Any materials of any nature distributed to the members' desks on the floor shall be subject to approval by the speaker and shall bear the name of at least one member granting permission for the distribution. This shall not apply to materials normally distributed by the chief clerk.

(E) **ORDER OF QUESTIONS.** All questions, whether in committee or in the house, shall be propounded in the order in which they are named except that in filling blanks, the largest sum and the longest time shall be put first.

(F) **DIVISION OF POINTS OF DEBATE.** Any member may call for a division of a question which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the house; but a motion to strike out and to insert shall not be divided. The rejection of a motion to strike out and to insert one proposition shall not prevent a motion to strike out and to insert a different proposition.

(G) **DECORUM OF MEMBERS.** While the speaker is putting the question, no member shall walk across or out of the house; nor when a member is speaking shall any member entertain private discourse or pass between the speaking member and the rostrum.

(H) **REMARKS CONFINED.** A member shall confine all remarks to the question under debate and avoid personalities. No member shall impugn the motive of any member's vote or argument.

(I) **EXCEPTION TO WORDS SPOKEN IN DEBATE.** If any member be called to order for words spoken in debate, the person calling the member to order shall repeat the words excepted to and they shall be taken down in writing at the clerk's table. No member shall be held in answer or be subject to the censure of the house for words spoken in debate if any other member has spoken before exception to them shall have been taken.

(J) **TRANSGRESSION OF RULES - APPEAL.** If any member, in speaking or otherwise, transgresses the rules of the house the speaker shall, or any member may, call the member to order, in which case the member so called to order shall immediately sit down unless permitted to explain; and the house shall, if appealed to, decide the case without debate; if there be no appeal, the decision of the chair shall prevail.

If the decision be in favor of the member called to order, the member shall be at liberty to proceed; if otherwise, and the case shall require it, the member shall be liable to the censure of the house.

Ending of Debate - Previous Question

Rule 18. The previous question may be ordered by a two-thirds (2/3) vote of the members present on all recognized motions or amendments which are debatable.

The previous question is not debatable and cannot be amended.

The previous question shall be put in this form: "Representative _____ demands the previous question. As many as are in favor of ordering the previous question will say 'Aye'; as many as are opposed will say 'No'."

The results of the motion are as follows: If determined in the negative, the consideration goes on as if the motion had never been made; if decided in the affirmative it shall have the effect of cutting off all debate and bringing the house to a direct vote upon the motion or amendment on which it has been ordered: PROVIDED HOWEVER, That when a bill is on final passage or when the motion to postpone indefinitely is pending, one of the sponsors of the bill or the chair of the committee may have the privilege of closing debate after the previous question has been ordered.

If an adjournment is had after the previous question is ordered, the motion or proposition on which the previous question was ordered shall be put to the house immediately following the approval of the journal on the next working day, thus making the main question privileged over all other business, whether new or unfinished.

Voting

Rule 19. (A) **PUTTING OF QUESTION.** The speaker shall put the question in the following form: "The question before the house is (state the question). As many as are in favor say 'Aye'; and after the affirmative vote is expressed, "as many as are opposed say 'No'."

(B) **ALL MEMBERS TO VOTE.** Every member who was in the house when the question was put shall vote unless, for special reasons, excused by the house.

All motions to excuse a member shall be made before the house divides or before the call for yeas and nays is commenced; and any member requesting to be excused from voting may make a brief and verbal statement of the reasons for making such request, and the question shall then be taken without further debate.

Upon a division and count of the house on the question, only members at their desks within the bar of the house shall be counted.

(C) **CHANGE OF VOTE.** When the electric roll call machine is used, no member shall be allowed to vote or change a vote after the speaker has locked the roll call machine. When an oral roll call is taken, no member shall be allowed to vote or change a vote after the result has been announced.

(D) **PRIVATE INTEREST.** No member shall vote on any question which affects that member privately and particularly. A member who has a private interest in any bill or measure proposed or pending before the legislature shall disclose the fact to the house of which he is a member, and shall not vote thereon. (Art. II § 30)

(E) **INTERRUPTION OF ROLL CALL.** Once begun, the roll call may not be interrupted. No member or other person shall visit or remain at the clerk's desk while the yeas and nays are being called.

(F) **YEAS AND NAYS - RECORDED VOTES.** Upon the final passage of any bill, the vote shall be taken by yeas and nays and shall be recorded by the electric voting system: PROVIDED, HOWEVER, That an oral roll call shall be ordered when demanded by one-sixth (1/6) of the members present. (Art. II § 21)

The speaker may vote last when the yeas and nays are called.

When the vote is by electric voting machine or by oral roll call on any question, it shall be entered upon the journal of the house. A recorded vote may be compelled by one-sixth (1/6) of the members present. A request for a recorded vote must be made before the vote is commenced.

(G) **TIE VOTE, QUESTION LOSES.** In case of an equal division, the question shall be lost.

(H) **DIVISION.** If the speaker is in doubt, or if division is called for by any member, the house shall divide.

(I) **STATEMENT FOR JOURNAL.** A member whose recorded vote does not accurately reflect his or her intent may submit a written statement for the journal clarifying their intent to vote aye or nay. The statement must be submitted to the chief clerk on the same day the vote is taken. A member who is excused for one or more days of recorded votes may submit a written statement for the journal explaining the reason for his or her absence. The statement may not exceed fifty words and must be submitted to the chief clerk on the same day the member returns.

Reconsideration

Rule 20. Notice of a motion for reconsideration on the final passage of bills shall be made on the day the vote to be reconsidered was taken and before the house has voted to transmit the bill to the senate.

Reconsideration of the votes on the final passage of bills must be taken on the next working day after such vote was taken: PROVIDED, That on and after the fifth day prior to the day of adjournment sine die of any session, as determined pursuant to Article II, Section 12 of the state Constitution, or concurrent resolution, or on and after the third day prior to the day a bill must be reported from the house as established by concurrent resolution, then reconsideration of votes on the final passage of bills must be taken on the same day as the original vote was taken.

A motion to reconsider an amendment may be made at any time the bill remains on second reading.

Any member who voted on the prevailing side may move for reconsideration or give notice thereof.

A motion to reconsider can be decided only once when decided in the negative.

When a motion to reconsider has been carried, its effect shall be to place the original question before the house in the exact position it occupied before it was voted upon.

Call of the House

Rule 21. One-sixth (1/6) of the members present may demand a call of the house at any time before the house has divided or the voting has commenced by yeas and nays.

(A) **DOORS TO BE CLOSED.** When call of the house has been ordered, the sergeant at arms shall close and lock the doors, and no member shall be allowed to leave the chamber: PROVIDED, That the rules committee shall be allowed to meet, upon request of the speaker, while the house stands at ease: AND PROVIDED FURTHER, That the speaker may permit members to use such portions of the fourth floor as may be properly secured.

(B) **SERGEANT AT ARMS TO BRING IN THE ABSENTEES.** The clerk shall immediately call a roll of the members and note the absentees, whose names shall be read and entered upon the journal in such manner as to show who are excused and who are absent without leave.

The clerk shall furnish the sergeant at arms with a list of those who are absent without leave, and the sergeant at arms shall proceed to bring in such absentees; but arrests of members for absence shall not be made unless ordered by a majority of the members present.

(C) **HOUSE UNDER CALL.** While the house is under a call, no business shall be transacted except to receive and act on the report of the sergeant at arms; and no other motion shall be in order except a motion to proceed with business under the call of the house, a motion to excuse absentees, or a motion to dispense with the call of the house. The motion to proceed with business under the call of the house and the motion to excuse absent members shall not be adopted unless a majority of the members elected vote in favor thereof. The motion to dispense with the call of the house may be adopted by a majority of the members present.

Appeal from Decision of Chair

Rule 22. The decision of the chair may be appealed from by any member, on which appeal no member shall speak more than once unless by leave of the house. In all cases of appeal, the question shall be: "Shall the decision of the chair stand as the judgment of the house?"

Standing Committees

Rule 23. The standing committees of the house and the number of members that shall serve on each committee shall be as follows:

1. Agriculture & Natural Resources..... 15

2.	Appropriations	31
	a. Appropriations Subcommittee on Education	10
	b. Appropriations Subcommittee on General Government & <u>Information Technology</u>	9
	c. Appropriations Subcommittee on Health & Human Services	10
3.	Business & Financial Services	15
4.	Capital Budget	((14)) 13
5.	Community Development, Housing & Tribal Affairs	9
6.	Early Learning & Human Services	((14)) 13
7.	Education	((24)) 19
8.	Environment	13
9.	Finance	13
10.	Government Accountability & Oversight	9
11.	Government Operations & Elections	11
12.	Health Care & Wellness	17
13.	Higher Education	19
14.	Judiciary	13
15.	Labor & Workforce Development	9
16.	Local Government	9
17.	Public Safety	11
18.	Rules	25
19.	Technology & Economic Development	((47)) 19
20.	Transportation	31

Committee members shall be selected by each party's caucus. Membership on appropriations subcommittees is restricted to the membership of the appropriations committee. The majority party caucus shall select all committee chairs.

Duties of Committees

Rule 24. House committees shall operate as follows:

(A) NOTICE OF COMMITTEE MEETING. The chief clerk shall make public the time, place and subjects to be discussed at committee meetings. All public hearings held by committees shall be scheduled at least five (5) days in advance and shall be given adequate publicity: PROVIDED, That when less than eight (8) days remain for action on a bill, the Speaker may authorize a reduction of the five-day notice period when required by the circumstances, including but not limited to the time remaining for action on the bill, the nature of the subject, and the number of prior hearings on the subject.

(B) COMMITTEE QUORUM. A majority of any committee shall constitute a quorum for the transaction of business.

(C) SESSION MEETINGS. No committee shall sit while the house is in session without special leave of the speaker.

(D) DUTIES OF STANDING COMMITTEES.

(1) Only such bills as are included on the written notice of a committee meeting may be considered at that meeting except upon the vote of a majority of the entire membership of the committee to consider another bill.

(2) A majority recommendation of a committee must be signed by a majority of the entire membership of the committee in a regularly called meeting before a bill, memorial, or resolution may be reported out: PROVIDED, That by motion under the eighth order of business, a majority of the members elected to the house may relieve a committee of a bill and place it on the second reading calendar.

Majority recommendations of a committee can only be "do pass," "do pass as amended," or that "the substitute bill be substituted therefor and that the substitute bill do pass."

(3) Members of the committee not concurring in the majority report may prepare a written minority report containing a recommendation of "do not pass" or "without recommendation," which shall be signed by those members of the committee subscribing thereto, and submitted with the majority report.

(4) All committee reports shall be spread upon the journal. The journal of the house shall contain an exact copy of all committee reports, together with the names of the members signing such reports.

(5) Every vote to report a bill out of committee shall be taken by the yeas and nays, and the names of the members voting for and against, as well as the names of members absent, shall be recorded on the committee report. Any member may call for a recorded vote, which shall include the names of absent members, on any substantive question before the committee. A copy of all recorded committee votes shall be kept by the chief clerk and shall be available for public inspection.

(6) All bills having a direct appropriation shall be referred to the appropriate fiscal committee before their final passage.

(7) No standing committee shall vote by secret written ballot on any issue.

(8) During its consideration of or vote on any bill, resolution, or memorial, the deliberations of any standing committee of the house of representatives shall be open to the public.

(9) A standing committee to which a bill was originally referred shall, prior to voting the bill out of committee, consider whether the bill authorizes rule-making powers or requires the exercise of rule-making powers and, if so, consider:

(a) The nature of the new rule-making powers; and

(b) To which agencies the new rule-making powers would be delegated and which agencies, if any, may have related rule-making powers.

(10) Standing committee subcommittees established in Rule 23 have the same powers and duties as standing committees.

(11) Insofar as practicable, testimony in public hearings should be balanced between those in support of and in opposition to proposed legislation, with consideration given to providing an opportunity for members of the public to testify within available time.

Standing Committees - Expenses - Subpoena Power

Rule 25. Regardless of whether the legislature is in session, members of the house may receive from moneys appropriated for the legislature, reimbursement for necessary travel expenses, and payments in lieu of subsistence and lodging for conducting official business of the house.

The standing committees of the house may have the powers of subpoena, the power to administer oaths, and the power to issue commissions for the examination of witnesses in accordance with the provisions of chapter 44.16 RCW. Before a standing committee of the house may issue any process, the committee chairperson shall submit for approval of the executive rules committee a statement of purpose setting forth the name or names of those subject to process. The process shall not be issued prior to approval by the executive rules committee. The process shall be limited to the named individuals.

Vetoed Bills

Rule 26. Veto messages of the governor shall be read in the house and entered upon the journal. It shall then be in order to proceed to reconsider the bill, refer it, lay it on the table, or postpone its consideration to a day certain.

The merits of the bill may be debated before the vote is taken, but the vote on a vetoed bill cannot be reconsidered.

In case of a bill containing several sections or items, one or more of which has been objected to by the governor, each section or item so objected to shall be voted upon separately by the house. Action by the house upon all vetoed bills shall be endorsed upon the bill and certified by the speaker.

Vetoed bills originating in the house, which have not been passed notwithstanding the veto of the governor, shall remain in the custody of the officers of the house until the close of the term, after which they shall be filed with the secretary of state.

Suspension of Compensation

Rule 27. (1) Any member of the house of representatives convicted and sentenced for any felony punishable by death or by imprisonment in a Washington state penal institution shall, as of the time of sentencing, be denied the legislative salary for future service and be denied per diem, compensation for expenses, office space facilities, and assistance. Any member convicted of a felony and sentenced therefor under any federal law or the law of any other state shall, as of the time of sentencing, be similarly denied such salary, per diem, expenses, facilities, and assistance if either (a) such crime would also constitute a crime punishable under the laws of Washington by death or by imprisonment in a state penal institution, or (b) the conduct resulting in the conviction and sentencing would also constitute a crime punishable under the laws of Washington by death or by imprisonment in a state penal institution.

(2) At any time, the house may vote by a constitutional majority to restore the salary, per diem, expenses, facilities, and assistance denied a member under subsection (1). If the conviction of a member is reversed, then the salary, per diem, and expense amounts denied the member since sentencing shall be forthwith paid, and the member shall thereafter have the rights and privileges of other members.

Smoking

Rule 28. Smoking of cigarettes, pipes, or cigars shall not be permitted at any public meeting of any committee of the house of representatives or within House facilities.

"No smoking" signs shall be posted so as to give notice of this rule.

Liquor

Rule 29. The House of Representatives shall strictly adhere to the liquor laws of the state of Washington, including provisions relating to banquet and special occasion permits. The proper permits must always be obtained before consumption of liquor in any house facility.

Parliamentary Rules

Rule 30. The rules of parliamentary practice comprised in Reed's Parliamentary Rules shall govern all cases in which they are not inconsistent with the standing rules and orders of the house.

Standing Rules Amendment

Rule 31. Any standing rule may be rescinded or changed by a majority vote of the members elected: PROVIDED, That the proposed change or changes be submitted at least one day in advance in writing to the members together with notice of the consideration thereof. Any standing rule may be suspended temporarily by a two-thirds (2/3) vote of the members present except as provided in Rule 10.

Rules to Apply for Assembly

Rule 32. The permanent house rules adopted at the beginning of the term are to govern all acts of the house during the course of the term unless amended or repealed.

Legislative Mailings

Rule 33. The House of Representatives directs the house executive rules committee to adopt procedures and guidelines to ensure that all legislative mailings at public expense are for legitimate legislative purposes.

Representative Sullivan moved adoption of HOUSE RESOLUTION NO. 4659

Representatives Sullivan and Kretz spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4659 was adopted.

There being no objection, the House reverted to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2091 by Representatives Overstreet, Shea, Taylor, Scott, Condotta, Haler, Buys, Hargrove, Rodne and Pike

AN ACT Relating to granting exemptions from state biofuel and biodiesel requirements; and amending RCW 43.19.642 and 43.19.648.

Referred to Committee on Technology & Economic Development.

HB 2092 by Representatives Shea, Overstreet, Taylor, Scott, Condotta, Haler, Buys, Hargrove, Schmick, Rodne, Pike, Magendanz and Vick

AN ACT Relating to prohibiting the use of transportation funds for public works of art or artistic designs; amending RCW 43.17.200; and adding a new section to chapter 47.08 RCW.

Referred to Committee on Transportation.

HB 2093 by Representatives Overstreet, Shea, Taylor, Scott, Condotta, Haler, Buys, Rodne, Pike and Magendanz

AN ACT Relating to applying federal environmental review and protection requirements to transportation projects conducted by or for the department of transportation; amending RCW 90.48.260; adding a new section to chapter 36.70A RCW; adding a new section to chapter 90.58 RCW; and creating a new section.

Referred to Committee on Environment.

HB 2094 by Representatives Shea, Overstreet, Taylor, Scott, Condotta, Haler, Buys, Hargrove, Rodne, Pike and Vick

AN ACT Relating to allocating state sales and use tax revenue derived from state department of transportation expenditures to the motor vehicle account; adding a new section to chapter 82.32 RCW; and adding a new section to chapter 43.135 RCW.

Referred to Committee on Appropriations.

HB 2095 by Representatives Taylor, Shea, Overstreet, Scott, Condotta, Haler, Buys, Rodne, Pike and Magendanz

AN ACT Relating to reducing the cost of transportation projects by linking state conservation investments with mitigation requirements; amending RCW 43.21C.060 and 47.01.305; reenacting and amending RCW 90.74.010; adding a new section to chapter 90.74 RCW; adding a new section to chapter 77.55 RCW; adding a new section to chapter 76.09 RCW; adding a new section to chapter 90.58 RCW; adding a new section to chapter 70.94 RCW; adding a new section to chapter 78.44 RCW; adding a new section to chapter 86.16 RCW; adding a new section to chapter 36.70A RCW; and adding a new section to chapter 90.48 RCW.

Referred to Committee on Environment.

HB 2096 by Representatives Taylor, Overstreet, Shea, Scott, Condotta, Haler, Buys, Rodne, Pike, Magendanz and Vick

AN ACT Relating to creating an exemption in the state environmental policy act for transportation projects in jurisdictions with comprehensive plans that were subject to an environmental analysis prior to adoption; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Environment.

HB 2097 by Representatives Taylor, Shea, Overstreet, Scott, Condotta, Haler, Buys, Rodne, Pike and Magendanz

AN ACT Relating to street, road, highway, and Washington state ferries facility construction, maintenance, or repair activities conducted in accordance with best management practices of the Washington state department of transportation; adding a new section to chapter 43.21C RCW; adding a new section to chapter 90.58 RCW; adding a new section to chapter 36.70A RCW; and adding a new section to chapter 47.28 RCW.

Referred to Committee on Environment.

HB 2098 by Representatives Bergquist, Buys, Hunt, Manweller, Hudgins, Morrell and Haigh

AN ACT Relating to conforming amendments made necessary by reorganizing and streamlining central service functions, powers, and duties of state government; amending RCW 2.36.057, 2.36.0571, 2.68.060, 4.92.110, 8.26.085, 15.24.086, 15.64.060, 15.65.285, 15.66.280, 15.88.070, 15.89.070, 15.100.080, 15.115.180, 17.15.020, 19.27.097, 19.27.150, 19.27A.020, 19.27A.190, 19.34.100, 19.285.060, 27.34.075, 27.34.410, 27.48.040, 28A.150.530, 28A.335.300, 28B.10.417, 35.21.779, 35.68.076, 35A.65.010, 36.28A.070, 37.14.010, 39.04.155, 39.04.220, 39.04.290, 39.04.320, 39.04.330, 39.04.370, 39.04.380, 39.24.050, 39.30.050, 39.32.020, 39.32.040, 39.32.060, 39.35.060, 39.35A.050, 39.35B.040, 39.35C.050, 39.35C.090, 41.04.017, 41.04.220, 41.04.375, 41.06.094, 43.01.090, 43.01.091, 43.01.240, 43.01.250, 43.01.900, 43.15.020, 43.17.050, 43.17.100, 43.17.400, 43.19.533, 43.19.647, 43.19.651, 43.19.670, 43.19.682, 43.19.691, 43.19.757, 43.19A.040, 43.21F.045, 43.34.090, 43.41.130, 43.63A.510, 43.70.054, 43.82.035, 43.82.055, 43.82.130, 43.83.116, 43.83.120, 43.83.136, 43.83.142, 43.83.156, 43.83.176, 43.83.188, 43.83.202, 43.88.090, 43.88.350, 43.88.560, 43.96B.215, 43.101.080, 43.101.901, 43.105.178, 43.105.340, 43.105.905, 43.320.011, 43.320.012, 43.320.013, 43.320.014, 43.320.015, 43.320.901,

43.325.020, 43.325.030, 43.330.907, 43.331.040, 43.331.050, 44.68.065, 44.73.010, 46.08.065, 46.08.150, 46.08.172, 47.60.830, 49.74.040, 50.16.020, 70.58.005, 70.94.537, 70.94.551, 70.95.265, 70.95C.110, 70.95H.030, 70.95M.060, 70.105.040, 70.120.210, 70.235.050, 71A.20.190, 72.01.430, 72.09.104, 72.09.450, 77.12.177, 77.12.451, 79.19.080, 79.24.300, 79.24.530, 79.24.540, 79.24.560, 79.24.570, 79.24.664, 79.24.710, 79.24.720, 79.24.730, and 79A.15.010; reenacting RCW 42.17A.110; repealing RCW 43.105.041; and providing an expiration date.

Referred to Committee on Government Accountability & Oversight.

HB 2099 by Representatives Vick, Blake, Buys, Van De Wege, Orcutt, Haler, Ross and Fagan

AN ACT Relating to extending the expiration date for reporting requirements on timber purchases; amending RCW 84.33.088; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2100 by Representatives Pedersen, Johnson, Rodne, Pollet, Zeiger, Tarleton, Senn, Habib, Moscoso, Goodman, Bergquist, Fey, Walkinshaw, Riccelli and Freeman

AN ACT Relating to Seattle University special license plates; amending RCW 46.18.200, 46.17.220, and 46.68.420; reenacting and amending RCW 46.18.060; adding a new section to chapter 46.04 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 2101 by Representatives Morris and Fey

AN ACT Relating to creating the rural Washington natural gas access and investment account; adding a new chapter to Title 80 RCW; and providing an expiration date.

Referred to Committee on Technology & Economic Development.

HB 2102 by Representatives Sawyer, Muri, Kirby, Zeiger, Fey, Seaquist, Green, Morrell, Jinkins, Liias, Van De Wege, Ryu and Bergquist

AN ACT Relating to civil suits by prisoners against victims; and adding a new section to chapter 9.94A RCW.

Referred to Committee on Judiciary.

HB 2103 by Representatives Lytton, Warnick, Van De Wege, Kretz, Haigh, MacEwen, Blake, Chandler, Hurst, Pettigrew, Smith, Orcutt, Dunshee, Stanford, Fitzgibbon, Johnson, Haler, Ross, Buys, Morrell, Tharinger, Ryu, Fagan and Vick

AN ACT Relating to specifying recovery for fire damages to public or private forested lands; amending RCW 4.24.040 and 4.24.060; adding a new section to chapter 76.04 RCW; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

HB 2104 by Representatives Hawkins, Riccelli, Manweller, Bergquist, Hargrove, Fitzgibbon, Zeiger, Pollet, Haler, Carlyle, Morrell, Moscoso, Blake, Ormsby, Stonier, Magendanz and Freeman

AN ACT Relating to providing contract information online for state capital and transportation projects; reenacting and amending RCW 44.48.150; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2105 by Representatives Hawkins, Bergquist, Buys, Hunt, Holy, Orwall, Ross, Pedersen, Reykdal, Hayes, Pollet, Kochmar, Hudgins, Magendanz, Moscoso, Vick, Riccelli, Klippert, Stonier, Nealey, Tarleton, Scott, Pike, Fagan, Fey, Seaquist, Chandler, Farrell, Haigh, Fitzgibbon, Sawyer, Moeller, Gregerson, Johnson, Haler, Appleton, Carlyle, Morrell, Goodman, Van De Wege and Freeman

AN ACT Relating to promoting transparency in government by requiring public agencies with governing bodies to post agendas online in advance of meetings; adding a new section to chapter 42.30 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2106 by Representatives Hawkins, Bergquist, Condotta, Fitzgibbon, Manweller, Pollet, Hunt, Wylie, Haler and Appleton

AN ACT Relating to holding a primary for county offices; and amending RCW 29A.52.112.

Referred to Committee on Government Operations & Elections.

HB 2107 by Representatives Moeller, Harris, Cody, Appleton, Morrell, Jinkins, Lytton, Green, Blake, Sawyer, Dunshee, Riccelli, Senn, Moscoso, Roberts, Liias, Van De Wege, Ryu, Ormsby, Bergquist, Walkinshaw and Freeman

AN ACT Relating to eliminating the disparate treatment of HIV in the criminal justice system; amending RCW 9A.36.011 and 70.24.140; creating a new section; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2108 by Representatives Ross, Moeller and Johnson

AN ACT Relating to hearing instrument fitter/dispensers; amending RCW 18.35.010, 18.35.020, 18.35.040, 18.35.050, 18.35.070, 18.35.090, 18.35.095, 18.35.100, 18.35.105, 18.35.110, 18.35.120, 18.35.140, 18.35.150, 18.35.161, 18.35.172, 18.35.175, 18.35.185, 18.35.190, 18.35.195, 18.35.205, 18.35.230, 18.35.240, 18.35.250, and 18.35.260; adding new sections to chapter 18.35 RCW; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 2109 by Representatives Haler, Klippert and Van De Wege

AN ACT Relating to family practice residencies; amending RCW 70.112.020; creating a new section; and making an appropriation.

Referred to Committee on Higher Education.

HB 2110 by Representative Haler

AN ACT Relating to creating a uniform business and occupation tax rate; amending RCW 82.04.260, 82.04.260, 82.04.260, 82.04.290, 82.04.290, 82.04.230, 82.04.240, 82.04.240, 82.04.2404, 82.04.255, 82.04.257, 82.04.263, 82.04.270, 82.04.272, 82.04.280, 82.04.280, 82.04.285, 82.04.286, 82.04.2905, 82.04.2906, 82.04.2907, 82.04.2908, 82.04.294, and 82.04.298; reenacting and amending RCW 82.32.790; providing an effective date; providing contingent effective dates; providing an expiration date; and providing contingent expiration dates.

Referred to Committee on Finance.

HB 2111 by Representatives Farrell, Hayes, Fey, Rodne, Zeiger, Fitzgibbon, Morrell, Jinkins, Moscoso, Ryu and Freeman

AN ACT Relating to the enforcement of regional transit authority fares; and amending RCW 81.112.210.

Referred to Committee on Transportation.

HB 2112 by Representatives Short, Haler, Buys, Schmick, Smith and Magendanz

AN ACT Relating to allowing incremental electricity produced as a result of efficiency improvements to hydroelectric generation projects whose energy output is marketed by the Bonneville power administration to qualify as an eligible renewable resource under the energy independence act; amending RCW 19.285.040; and reenacting and amending RCW 19.285.030.

Referred to Committee on Technology & Economic Development.

HB 2113 by Representatives Short, Buys, Shea and Scott

AN ACT Relating to modifying the exemption from contractor registration requirements for work that is casual, minor, or inconsequential; and amending RCW 18.27.090.

Referred to Committee on Labor & Workforce Development.

HB 2114 by Representatives Kretz, Van De Wege, Takko, Nealey, Haler, Buys and Liias

AN ACT Relating to clarifying the exemption in the public records act for customer information held by public utilities; amending RCW 42.56.330.

Referred to Committee on Local Government.

HB 2115 by Representatives Johnson, Appleton, Seaquist, Goodman, Pedersen, Moscoso, Klippert, Morrell, Orwall, Tarleton, Green, Smith, Zeiger, Haler, Ross, Hayes and Walkinshaw

AN ACT Relating to the composition of the officer promotion board; and amending RCW 38.12.125.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2116 by Representatives Appleton, Fitzgibbon, Pollet, Roberts and Farrell

AN ACT Relating to reducing the penalty for possession of controlled substances; amending RCW 9.94A.518 and 69.50.4013; and repealing RCW 69.50.4014.

Referred to Committee on Public Safety.

HB 2117 by Representatives Appleton, Reykdal, Goodman and Haigh

AN ACT Relating to preventing breed-based dog regulations; amending RCW 16.08.070, 16.08.080, 16.08.090, and 16.08.100; and creating a new section.

Referred to Committee on Judiciary.

HB 2118 by Representatives Wilcox, Reykdal, Magendanz, Bergquist, Johnson, Kretz, Hunt, Vick and Freeman

AN ACT Relating to student parking fees collected by school districts; amending RCW 28A.325.010 and 28A.335.060; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Finance.

HB 2119 by Representatives Schmick, Fagan, Haler and Moscoso

AN ACT Relating to designating Palouse falls as the state waterfall; adding a new section to chapter 1.20 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2120 by Representatives Habib, Rodne, Goodman, Ryu and Fitzgibbon

AN ACT Relating to actions for damage to real property resulting from construction, alteration, or repair on adjacent property; adding a new section to chapter 4.16 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 2121 by Representatives Pollet, Hunt, Rodne, Bergquist, Holy, Moeller, Hayes, Carlyle, Fitzgibbon, Liias, Takko, Springer, Appleton, Morrell, Reykdal, Jinkins, Moscoso, Ryu, Fagan, Farrell, Riccelli and Freeman

AN ACT Relating to training public officials and employees regarding public records, records management, and open public meetings; adding a new section to chapter 42.30 RCW; adding new sections to chapter 42.56 RCW; creating new sections; and providing an effective date.

Referred to Committee on Government Operations & Elections.

HB 2122 by Representatives Fagan, Goodman, Schmick, Takko, Short, Nealey, Klippert, Stanford, Pettigrew, Orwall, Johnson, Hayes, Farrell, Rodne, Ross, Fitzgibbon, Kirby, Green, Moscoso, Magendanz, Lias, Haler, Appleton, Buys, Morrell, Van De Wege, Ryu, Bergquist and Robinson

AN ACT Relating to sexually violent predators; amending RCW 71.09.070 and 71.09.020; and providing an effective date.

Referred to Committee on Public Safety.

HB 2123 by Representatives Zeiger, Clibborn, Orcutt, Hargrove, Pollet, Haler, Scott, Morrell, Hayes, Moscoso and Magendanz

AN ACT Relating to modifying the transportation system policy goal of mobility; and amending RCW 47.04.280.

Referred to Committee on Transportation.

HB 2124 by Representatives Hunt, Appleton, Johnson, Seaquist, Goodman, Pedersen, Moscoso, Klippert, Morrell, Orwall, Tarleton, Green, Smith, Zeiger, Van De Wege, Ryu, Bergquist, Riccelli and Freeman

AN ACT Relating to the continuity of government and operations in the event of an emergency, disaster, or attack; amending RCW 42.14.010, 42.14.020, 42.14.030, 42.14.035, 42.14.040, 42.14.050, 42.14.075, 38.52.010, 38.52.020, and 38.52.030; and providing a contingent effective date.

Referred to Committee on Public Safety.

HB 2125 by Representatives Schmick, Cody and Buys

AN ACT Relating to removing the requirements that all fines collected be credited to the Washington horse racing commission class C purse fund account; and amending RCW 67.16.270.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2126 by Representatives Lytton, Warnick, Tharinger, Chandler, Blake, Van De Wege, MacEwen, Pettigrew, Dunshee, Stanford, Fitzgibbon, Haler, Ross, Buys, Morrell, Roberts and Ryu

AN ACT Relating to the community forest trust account; amending RCW 43.30.385, 79.64.020, and 79.64.040; and adding a new section to chapter 79.155 RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 2127 by Representatives Van De Wege and Tharinger

AN ACT Relating to the authority of medical program directors; and amending RCW 18.71.212.

Referred to Committee on Health Care & Wellness.

HB 2128 by Representatives Dahlquist, Bergquist, Hayes, Hurst, Ross and Freeman

AN ACT Relating to disclosure of global positioning system data that shows the residence of an employee or agent of a criminal justice agency; and reenacting and amending RCW 42.56.240.

Referred to Committee on Government Operations & Elections.

HB 2129 by Representatives Nealey, Walsh, Seaquist, Haler, Appleton, Ross, Green, Morrell, Hayes, Haigh, Van De Wege and Orwall

AN ACT Relating to veterans' homes; amending RCW 72.36.020, 72.36.030, 72.36.035, 72.36.055, 72.36.070, 72.36.075, and 43.60A.075; and adding a new section to chapter 72.36 RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2130 by Representatives MacEwen, Orwall, Morrell, Seaquist, Haler, Appleton, Ross, Stanford, Green, Van De Wege, Ormsby and Freeman

AN ACT Relating to the veterans innovations program; amending RCW 43.60A.160, 43.60A.175, and 43.60A.185; and repealing RCW 43.60A.165 and 43.60A.170.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2131 by Representatives Haigh, MacEwen, Ross and Jinkins

AN ACT Relating to increasing the number of superior court judges in Mason county; amending RCW 2.08.065; and creating a new section.

Referred to Committee on Judiciary.

HB 2132 by Representatives Manweller, Haler, Buys and Magendanz

AN ACT Relating to architectural plans for school construction; and adding a new section to chapter 28A.525 RCW.

Referred to Committee on Capital Budget.

HB 2133 by Representatives Scott, Overstreet, Pollet, Shea, Taylor, Haler, Buys, Warnick, Sells, Manweller, Fagan, Condotta and Freeman

AN ACT Relating to maintaining privacy of student educational records; adding a new section to chapter 28A.655 RCW; and creating a new section.

Referred to Committee on Education.

HB 2134 by Representatives Stanford and Parker

AN ACT Relating to notice given to owners of life insurance policies about alternative transactions; and amending RCW 48.102.100.

Referred to Committee on Business & Financial Services.	30.04.330,	30.04.375,	30.04.380,	30.04.390,	30.04.400,
	30.04.405,	30.04.410,	30.04.450,	30.04.455,	30.04.460,
	30.04.465,	30.04.470,	30.04.475,	30.04.500,	30.04.505,
<u>HB 2135</u> by Representatives Parker, Stanford and Kirby	30.04.510,	30.04.515,	30.04.555,	30.04.560,	30.04.570,
Addressing the regulation of service contracts and protection product guarantees.	30.08.020,	30.08.025,	30.08.030,	30.08.055,	30.08.060,
	30.08.070,	30.08.080,	30.08.081,	30.08.084,	30.08.086,
	30.08.087,	30.08.140,	30.08.140,	30.08.150,	30.08.180,
	30.12.020,	30.12.025,	30.12.030,	30.12.040,	30.12.0401,
Referred to Committee on Business & Financial Services.	30.12.042,	30.12.044,	30.12.047,	30.12.060,	30.12.070,
	30.12.090,	30.12.100,	30.12.110,	30.12.180,	30.12.190,
<u>HB 2136</u> by Representatives Parker, Stanford and Kirby	30.12.205,	30.12.220,	30.12.240,	30.16.010,	30.20.005,
	30.20.025,	30.20.060,	30.20.090,	30.22.041,	30.22.120,
AN ACT Relating to the regulation of service contracts and protection product guarantees; and amending RCW 48.110.030.	30.22.130,	30.22.190,	30.22.220,	30.32.010,	30.32.020,
	30.32.030,	30.32.040,	30.36.010,	30.36.020,	30.36.030,
	30.36.040,	30.38.010,	30.38.030,	30.38.070,	30.42.020,
	30.42.060,	30.42.070,	30.42.090,	30.42.105,	30.42.115,
Referred to Committee on Business & Financial Services.	30.42.120,	30.42.130,	30.42.155,	30.42.280,	30.42.310,
	30.42.340,	30.44.010,	30.44.020,	30.44.030,	30.44.040,
<u>HB 2137</u> by Representatives Johnson, Moscoso, Hayes, Takko, Klippert, Haler, Ross and Ryu	30.44.050,	30.44.100,	30.44.110,	30.44.120,	30.44.150,
	30.44.160,	30.44.170,	30.44.180,	30.44.190,	30.44.200,
	30.44.210,	30.44.220,	30.44.230,	30.44.240,	30.44.250,
AN ACT Relating to provisions governing commercial motor vehicles; and amending RCW 46.37.140, 46.48.170, and 46.61.350.	30.44.270,	30.44.280,	30.46.010,	30.46.020,	30.46.030,
	30.46.040,	30.46.050,	30.46.060,	30.46.070,	30.46.080,
	30.46.090,	30.49.020,	30.49.070,	30.49.125,	30.56.050,
	30.56.060,	32.08.210,	and 33.12.010;	amending 2013 c 76 s 33	(uncodified); reenacting and amending RCW 30.04.125,
Referred to Committee on Transportation.	30.04.130,	30.04.180,	30.04.210,	30.08.010,	30.08.082,
<u>HB 2138</u> by Representatives Hayes, Moscoso, Takko, Johnson, Klippert, Ross and Riccelli	30.08.090,	30.08.092,	30.08.190,	30.12.010,	and 30.22.040;
	adding a new section to chapter 32.04 RCW; adding a new section to chapter 33.04 RCW; adding new titles to the Revised Code of Washington to be codified as Title 30A and 30B RCW; creating new sections; recodifying RCW 30.04.010, 30.04.020,	30.04.025,	30.04.030,	30.04.045,	30.04.050,
	30.04.060,	30.04.070,	30.04.075,	30.04.111,	30.04.112,
	30.04.120,	30.04.125,	30.04.127,	30.04.129,	30.04.130,
	30.04.140,	30.04.180,	30.04.210,	30.04.212,	30.04.214,
	30.04.215,	30.04.217,	30.04.220,	30.04.225,	30.04.230,
	30.04.232,	30.04.238,	30.04.240,	30.04.260,	30.04.280,
	30.04.285,	30.04.295,	30.04.300,	30.04.330,	30.04.375,
	30.04.380,	30.04.390,	30.04.395,	30.04.400,	30.04.405,
	30.04.410,	30.04.450,	30.04.455,	30.04.460,	30.04.465,
	30.04.470,	30.04.475,	30.04.500,	30.04.505,	30.04.510,
	30.04.515,	30.04.550,	30.04.555,	30.04.560,	30.04.565,
	30.04.570,	30.04.575,	30.04.600,	30.04.605,	30.04.610,
	30.04.650,	30.04.901,	30.08.010,	30.08.020,	30.08.025,
	30.08.030,	30.08.040,	30.08.050,	30.08.055,	30.08.060,
	30.08.070,	30.08.080,	30.08.081,	30.08.082,	30.08.083,
	30.08.084,	30.08.086,	30.08.087,	30.08.088,	30.08.090,
	30.08.092,	30.08.140,	30.08.150,	30.08.160,	30.08.170,
	30.08.180,	30.08.190,	30.12.010,	30.12.020,	30.12.025,
	30.12.030,	30.12.040,	30.12.0401,	30.12.042,	30.12.044,
	30.12.045,	30.12.046,	30.12.047,	30.12.060,	30.12.070,
	30.12.090,	30.12.100,	30.12.110,	30.12.115,	30.12.120,
	30.12.130,	30.12.180,	30.12.190,	30.12.205,	30.12.220,
	30.12.230,	30.12.240,	30.16.010,	30.20.005,	30.20.025,
	30.20.060,	30.20.090,	30.22.010,	30.22.020,	30.22.030,
	30.22.040,	30.22.041,	30.22.050,	30.22.060,	30.22.070,
	30.22.080,	30.22.090,	30.22.100,	30.22.110,	30.22.120,
	30.22.130,	30.22.140,	30.22.150,	30.22.160,	30.22.170,
	30.22.180,	30.22.190,	30.22.200,	30.22.210,	30.22.220,
	30.22.230,	30.22.240,	30.22.245,	30.22.250,	30.22.260,
	30.22.900,	30.22.901,	30.22.902,	30.24.080,	30.32.010,
	30.32.020,	30.32.030,	30.32.040,	30.36.010,	30.36.020,
	30.36.030,	30.36.040,	30.36.050,	30.38.005,	30.38.010,
	30.38.015,	30.38.020,	30.38.030,	30.38.040,	30.38.050,
	30.38.060,	30.38.070,	30.38.080,	30.38.900,	30.42.010,
	30.42.020,				

30.42.030, 30.42.040, 30.42.050, 30.42.060, 30.42.070,
 30.42.080, 30.42.090, 30.42.100, 30.42.105, 30.42.115,
 30.42.120, 30.42.130, 30.42.140, 30.42.145, 30.42.150,
 30.42.155, 30.42.160, 30.42.170, 30.42.180, 30.42.190,
 30.42.200, 30.42.210, 30.42.220, 30.42.230, 30.42.240,
 30.42.250, 30.42.260, 30.42.270, 30.42.280, 30.42.290,
 30.42.300, 30.42.310, 30.42.320, 30.42.330, 30.42.340,
 30.42.900, 30.43.005, 30.44.010, 30.44.020, 30.44.030,
 30.44.040, 30.44.050, 30.44.060, 30.44.070, 30.44.080,
 30.44.090, 30.44.100, 30.44.110, 30.44.120, 30.44.130,
 30.44.140, 30.44.150, 30.44.160, 30.44.170, 30.44.180,
 30.44.190, 30.44.200, 30.44.210, 30.44.220, 30.44.230,
 30.44.240, 30.44.250, 30.44.260, 30.44.270, 30.44.280,
 30.46.010, 30.46.020, 30.46.030, 30.46.040, 30.46.050,
 30.46.060, 30.46.070, 30.46.080, 30.46.090, 30.46.100,
 30.49.010, 30.49.020, 30.49.030, 30.49.040, 30.49.050,
 30.49.060, 30.49.070, 30.49.080, 30.49.090, 30.49.100,
 30.49.110, 30.49.120, 30.49.125, 30.49.130, 30.56.010,
 30.56.020, 30.56.030, 30.56.040, 30.56.050, 30.56.060,
 30.56.070, 30.56.080, 30.56.090, 30.56.100, 30.60.010,
 30.60.020, 30.60.030, 30.60.900, 30.60.901, 30.98.010,
 30.98.020, 30.98.030, 30.98.040, 30.98.050, and 30.98.060;
 repealing RCW 30.08.155, 30.53.010, 30.53.020, 30.53.030,
 30.53.040, 30.53.050, 30.53.060, 30.53.070, and 30.53.080;
 prescribing penalties; providing an effective date; providing a
 contingent effective date; and providing a contingent
 expiration date.

Referred to Committee on Business & Financial Services.

HB 2142 by Representatives Kirby, Vick, Hurst, Blake, Kochmar
 and Pollet

AN ACT Relating to registration of persons providing debt
 settlement services; reenacting and amending RCW 18.28.010
 and 42.56.230; adding a new chapter to Title 18 RCW; creating
 a new section; and prescribing penalties.

Referred to Committee on Business & Financial Services.

HB 2143 by Representatives Condotta, Pollet and Van De Wege

AN ACT Relating to genetically engineered finfish; amending
 RCW 77.125.020, 69.04.932, and 69.04.934; adding a new
 section to chapter 77.125 RCW; creating a new section; and
 prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 2144 by Representatives Condotta, Manweller, Buys, Blake,
 Springer, Shea, Holy and Vick

AN ACT Relating to the establishment of a dedicated local
 jurisdiction marijuana fund and the distribution of a specified
 percentage of marijuana excise tax revenues to local
 jurisdictions; amending RCW 69.50.530, 69.50.535, and
 69.50.540; and providing an effective date.

Referred to Committee on Government Accountability &
 Oversight.

HB 2145 by Representative Condotta

AN ACT Relating to dumbwaiters; and reenacting and
 amending RCW 70.87.200.

Referred to Committee on Labor & Workforce Development.

HB 2146 by Representative Condotta

Concerning department of labor and industries appeal bonds.

Referred to Committee on Labor & Workforce Development.

HB 2147 by Representatives Condotta and Buys

AN ACT Relating to a voluntary independent contractor
 certification; amending RCW 51.08.070, 51.08.180,
 39.12.100, 49.46.010, and 82.04.360; adding new sections to
 chapter 51.12 RCW; adding a new section to chapter 51.44
 RCW; adding a new section to chapter 50.04 RCW; creating
 new sections; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 2148 by Representatives Cody, Pollet, Senn, Appleton, Hunt,
 Takko, Sells, Carlyle, Fitzgibbon, Springer, Green,
 Reykdal, Lytton, Tharinger, Jinkins, Roberts, Goodman,
 Lias, Kagi, Van De Wege, Clibborn, Ryu, Ormsby, Fey,
 Walkinshaw, Farrell, Hudgins, Santos, Bergquist,
 Pettigrew and Riccelli

AN ACT Relating to preserving health insurance coverage for
 the voluntary termination of a pregnancy by requiring health
 plans issued or renewed on or after January 1, 2015, that
 provide coverage for maternity care or services to provide a
 covered person with substantially equivalent coverage to
 permit the voluntary termination of a pregnancy, by prohibiting
 a health plan from limiting in any way a woman's access to
 services related to the voluntary termination of a pregnancy
 other than terms and conditions generally applicable to the
 health plan's coverage of maternity care or services including
 applicable cost sharing, by not limiting in any way a woman's
 constitutionally or statutorily protected right to voluntarily
 terminate a pregnancy, by clarifying that health plans are not
 required to cover abortions that would be unlawful under RCW
 9.02.120, by providing an exemption for a multistate plan that
 does not cover the voluntary termination of pregnancies under
 federal law, by making the provisions of this act inapplicable
 to the minimum extent necessary to avoid noncompliance with
 federal requirements that are a prescribed condition to the
 allocation of federal funds to the state, and by clarifying that
 nothing in this act affects the statutory right of objection based
 on conscience or religion as set forth in RCW 48.43.065; and
 adding a new section to chapter 48.43 RCW.

Referred to Committee on Health Care & Wellness.

HB 2149 by Representatives Cody, Carlyle, Johnson, Jinkins,
 Morrell and Santos

AN ACT Relating to medical marijuana; amending RCW
 69.51A.005, 69.51A.010, 69.51A.020, 69.51A.025,
 69.51A.030, 69.51A.040, 69.51A.040, 69.51A.055,
 69.51A.060, 69.51A.100, 69.51A.110, 69.51A.120, and
 69.51A.900; adding new sections to chapter 69.51A RCW;
 adding new sections to chapter 69.50 RCW; repealing RCW
 69.51A.070, 69.51A.140, 69.51A.200, 69.51A.043,
 69.51A.045, 69.51A.047, 69.51A.090, and 69.51A.085;
 providing effective dates; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 2150 by Representative Blake

AN ACT Relating to encouraging recreational access to private property; and amending RCW 4.24.210.

Referred to Committee on Judiciary.

HB 2151 by Representatives Blake and Seaquist

AN ACT Relating to recreational trails; amending RCW 78.44.131, 79.10.120, 79.10.130, and 79A.15.070; reenacting and amending RCW 79A.05.030; adding a new section to chapter 79A.80 RCW; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; adding a new section to chapter 36.01 RCW; adding a new section to chapter 77.12 RCW; creating new sections; and providing an expiration date.

Referred to Committee on Environment.

HB 2152 by Representatives Habib, Sells, Hunter, Fitzgibbon, Ryu, Reykdal, Orwall, Gregerson, Riccelli and Pike

AN ACT Relating to industrial insurance requirements and options for owners and lessees of for hire vehicles, limousines, and taxicabs; amending RCW 51.12.020 and 51.12.185; and repealing RCW 46.72.073, 46.72A.053, 51.12.180, 51.12.183, 51.16.240, 81.72.230, and 81.72.240.

Referred to Committee on Labor & Workforce Development.

HB 2153 by Representatives Habib, Tarleton, Ross, Green, Morrell, Springer, Tharinger, Jinkins, Goodman, Van De Wege, Clibborn, Fey and Riccelli

AN ACT Relating to the treatment of eosinophilic gastrointestinal associated disorders; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Health Care & Wellness.

HB 2154 by Representatives Dahlquist, Hurst, Hunt, Buys and Haigh

AN ACT Relating to creating a liquor license for fairs; amending RCW 66.24.170, 66.24.244, and 66.24.145; reenacting and amending RCW 66.20.300, 66.20.310, and 66.24.240; adding a new section to chapter 66.24 RCW; and creating a new section.

Referred to Committee on Government Accountability & Oversight.

HB 2155 by Representatives Dahlquist, Hurst, Hunt, Morrell and Moscoso

AN ACT Relating to preventing theft of alcoholic spirits from licensed retailers; amending RCW 66.08.030 and 66.08.050; and adding a new section to chapter 66.28 RCW.

Referred to Committee on Government Accountability & Oversight.

HB 2156 by Representatives Magendanz, Lytton, Pollet and Seaquist

AN ACT Relating to waiving the penalty for failure to comply with the display requirements for the discover pass, day-use permit, or vehicle access pass; and amending RCW 79A.80.080.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2157 by Representative Takko

AN ACT Relating to per diem compensation for flood control zone district supervisors; and amending RCW 86.15.055.

Referred to Committee on Local Government.

HB 2158 by Representatives Haigh, Seaquist, Hunt, Reykdal, Tharinger and Freeman

AN ACT Relating to dropout prevention, intervention, and reengagement activities by educational service districts; amending RCW 28A.310.350 and 28A.230.125; adding a new section to chapter 28A.175 RCW; adding a new section to chapter 28A.310 RCW; and creating a new section.

Referred to Committee on Education.

HB 2159 by Representatives Jinkins, Appleton, Morrell, Reykdal, Stanford, Pollet, Liias, Ryu, Ormsby, Bergquist, Moeller, Stonier and Freeman

AN ACT Relating to restoring funding to in-home care services; adding a new section to chapter 74.09 RCW; creating a new section; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 2160 by Representatives Jinkins, Pollet, Appleton, Hunt, Buys, Haler, Warnick, Pettigrew, Manweller, Goodman, Clibborn, Santos, Harris and Kagi

AN ACT Relating to allowing physical therapists to perform spinal manipulation; amending RCW 18.74.010, 18.74.035, and 18.74.085; and adding a new section to chapter 18.74 RCW.

Referred to Committee on Health Care & Wellness.

HB 2161 by Representatives Fitzgibbon, Blake and Pike

AN ACT Relating to mitigation fees for traffic impacts imposed under the state environmental policy act; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Environment.

HB 2162 by Representatives Ryu, Kirby and Moscoso

AN ACT Relating to body art, body piercing, tattooing, and permanent cosmetics; amending RCW 18.300.010, 18.300.020, 18.300.030, 18.300.050, 18.300.060, 18.300.070, 18.300.090, 18.300.130, 18.300.080, and 28C.10.030; and adding new sections to chapter 18.300 RCW.

Referred to Committee on Business & Financial Services.

HB 2163 by Representatives Harris, Haler and Morrell

AN ACT Relating to dextromethorphan; adding a new chapter to Title 69 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety.

HB 2164 by Representatives Orwall, Appleton, Carlyle and Ryu

AN ACT Relating to evidence-based and research-based interventions for juvenile firearm offenders; and amending RCW 13.40.193 and 13.40.127.

Referred to Committee on Judiciary.

HB 2165 by Representatives Kagi, Lytton, Morrell, Jinkins and Haigh

AN ACT Relating to department of early learning fatality reviews; and adding a new section to chapter 43.215 RCW.

Referred to Committee on Early Learning & Human Services.

HB 2166 by Representatives Lytton, Robinson, Haigh, Kagi, Magendanz, Dahlquist, Moeller, Seaquist, Johnson, Morrell and Bergquist

AN ACT Relating to providing for educational data on students from military families; amending RCW 28A.300.042; and creating a new section.

Referred to Committee on Education.

HB 2167 by Representatives Lytton, Haigh, Magendanz, Kagi, Dahlquist and Carlyle

AN ACT Relating to changing the date by which challenged schools are identified; amending RCW 28A.657.020; and declaring an emergency.

Referred to Committee on Education.

HB 2168 by Representatives Blake, Fitzgibbon and Sawyer

AN ACT Relating to regulations requiring minimum room area or floor area square footage of single-family residential buildings; amending RCW 19.27.031, 19.27.060, 35.63.080, 35A.63.100, 36.43.010, and 36.70.750; and creating a new section.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2169 by Representatives Goodman, Rodne, Morrell and Jinkins

AN ACT Relating to international commercial arbitration; and adding a new chapter to Title 7 RCW.

Referred to Committee on Judiciary.

HB 2170 by Representatives Takko and Kochmar

AN ACT Relating to providing an additional method for water-sewer districts to disburse funds; and adding a new section to chapter 57.20 RCW.

Referred to Committee on Local Government.

HB 2171 by Representatives Orwall, Johnson, Tarleton, Ross, Nealey, Hayes, Sullivan, Farrell, Kirby, Hansen, Chandler, Green, Shea, Moscoso, Parker, Smith, Magendanz, Klippert, Rodne, Pollet, Seaquist, Appleton, Carlyle, Stanford, Buys, Morrell, Goodman, Liias, Haigh, Short, Fagan, Bergquist, Fey, Riccelli and Ryu

AN ACT Relating to strengthening economic protections for veterans and military personnel; amending RCW 38.42.010, 38.42.020, and 73.16.070; adding new sections to chapter 38.42 RCW; and prescribing penalties.

Referred to Committee on Judiciary.

HB 2172 by Representatives Springer, Condotta, Hurst, Wilcox and Seaquist

AN ACT Relating to retail license fees for retailers when selling for resale; adding a new section to chapter 66.24 RCW; and declaring an emergency.

Referred to Committee on Government Accountability & Oversight.

HB 2173 by Representatives Harris, Moeller, Stonier, Jinkins, Vick, Nealey, Riccelli, Tharinger, Green, Morrell, Buys, Haigh, Ryu and Goodman

AN ACT Relating to preserving the use of hydrocodone products by licensed optometrists in Washington state; amending RCW 18.53.010; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2174 by Representatives Freeman, Shea, Kirby, Klippert, Harris, Scott, Overstreet, Taylor, Buys, Short and Condotta

AN ACT Relating to recognizing that the right of a parent to make decisions regarding the care, custody, supervision, and administration of his or her child is a fundamental right; and adding a new chapter to Title 26 RCW.

Referred to Committee on Judiciary.

HB 2175 by Representatives Morris, Morrell and Stanford

AN ACT Relating to removing barriers to economic development in the telecommunications industry; and amending RCW 80.36.375 and 54.04.045.

Referred to Committee on Technology & Economic Development.

HB 2176 by Representative Morris

AN ACT Relating to leased energy systems; adding a new section to chapter 80.60 RCW; adding a new section to chapter 82.16 RCW; adding new sections to chapter 80.28 RCW; and adding a new chapter to Title 19 RCW.

Referred to Committee on Technology & Economic Development.

HB 2177 by Representatives Morris, Morrell, Blake and Fey

AN ACT Relating to the expansion of natural gas infrastructure in rural or underserved areas; amending RCW 80.28.130 and 80.28.260; and adding a new section to chapter 43.180 RCW.

Referred to Committee on Technology & Economic Development.

HB 2178 by Representatives Morris and Morrell

AN ACT Relating to unmanned aircraft; adding a new chapter to Title 14 RCW; prescribing penalties; and declaring an emergency.

Referred to Committee on Technology & Economic Development.

HB 2179 by Representatives Morris and Morrell

AN ACT Relating to technology-enhanced government surveillance; adding new sections to chapter 9.73 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Technology & Economic Development.

HB 2180 by Representatives Morris and Morrell

AN ACT Relating to an individual's right to retain control of digital information; adding new sections to chapter 19.190 RCW; creating new sections; and providing an effective date.

Referred to Committee on Technology & Economic Development.

HB 2181 by Representatives Lytton, Dahlquist, Carlyle, Tharinger, Haigh and Magendanz

AN ACT Relating to authorizing and supporting career and college ready graduation requirements adopted by the state board of education; amending RCW 28A.150.220 and 28A.230.090; and creating a new section.

Referred to Committee on Education.

HB 2182 by Representatives Fitzgibbon, Hargrove, Clibborn, Sullivan, Seaquist, Carlyle, Springer and Cody

AN ACT Relating to ferry districts in counties with a population of one million or more; and adding a new chapter to Title 36 RCW.

Referred to Committee on Transportation.

HB 2183 by Representatives Morris, Ormsby, Fey and Hudgins

AN ACT Relating to maintaining a robust, clean, and job rich energy policy in the state of Washington that builds upon the goals created by the energy independence act; creating new sections; and providing an expiration date.

Referred to Committee on Technology & Economic Development.

HB 2184 by Representatives Fey, Muri, Sawyer, Green and Jinkins

AN ACT Relating to deficit reimbursement agreements with counties owning and operating ferry systems; and amending RCW 47.56.725.

Referred to Committee on Transportation.

HB 2185 by Representatives Hunter and Chandler

AN ACT Relating to fiscal matters; amending RCW 49.70.170, 77.36.170, and 82.08.160; reenacting and amending RCW 70.105D.070; amending 2013 2nd sp.s. c 4 ss 101, 102, 103, 104, 105, 106, 107, 108, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 147, 148, 149, 150, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 701, 703, 704, 706, 710, 714, 801, 802, 803, 804, 805, 932, 933, 937, 939, and 943 (uncodified); adding new sections to 2013 2nd sp.s. c 4 (uncodified); repealing 2013 2nd sp.s. c 4 s 720 (uncodified); making appropriations; and declaring an emergency.

Referred to Committee on Appropriations.

HB 2186 by Representatives Takko, Orcutt, Reykdal, Fey, Hunt, Wilcox, Green, Haler, Buys, Blake and Van De Wege

AN ACT Relating to local government selection of the appropriate sewer systems as part of growth management; amending RCW 36.70A.110; and creating a new section.

Referred to Committee on Local Government.

HB 2187 by Representatives Takko and Blake

AN ACT Relating to extending the date by which counties participating in the voluntary stewardship program must review and, if necessary, revise development regulations that apply to critical areas in areas used for agricultural activities; and amending RCW 36.70A.710 and 36.70A.130.

Referred to Committee on Local Government.

HB 2188 by Representatives Takko and Blake

AN ACT Relating to diking district annexations; and adding a new section to chapter 85.38 RCW.

Referred to Committee on Local Government.

HB 2189 by Representatives Takko, Buys and Blake

AN ACT Relating to the administration and operation of flood control districts; amending RCW 86.09.175, 86.09.178, 86.09.259, 86.09.268, and 86.09.271; and repealing RCW 86.09.181, 86.09.274, 86.09.277, and 86.09.280.

Referred to Committee on Local Government.

HB 2190 by Representative Scott

AN ACT Relating to female genital mutilation; amending RCW 26.44.020; adding a new section to chapter 9A.36 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2191 by Representatives Scott, Shea, Taylor, Short and Overstreet

AN ACT Relating to compliance with inspections of child care facilities; amending RCW 43.215.210; and adding a new section to chapter 43.215 RCW.

Referred to Committee on Early Learning & Human Services.

HB 2192 by Representatives Smith, Hansen, Haler, Buys, Hayes, Parker, Short, Seaquist, Pike, Scott, Zeiger, Hargrove, Manweller, Holy, Magendanz, Vick and Wilcox

AN ACT Relating to promoting economic development through enhancing transparency and predictability of state agency permitting and review processes; amending RCW 43.17.385; and adding a new chapter to Title 43 RCW.

Referred to Committee on Government Operations & Elections.

HB 2193 by Representatives Muri, Seaquist, Walsh, Nealey, Stonier, Zeiger, Kochmar and Freeman

AN ACT Relating to providing a property tax exemption for property held under lease, sublease, or lease-purchase by a nonprofit organization that provides job training, placement, or preemployment services; amending RCW 84.36.030 and 82.32.534; and creating new sections.

Referred to Committee on Finance.

HB 2194 by Representative Goodman

AN ACT Relating to domestic violence against a child; and amending RCW 9.94A.525.

Referred to Committee on Public Safety.

HB 2195 by Representatives Morrell, Kochmar, Hurst, Green and Jinkins

AN ACT Relating to involuntary medication for maintaining the level of restoration in jail; and amending RCW 10.77.092.

Referred to Committee on Judiciary.

HB 2196 by Representative Jinkins

AN ACT Relating to the courts' consultation of the judicial information system before granting orders; and adding a new section to chapter 2.28 RCW.

Referred to Committee on Judiciary.

HB 2197 by Representative Jinkins

AN ACT Relating to objection to relocation in child custody cases; and amending RCW 26.09.260 and 26.09.270.

Referred to Committee on Judiciary.

HB 2198 by Representatives Carlyle, Appleton, Cody and Haigh

AN ACT Relating to providing tax relief to qualifying patients for purchases of marijuana for medical use; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2199 by Representatives Blake, Wilcox, Hurst, Seaquist, Reykdal, Liias, Ormsby and Condotta

AN ACT Relating to providing a complimentary discover pass to department of fish and wildlife customers who spend above a predetermined amount of money; and amending RCW 79A.80.040 and 79A.80.020.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2200 by Representative Carlyle

AN ACT Relating to authorizing certain school districts to increase compensation for school directors; and amending RCW 28A.343.400.

Referred to Committee on Education.

HB 2201 by Representatives Carlyle, Pollet, Jinkins, Tharinger, Ormsby, Walkinshaw and Hudgins

AN ACT Relating to improving fiscal accountability and transparency standards with respect to state tax preferences; amending RCW 82.32.330, 82.32.090, 82.32.590, 82.32.600, 82.32.605, 82.32.607, 82.32.710, 82.32.808, 82.04.240, 82.04.250, 82.04.250, 82.04.2404, 82.04.260, 82.04.260, 82.04.260, 82.04.260, 82.04.290, 82.04.290, 82.04.2909, 82.04.294, 82.04.426, 82.04.4266, 82.04.4268, 82.04.4269, 82.04.4277, 82.04.4452, 82.04.4461, 82.04.4461, 82.04.4463, 82.04.4463, 82.04.448, 82.04.4481, 82.04.4483, 82.04.449, 82.08.805, 82.08.965, 82.08.9651, 82.08.970, 82.08.980, 82.08.980, 82.08.986, 82.12.022, 82.12.025651, 82.12.805, 82.12.965, 82.12.9651, 82.12.970, 82.12.980, 82.12.980, 82.16.0421, 82.29A.137, 82.29A.137, 82.60.070, 82.63.020, 82.63.045, 82.74.040, 82.74.050, 82.75.040, 82.75.070, 82.82.020, 82.82.040, 84.36.645, 84.36.655, and 84.36.655; adding new sections to chapter 82.32 RCW; creating a new section; repealing RCW 82.32.534 and 82.32.585; providing an effective date; providing a contingent effective date; providing expiration dates; and providing a contingent expiration date.

Referred to Committee on Finance.

HB 2202 by Representatives Carlyle, Pollet, Bergquist, Hudgins and Riccelli

AN ACT Relating to the establishment of an open data policy to facilitate sharing and publication of government data; amending RCW 43.41A.120, 43.41A.010, 43.41A.125, and 43.41A.130; adding a new chapter to Title 42 RCW; recodifying RCW 43.41A.120, 43.41A.125, and 43.41A.130;

decodifying RCW 43.41A.135; and repealing RCW 43.41A.115.

Referred to Committee on Government Operations & Elections.

HB 2203 by Representatives Orcutt, Takko, Blake, Haler, DeBolt, Buys, Magendanz and Vick

AN ACT Relating to amending the definition of commercial airplane for specific tax preferences to include other types of commercial aircraft to encourage the migration of good wage jobs in the state; amending RCW 82.32.550, 82.04.260, 82.04.260, 82.04.260, 82.04.627, 82.04.4463, 82.04.4463, 82.04.4461, 82.04.4461, 82.04.43391, 82.08.975, 82.08.975, 82.08.980, 82.32.850, and 82.32.550; providing effective dates; providing contingent effective dates; and providing an expiration date.

Referred to Committee on Technology & Economic Development.

HB 2204 by Representatives Manweller, Haler, Buys, Chandler, Blake, Short, Pike, Hayes, Condotta, Vick and Warnick

AN ACT Relating to reestablishing the rural county sales and use tax exemption program; amending RCW 82.60.020, 82.60.030, and 82.60.040; creating a new section; repealing RCW 82.60.010 and 82.60.120; providing an effective date; providing expiration dates; and providing a contingent expiration date.

Referred to Committee on Finance.

HB 2205 by Representative Takko

AN ACT Relating to mental status evaluations; and amending RCW 9.94B.080.

Referred to Committee on Public Safety.

HB 2206 by Representatives Takko and Jinkins

AN ACT Relating to possession or use of alcohol, cannabis products, and controlled substances in sentencing provisions; amending RCW 9.94A.505 and 9.94A.607; and reenacting and amending RCW 9.94A.703.

Referred to Committee on Public Safety.

HB 2207 by Representatives Haigh, Orcutt, Haler, Tharinger, Blake, Short, Van De Wege, Fagan, Magendanz and Buys

AN ACT Relating to eliminating the reduction in state basic education funding that occurs in counties with federal forest lands; amending RCW 28A.150.250 and 28A.520.020; creating a new section; and providing an effective date.

Referred to Committee on Appropriations Subcommittee on Education.

HB 2208 by Representatives Haigh and Buys

AN ACT Relating to heavy civil construction projects; amending RCW 39.10.210, 39.10.280, 39.10.340, 39.10.350,

39.10.360, 39.10.370, and 39.10.390; and reenacting and amending RCW 43.131.408.

Referred to Committee on Capital Budget.

HJR 4211 by Representatives Haler and Magendanz

Requiring a three-fifths vote for approval of the omnibus operating appropriations act.

Referred to Committee on Appropriations.

HJR 4212 by Representatives Hunt, Appleton, Johnson, Seaquist, Goodman, Pedersen, Moscoso, Klippert, Morrell, Orwall, Tarleton, Green, Zeiger, Haler, Senn, Haigh, Van De Wege and Ryu

Amending the state Constitution to provide continuity of state and local government during emergencies and disasters.

Referred to Committee on Public Safety.

HJR 4213 by Representatives Scott and Overstreet

Amending the state Constitution to impose term limits in the senate and house of representatives.

Referred to Committee on Government Operations & Elections.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills:

HOUSE BILL NO. 1188
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1199
HOUSE BILL NO. 1243
SUBSTITUTE HOUSE BILL NO. 1244
SUBSTITUTE HOUSE BILL NO. 1323

and the bills were referred to the Committee on Agriculture & Natural Resources.

There being no objection, the Committee on Rules was relieved of the following bills:

HOUSE BILL NO. 1005
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1057
HOUSE BILL NO. 1226
SUBSTITUTE HOUSE BILL NO. 1574
HOUSE BILL NO. 1587
SUBSTITUTE HOUSE BILL NO. 1635
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1753
HOUSE BILL NO. 1829
HOUSE BILL NO. 1911
HOUSE BILL NO. 1935
SUBSTITUTE HOUSE BILL NO. 2002
SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 2016
HOUSE BILL NO. 2022

HOUSE BILL NO. 2029
HOUSE BILL NO. 2033
HOUSE BILL NO. 2045
HOUSE BILL NO. 2046
HOUSE BILL NO. 2047
HOUSE BILL NO. 2050

and the bills were referred to the Committee on Appropriations.

There being no objection, the Committee on Rules was relieved of the following bills:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1651
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1828

and the bills were referred to the Subcommittee on General Government & Information Technology Appropriations.

There being no objection, the Committee on Rules was relieved of the following bills:

SUBSTITUTE HOUSE BILL NO. 1032
HOUSE BILL NO. 1033
HOUSE BILL NO. 1231
HOUSE BILL NO. 1326
SUBSTITUTE HOUSE BILL NO. 1328
HOUSE BILL NO. 1402
SUBSTITUTE HOUSE BILL NO. 1487
SUBSTITUTE HOUSE BILL NO. 1582
SUBSTITUTE HOUSE BILL NO. 1638
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1870

and the bills were referred to the Committee on Business & Financial Services.

There being no objection, the Committee on Rules was relieved of the following bills:

HOUSE BILL NO. 1088
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1089
HOUSE BILL NO. 1210
HOUSE BILL NO. 1484
HOUSE BILL NO. 1969

and the bills were referred to the Committee on Capital Budget.

There being no objection, the Committee on Rules was relieved of the following bills:

HOUSE BILL NO. 1286
ENGROSSED HOUSE BILL NO. 1287
HOUSE BILL NO. 1590

and the bills were referred to the Committee on Community Development, Housing & Trade.

There being no objection, the Committee on Rules was relieved of the following bills:

HOUSE BILL NO. 1177
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1252
ENGROSSED HOUSE BILL NO. 1276
SUBSTITUTE HOUSE BILL NO. 1283
HOUSE BILL NO. 1304
HOUSE BILL NO. 1345

HOUSE BILL NO. 1369
SUBSTITUTE HOUSE BILL NO. 1423
SECOND SUBSTITUTE HOUSE BILL NO. 1424
HOUSE BILL NO. 1431
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1526
SECOND SUBSTITUTE HOUSE BILL NO. 1680
HOUSE BILL NO. 1692
HOUSE BILL NO. 2017

and the bills were referred to the Committee on Education.

There being no objection, the Committee on Rules was relieved of the following bills:

SUBSTITUTE HOUSE BILL NO. 1172
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1204
HOUSE BILL NO. 1228
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1302
SUBSTITUTE HOUSE BILL NO. 1527
SUBSTITUTE HOUSE BILL NO. 1594
SECOND SUBSTITUTE HOUSE BILL NO. 1671
HOUSE BILL NO. 1708
HOUSE BILL NO. 1844

and the bills were referred to the Committee on Early Learning & Human Services.

There being no objection, the Committee on Rules was relieved of the following bills:

HOUSE BILL NO. 1046
SUBSTITUTE HOUSE BILL NO. 1309
HOUSE BILL NO. 1507
HOUSE BILL NO. 1915

and the bills were referred to the Committee on Environment.

There being no objection, the Committee on Rules was relieved of the following bills:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1004
SUBSTITUTE HOUSE BILL NO. 1170
HOUSE BILL NO. 1427
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1437
HOUSE BILL NO. 1489
SUBSTITUTE HOUSE BILL NO. 1558
HOUSE BILL NO. 1570
HOUSE BILL NO. 1598
HOUSE BILL NO. 1604
HOUSE BILL NO. 1634
HOUSE BILL NO. 1695
HOUSE BILL NO. 1710
HOUSE BILL NO. 1856
HOUSE BILL NO. 1910
HOUSE BILL NO. 1919
ENGROSSED HOUSE BILL NO. 1920
SUBSTITUTE HOUSE BILL NO. 1960
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2034
ENGROSSED HOUSE BILL NO. 2036
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2038
SUBSTITUTE HOUSE BILL NO. 2064

and the bills were referred to the Committee on Finance.

There being no objection, the Committee on Rules was relieved of the following bills:

- HOUSE BILL NO. 1078
- HOUSE BILL NO. 1101
- HOUSE BILL NO. 1157
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1290
- SUBSTITUTE HOUSE BILL NO. 1298
- HOUSE BILL NO. 1378
- HOUSE BILL NO. 1449
- HOUSE BILL NO. 1510
- HOUSE BILL NO. 1697
- HOUSE BILL NO. 1715
- ENGROSSED HOUSE BILL NO. 1733

and the bills were referred to the Committee on Government Operations & Elections.

There being no objection, the Committee on Rules was relieved of the following bills:

- HOUSE BILL NO. 1139
- SUBSTITUTE HOUSE BILL NO. 1155
- HOUSE BILL NO. 1230
- HOUSE BILL NO. 1263
- HOUSE BILL NO. 1344
- HOUSE BILL NO. 1362
- SUBSTITUTE HOUSE BILL NO. 1382
- HOUSE BILL NO. 1441
- ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1522
- HOUSE BILL NO. 1631
- HOUSE BILL NO. 1660
- HOUSE BILL NO. 1701
- ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1727
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1773
- HOUSE BILL NO. 1795

and the bills were referred to the Committee on Health Care & Wellness.

There being no objection, the Committee on Rules was relieved of the following bills:

- HOUSE BILL NO. 1544
- SUBSTITUTE HOUSE BILL NO. 1614

and the bills were referred to the Committee on Higher Education.

There being no objection, the Committee on Rules was relieved of the following bills:

- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1000
- HOUSE BILL NO. 1029
- HOUSE BILL NO. 1096
- HOUSE BILL NO. 1159
- HOUSE BILL NO. 1186
- HOUSE BILL NO. 1202
- HOUSE BILL NO. 1266
- SUBSTITUTE HOUSE BILL NO. 1285
- HOUSE BILL NO. 1436
- HOUSE BILL NO. 1446
- HOUSE BILL NO. 1511
- HOUSE BILL NO. 1588

- SECOND SUBSTITUTE HOUSE BILL NO. 1627
- SECOND SUBSTITUTE HOUSE BILL NO. 1777
- HOUSE BILL NO. 1839

and the bills were referred to the Committee on Judiciary.

There being no objection, the Committee on Rules was relieved of the following bills:

- SUBSTITUTE HOUSE BILL NO. 1016
- HOUSE BILL NO. 1040
- SECOND SUBSTITUTE HOUSE BILL NO. 1158
- HOUSE BILL NO. 1239
- HOUSE BILL NO. 1241
- HOUSE BILL NO. 1268
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1401
- HOUSE BILL NO. 1488
- ENGROSSED HOUSE BILL NO. 1539
- HOUSE BILL NO. 1575
- HOUSE BILL NO. 1606
- HOUSE BILL NO. 1797

and the bills were referred to the Committee on Local Government.

There being no objection, the Committee on Rules was relieved of the following bills:

- ENGROSSED HOUSE BILL NO. 1395
- HOUSE BILL NO. 1440
- ENGROSSED HOUSE BILL NO. 1470
- HOUSE BILL NO. 1490
- HOUSE BILL NO. 1659
- ENGROSSED HOUSE BILL NO. 1891

and the bills were referred to the Committee on Labor & Workforce Development.

There being no objection, the Committee on Rules was relieved of the following bills:

- HOUSE BILL NO. 1161
- SUBSTITUTE HOUSE BILL NO. 1332
- SUBSTITUTE HOUSE BILL NO. 1459
- HOUSE BILL NO. 1597
- HOUSE BILL NO. 1835

and the bills were referred to the Committee on Government Accountability and Oversight.

There being no objection, the Committee on Rules was relieved of the following bills:

- HOUSE BILL NO. 1059
- HOUSE BILL NO. 1087
- HOUSE BILL NO. 1338
- HOUSE BILL NO. 1482
- HOUSE BILL NO. 1531
- ENGROSSED HOUSE BILL NO. 1554
- HOUSE BILL NO. 2030

and the bills were referred to the Committee on Public Safety.

There being no objection, the Committee on Rules was relieved of the following bills:

- SECOND SUBSTITUTE HOUSE BILL NO. 1663

HOUSE BILL NO. 1897

and the bills were referred to the Committee on Technology & Economic Development.

There being no objection, the Committee on Rules was relieved of the following bills:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1007
 HOUSE BILL NO. 1028
 HOUSE BILL NO. 1129
 ENGROSSED HOUSE BILL NO. 1132
 HOUSE BILL NO. 1233
 HOUSE BILL NO. 1288
 SUBSTITUTE HOUSE BILL NO. 1379
 HOUSE BILL NO. 1577
 HOUSE BILL NO. 1592
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1620
 HOUSE BILL NO. 1726
 HOUSE BILL NO. 1745
 HOUSE BILL NO. 1767
 SUBSTITUTE HOUSE BILL NO. 1814
 HOUSE BILL NO. 1833
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1864
 HOUSE BILL NO. 1880
 HOUSE BILL NO. 1898
 HOUSE BILL NO. 1902
 SUBSTITUTE HOUSE BILL NO. 1946
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1957
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1978
 HOUSE BILL NO. 2041
 HOUSE JOINT MEMORIAL NO. 4000

and the bills were referred to the Committee on Transportation.

There being no objection, the Committee on Environment was relieved of the following bills:

HOUSE BILL NO. 1030
 HOUSE BILL NO. 1138
 HOUSE BILL NO. 1181
 HOUSE BILL NO. 1193
 HOUSE BILL NO. 1221
 HOUSE BILL NO. 1222
 HOUSE BILL NO. 1289
 HOUSE BILL NO. 1296
 HOUSE BILL NO. 1347
 HOUSE BILL NO. 1415
 HOUSE BILL NO. 1426
 HOUSE BILL NO. 1602
 HOUSE BILL NO. 1643
 HOUSE BILL NO. 1699
 HOUSE BILL NO. 1977
 HOUSE JOINT RESOLUTION NO. 4200

and the bills were referred to the Committee on Technology & Economic Development.

There being no objection, the Committee on Local Government was relieved of the following bills:

HOUSE BILL NO. 1104
 HOUSE BILL NO. 1682
 HOUSE BILL NO. 2090

and the bills were referred to the Committee on Environment.

There being no objection, the Committee on Agriculture & Natural Resources was relieved of ENGROSSED HOUSE BILL NO. 1900, and the bill was referred to the Committee on Appropriations Subcommittee on Education.

There being no objection, the Committee on Appropriations was relieved of HOUSE BILL NO. 1126, and the bill was referred to the Committee on Public Safety.

There being no objection, the Committee on Community Development, Housing & Tribal Affairs was relieved of HOUSE BILL NO. 1939, and the bill was referred to the Committee on Environment.

There being no objection, the House advanced to the eleventh order of business.

COMMITTEE APPOINTMENT(S)

The Speaker announced the following committee appointment(s):

Representative Appleton is appointed Chair of the Committee on Community Development, Housing & Tribal Affairs.

Representative Buys is removed from the Committee on Government Operations & Elections.

Representative Christian is appointed to the Committee on Appropriations, Committee on Government Operations & Elections and the Committee on Labor & Workforce Development.

Representative DeBolt is appointed to the Committee on Health Care & Wellness, Committee on Technology & Economic Development and removed from the Committee on Government Operations & Elections and the Committee on Community Development, Housing & Tribal Affairs.

Representative Fagan is appointed to the Committee on Early Learning & Human Services and removed from the Committee on Education.

Representative Farrell is appointed Vice Chair of the Committee on Environment

Representative Fey is appointed to the Committee on Education and the Committee on Technology & Economic Development and removed from the Committee on Capital Budget.

Representative Fitzgibbon is appointed Chair of the Committee on Environment and removed from the Committee on Government Operations & Elections

Representative Gregerson is appointed to the Committee on Community Development, Housing & Tribal Affairs, Committee on Higher Education and Vice Chair of the Committee on Local Government.

Representative Harris is appointed to the Committee on Environment and Assistant Ranking Member on the Committee on Health Care & Wellness.

Representative Holy is appointed Assistant Ranking Member of the Committee on Community Development, Housing & Tribal

Affairs and removed from the Committee on Labor & Workforce Development.

Representative Hope is removed from the Committee on Health Care & Wellness.

Representative Jinkins is appointed to the Committee on Appropriations: Subcommittee on General Government & Information Technology and named Chair of the Committee on Judiciary and is removed from the Committee on Appropriations Subcommittee on Health & Human Services.

Representative Johnson is appointed Ranking Member of the Committee on Community Development, Housing & Tribal Affairs.

Representative Kretz is appointed to the Committee on Government Operations & Elections and removed from the Committee on Appropriations.

Representative Lytton is appointed to the Committee on Appropriations, Committee on Appropriations Subcommittee on Education, and Committee on Rules

Representative Nealey is appointed Assistant Ranking Minority Member to the Committee on Judiciary.

Representative Overstreet is appointed Ranking Minority Member of the Committee on Local Government.

Representative Pike is appointed to the Committee on Local Government.

Representative Riccelli is appointed Vice Chair of Health Care & Wellness and removed from the Committee on Higher Education

Representative Robinson is appointed to the Committee on Capital Budget, the Committee on Community Development, Housing & Tribal Affairs and the Committee on Government Operations & Elections

Representative Ross is appointed Assistant Ranking Minority Member of the Committee on Appropriations.

Representative Ryu is appointed to the Committee on Technology & Economic Development and removed from the Committee on Community Development, Housing & Tribal Affairs.

Representative Sawyer is appointed Vice Chair of Community Development, Housing & Tribal Affairs.

Representative Senn is appointed to the Committee on Capital Budget, Committee on Early Learning & Human Services, and Committee on Environment

Representative Short is appointed Assistant Ranking Minority Member to the Committee on Technology & Economic Development and removed from the Committee on Labor & Workforce Development.

Representative Taylor is appointed Ranking Minority Member of the Committee on Government Operations and Elections.

Representative Tharinger is appointed to Committee on Appropriations and the Committee on Appropriations Subcommittee on Health & Human Services

Representative Walkinshaw is appointed to the Committee on Higher Education, Committee on Judiciary and Committee on Transportation

There being no objection, the House adjourned until 9:55 a.m., January 14, 2014, the 2nd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

SIXTY THIRD LEGISLATURE - REGULAR SESSION

SECOND DAY

House Chamber, Olympia, Tuesday, January 14, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Moeller presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

January 13, 2014

MR. SPEAKER:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 8408
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

January 13, 2014

MR. SPEAKER:

The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 4414
HOUSE CONCURRENT RESOLUTION NO. 4415
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

HOUSE CONCURRENT RESOLUTION NO. 4414
HOUSE CONCURRENT RESOLUTION NO. 4415

The Speaker called upon Representative Moeller to preside.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READINGHB 2209 by Representatives Manweller and Vick

AN ACT Relating to improving the accuracy of the prevailing rate of wage; and amending RCW 39.12.010, 39.12.026, and 42.56.270.

Referred to Committee on Labor & Workforce Development.

HB 2210 by Representatives Manweller and Vick

AN ACT Relating to improving the accuracy of the prevailing rate of wage; and amending RCW 39.12.026, 39.12.070, 39.12.080, and 42.56.270.

Referred to Committee on Labor & Workforce Development.

HB 2211 by Representative Fagan

AN ACT Relating to surplus lines; and amending RCW 48.15.050 and 48.15.120.

Referred to Committee on Business & Financial Services.

HB 2212 by Representatives Springer, Haler, Lytton, Habib, Tarleton, Appleton, Fitzgibbon, Roberts, Senn, Bergquist, Carlyle, Walkinshaw, Wylie and Pollet

AN ACT Relating to access to and economic development of cultural and heritage programs and facilities and authorizing the creation of cultural access programs; amending RCW 84.52.010, 84.52.010, 84.52.043, and 84.52.043; adding a new section to chapter 82.14 RCW; adding a new section to chapter 84.52 RCW; adding a new chapter to Title 36 RCW; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2213 by Representatives Takko and Springer

AN ACT Relating to electrical code adoption, rule-making, and inspection services; creating new sections; and providing an expiration date.

Referred to Committee on Local Government.

HB 2214 by Representatives Takko and Springer

AN ACT Relating to the training of code enforcement officials; and adding new sections to chapter 49.04 RCW.

Referred to Committee on Local Government.

HB 2215 by Representatives Robinson, Manweller, Hunt and Haler

AN ACT Relating to reconciling election laws; amending RCW 2.04.100, 2.06.080, 2.08.069, 2.08.120, 3.34.050, 3.34.100, 17.28.090, 27.12.370, 27.12.100, 28A.315.275, 28A.323.050, 28A.343.010, 28A.343.060, 28A.343.350, 35.02.078, 35.02.086, 35.02.100, 35.06.080, 35.07.050, 35.10.410, 35.10.420, 35.13.090, 35.16.030, 35.16.050, 35.17.310, 35.18.020, 35.23.805, 35A.12.040, 35A.14.080, 36.12.050, 36.16.020, 36.16.030, 36.32.030, 36.32.0558, 39.36.050, 52.04.011, 52.06.030, 52.14.060, 53.04.020, 53.04.023, 53.04.080, 53.12.172, 53.12.221, 54.08.060, 57.12.030, 57.12.039, 57.24.240, 68.52.250, 70.44.047, 82.14.036,

82.46.021, 82.80.090, 85.38.060, 85.38.070, 87.03.083, 52.26.080, 29A.04.321, 29A.04.330, 29A.08.161, 29A.08.210, 29A.08.230, 29A.24.111, 29A.60.221, 35.21.005, 35.22.120, 35A.01.040, 53.12.175, 29A.08.107, 53.12.010, 53.12.021, 53.12.115, 53.12.130, 53.16.015, 29A.08.810, 29A.68.020, 2.06.010, 29A.60.280, 35.17.260, 35.17.380, 35.17.400, 35.18.240, 35.22.055, and 36.32.070; reenacting and amending RCW 28A.343.030, 28A.343.320, 28A.343.660, and 29A.40.110; repealing RCW 28A.343.330 and 52.14.030; and repealing 2013 c 11 s 45.

Referred to Committee on Government Operations & Elections.

HB 2216 by Representatives Zeiger, Farrell, Johnson, Haler, Haigh, Stonier, Moscoso, Tarleton, Ryu and Bergquist

AN ACT Relating to encouraging the inclusion of local history information in school curriculum; and amending RCW 28A.230.090.

Referred to Committee on Education.

HB 2217 by Representatives Zeiger, Sawyer, Dahlquist, Haigh, Haler and Bergquist

AN ACT Relating to encouraging school districts to work with community partners to improve the utilization of K-12 capital facilities; amending RCW 28A.150.260 and 28A.165.035; and adding a new section to chapter 28A.150 RCW.

Referred to Committee on Education.

HB 2218 by Representatives Haigh, MacEwen and Blake

AN ACT Relating to lake and beach management districts; amending RCW 36.61.010, 36.61.020, 36.61.070, 36.61.220, 36.61.250, and 36.61.260; and adding a new section to chapter 36.61 RCW.

Referred to Committee on Local Government.

HB 2219 by Representatives Smith, Haler and Green

AN ACT Relating to golf cart zones established by cities or counties; and amending RCW 46.08.175.

Referred to Committee on Transportation.

HB 2220 by Representatives Manweller and Vick

AN ACT Relating to broadening health insurance coverage options for the citizens of Washington state; amending RCW 48.43.700, 48.43.705, 48.43.715, 48.05.070, and 48.21.047; adding a new section to chapter 48.43 RCW; adding a new chapter to Title 48 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2221 by Representatives Manweller and Vick

AN ACT Relating to broadening health insurance coverage options for the citizens of Washington; amending RCW 48.43.700, 48.43.705, and 48.43.715; adding new sections to chapter 48.43 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2222 by Representatives Manweller, Bergquist and Freeman

AN ACT Relating to the definitions of campaign contributions and expenditures involving legal services provided by a licensed attorney; reenacting and amending RCW 42.17A.005; adding a new section to chapter 42.17A RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2223 by Representatives Tarleton, Fey, Ryu and Freeman

AN ACT Relating to a qualified alternative energy resource; and amending RCW 19.29A.090.

Referred to Committee on Technology & Economic Development.

HB 2224 by Representatives Dunshee and DeBolt

AN ACT Relating to the capital budget; making appropriations and authorizing expenditures for capital improvements; amending RCW 43.160.080; amending 2013 2nd sp.s. c 19 ss 1073, 1074, 1077, 1078, 1064, 1065, 1066, 1067, 1084, 1102, 1109, 2037, 3002, 3067, 3014, 3032, 3043, 3050, 3055, 3056, 3059, 3065, 3160, 5020, 5019, 5078, 5117, and 7014 (uncodified); amending 2013 3rd sp.s. c 1 s 3 (uncodified); reenacting and amending RCW 70.105D.070; adding new sections to 2013 2nd sp.s. c 19 (uncodified); creating new sections; repealing 2013 2nd sp.s. c 19 ss 7004 and 7013 (uncodified); making appropriations; and declaring an emergency.

Referred to Committee on Capital Budget.

HB 2225 by Representatives Manweller, Senn, Magendanz, Fey, Tharinger, Fitzgibbon and Roberts

AN ACT Relating to the Milwaukee Road corridor; creating a new section; and repealing RCW 79A.05.315, 79A.05.320, 79A.05.325, and 79A.05.330.

Referred to Committee on Environment.

HB 2226 by Representatives Senn, Fey, Manweller, Tharinger, Zeiger, Morrell, Fitzgibbon, Ryu and Pollet

AN ACT Relating to state parks partnership opportunities; amending RCW 79A.05.335, 79A.05.340, 79A.05.345, 79A.70.010, 79A.70.020, 79A.70.030, and 79A.70.040; and adding a new section to chapter 79A.05 RCW.

Referred to Committee on Environment.

HB 2227 by Representatives Fey, Magendanz, Senn, Tharinger and Fitzgibbon

AN ACT Relating to the safety of ski area conveyances; and amending RCW 79A.40.010, 79A.40.020, 79A.40.050, 79A.40.060, 79A.40.070, and 79A.45.060.

Referred to Committee on Environment.

HB 2228 by Representatives Smith, Wylie, Seaquist, Ormsby, Haler, Moscoso, Johnson, Ryu and Pollet

AN ACT Relating to providing parity of consumer protection procedures for all students attending licensed private vocational

schools; and amending RCW 28C.10.030, 28C.10.050, 28C.10.060, 28C.10.082, 28C.10.084, 28C.10.110, and 28C.10.120.

Referred to Committee on Higher Education.

HB 2229 by Representatives Morris, Smith, Appleton, Haler, Moscoso, Tarleton, Roberts, Ryu, Habib and Bergquist

AN ACT Relating to long-term funding for a state tourism marketing program; creating new sections; providing an effective date; and declaring an emergency.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2230 by Representatives Sells, Moscoso and Ryu

AN ACT Relating to requiring employers to reimburse employees for work-related expenses; and adding a new section to chapter 49.12 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2231 by Representatives Appleton, Roberts and Santos

AN ACT Relating to legal financial obligations; and amending RCW 9.94A.760 and 9.94B.040.

Referred to Committee on Judiciary.

HB 2232 by Representatives Appleton, Moscoso, Morrell, Stanford, Robinson, Ryu and Freeman

AN ACT Relating to the duties and obligations of manufactured/mobile home community landlords; amending RCW 59.20.045, 59.20.070, and 59.20.130; creating a new section; and prescribing penalties.

Referred to Committee on Judiciary.

HB 2233 by Representatives Appleton, Moscoso, Freeman and Farrell

AN ACT Relating to the medical use of cannabis; amending RCW 69.51A.010, 69.51A.030, 69.51A.040, 69.51A.047, 69.51A.050, 69.51A.055, 69.51A.060, 69.51A.085, and 69.51A.110; adding new sections to chapter 69.51A RCW; creating a new section; repealing RCW 69.51A.043; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 2234 by Representatives Fitzgibbon and Pollet

AN ACT Relating to vesting under comprehensive plans or development regulations determined to be invalid by the growth management hearings board; and amending RCW 36.70A.302.

Referred to Committee on Local Government.

SCR 8408 by Senators Tom and Nelson

Establishing cutoff dates for the consideration of legislation during the 2014 regular session of the sixty-third legislature.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated, with the exception of SENATE CONCURRENT

RESOLUTION NO. 8408 which was read the first time, and under suspension of the rules, was placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of HOUSE BILL NO. 1043 and the bill was placed on the third reading calendar.

JOINT SESSION

The Senate appeared at the Chamber doors and requested admission. The Sergeant at Arms of the House and the Sergeant at Arms of the Senate escorted President of the Senate Lieutenant Governor Brad Owen, President Pro Tempore Tim Sheldon, Senator Pam Roach and Senator Sharon Nelson to seats on the Rostrum. The Senators were invited to sit within the Chamber.

The Speaker (Representative Moeller presiding) called upon President Owen to preside.

The President of the Senate, Lieutenant Governor Owen called the Joint Session to order. The Clerk called the roll of House members. The Clerk called the roll of Senate members. A quorum of the Legislature was present.

President Owen: "The purpose of the Joint Session is to receive the state of the state message from His Excellency, Governor Jay Inslee."

The President appointed a special committee to escort the State Supreme Court Justices to the House Chamber: Representatives Christian and Walkinshaw, and Senators Kohl-Welles and Padden.

The President appointed a special committee to escort the State elected officials to the House Chamber: Representatives Kochmar and Robinson, and Senators Dandel and Keiser.

The President appointed a special committee to advise His Excellency, Governor Jay Inslee, that the joint session had assembled and to escort him to the House Chamber: Representatives Gregerson and Muri, and Senators Eide and Angel.

The Supreme Court Justices arrived, were escorted to the Floor of the House Chamber and were introduced: Chief Justice Barbara Madsen, and Justices Charles Johnson, Susan Owens, Mary Fairhurst, James Johnson, Charles Wiggins, Steven Gonzalez, and Sheryl Gordon McCloud.

The State elected officials arrived, were escorted to the floor of the House and were introduced: Secretary of State Kim Wyman, Attorney General Bob Ferguson, State Treasurer Jim McIntire, Superintendent of Public Instruction Randy Dorn, Insurance Commissioner Mike Kreidler and Commissioner of Public Lands Peter Goldmark.

The President introduced the officers and members of the Consular Association of Washington: Young Wan Song, Consul General of the Republic of Korea, Andrey Yushmanov, Consul General of the Russian Federation, Masahiro Omura, Consul General of Japan, Edith St. Hilaire, Acting Consul for Canada, Bi Gang, Deputy Consul General of the People's Republic of China, Keny Lopez de Zuleta, Consul of the Republic of El Salvador, Eduardo Baca, Consul of the United Mexican States, Robin Twyman, Consul of the United Kingdom of Great Britain and Northern Ireland, Gary Furlong, Honorary Consul General of the Republic of Uzbekistan, Helen Szablya, Honorary Consul General of the Republic of Hungary, Miguel Velasquez, Honorary Consul General of the Republic of Peru, Ron Masnik, Honorary Consul of the Kingdom of

Belgium, Luis Fernando Esteban, Honorary Consul of the Kingdom of Spain, Enid L. Dwyer, Honorary Consul of Jamaica, Matti Suokko, Honorary Consul of the Republic of Finland, Frank Brozovich, Honorary Consul of the Republic of Croatia, Philippe Goetschel, Honorary Consul of the Confederation of Switzerland, Lars Jonsson, Honorary Consul of the Kingdom of Sweden, Kim Nesselquist, Honorary Consul of the Kingdom of Norway, Stephen Zirschky, Honorary Consul of the Republic of Latvia, Petra H. Walker, Honorary Consul of the Federal Republic of Germany, Jack A. Cowan, Honorary Consul of the French Republic, Franco Tesorieri, Honorary Consul of the Italian Republic, Rachel Jacobsen, Honorary Consul of New Zealand, Pedro Augusto Leite Costa, Honorary Consul of the Federative Republic of Brazil, Andy Chin Director General of the Taipei Economic and Cultural Office, and Victor Lapatinskas, Honorary Consul of the Republic of Lithuania.

The President introduced the special guests present in the Chambers: First Lady Trudi Inslee and members of the Inslee family, National Teacher of the Year Jeff Charbonneau, Mount Vernon Mayor Jill Beadrou, Seattle Mayor Ed Murray, Washington State University President Elson Floyd, Former Secretary of State Ralph Munro, Former Senator Paul Shinn, Former Representative Phyllis Gutierrez Kenney, Members of the Puyallup, Snoqualmie, Tulalip, Colville, Quinault, Lower Elwah, Spokane, Muckleshoot, and Suquamish Tribes.

His Excellency Governor Jay Inslee arrived, was escorted to the Rostrum and was introduced.

The flags were escorted to the rostrum by the Washington State Patrol Honor Guard. Corporal Rey Reynolds of the Vancouver Police Department sang the National Anthem. The President led the Chamber in the Pledge of Allegiance. Prayer was offered by Rabbi Yohanna Kinberg, Temple B'nai Torah, Bellevue, Washington.

Rabbi Kinberg: "A preface to our prayer. The prayer book at my reform Jewish congregation in Bellevue includes two very powerful sentences. Powerful when coupled together. The prayer book reminds us pray as if everything depended upon God, act as if everything depends on you, so let us pray now for the time for action is going to come soon enough. Eternal Well, Spring of Life, thank you. Thank you for this gift of Washington state. We are so blessed to live in this glorious place. Thank you for the rain, the trees, the rivers, for the Sound, for the orca, for the majestic American Bald Eagle who flies overhead, a sign of life renewed, a symbol of possibility and freedom. Eternal Source of Life, Loving Mother Father, Thank you. Thank you for all the courageous and kind souls who work diligently to keep safe the people of this state. Thank you for our leaders, our Governor, our law makers, everyone who has worked tirelessly over the past year to govern our state, increasingly towards vitality, peace, justice, health and prosperity. And thank you for the ordinary citizens of this state, the heroes all around us, who teach and pave, who bag and shelve, who litigate and heal, who care for children and the elderly. Thank you for all those very special people who we call my fellow Washingtonians. Eternal Source of Goodness, bless us in the year ahead. Bless us each and everyone with your wisdom. Bless us with your strength and courage. Bless us with the ability to act. Bless us with the ability to always keep moving forward, for the ability to be flexible and creative as we move together toward our collective future as one. Bless us with overflowing loving kindness so we can truly treat our fellow citizens in a manner that we ourselves want to be treated. Bless us with the ability to treat each other well and bless us with the opportunity to show what we can really do when we are all in even after we win the Superbowl. And now it is my privilege to bless you all the people of Washington state, individually and together, with a blessing that's been passed down to me from the time of Moses, Aaron, and Minerva. I bestow you with the priestly blessing. You are welcome to bow your head as a sign of acceptance of this ancient blessing: May God bless you and keep you, may God always shine upon you and be gracious

to you, may God's face shine upon you and bless you with the most precious gift, may God bless you and may God bless us with the most precious gift the gift of peace of body, peace of mind, and peace of spirit. Amen

STATE OF THE STATE

Good afternoon. Thank you, Rabbi Kinberg, for the inspirational words you offered to help guide our work. And thank you, Rey Reynolds, for the outstanding and uplifting rendition of our national anthem as well as for your public service as a law enforcement officer. Mr. President, Mr. Speaker, Madam Chief Justice, distinguished justices of the court, honored officials, members of the Washington State Legislature, tribal leaders, local government officials, members of the Consular Corps and my fellow Washingtonians.

This is my first opportunity to deliver a State of the State address, and I want to start off with good news. I'm pleased to report that under the Inslee administration, the Seattle Seahawks are having an amazing year, and on Sunday will play in the NFC championship game. It's possible that's just a coincidence.

As you know, I've been very fortunate to share this journey as Washington's governor with my wife, Trudi. Together, Trudi and I raised our three sons in the beautiful Yakima Valley and are now blessed with three wonderful grandchildren — who I may note are all more popular on my Facebook page than I am. My family helps shape how I see the world and how I see my responsibilities to Washington. When I think about my grandchildren, I know what we do here will affect them many years down the road. Will they be inspired in school? Will they find rewarding jobs? Will they make their home in Washington as the seventh generation of Inslees to find a long, fulfilling life in the greatest state in the nation? In recent days I've been thinking particularly about my dad and brother who became teachers and never let me forget how important our public schools are. So — with a nod to Frank Senior and Frank Junior — I'd like to start today by talking about the state of education in Washington.

When I presented my supplemental budget a few weeks ago, I said this was a "hold steady" year as we get ready for bigger fiscal challenges in 2015. It was notable that this would be the first time in six years that the Legislature wasn't convening to face a major budget shortfall. That seemed to give us some breathing room. But I've had to rethink that approach. Or, to be candid, the Supreme Court has forced us all to look anew at funding our education system this year. The court issued an order last week on the state's efforts to comply with the constitutional requirement that we fully fund basic education. Last year, we made a down payment of nearly \$1 billion toward meeting that obligation. The court said last week that — unlike previous years — in 2013 we took meaningful steps toward meeting our commitment to basic education and the reforms this Legislature passed in recent years. We all know that wasn't easy, but getting it done speaks to our ability to work together for a higher purpose. But the court also said we aren't moving fast enough. The court said it was troubled by a lack of progress in funding basic costs for schools as well as pay for educators and administrators, whom the justices rightly call the "heart of Washington's education system." The court wrote that it wants to see "immediate, concrete action ... not simply promises." I agree. Promises don't educate our children. Promises don't build our economy and promises don't satisfy our constitutional and moral obligations. We need to put several billion dollars more into funding our kindergarten-through-12th grade education system.

In the coming days I will propose a plan to make an investment of about \$200 million in our schools this session. Most of that will go directly to your local school districts. It will also fund a long-overdue cost-of-living adjustment for our educators this session. Let's not forget that Washington voters spoke loudly in 2000, saying that educators should get this COLA every year. Yet repeatedly that mandate has been shunted aside. We're going to live up to that promise this year. Last year I proposed a \$1.2 billion down payment on our obligation to schools, funded mostly by closing tax breaks that aren't as high a priority as our education needs. We weren't able to do as much of that as I thought we should. The court now says what we did wasn't enough and the need for

immediate action could not be more apparent. Again we must weigh tax breaks against the increasing call for action.

I never envisioned my state, a state that educated so many of us here today, as a place that would need a Supreme Court order to tell it to adequately fund our children's education. We need to stop downplaying the significance of this court action. Education is the one paramount duty inscribed in our constitution. The court wrote last week that it doesn't want to be forced to give specific funding directives or hold the Legislature in contempt. The court was clear when it said that "this case remains fully subject to judicial enforcement." We must not let that happen, and by working together we can live up to our responsibility and create a better Washington for generations to come. And we're going to have to do that in a way that doesn't rely on gimmicks, one-time fixes, cuts to services that protect our state's most vulnerable children and families or cuts to higher education. For too long the easy answer in Olympia was to cut those services. I was proud we stopped that last year, and we should not let it happen now. Here's why. Our job is to educate every child in the state of Washington, and it is very difficult to educate a homeless, hungry or sick child.

You can expect that again I will bring forward tax exemptions that I think fall short when weighed against the needs of our schools. And in some areas we need to do more than the court has mandated, such as early childhood education. Our children are our paramount duty at every age, not just from kindergarten to 12th grade. It would be a mistake to fall behind on early learning as we take care of funding K-12. Equal opportunity means every child in Washington starts kindergarten ready to learn, and that's why I'm asking for \$4 million for these programs. And it would be a mistake to fall behind on funding our higher education system. Students who work hard and succeed in school should know there is a slot in our higher education system for them and financial aid will be available to them if they need it. And I'm talking about every bright, promising student who excels in Washington's high schools, including our young, aspiring citizens.

I met a young man from Lincoln High School in Tacoma who said to me, "Governor, people are always telling us how important it is for us to finish high school. But if I can't afford college and I can't qualify for financial aid because of my residency status, what's the point?" Yesterday, for the second time in as many years, the House came together in a truly bipartisan fashion to overwhelmingly pass the DREAM Act. I now call on the Senate to pass this bill. You send this bill to my desk and we'll send thousands of our students to college.

We've seen real and meaningful results when this Legislature decides to help more students succeed. My budget invests more than \$11 million in the College Bound Scholarship program, a proven strategy to increase graduation rates in our state. But it's not enough to just graduate students. They have to graduate with a meaningful diploma that fully prepares them for life in the 21st century.

This Legislature already recognizes that Washington needs more STEM graduates — science, technology, engineering and math. Last year, you passed my bill creating a STEM Education Innovation Alliance, and I've appointed innovative leaders from education, business, labor and the nonprofit sector to serve on it. Now it's time to fund the alliance so we can align our education system with our goal for a Working Washington for everyone. I want to thank two outstanding ambassadors for STEM education in our state who have joined us today. One is Jeff Charbonneau, our 2013 National Teacher of the Year. He brought college-credit STEM courses to Zillah High School and has inspired students to challenge themselves and succeed in those courses. The other is Ifrah Abshir, a student at Rainier Beach High School who told me how a successful mentoring program helped her fall in love with computer science. Thank you, Jeff and Ifrah, for helping to spread the word about the great things that STEM education can do for Washington's students.

If education is the heart of our economy, then transportation is the backbone. That's why we need a transportation investment package. If we do not act, our state will face a 52 percent decrease in the maintenance budget for bridges and roads in the next two years. If we do not act, 71 additional bridges will become structurally deficient. Perhaps no one knows the importance of safety better than Mount Vernon Mayor Jill Boudreau and her colleagues in Skagit County who lost their lifeline to

the rest of the state when the Skagit River bridge collapsed last May. We learned many things when that bridge fell. We learned about community resilience in the face of adversity. We learned about creativity in the midst of crisis. I couldn't be more pleased with the creative problem solving by our Secretary of Transportation, Lynn Peterson, and her team at the Department of Transportation. This was the first project my administration had tackled from start to finish and, to the astonishment of many experts, we got the temporary bridge up in 27 days and the permanent bridge in place 66 days later. This is the new direction of our Washington State Department of Transportation. The team that got that bridge up is changing the way the department works. They're fixing problems, putting important reforms in place and being accountable for the essential work they do. There are legacy problems the team at DOT still wrestles with, and I understand some of you are frustrated with that. You know what? So am I. But we can't let issues on megaprojects stop us from moving forward. The 520 Bridge has to be finished. We don't gain taxpayers' trust by building a bridge that stops before it gets to Interstate 5.

That doesn't make any sense. Transportation is much too important to let that happen. And it's not just important along the I-5 corridor. Our wheat farmers depend on the Palouse River and Coulee City Railroad to help feed the world, and yet several of its trestles are more than a century old and in disrepair. Train speed is severely limited in many areas. Traffic congestion is a problem on both sides of the Cascades. Just ask Susan Meyer, chief executive officer of the Spokane Transit Authority. Susan is working to develop a new central city transit line that will help alleviate traffic congestion in her city. Fundamentally, this is about safety, jobs, traffic relief and accountability.

You know, I've been pushing the Legislature to do something about this since my first day in office. The House passed a bill last year, and in the interim, the Senate hit the road to hear from the people about how they view our state's transportation system.

I then convened 12 negotiating sessions where you all made substantial progress on revenue and reform. But last month it became clear that process had run its course, and we agreed the next step was to continue the dialogue here when you convened for the 2014 legislative session.

The next logical step is for the Senate to produce a package of transportation improvements that has 25 votes. If this happens, I'm confident we can find agreement before this session ends. The goal cannot be for everyone to get everything they want. Instead, we must get agreement on what our state needs.

When I spoke to you one year ago, I said that that our top priority today, tomorrow and every day would be jobs. We've made progress on the Working Washington Agenda. We have secured thousands of aerospace jobs with the commitment from The Boeing Company to build its next generation jetliner here, in Washington state, by the best workers in the world.

This new airplane holds tremendous promise for us. Building it here means Boeing will continue to invest hundreds of millions of dollars to expand and improve its facilities and employ tens of thousands of people in our state for decades to come. Building the 777X's carbon fiber wing here really is a big deal. We have lost too much aerospace work to other states and other countries. Today the wing for the 787 comes from Japan. Now we have reversed that trend of outsourcing. The legislation you passed in November also has unprecedented protections for workers who, for the first time, can be sure Boeing will not open a second line in South Carolina or someplace else. If the 777X work moves out of state, the tax incentives go away. The economic activity driven by these tax incentives will also return more than double that amount to the state — money that should be invested to help all Washingtonians. We wished that Boeing would have chosen Washington based just on our state's clear advantages and stellar record in aerospace manufacturing. But there were a couple dozen other states that were more than happy to take those jobs. Those states lined up to give away land, training and anything else they could to attract these new jobs. We were able to secure those jobs for Washington. But they came at a cost. The Machinists took a difficult vote, a vote that demands our respect because their work will benefit everyone in Washington state.

We should not forget that in both the public and private sector, Washington's outstanding workforce is our state's greatest asset. That includes our hard-working state workforce, whose members I want to thank personally. During this first year in office, I've made unannounced visits to many state agencies and seen the work state employees do every single day for the people of Washington. What I've seen is that we are incredibly fortunate to have a dedicated and talented workforce made up of people who take pride in their jobs. I'm proud of the way many have embraced the Lean philosophy of efficiency and effectiveness in state government, moving us toward the Results Washington goals I've set. They are big goals, but I know our workforce is up to the challenge.

The state of our state is looking better every day. Our aerospace industry is secured for decades. Our life sciences and global health industries are leading advances that improve the health and quality of life of people around the world. Our clean energy sector is growing across the state. And Washington is well-positioned for the future as the only state with a trade surplus with China. Our state pioneered commercial air travel and advanced cancer treatments, computers on every desktop and the purchase of anything online with a single click. Our farmers lead the way in pioneering sustainable agriculture practices while feeding the world. Those innovations have made our state, and our nation, more efficient, more productive and more prosperous than ever. But still, too many Washingtonians struggle. There are thousands of working moms and dads with full-time jobs — sometimes two or three jobs — who some days cannot afford to put adequate food on the table. That's why today I'm calling for a statewide increase in the minimum wage. In every community there are people who don't share in our state's prosperity. And we need to do something about that. I've lived on the both sides of the Cascades. I know that we can't measure the success of our economy by how things are going in the shadow of the Space Needle. Our rural areas, for example, still lag in this recovery. Look: Education is fundamental to reducing inequality. But we know that education alone won't lift everyone out of poverty. There are tens of thousands of jobs that people depend on that don't provide a living wage in our state. Every job offers dignity, but not every job offers a living wage. I don't have the exact number today for what our minimum wage should be. I want to work with my colleagues in the House and Senate from both parties and hear from people who depend on those jobs. It won't be a number that remedies 50 years of income inequality. But I believe that an increase in the range of \$1.50 to \$2.50 an hour is a step toward closing the widening economic gap. There is ample evidence that a raise in that range does not kill jobs. An increase in minimum wage means more money being spent in our economy. As I look out at this chamber today, I recognize the political realities of the split control of Olympia. But we must spend time and energy — and yes, political capital — helping make sure everyone in Washington is paid a fair wage. Second, in building a Working Washington that works for everyone, we need to help our small businesses. I will introduce legislation that says if your small business earns less than \$50,000 in annual revenues, you will pay no business and occupation tax. Zero. This reform will help tens of thousands of businesses across Washington, and I'm asking you to join me in taking this step to unleash the creativity of small businesses in every corner of this state. Besides, you never know which of these businesses in a kitchen or a garage will grow up to be the next Microsoft or Amazon. You know, last month Bloomberg News named Washington the most innovative state in the entire nation. But I believe advances in economic justice are equally as important as advances in science and technology.

It will come as no surprise to anyone that I also believe we must advance when it comes to addressing climate change. Over the course of last year, I had the privilege to work directly with your appointed representatives on the Climate Legislative and Executive Workgroup. We were charged by you to recommend specific actions to ensure our state meets its statutory commitments to reduce carbon pollution. The key word here is actions. The independent review conducted for the climate workgroup concluded that while we have made progress, our statutory limits on carbon pollution will not be met without additional actions. By the end of next week, we will finalize the report of the climate workgroup and submit our best thoughts on next steps. I am committed to a set of actions to secure the additional carbon pollution reductions by

the required dates. Rest assured, we will move forward. Going backward is not an option. Inaction is not an option. Whether you care about our environment or our economy, or hopefully both, tackling climate change makes sense. If we stop fighting over whether to act and instead work together on how to act, we can innovate our way to a better future. That's what we need to do now. I look forward to working with you on the policies that are best for Washington's unique environment and economy in the months ahead.

I want to take a moment to mention a great bipartisan success in the state of Washington, and that is the implementation of health care reform. It's one of the best things we've ever done to address economic inequality in our state. Isn't it great that our health exchange marketplace, Washington Healthplanfinder, was touted by The Washington Post as an example of how to do health care reform the right way? As of today, more than 250,000 Washingtonians have found new and affordable health coverage through the Washington Healthplanfinder. That's remarkable. And we should be proud of it. And we expect that number to keep growing as many more who lack health insurance today sign up for affordable care. Now we need to look forward. I am advancing three health initiatives this year. First is ensuring that every single child has the opportunity to grow up healthy. Research shows that, for the first time in our history, this generation is not expected to live as long as the previous generation. This should be unacceptable to us. We need to make the next generation the healthiest generation in the history of our state. Let's improve opportunities for children to be more active and have healthier food options. And let's take a page from President Kennedy's Council on Physical Fitness and establish a Governor's Council for the Healthiest Next Generation. Second, I ask this Legislature to work with me on better health care purchasing for our state. The costs we pay are rapidly becoming unaffordable for families, small businesses and taxpayers. We should be paying for outcomes, not just office visits. To do that, we need better and more accessible information. You wouldn't buy a car without knowing its price and quality, but that's how we purchase health care today. A recent study showed a difference of more than 500 percent in amounts paid for common medical procedures throughout the state. That's outrageous. We need to make that information accessible on the web so every consumer can compare costs and quality before deciding where to spend health care dollars. And third, I ask this Legislature to work with me on integrating care for people who are most in need so our mental health services, chemical dependency care and primary medical care all work better for patients and better for society. Better health care for the whole person leads to less homelessness, more people working and taxpayer savings.

I'd like to end with a story that I've thought a lot about through my first year in office. There's a sign in my office inspired by group of students whose elementary school burned down in Vancouver last year. That's a hard thing for those kids and those teachers. But the Crestline Elementary community rallied together to help each other get through this challenge. One student, fourth-grader Payton Rush, told me he and his mother made a sign that became that community's rallying cry. It says: We can do hard things. There's no reason that we shouldn't have the same attitude about the work ahead of us. It's why I'm optimistic about the future. It took us three sessions last year to agree on putting nearly \$1 billion into K-12 education. But we did it. Getting health care coverage for more Washingtonians wasn't easy. But we did it. Rebuilding our economy after the greatest economic downturn since the Great Depression isn't easy. But we are doing it. So yes, we have done some hard things. And we can do more. We can make progress on addressing income inequality. We can cut the costs and improve the quality of health care. We can do a better job funding our schools and meeting our moral and constitutional obligations to our children. We can take meaningful action to address the threat of climate change. And we can get a transportation package done. President Lyndon B. Johnson once said, "There are no problems we cannot solve together, and very few that we can solve by ourselves." I know Washingtonians, and I know what we are capable of doing when we work together. That's why I won't give up. And neither should any of you. We have 59 days to do hard things this session. Let's get to work. Thank you!

The President thanked the Governor for his remarks and asked the special committee to escort Governor Inslee from the House Chamber.

The President asked the special committee to escort the State elected officials from the House Chamber.

The President asked the special committee to escort the Supreme Court Justices from the House Chamber.

On motion of Representative Sullivan, the Joint Session was dissolved. The Speaker (Representative Moeller presiding) assumed the chair.

The Sergeant at Arms of the House and the Sergeant at Arms of the Senate escorted President of the Senate Owen, President Pro Tempore Sheldon, Senator Roach, Senator Nelson and members of the Washington State Senate from the House Chamber.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., January 15, 2014, the 3rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRD DAY

House Chamber, Olympia, Wednesday, January 15, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Raphael Schwab and Greta Satterfield. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Kevin Earls, Gateway Christian Fellowship, Shelton, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

January 14, 2014

MR. SPEAKER:

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 4414
HOUSE CONCURRENT RESOLUTION NO. 4415

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2235 by Representatives Hayes and Goodman

AN ACT Relating to creating effective and timely access to magistrates for purposes of reviewing search warrant applications; amending RCW 9A.72.085; adding a new section to chapter 2.20 RCW; adding a new section to chapter 10.79 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 2236 by Representatives Riccelli and Johnson

AN ACT Relating to nursing homes; amending RCW 74.46.431, 74.46.435, 74.46.437, 74.46.506, 74.46.515, and 74.46.521; and adding a new section to chapter 74.46 RCW.

Referred to Committee on Appropriations.

HB 2237 by Representatives Tarleton, Haler, Pollet, Zeiger and Bergquist

AN ACT Relating to cosmetology training and licensure requirements; and amending RCW 18.16.090.

Referred to Committee on Business & Financial Services.

HB 2238 by Representatives Tarleton, Moscoso, Hunt, Freeman, Ormsby, Pollet, Reykdal, Bergquist and Moeller

AN ACT Relating to paid vacation leave; adding a new chapter to Title 49 RCW; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 2239 by Representatives Johnson, Hunt, Ross, Chandler and Warnick

AN ACT Relating to exempting the identity of a caller to an enhanced 911 emergency communications system from the public records act; and reenacting and amending RCW 42.56.230.

Referred to Committee on Government Operations & Elections.

HB 2240 by Representatives Johnson, Ross, DeBolt and Warnick

AN ACT Relating to reserve studies for certain unit owners' associations; and amending RCW 64.34.380.

Referred to Committee on Judiciary.

HB 2241 by Representatives Johnson, Warnick, Ross, DeBolt and Chandler

AN ACT Relating to aeronautic safety; adding a new section to chapter 14.16 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Transportation.

HB 2242 by Representatives Lytton, Dahlquist, Haigh, Muri and Magendanz

AN ACT Relating to implementing selected education reforms using recommendations from the quality education council's 2014 report to the legislature; amending RCW 28A.150.550, 28A.290.010, 28A.165.005, 28A.165.035, 28A.150.220, and 28A.230.090; and creating a new section.

Referred to Committee on Education.

HB 2243 by Representatives Blake and Kretz

AN ACT Relating to encouraging private landowners to allow public access to their land; amending RCW 4.24.210 and 9A.52.090; adding a new section to chapter 82.04 RCW; adding a new chapter to Title 79A RCW; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 2244 by Representatives Stanford, DeBolt, Dunshee and MacEwen

AN ACT Relating to restoring resources to the capital budget beginning with the 2015-2017 biennium; and amending RCW 82.45.060, 82.16.020, 82.18.040, and 43.135.045.

Referred to Committee on Capital Budget.

HB 2245 by Representatives Ormsby and Riccelli

AN ACT Relating to vesting in urban growth areas with recently added territory; amending RCW 19.27.095, 58.17.033, and 36.70A.300; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Local Government.

HB 2246 by Representatives Hunt, Fitzgibbon, Hudgins and Morris

AN ACT Relating to financing for stewardship of mercury-containing lights; amending RCW 70.275.030, 70.275.040, and 70.275.050; reenacting and amending RCW 70.275.020; adding a new section to chapter 70.275 RCW; adding new sections to chapter 43.131 RCW; adding a new section to chapter 70.95M RCW; creating a new section; recodifying RCW 70.275.080; repealing RCW 70.275.120; providing an effective date; providing a contingent effective date; and declaring an emergency.

Referred to Committee on Environment.

HB 2247 by Representatives Dunshee and DeBolt

AN ACT Relating to the computation of general state revenues in alignment with Article VIII, section 1 of the state Constitution; and reenacting and amending RCW 39.42.070.

Referred to Committee on Capital Budget.

HB 2248 by Representatives Reykdal and Hunt

AN ACT Relating to increasing the number of days allowed to accrue as unused annual leave; amending RCW 43.01.040; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2249 by Representatives Short, Buys and Kretz

AN ACT Relating to the two climate zones within the building codes; amending RCW 19.27.031 and 19.27A.020; and creating a new section.

Referred to Committee on Local Government.

HB 2250 by Representative Morris

AN ACT Relating to the distribution of intimate images; amending RCW 9A.44.115; reenacting and amending RCW 9.94A.515; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2251 by Representatives Wilcox, Blake, Orcutt and Clibborn

AN ACT Relating to fish barrier removals; amending RCW 77.55.181, 77.95.180, 77.95.170, 77.95.160, 19.27.490, 35.21.404, 35.63.230, 35A.21.290, 35A.63.250, 36.70.982, 36.70.992, 36.70A.460, and 43.21C.0382; adding a new section to chapter 77.95 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2252 by Representatives Sullivan, Haler, Roberts, Klippert, Fey, Walsh, Tharinger, Smith, Jinkins, Fagan, Goodman, Warnick, Fitzgibbon, Morrell, Sells, Hunt, Appleton, Lytton, Moscoso, Kagi, Lias, Ormsby, Sawyer, Orwall, Wylie, Van De Wege, Dunshee, Ryu, Stonier, Pettigrew, Blake, Kirby, Farrell, Freeman, Springer, Riccelli, Seaquist, Moeller, Pollet and Hope

AN ACT Relating to the fiscal impacts of bills and budgets; amending RCW 43.88A.020; creating a new section; and providing an expiration date.

Referred to Committee on Appropriations.

HB 2253 by Representatives Manweller, Sells and Johnson

AN ACT Relating to telecommunications installations; amending RCW 19.28.400; and declaring an emergency.

Referred to Committee on Labor & Workforce Development.

HB 2254 by Representatives Manweller, Sells and Johnson

AN ACT Relating to telecommunications work experience for purposes of eligibility toward limited energy specialty electrician certification; and amending RCW 19.28.191.

Referred to Committee on Labor & Workforce Development.

HB 2255 by Representative Van De Wege

AN ACT Relating to ambulance seat belt notification, air bags, and driver training; adding a new section to chapter 46.37 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 2256 by Representatives Van De Wege, Hayes, Appleton, Lias, Tharinger, Fitzgibbon, Sawyer, Lytton, Hunt and Pettigrew

AN ACT Relating to vehicle headlights; and amending RCW 46.37.020.

Referred to Committee on Transportation.

HB 2257 by Representatives Buys, Orwall, Hayes, Dahlquist, Manweller, Klippert and Fagan

AN ACT Relating to the distribution of intimate images; amending RCW 9A.44.115; reenacting and amending RCW 9.94A.515; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2258 by Representatives Buys, Manweller and Fagan

AN ACT Relating to simplifying and providing clarity to independent contractor tests for the construction industry; amending RCW 39.12.100, 49.17.020, 49.46.010, 50.04.145, and 51.08.181; and providing an effective date.

Referred to Committee on Labor & Workforce Development.

HB 2259 by Representatives Buys, Wilcox and Fagan

AN ACT Relating to the sales and use tax exemption for qualifying livestock nutrient management equipment and facilities; amending RCW 82.08.890; creating a new section; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2260 by Representatives Buys and Manweller

AN ACT Relating to dwelling unit fire protection sprinkler systems; and amending RCW 18.160.010, 18.160.030, and 18.160.040.

Referred to Committee on Labor & Workforce Development.

HB 2261 by Representative Short

AN ACT Relating to the use of science to support significant agency actions; and amending RCW 34.05.271.

Referred to Committee on Agriculture & Natural Resources.

HB 2262 by Representative Short

AN ACT Relating to the use of science to support significant agency actions; and amending RCW 34.05.272.

Referred to Committee on Environment.

HB 2263 by Representatives MacEwen and Orwall

AN ACT Relating to naming the chair and vice chair of state and county political committees; and amending RCW 29A.80.020 and 29A.80.030.

Referred to Committee on Government Operations & Elections.

HB 2264 by Representatives MacEwen, Vick, Holy, Zeiger, Warnick and Hayes

AN ACT Relating to providing business and occupation tax relief by allowing businesses to deduct cost of goods sold, compensation, or a portion of gross income; adding a new section to chapter 82.04 RCW; and providing an effective date.

Referred to Committee on Finance.

HB 2265 by Representatives Appleton and Goodman

AN ACT Relating to prohibiting general power of attorney provisions in bail bond agreements; and amending RCW 18.185.110.

Referred to Committee on Public Safety.

HB 2266 by Representatives Takko and Kochmar

AN ACT Relating to small public works projects for fire departments and regional fire authorities; and amending RCW 52.14.110.

Referred to Committee on Local Government.

HB 2267 by Representatives Hansen and Seaquist

AN ACT Relating to creating passenger-only ferry service districts; adding new sections to chapter 36.57A RCW; adding a new section to chapter 82.14 RCW; adding a new section to chapter 82.80 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 2268 by Representatives Taylor, Shea, Blake, Short, Kretz and Overstreet

AN ACT Relating to the transfer of federal land to the state; amending RCW 28A.515.300; adding a new chapter to Title 79 RCW; providing an expiration date; and declaring an emergency.

Referred to Committee on Judiciary.

HB 2269 by Representatives Taylor, Overstreet, Shea and DeBolt

AN ACT Relating to reducing the cost of infrastructure projects by linking state conservation investments with mitigation requirements; amending RCW 43.21C.060 and 47.01.305; reenacting and amending RCW 90.74.010; adding a new section to chapter 90.74 RCW; adding a new section to chapter 77.55 RCW; adding a new section to chapter 76.09 RCW; adding a new section to chapter 90.58 RCW; adding a new section to chapter 70.94 RCW; adding a new section to chapter 78.44 RCW; adding a new section to chapter 86.16 RCW; adding a new section to chapter 36.70A RCW; and adding a new section to chapter 90.48 RCW.

Referred to Committee on Environment.

HB 2270 by Representatives Taylor, Shea and Overstreet

AN ACT Relating to exempting school districts from the state portion of sales and use taxes on school construction; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; and providing an effective date.

Referred to Committee on Finance.

HB 2271 by Representative Taylor

AN ACT Relating to creating a cause of action for persons who are adversely affected by the judicial review of a decision made

under the state environmental policy act; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Judiciary.

HB 2272 by Representatives Taylor, Moscoso, Shea and Overstreet

AN ACT Relating to the Fourth Amendment protection act; adding a new chapter to Title 42 RCW; prescribing penalties; and declaring an emergency.

Referred to Committee on Judiciary.

HB 2273 by Representatives Manweller and Blake

AN ACT Relating to public recreational access; and amending RCW 79.10.110, 79.10.120, and 79.155.030.

Referred to Committee on Environment.

HB 2274 by Representatives Reykdal, Sells, Ryu, Hunt, Goodman, Green and Moeller

AN ACT Relating to collective bargaining for assistant attorneys general; amending RCW 43.10.070; adding a new section to chapter 41.56 RCW; adding new sections to chapter 43.10 RCW; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 2275 by Representatives Van De Wege, Sells, Fitzgibbon, Dunshee, Farrell and Pollet

AN ACT Relating to whistleblowers in the electrical industry; amending RCW 19.28.006; and adding new sections to chapter 19.28 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2276 by Representatives Robinson, Lytton, Magendanz, Santos, Fagan and Liias

AN ACT Relating to the operation by educational service districts of educational programs for residents of residential schools; and amending RCW 28A.190.010.

Referred to Committee on Education.

HB 2277 by Representatives Robinson, Manweller, Zeiger, Carlyle and Hunt

AN ACT Relating to the Washington state historical society; and amending RCW 27.34.330, 27.34.395, and 27.34.900.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2278 by Representatives Takko and Chandler

AN ACT Relating to interlocal agreements for ambulance services between fire protection districts and contiguous cities; and amending RCW 52.12.135.

Referred to Committee on Local Government.

HB 2279 by Representatives Holy, Condotta and Hurst

AN ACT Relating to alternative revenue sources for the state lottery; and adding a new section to chapter 67.70 RCW.

Referred to Committee on Government Accountability & Oversight.

HB 2280 by Representatives Condotta, Hurst and Holy

AN ACT Relating to scratch tickets as a promotional activity; and adding a new section to chapter 67.70 RCW.

Referred to Committee on Government Accountability & Oversight.

HB 2281 by Representatives Vick, Holy, Hurst and Condotta

AN ACT Relating to state lottery efficiency; amending RCW 67.70.040, 67.70.050, and 67.70.340; and repealing RCW 67.70.042.

Referred to Committee on Government Accountability & Oversight.

HB 2282 by Representatives Farrell, Walsh and Kagi

AN ACT Relating to the early learning advisory council; and amending RCW 43.215.020 and 43.215.090.

Referred to Committee on Early Learning & Human Services.

HB 2283 by Representatives Blake and Condotta

AN ACT Relating to providing certain legal exemptions for the transportation and possession of gambling devices by manufacturers of class III tribal lottery system equipment; and amending RCW 9.46.235.

Referred to Committee on Government Accountability & Oversight.

HB 2284 by Representatives Stonier, Hunt, Pollet and Haigh

AN ACT Relating to state-funded learning improvement days; and amending RCW 28A.415.360.

Referred to Committee on Appropriations.

HB 2285 by Representatives Orwall, Dahlquist, Haigh, Magendanz, Lytton, Stonier, Santos, Bergquist and Seaquist

AN ACT Relating to reviewing institution of higher education policies related to dual credit coursework; adding a new section to chapter 28B.77 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Higher Education.

HB 2286 by Representative Reykdal

AN ACT Relating to funding an increase in the small business tax credit by repealing certain farm-related tax preferences; amending RCW 82.04.4451 and 82.04.050; creating new sections; repealing RCW 82.08.855 and 82.12.855; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2287 by Representative Kirby

AN ACT Relating to the regulation of legal service organizations; and adding a new chapter to Title 48 RCW.

Referred to Committee on Judiciary.

HB 2288 by Representatives Buys and Haler

AN ACT Relating to limiting the authority of growth management hearings boards to hear petitions challenging the regulation of permit exempt wells; and amending RCW 36.70A.280.

Referred to Committee on Local Government.

HB 2289 by Representatives Hayes, Goodman, Holy and Klippert

AN ACT Relating to the application of Article II, section 16 of the Washington state Constitution with respect to traffic violations; amending RCW 46.64.010; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2290 by Representatives Pike, Harris and Vick

AN ACT Relating to limiting eligibility for the public employees' retirement system for seasonal employees of small cities; and amending RCW 41.40.023.

Referred to Committee on Appropriations.

HB 2291 by Representatives Pike, Stonier, Moeller, Vick, Harris and Blake

AN ACT Relating to transfer of school district territory initiated by school district boards of directors; and amending RCW 28A.315.195.

Referred to Committee on Education.

HB 2292 by Representatives Pike, Stonier, Vick, Blake and Moeller

AN ACT Relating to adverse possession; amending RCW 4.16.020, 7.28.010, and 7.28.083; adding a new section to chapter 7.28 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 2293 by Representatives Pike, Harris, Vick, Blake and Rodne

AN ACT Relating to adding responsibilities to the duties of the joint administrative rules review committee; amending RCW 34.05.630; and adding a new section to chapter 34.05 RCW.

Referred to Committee on Government Operations & Elections.

HB 2294 by Representatives Pike, Wylie, Stonier, Vick, Harris, Blake, Farrell and Moeller

AN ACT Relating to increasing penalties for littering; amending RCW 70.93.060; and prescribing penalties.

Referred to Committee on Environment.

HB 2295 by Representatives Pike, Harris, Vick and Rodne

AN ACT Relating to limiting industrial insurance benefits for injuries or diseases caused by use of intoxicating liquor or drugs; adding a new section to chapter 51.32 RCW; and creating new sections.

Referred to Committee on Labor & Workforce Development.

HB 2296 by Representatives Pike, Harris, Blake, Vick, Taylor, Overstreet and Farrell

AN ACT Relating to duplicate signatures on petitions in cities, towns, and code cities; amending RCW 35.21.005 and 35A.01.040; and creating a new section.

Referred to Committee on Local Government.

HB 2297 by Representatives Pike, Takko, Vick, Harris, Blake, Rodne and Farrell

AN ACT Relating to changing the definition of public facilities to include roadway, traffic, and way-finding signage; and amending RCW 82.14.370.

Referred to Committee on Local Government.

HB 2298 by Representatives Pike, Takko, Vick, Harris, Blake, Rodne and Farrell

AN ACT Relating to changing the definition of capital projects to include technology infrastructure; and amending RCW 82.46.010.

Referred to Committee on Local Government.

HB 2299 by Representatives Pike, Manweller and Harris

AN ACT Relating to permitting local governments to opt out of prevailing wage requirements; amending RCW 39.04.260; and adding a new section to chapter 39.12 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2300 by Representative Hudgins

AN ACT Relating to valuables of guests, lodgers, and boarders of hotels; adding a new section to chapter 19.48 RCW; creating a new section; and repealing RCW 19.48.030 and 19.48.070.

Referred to Committee on Judiciary.

HB 2301 by Representatives Robinson, Fitzgibbon, Ryu and Dunshee

AN ACT Relating to county financial actions for a concluded fiscal year; and amending RCW 36.40.200.

Referred to Committee on Local Government.

HB 2302 by Representative Moscoso

AN ACT Relating to snack bar licenses; and amending RCW 66.24.350.

Referred to Committee on Government Accountability & Oversight.

HB 2303 by Representative Moscoso

AN ACT Relating to encouraging safe and responsible sales of marijuana by authorizing the use of minors in compliance checks and addressing identification and manufacturing; adding new sections to chapter 69.50 RCW; and prescribing penalties.

Referred to Committee on Government Accountability & Oversight.

HB 2304 by Representative Moscoso

AN ACT Relating to marijuana processing and retail licenses; and amending RCW 69.50.325, 69.50.354, 69.50.357, and 69.50.360.

Referred to Committee on Government Accountability & Oversight.

HB 2305 by Representative Pettigrew

AN ACT Relating to the regulation of alcoholic beverages; amending RCW 66.12.110, 66.12.120, 66.12.240, 66.20.010, 66.20.170, 66.20.180, 66.20.190, 66.20.200, 66.20.210, 66.24.210, 66.28.030, 66.28.035, 66.28.040, and 66.44.350; and repealing RCW 66.24.440.

Referred to Committee on Government Accountability & Oversight.

HB 2306 by Representatives Lytton and Morris

AN ACT Relating to current use valuation for farm and agricultural land; amending RCW 84.34.020; and creating a new section.

Referred to Committee on Finance.

HB 2307 by Representatives Tarleton, Ryu and Riccelli

AN ACT Relating to the minority and women's business enterprises account; and amending RCW 39.19.200.

Referred to Committee on Appropriations Subcommittee on General Government.

HB 2308 by Representative Condotta

AN ACT Relating to the audit of the state universities; creating new sections; and providing an expiration date.

Referred to Committee on Higher Education.

HB 2309 by Representative Condotta

AN ACT Relating to providing fairness and flexibility in the payment of property taxes; amending RCW 84.56.020 and 84.56.025; and creating a new section.

Referred to Committee on Finance.

HB 2310 by Representatives Riccelli, Cody, Green, Van De Wege, Tharinger, Morrell, Johnson, Parker and Stonier

AN ACT Relating to safety equipment for individual providers; and adding a new section to chapter 74.39A RCW.

Referred to Committee on Health Care & Wellness.

HB 2311 by Representatives Pollet and Tarleton

AN ACT Relating to notice requirements for land use applications and decisions; amending RCW 36.70C.040 and 58.17.040; adding a new section to chapter 36.70C RCW; and adding new sections to chapter 58.17 RCW.

Referred to Committee on Local Government.

HB 2312 by Representatives Pollet, Fitzgibbon, Moscoso, Farrell, Ryu, Santos, Freeman and Walkinshaw

AN ACT Relating to involving communities in environmental decision making; adding a new chapter to Title 70 RCW; creating a new section; and providing an effective date.

Referred to Committee on Environment.

HB 2313 by Representatives Bergquist, Haigh, Reykdal, Hunt, Santos, Riccelli, Fey, Pollet, Lias, Orwall, Fitzgibbon, Tarleton, Hudgins and Stonier

AN ACT Relating to requiring state funding to support professional development for K-12 educators; adding a new section to chapter 28A.415 RCW; and creating a new section.

Referred to Committee on Appropriations.

HB 2314 by Representatives Tharinger, Nealey, Springer, Orcutt, Takko, Zeiger, Fey, Kochmar, Bergquist, Rodne, Senn, Seaquist, Sells, Moscoso, Fitzgibbon, Ryu, Green, Hayes, Kirby, Hargrove, Sawyer, Farrell, Stanford, Magendanz, Orwall, Walsh, Morrell, Buys, Muri, Hudgins, Stonier, Harris, Gregerson, Condotta and Freeman

AN ACT Relating to incrementally increasing the distribution percentage of liquor revolving fund revenues under RCW 66.08.190 to cities and counties; amending RCW 66.08.190; and providing an effective date.

Referred to Committee on Appropriations.

HB 2315 by Representatives Orwall, Harris, Cody, Roberts, Short, Morrell, Manweller and Green

AN ACT Relating to suicide prevention; amending 2012 c 181 s 1 (uncodified); reenacting and amending RCW 43.70.442; adding a new section to chapter 71.24 RCW; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care & Wellness.

HB 2316 by Representatives Roberts, Goodman, Clibborn, Haigh, Freeman, Green, Pettigrew, Ormsby and Seaquist

AN ACT Relating to earned second chances; amending RCW 9.94A.728, 9.94A.533, and 9.94A.570; adding a new section to chapter 9.94A RCW; adding a new section to chapter 9.95 RCW; and creating new sections.

Referred to Committee on Public Safety.

HB 2317 by Representatives Haigh, Hunt, Magendanz, Orwall, Fagan and Ormsby

AN ACT Relating to promoting expanded learning opportunities as a strategy to close the educational opportunity gap and prevent summer learning loss; adding new sections to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

HB 2318 by Representatives Seaquist and Appleton

AN ACT Relating to contractor liability for industrial insurance premiums for not-for-profit nonemergency medical transportation brokers; and amending RCW 51.12.070.

Referred to Committee on Labor & Workforce Development.

HB 2319 by Representatives Magendanz and Fey

AN ACT Relating to permitting school districts to publish certain legal notices using public web sites maintained by school districts as an alternative to publishing notice in newspapers; amending RCW 28A.320.025, 28A.335.020, 28A.335.040, 28A.335.120, 28A.505.050, and 28A.530.080; and reenacting and amending RCW 28A.335.180.

Referred to Committee on Education.

HB 2320 by Representatives Tharinger, Cody and Lytton

AN ACT Relating to adult family homes; amending RCW 70.128.010, 70.128.060, and 74.39A.320; and adding a new section to chapter 70.128 RCW.

Referred to Committee on Health Care & Wellness.

HB 2321 by Representatives Cody, Walsh, Jinkins, Green and Pettigrew

AN ACT Relating to mid-level dental professionals; amending RCW 18.32.030, 18.32.0351, 18.260.010, 18.260.040, 18.260.070, and 18.260.080; reenacting and amending RCW 18.120.020, 18.120.020, 18.130.040, 18.130.040, 69.41.010, and 69.41.030; adding a new chapter to Title 18 RCW; creating new sections; providing effective dates; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 2322 by Representatives Sawyer, Condotta, Appleton, Kirby, Fey, Farrell, Fitzgibbon, Hunt, Reykdal and Springer

AN ACT Relating to prohibiting local governments from taking actions preventing or impeding the creation or operation of commercial marijuana businesses licensed by the liquor control board; amending RCW 66.08.170, 82.08.170, and 66.08.050; adding a new section to chapter 69.50 RCW; and declaring an emergency.

Referred to Committee on Government Accountability & Oversight.

HB 2323 by Representative Shea

AN ACT Relating to electrician licensing and identification requirements; and amending RCW 19.28.271.

Referred to Committee on Labor & Workforce Development.

HB 2324 by Representatives Shea, Taylor, Overstreet and Holy

AN ACT Relating to the protection of persons and property; amending RCW 9A.16.050 and 9A.16.020; adding new sections to chapter 9A.16 RCW; creating a new section; and providing an effective date.

Referred to Committee on Judiciary.

HB 2325 by Representatives Shea, Taylor and Overstreet

AN ACT Relating to incentivizing the use of motorcycles to reduce greenhouse gases and wear on state roadways; amending RCW 46.17.365; and creating a new section.

Referred to Committee on Transportation.

HB 2326 by Representatives Cody, Schmick, Harris, Morrell, Ross, Manweller and Sullivan

AN ACT Relating to the prescription of biological products and interchangeable biological products; amending RCW 69.41.110, 69.41.120, 69.41.150, 69.41.130, 69.41.160, and 69.41.050; and adding a new section to chapter 69.41 RCW.

Referred to Committee on Health Care & Wellness.

HB 2327 by Representative Wylie

AN ACT Relating to sales of growlers of wine or beer; amending RCW 66.24.170, 66.24.244, 66.24.354, 66.24.400, and 66.24.590; and reenacting and amending RCW 66.24.240 and 66.24.371.

Referred to Committee on Government Accountability & Oversight.

HB 2328 by Representatives Cody and Riccelli

AN ACT Relating to the Washington state health insurance pool; and amending RCW 48.41.080, 48.41.090, 48.41.110, and 48.41.120.

Referred to Committee on Health Care & Wellness.

HB 2329 by Representatives Riccelli, Short, Hudgins, Cody, Stanford, Walkinshaw, Bergquist, Farrell, Jinkins, Hunt, Green, Tharinger, Morrell, Van De Wege, Clibborn, Harris, Tarleton, Vick and Moeller

AN ACT Relating to creating the breastfeeding-friendly Washington designation; adding new sections to chapter 70.54 RCW; repealing RCW 43.70.640; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 2330 by Representatives Green, Muri and Sawyer

AN ACT Relating to dedicating a portion of state sales tax revenues derived from certain short-term major public events for county economic development use; adding a new chapter to Title 82 RCW; and providing an expiration date.

Referred to Committee on Finance.

HB 2331 by Representatives Sells, Ormsby, Moscoso and Moeller

AN ACT Relating to certified payroll records on public works projects; and amending RCW 39.12.040.

Referred to Committee on Labor & Workforce Development.

HB 2332 by Representatives Sawyer, Sells, Moscoso, Seaquist, Hunt, Green, Stanford, Hansen and Appleton

AN ACT Relating to damages for wage violations; amending RCW 49.52.070; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 2333 by Representatives Ryu, Sells, Moscoso, Seaquist, Hunt, Green, Stanford and Appleton

AN ACT Relating to the employment antiretaliation act; amending RCW 49.46.010, 49.46.100, and 39.12.010; reenacting and amending RCW 49.48.082; adding new sections to chapter 49.46 RCW; adding a new section to chapter 49.12 RCW; adding new sections to chapter 49.48 RCW; adding new sections to chapter 39.12 RCW; adding new sections to chapter 49.52 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 2334 by Representatives Riccelli, Sells, Moscoso, Seaquist, Hunt, Green and Appleton

AN ACT Relating to simplifying and enforcing employee status under employment laws to ensure fairness to employers and employees and address the underground economy; amending RCW 39.12.010, 39.12.050, 49.46.010, 50.04.100, 50.04.298, 50.12.070, 50.12.072, 50.24.070, 50.04.100, 51.08.070, and 51.08.180; reenacting and amending RCW 49.48.082; adding a new section to chapter 39.12 RCW; adding new sections to chapter 49.52 RCW; adding a new section to chapter 49.48 RCW; adding a new section to chapter 49.46 RCW; adding new sections to chapter 50.04 RCW; adding a new section to chapter 51.12 RCW; adding a new chapter to Title 49 RCW; creating new sections; repealing RCW 39.12.100, 50.04.140, 50.04.145, 51.08.181, and 51.08.195; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 2335 by Representatives Roberts, Parker, Kagi, Carlyle, Freeman, Goodman, Walsh, Sawyer, Senn, Zeiger, Jinkins and Muri

AN ACT Relating to extended foster care services; amending RCW 13.34.267; reenacting and amending RCW 74.13.020 and 74.13.031; and providing an effective date.

Referred to Committee on Early Learning & Human Services.

HB 2336 by Representatives Zeiger, Seaquist, Haler, Pollet, Manweller, Riccelli, Freeman, Fagan and Magendanz

AN ACT Relating to increasing transparency in higher education by requiring certain departmental budget detail to be available online; adding a new section to chapter 28B.10 RCW; and creating a new section.

Referred to Committee on Higher Education.

HB 2337 by Representatives Zeiger, Kagi, Magendanz, Sawyer, Jinkins, Parker, Walsh, Morrell, Farrell, Hayes, Lias, Kochmar, Freeman, Walkinshaw and Roberts

AN ACT Relating to public-private financing for prevention-focused social services and health care services; and creating new sections.

Referred to Committee on Early Learning & Human Services.

HB 2338 by Representatives Cody, Jinkins, Green and Morrell

AN ACT Relating to requiring a rule-making process to change the scope of practice of a health care profession; reenacting and amending RCW 34.05.328; adding a new section to chapter 18.130 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2339 by Representative Cody

AN ACT Relating to disclosure of health care information; amending RCW 70.02.010, 70.02.020, 70.02.050, 70.02.200, 70.02.210, 70.02.230, 70.02.270, 70.02.280, 70.02.310, 70.02.340, 71.05.445, 70.02.030, and 70.02.045; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 2340 by Representatives Cody, Morrell and Green

AN ACT Relating to creating the Washington health benefit exchange as a state agency; amending RCW 43.71.010, 43.71.020, 43.71.030, 41.05.011, 41.05.021, 42.17A.705, 43.17.010, and 43.17.020; adding new sections to chapter 43.71 RCW; creating new sections; and repealing RCW 41.04.003, 43.01.031, 43.03.003, and 82.04.323.

Referred to Committee on Health Care & Wellness.

HB 2341 by Representatives DeBolt, Jinkins, Harris, Rodne, Shea and Taylor

AN ACT Relating to indecent liberties by a member of the clergy; amending RCW 9A.44.100; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2342 by Representative Haler

AN ACT Relating to restricting the use of certain parcels of public land to access a public body of water; adding a new section to chapter 79.02 RCW; and prescribing penalties.

Referred to Committee on Government Operations & Elections.

HB 2343 by Representatives Muri, Sawyer, Orcutt, Seaquist, Zeiger and Hargrove

AN ACT Relating to providing a veteran designation on drivers' licenses and identicards; amending RCW 46.20.161 and 46.20.117; and providing an effective date.

Referred to Committee on Transportation.

HB 2344 by Representatives Magendanz, Morrell and Klippert

AN ACT Relating to vehicle sales; amending RCW 46.12.650 and 46.20.750; adding a new section to chapter 46.20 RCW; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2345 by Representatives Carlyle, Nealey and Vick

AN ACT Relating to providing greater consistency in how nonprofit tax-exempt property may be used without jeopardizing the property's tax-exempt status; amending RCW 84.36.020, 84.36.020, 84.36.030, 84.36.032, 84.36.035, 84.36.037, 84.36.037, 84.36.050, 84.36.060, 84.36.260, 84.36.264, and 84.36.805; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2346 by Representatives Farrell, Zeiger, Pike, Ryu and Riccelli

AN ACT Relating to coordinating the removal of fish passage barriers; and adding a new section to chapter 47.01 RCW.

Referred to Committee on Transportation.

HB 2347 by Representatives Farrell, Hudgins, Carlyle, Wylie, Tarleton, Van De Wege, Bergquist, Tharinger, Pollet, Appleton, Kagi, Ryu, Hunt, Jinkins, Riccelli, Liias, Stanford, Reykdal, Roberts, Senn, Dunshee, Goodman, Freeman, Sawyer, Fey and Fitzgibbon

AN ACT Relating to enhancing the safety of the transportation of oil; amending RCW 88.16.035, 88.16.170, 88.16.190, 88.16.200, 90.56.010, 90.48.366, 90.48.367, 43.21B.110, and 43.21B.110; adding new sections to chapter 90.56 RCW; adding a new section to chapter 88.16 RCW; creating new sections; prescribing penalties; providing an effective date; and providing an expiration date.

Referred to Committee on Environment.

HB 2348 by Representatives Kretz, Liias, Short and Blake

AN ACT Relating to heavy haul industrial corridors in the northeastern part of the state; amending RCW 46.44.0915; and declaring an emergency.

Referred to Committee on Transportation.

HB 2349 by Representative Springer

AN ACT Relating to community redevelopment financing in apportionment districts; amending RCW 39.88.030, 39.88.040, 39.88.070, 39.88.080, 39.88.100, 84.52.043, 84.52.043, and 84.52.050; reenacting and amending RCW 39.88.020; adding a new section to chapter 39.88 RCW; repealing RCW 39.88.060 and 39.88.090; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HJR 4214 by Representative Springer

Providing for community redevelopment financing in apportionment districts.

Referred to Committee on Finance.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 8408, by Senators Tom and Nelson

Establishing cutoff dates for the consideration of legislation during the 2014 regular session of the sixty-third legislature.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

Representatives Sullivan and Wilcox spoke in favor of the adoption of the resolution.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of Senate Concurrent Resolution No. 8408.

SENATE CONCURRENT RESOLUTION NO. 8408 was adopted.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Local Government was relieved of HOUSE BILL NO. 2182, and the bill was referred to the Committee on Transportation.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., January 16, 2014, the 4th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FOURTH DAY

House Chamber, Olympia, Thursday, January 16, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Orwall presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2350 by Representatives Senn, Dahlquist, Kagi and Walsh

AN ACT Relating to allowing valid portable background check clearance cards issued by the department of early learning to be used by certain educational employees and their contractors for purposes of their background check requirements; and amending RCW 28A.400.303 and 28A.410.010.

Referred to Committee on Education.

HB 2351 by Representatives Tarleton, Harris, Cody, Schmick, Walkinshaw and Riccelli

AN ACT Relating to volunteer health care professionals licensed in a foreign jurisdiction; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care & Wellness.

HB 2352 by Representatives Sawyer, Warnick, Seaquist, Walsh, Johnson, Manweller, Sells, Riccelli and Reykdal

AN ACT Relating to an online alternative credit degree program; adding a new section to chapter 28B.35 RCW; and creating a new section.

Referred to Committee on Higher Education.

HB 2353 by Representative Rodne

AN ACT Relating to actions for trespass upon a business owner's premises; adding a new section to chapter 4.24 RCW; and prescribing penalties.

Referred to Committee on Judiciary.

HB 2354 by Representatives Buys and Blake

AN ACT Relating to extending the dairy inspection program assessment expiration date; amending RCW 15.36.551; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2355 by Representatives Condotta and Warnick

AN ACT Relating to allowing multiple liquor licenses at the same physical premises; and adding a new section to chapter 66.24 RCW.

Referred to Committee on Government Accountability & Oversight.

HB 2356 by Representatives DeBolt, Dunshee, Ross, Orcutt and Johnson

AN ACT Relating to state general obligation bonds for flood hazard reduction projects; and adding a new chapter to Title 86 RCW.

Referred to Committee on Capital Budget.

HB 2357 by Representatives DeBolt, Dunshee, Ross, Orcutt and Johnson

AN ACT Relating to state general obligation bonds for flood hazard reduction and storm water projects; adding a new chapter to Title 86 RCW; and adding a new chapter to Title 43 RCW.

Referred to Committee on Capital Budget.

HB 2358 by Representatives Lytton, Carlyle, Dahlquist, Haigh and Pettigrew

AN ACT Relating to adopting a definition of professional learning; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

HB 2359 by Representatives Kochmar, Fagan, Vick, Hurst, Kirby, Morrell, Orwall and Dahlquist

AN ACT Relating to exempting collectible vehicles from emission test requirements; amending RCW 46.16A.060; and adding a new section to chapter 46.04 RCW.

Referred to Committee on Environment.

HB 2360 by Representatives Kochmar, Freeman, MacEwen, Parker, Dahlquist and Fagan

AN ACT Relating to payment requirements for court review of industrial insurance taxes, penalties, or interest; and amending RCW 51.52.112.

Referred to Committee on Labor & Workforce Development.

HB 2361 by Representatives DeBolt, Harris, Ross, Rodne and Manweller

AN ACT Relating to vehicle license plate replacement and change of ownership; amending RCW 46.16A.200, 46.16A.020, 46.17.200, and 46.18.130; reenacting and amending RCW 46.16A.110 and 46.18.140; and creating a new section.

Referred to Committee on Transportation.

HB 2362 by Representatives DeBolt, Harris, Ross, Rodne and Manweller

AN ACT Relating to modifying certain license plate requirements; amending RCW 46.16A.200 and 46.17.200; and creating a new section.

Referred to Committee on Transportation.

HB 2363 by Representatives Muri, Seaquist and Zeiger

AN ACT Relating to home and community-based services programs for dependents of military service members; and adding a new section to chapter 74.04 RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2364 by Representatives Hurst, Blake, Pettigrew and Manweller

AN ACT Relating to sales by craft and general licensed distilleries of spirits for off-premise consumption and spirits samples for on- premise consumption; and amending RCW 66.24.145, 66.28.040, 19.126.020, 66.24.140, and 66.28.310.

Referred to Committee on Government Accountability & Oversight.

HB 2365 by Representatives Bergquist, Dahlquist, Santos, Stonier and Haigh

AN ACT Relating to paraeducator development; adding a new section to chapter 28A.410 RCW; adding a new section to chapter 28B.50 RCW; creating new sections; making an appropriation; and providing an expiration date.

Referred to Committee on Education.

HB 2366 by Representative Morrell

AN ACT Relating to the delivery of medication and services by unlicensed school employees; adding a new section to chapter 28A.210 RCW; and creating a new section.

Referred to Committee on Education.

HB 2367 by Representatives Sawyer, Rodne, Appleton, Kirby and Robinson

AN ACT Relating to internet notice of a trustee's sale; amending RCW 61.24.040, 61.24.050, and 61.24.130; adding a new section to chapter 61.24 RCW; and providing an effective date.

Referred to Committee on Judiciary.

HB 2368 by Representatives Sawyer, Walsh, Gregerson, Jinkins, Orwall, Robinson, Bergquist, Reykdal, Hansen, Van De Wege, Goodman, Sullivan, Hunt and Pettigrew

AN ACT Relating to a surcharge for local homeless housing and assistance; amending RCW 36.22.179; and providing an effective date.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2369 by Representatives Taylor, Overstreet and Shea

AN ACT Relating to increasing legislative transparency by providing mandatory notice and waiting periods before legislative action, banning title-only bills, and opening all legislative committees to the public; and adding new sections to chapter 44.04 RCW.

Referred to Committee on Government Operations & Elections.

HB 2370 by Representatives Kirby and Parker

AN ACT Relating to real estate brokers and managing brokers; amending RCW 18.85.451, 18.85.461, and 18.85.471; and providing expiration dates.

Referred to Committee on Business & Financial Services.

HB 2371 by Representatives Vick, Kirby, Rodne, Blake and Hurst

AN ACT Relating to the sale of beer by grocery store licensees; and amending RCW 66.24.360.

Referred to Committee on Government Accountability & Oversight.

HB 2372 by Representatives Klippert and Clibborn

AN ACT Relating to providing flexibility in penalty amounts for failure to register vehicles; and reenacting and amending RCW 46.16A.030.

Referred to Committee on Transportation.

HB 2373 by Representatives Parker, Lytton, Stonier, Dahlquist, Seaquist, Zeiger, Santos, Farrell, Pettigrew, Kagi, Bergquist, Walsh, Pollet and Fey

AN ACT Relating to improving educational outcomes for homeless students; amending RCW 28A.300.540 and 28A.175.010; adding a new section to chapter 28A.320 RCW; and creating a new section.

Referred to Committee on Education.

HB 2374 by Representative Hunt

AN ACT Relating to making nonsubstantive changes to procurement law; amending RCW 28B.10.029, 35.57.080, 36.100.190, 39.04.190, 39.26.070, 39.26.090, 39.26.235, 39.26.251, 39.26.255, 39.26.271, 39.35C.050, 39.35C.090, and 43.19.1919; reenacting and amending RCW 39.26.010; and repealing RCW 43.19.520, 43.19.525, and 43.19.533.

Referred to Committee on Government Operations & Elections.

HB 2375 by Representatives Pike and Takko

AN ACT Relating to allowing appraisers to place a lien on property for unpaid balances for services rendered; amending RCW 60.04.011, 60.04.031, 60.04.051, and 60.04.255; and adding a new section to chapter 60.04 RCW.

Referred to Committee on Business & Financial Services.

HB 2376 by Representatives Hayes, Hunt, Haler, Appleton, Zeiger, Farrell, Reykdal, MacEwen, Sawyer, Holy, Harris, Ross, Roberts, Springer and Wylie

AN ACT Relating to exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying; and reenacting and amending RCW 42.56.250.

Referred to Committee on Government Operations & Elections.

HB 2377 by Representatives Hunter, Kagi, Walsh, Sullivan, Farrell, Carlyle, Senn and Moeller

AN ACT Relating to improving quality in the early care and education system; amending RCW 43.215.100, 43.215.135, 43.215.425, 43.215.415, and 43.215.455; adding new sections to chapter 43.215 RCW; creating a new section; and repealing 2013 2nd sp.s. c 16 s 2 (uncodified).

Referred to Committee on Early Learning & Human Services.

HB 2378 by Representatives Harris, Rodne and Green

AN ACT Relating to practice settings for certified chemical dependency professionals and trainees; and amending RCW 18.205.040.

Referred to Committee on Health Care & Wellness.

HB 2379 by Representatives Harris, Cody, Rodne and Green

AN ACT Relating to credential renewal requirements for dental professionals; and amending RCW 18.260.090.

Referred to Committee on Health Care & Wellness.

HB 2380 by Representatives Cody, Schmick, Rodne and Green

AN ACT Relating to the protection of patient health care information in the comprehensive hospital abstract reporting system; and amending RCW 43.70.052.

Referred to Committee on Health Care & Wellness.

HB 2381 by Representatives Hurst and Dahlquist

AN ACT Relating to creating an inactive certification, license, or registration status for real estate appraisers; amending RCW 18.140.160; and adding a new section to chapter 18.140 RCW.

Referred to Committee on Business & Financial Services.

HB 2382 by Representatives Dahlquist, Smith and Hurst

AN ACT Relating to improving the methods for evaluation of the local infrastructure financing tool program; amending RCW 39.102.140 and 39.102.200; creating a new section; repealing 2010 c 164 s 13 (uncodified); repealing 2009 c 518 s 25 (uncodified); repealing 2009 c 267 s 9 (uncodified); repealing 2008 c 209 s 2 (uncodified); and repealing 2007 c 229 s 17 (uncodified).

Referred to Committee on Technology & Economic Development.

HB 2383 by Representatives Reykdal, Tarleton, Pollet and Stonier

AN ACT Relating to integrating career and college readiness standards into K-12 and higher education policies and practices; creating new sections; and providing an expiration date.

Referred to Committee on Higher Education.

HB 2384 by Representatives Hudgins, Ryu, Kirby and Hunt

AN ACT Relating to regulating debt adjusting services; amending RCW 18.28.080 and 18.28.120; reenacting and amending RCW 18.28.010; and adding new sections to chapter 18.28 RCW.

Referred to Committee on Business & Financial Services.

HB 2385 by Representatives Hudgins, Ryu, Kirby and Hunt

AN ACT Relating to fiduciary duties of debt adjusters; and adding a new section to chapter 18.28 RCW.

Referred to Committee on Business & Financial Services.

HB 2386 by Representatives Van De Wege, Appleton, Hayes, Moscoso, Pettigrew, Hunt, Takko, Zeiger and Muri

AN ACT Relating to designating Washington's shoreline as a state maritime heritage area; and adding a new chapter to Title 27 RCW.

Referred to Committee on Environment.

HB 2387 by Representatives Blake, Takko, Hunt, Reykdal, Hansen, Haigh, Santos and Kretz

AN ACT Relating to declaring the *Ostrea lurida* the official oyster of the state of Washington; adding a new section to chapter 1.20 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2388 by Representatives Morrell and Green

AN ACT Relating to expenditures from the public health supplemental account; and amending RCW 43.70.327.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

HB 2389 by Representatives Riccelli, Cody, Rodne and Green

AN ACT Relating to requiring physicians and physician assistants to provide requested demographic information at the time of license renewal; and amending RCW 18.71.080 and 18.71A.020.

Referred to Committee on Health Care & Wellness.

HB 2390 by Representatives Parker, Kirby and Fagan

AN ACT Relating to preserving the integrity of veterans' benefit-related services; and adding a new chapter to Title 19 RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2391 by Representative Hudgins

AN ACT Relating to a sunrise review of the need for regulation of process servers; creating a new section; and providing an expiration date.

Referred to Committee on Judiciary.

HB 2392 by Representatives Overstreet, Shea and Taylor

AN ACT Relating to providing property tax relief; and adding a new section to chapter 84.55 RCW.

Referred to Committee on Finance.

HB 2393 by Representatives Overstreet, Shea and Taylor

AN ACT Relating to reducing the state sales and use tax rate; amending RCW 82.08.020; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2394 by Representatives Moscoso and Takko

AN ACT Relating to state liquor control board enforcement officers; amending RCW 10.93.020, 10.93.140, 66.08.030, 41.26.030, 43.101.010, and 43.101.020; and adding a new section to chapter 43.101 RCW.

Referred to Committee on Public Safety.

HB 2395 by Representatives Moscoso, Walsh, Ryu and Stonier

AN ACT Relating to establishing a state seal of biliteracy for high school students; amending RCW 28A.230.125; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

HB 2396 by Representatives Orwall, Bergquist and Seaquist

AN ACT Relating to addressing barriers for students to participate in the running start program; adding a new section to chapter 28A.630 RCW; creating new sections; and providing expiration dates.

Referred to Committee on Higher Education.

HB 2397 by Representatives Seaquist, MacEwen and Orwall

AN ACT Relating to Medal of Honor special license plates; and amending RCW 46.18.230, 46.16A.200, and 46.18.277.

Referred to Committee on Transportation.

HB 2398 by Representatives Walkinshaw, Haler, Seaquist, Zeiger, Muri and Smith

AN ACT Relating to the authority of community colleges to confer honorary bachelor of applied science degrees; and amending RCW 28B.50.140.

Referred to Committee on Higher Education.

HB 2399 by Representatives Walkinshaw, Goodman, Orwall, Roberts and Jinkins

AN ACT Relating to certificates of restoration of opportunity to support more successful reentry and personal responsibility after criminal justice involvement and promote public safety by reducing recidivism through lifting statutory bars to occupations, licenses or permits that result from a criminal history and often create barriers to employment; and adding a new chapter to Title 9 RCW.

Referred to Committee on Public Safety.

HB 2400 by Representatives Walkinshaw, Moscoso, Kagi, Tarleton, Sawyer, Fitzgibbon, Riccelli, Morrell and Liias

AN ACT Relating to a mentoring and service learning opportunity program for students in K-12 and postsecondary education; adding a new section to chapter 28B.35 RCW; creating a new section; and making an appropriation.

Referred to Committee on Higher Education.

HB 2401 by Representatives Takko, Johnson and Fitzgibbon

AN ACT Relating to promoting fire safety with long-life smoke detection devices; adding new sections to chapter 43.44 RCW; and creating a new section.

Referred to Committee on Local Government.

HB 2402 by Representatives Overstreet, Shea and Taylor

AN ACT Relating to removing the culminating project as a state graduation requirement; and amending RCW 28A.230.090, 28A.230.097, and 28A.320.240.

Referred to Committee on Education.

HB 2403 by Representatives Takko and Kochmar

AN ACT Relating to exempting portions of certain records containing geographic information systems data for sewer mains, water mains, and manholes from public disclosure; and amending RCW 42.56.420.

Referred to Committee on Government Operations & Elections.

HB 2404 by Representatives Vick, Riccelli, Bergquist, Manweller and Hayes

AN ACT Relating to electric personal assistive mobility devices; and amending RCW 46.04.1695.

Referred to Committee on Transportation.

HB 2405 by Representatives Buys, Blake, Condotta and Warnick

AN ACT Relating to hemp as a component of commercial animal feed; creating new sections; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2406 by Representatives Tarleton and Short

AN ACT Relating to administrative processes for managing deposits and cost reimbursements of the energy facility site evaluation council; and amending RCW 80.50.071.

Referred to Committee on Technology & Economic Development.

HB 2407 by Representatives Ormsby, Sullivan and Chandler

AN ACT Relating to correcting restrictions on collecting a pension in the public employees' retirement system for retirees returning to work in an ineligible position or a position covered by a different state retirement system; and amending RCW 41.40.037.

Referred to Committee on Appropriations.

HB 2408 by Representatives Ormsby, Chandler and Sullivan

AN ACT Relating to removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year; and amending RCW 41.34.040.

Referred to Committee on Appropriations.

HB 2409 by Representatives Carlyle and Nealey

AN ACT Relating to delaying the use of existing tax preferences by the marijuana industry to ensure a regulated and safe transition to the controlled and legal marijuana market in Washington; amending RCW 82.04.100, 82.04.260, 82.04.260, 82.04.260, 82.04.330, 82.04.331, 82.04.4266, 82.04.625, 82.08.010, 82.08.020, 82.08.02565, 82.12.02565, 82.08.0257, 82.12.0258, 82.08.0273, 82.08.02745, 82.08.0281, 82.08.0288, 82.12.0283, 82.08.0293, 82.08.820, 82.14.430, 82.16.050, 82.29A.020, 84.36.630, 84.40.030, and 82.02.010; reenacting and amending RCW 82.04.213; adding a new section to chapter 84.34 RCW;

creating a new section; providing an effective date; providing a contingent effective date; providing expiration dates; and providing a contingent expiration date.

Referred to Committee on Finance.

HB 2410 by Representatives Riccelli, Hawkins, Stonier, Santos, Reykdal, Farrell, Bergquist, Senn, Appleton, Ormsby, Parker, Walkinshaw and Robinson

AN ACT Relating to equipment assistance grants to enhance student nutrition in public schools; adding a new section to chapter 28A.235 RCW; creating new sections; and making an appropriation.

Referred to Committee on Capital Budget.

HB 2411 by Representatives Wylie and Nealey

AN ACT Relating to creating a tax stamp system for the sale of recreational marijuana; adding a new chapter to Title 82 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Government Accountability & Oversight.

HB 2412 by Representative Condotta

AN ACT Relating to license issuance fees imposed on spirits retail licensees; and amending RCW 66.24.630.

Referred to Committee on Government Accountability & Oversight.

HB 2413 by Representatives Takko and Kochmar

AN ACT Relating to voter approval of assumptions of water-sewer districts by cities and towns; adding new sections to chapter 35.13A RCW; and creating a new section.

Referred to Committee on Local Government.

HB 2414 by Representatives Fitzgibbon, Farrell and Senn

AN ACT Relating to water conservation appliances; adding a new section to chapter 19.27 RCW; and creating a new section.

Referred to Committee on Environment.

HB 2415 by Representatives Parker, Ormsby, Zeiger, Walsh, Holy, Christian, Lytton and Riccelli

AN ACT Relating to creating a temporary homeless status certification; and adding a new section to chapter 43.185C RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2416 by Representatives Parker, Ormsby, Zeiger, Walsh, Holy, Lytton and Riccelli

AN ACT Relating to homeless identification; and adding a new section to chapter 46.20 RCW.

Referred to Committee on Transportation.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Judiciary was relieved of HOUSE BILL NO. 2231, and the bill was referred to the Committee on Public Safety.

There being no objection, the House advanced to the eleventh order of business.

COMMITTEE APPOINTMENT(S)

The Speaker (Representative Orwall presiding) announced the following committee appointment(s):

Representative Chandler is removed from the Committee on Business & Financial Services.

Representative Haler is removed from the Committee on Community Development, Housing & Tribal Affairs and appointed to the Committee on Judiciary.

Representative Hope is removed from the Committee on Judiciary and appointed to the Committee on Community Development, Housing & Tribal Affairs.

There being no objection, the House adjourned until 10:00 a.m., January 17, 2014, the 5th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTH DAY

House Chamber, Olympia, Friday, January 17, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Maddie Nance and Christopher Koenig. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Rabbi Seth Goldstein, Temple Beth Hatfiloh, Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

January 16, 2014

MR. SPEAKER:

The President has signed:
SENATE CONCURRENT RESOLUTION NO. 8408
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2417 by Representatives Halder and Wylie

AN ACT Relating to the Washington economic development finance authority membership; and amending RCW 43.163.020.

Referred to Committee on Technology & Economic Development.

HB 2418 by Representatives Fitzgibbon and Orcutt

AN ACT Relating to extending the alternative fuel vehicle retail sales and use tax exemption; amending RCW 82.08.809 and 82.12.809; creating a new section; and providing an expiration date.

Referred to Committee on Finance.

HB 2419 by Representatives Manweller, Rodne and Morrell

AN ACT Relating to protecting Washington's standard of care for medical malpractice; adding new sections to chapter 7.70 RCW; and declaring an emergency.

Referred to Committee on Judiciary.

HB 2420 by Representatives Klippert, Moscoso, Muri, Fey, Hayes, Seaquist, Hargrove, MacEwen and Halder

AN ACT Relating to Congressional Medal of Honor special license plates; and amending RCW 46.18.230.

Referred to Committee on Transportation.

HB 2421 by Representatives Schmick, Chandler, Walsh, Fagan, Klippert, Nealey and Short

AN ACT Relating to a comprehensive review of staff safety at the department of corrections; creating new sections; and providing an expiration date.

Referred to Committee on Public Safety.

HB 2422 by Representatives Dunshee, Haigh, Bergquist, Halder, Muri, Stonier, Blake, Walkinshaw, Riccelli, Appleton, Habib, Senn, Tarleton, Reykdal, Sawyer, Seaquist, Fey, Wylie, Goodman, Gregerson, Liias, Robinson, Sells, Moeller, Ryu, Moscoso, Kirby, Tharinger, Takko, Santos, Fitzgibbon, Hunt, Freeman, Farrell, Morrell, Pollet, Stanford, Green, Van De Wege, Hudgins, Orwall, Lytton, Jinkins, Ormsby, Carlyle, Morris, Condotta, Kagi, Pettigrew, Hurst, Cody, Hansen and Hawkins

AN ACT Relating to restoring the suspended inflationary increases in educational employee compensation; amending RCW 28A.400.205, 28B.50.465, 28B.50.468, and 28A.405.415; and providing an effective date.

Referred to Committee on Appropriations.

HB 2423 by Representatives Holy, Ormsby, Kretz, Riccelli, Short, Fagan, Zeiger, Shea, Vick, Condotta, Hunt and Harris

AN ACT Relating to recognizing "Statehood Day"; amending RCW 1.16.050; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2424 by Representatives Kirby, Ryu and Parker

AN ACT Relating to self-service storage facilities; amending RCW 19.150.010, 19.150.040, and 19.150.060; and adding new sections to chapter 19.150 RCW.

Referred to Committee on Business & Financial Services.

HB 2425 by Representatives Fey and Dahlquist

AN ACT Relating to local integrating organizations; amending RCW 90.71.010, 90.71.200, 90.71.230, 90.71.240, 90.71.260, 90.71.310, 90.71.330, and 90.71.340; and adding new sections to chapter 90.71 RCW.

Referred to Committee on Environment.

HB 2426 by Representatives Fey and Farrell

AN ACT Relating to authorizing local authorities to continue operating automated traffic safety cameras to detect speed violations outside of school speed zones after participating in a pilot program for at least three consecutive years; and amending RCW 46.63.170.

Referred to Committee on Transportation.

HB 2427 by Representatives Blake, Orcutt, Hurst, MacEwen, Kretz and Haigh

AN ACT Relating to addressing wildfires caused by incendiary devices; amending RCW 76.04.005 and 76.04.455; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 2428 by Representative Hunt

AN ACT Relating to authorizations of proposals for emergency medical care and service levies; and amending RCW 84.52.069.

Referred to Committee on Finance.

HB 2429 by Representatives Stonier, Johnson, Harris, Wylie, Haler, Sawyer, Riccelli, Pollet, Habib, MacEwen, Tarleton, Bergquist, Farrell, Fitzgibbon and Moeller

AN ACT Relating to creating a higher education loan program; amending RCW 28B.97.010 and 28B.97.020; adding new sections to chapter 28B.97 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Higher Education.

HB 2430 by Representatives Riccelli and Schmick

AN ACT Relating to athletic trainers; and amending RCW 18.250.010, 18.250.020, and 18.250.070.

Referred to Committee on Health Care & Wellness.

HB 2431 by Representatives Haler, Seaquist, Zeiger and Muri

AN ACT Relating to recognizing military training for purposes of the state salary schedule for certificated instructional staff; amending RCW 28A.415.020 and 28A.415.023; and creating a new section.

Referred to Committee on Appropriations.

HB 2432 by Representatives Green, Walsh, Kagi, Zeiger, Farrell, Freeman and Jinkins

AN ACT Relating to enacting planning measures and strategies that provide for future long-term service and support needs of people with intellectual and developmental disabilities in Washington state; and creating new sections.

Referred to Committee on Early Learning & Human Services.

HB 2433 by Representative Habib

AN ACT Relating to notification by a city or town to light and power businesses and gas distribution businesses of annexed areas and affected properties; and amending RCW 35.13.270 and 35A.14.801.

Referred to Committee on Local Government.

HB 2434 by Representatives Walsh and Seaquist

AN ACT Relating to the total outstanding indebtedness of the higher education facilities authority; and amending RCW 28B.07.050.

Referred to Committee on Higher Education.

HB 2435 by Representatives Kirby and Tarleton

AN ACT Relating to license issuance fees imposed on spirits retail licensees; and amending RCW 66.24.630.

Referred to Committee on Government Accountability & Oversight.

HB 2436 by Representative Hunter

AN ACT Relating to creating the public employees' benefits board benefits account; and reenacting and amending RCW 41.05.120.

Referred to Committee on Appropriations.

HB 2437 by Representative Hunter

AN ACT Relating to clarifying employee eligibility for benefits from the public employees' benefits board and conforming the eligibility provisions with federal law; amending RCW 41.05.009, 41.05.011, 41.05.065, 41.05.066, 41.05.095, and 41.05.195; and reenacting and amending RCW 41.05.080.

Referred to Committee on Appropriations.

HB 2438 by Representatives Takko, Tharinger and Fitzgibbon

AN ACT Relating to making technical corrections to various environmental statutes of the department of ecology and the pollution control hearings board; amending RCW 70.93.090, 70.94.037, 70.95.290, 70.95C.220, 70.95I.080, 70.105.160, 70.105.180, 70.105.210, 70.105.220, 88.46.030, and 90.56.310; reenacting and amending RCW 43.21B.300 and 70.95E.010; and repealing RCW 70.94.505, 70.95C.250, 88.46.062, 88.46.063, 88.46.921, and 88.46.926.

Referred to Committee on Environment.

HB 2439 by Representatives Takko, Fitzgibbon and Tharinger

AN ACT Relating to updating specified environmental statutes of the department of ecology to improve efficiency and provide for increased flexibility for local governments; amending RCW 43.21B.305, 43.21B.110, 43.21B.110, 70.95.130, 70.95.140, 70.95.230, 70.95.240, 70.95.300, 70.107.010, 70.107.030, 70.107.060, 90.56.060, and 90.58.190; reenacting and amending RCW 90.58.090; creating a new section; repealing RCW 43.21A.610, 43.21A.612, 43.21A.614, 43.21A.616, 43.21A.618, 43.21A.620, 43.21A.622, 43.21A.624, 43.21A.626, 43.21A.628, 43.21A.630, 43.21A.632, 43.21A.634, 43.21A.636, 43.21A.638, 43.21A.640, 43.21A.642, 70.95.205, 70.95.700, 70.107.040, 70.107.050, and 90.56.335; providing an effective date; and providing an expiration date.

Referred to Committee on Environment.

HB 2440 by Representatives Fitzgibbon, Tharinger and Short

AN ACT Relating to modifying the definition of "oil" or "oils"; amending RCW 88.40.011 and 90.56.010; and reenacting and amending RCW 88.46.010.

Referred to Committee on Environment.

HB 2441 by Representatives Haigh, Reykdal, Hunt, Orwall, Appleton, Pollet, Fitzgibbon, Dunshee and Ormsby

AN ACT Relating to approval of school district bonds and bond levies; amending RCW 28A.535.020, 28A.535.050, 84.52.056, 39.36.020, and 28A.530.020; and providing a contingent effective date.

Referred to Committee on Education.

HB 2442 by Representatives Moscoso, Robinson and Ryu

AN ACT Relating to electronic salary and wage payments by counties; and amending RCW 41.04.240.

Referred to Committee on Local Government.

HB 2443 by Representatives Magendanz, Carlyle, Haler, Hudgins, Zeiger, Dahlquist, Hansen, Manweller and Sullivan

AN ACT Relating to higher education programs; adding a new section to chapter 43.41 RCW; and creating a new section.

Referred to Committee on Higher Education.

HB 2444 by Representatives Senn, Haler, Sawyer and Bergquist

AN ACT Relating to consideration of domestic violence when ordering maintenance; and amending RCW 26.09.090.

Referred to Committee on Judiciary.

HB 2445 by Representatives Green and Morrell

AN ACT Relating to designating the disciplining authority for dental hygienists; amending RCW 18.29.005, 18.29.021, 18.29.045, 18.29.056, 18.29.100, 18.29.110, 18.29.120, 18.29.130, 18.29.140, 18.29.150, 18.29.160, 18.29.170, 18.29.180, 18.29.190, 18.29.210, 18.29.220, 18.32.0357, and 43.70.650; reenacting and amending RCW 18.130.040 and

18.130.040; providing effective dates; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 2446 by Representatives Gregerson, Rodne, Carlyle, Dahlquist, Farrell, Springer, Freeman, Senn, Sullivan, Moscoso, Pettigrew, Magendanz, Pollet and Tarleton

AN ACT Relating to property tax assessment administration, simplifying procedures for obtaining an order for refund; and amending RCW 84.69.030.

Referred to Committee on Finance.

HB 2447 by Representatives Kirby, Kretz, Sawyer, Ormsby, Riccelli and Short

AN ACT Relating to a property tax exemption for qualified nonprofit small business incubators that assist in the creation and expansion of innovative small commercial enterprises; adding a new section to chapter 84.36 RCW; creating new sections; and providing an expiration date.

Referred to Committee on Finance.

HB 2448 by Representatives Fey and Orcutt

AN ACT Relating to transferring the insurance and financial responsibility program; and amending RCW 46.29.090, 46.29.260, 46.29.390, 46.29.490, 46.29.550, 46.29.560, 46.29.580, and 46.29.600.

Referred to Committee on Business & Financial Services.

HB 2449 by Representative Jinkins

AN ACT Relating to long-term care insurance price transparency; adding a new section to chapter 48.83 RCW; adding a new section to chapter 48.84 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2450 by Representatives Haigh and MacEwen

AN ACT Relating to enhancing the employment of persons with disabilities; adding new sections to chapter 43.41 RCW; and creating a new section.

Referred to Committee on Early Learning & Human Services.

HB 2451 by Representatives Lias, Walsh, Moeller, Cody, Walkinshaw, Jinkins, Lytton, Goodman, Stanford, Wylie, Riccelli, Pettigrew, Roberts and Orwall

AN ACT Relating to restricting the practice of sexual orientation change efforts; amending RCW 18.130.020 and 18.130.180; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2452 by Representatives Vick, Ryu and Kirby

AN ACT Relating to clarifying the statute of limitations for enforcement actions, sharing of information with federal and

state regulatory authorities, and requiring call reports for nondepository institutions regulated by the department of financial institutions; amending RCW 18.44.430, 19.146.220, 31.04.045, 31.04.093, and 31.45.110; adding new sections to chapter 19.230 RCW; and adding new sections to chapter 31.45 RCW.

Referred to Committee on Business & Financial Services.

HB 2453 by Representative Wylie

AN ACT Relating to providing a more direct path to a commercial driver's license for military veterans and veterans of the national guard who have truck driving experience; and creating a new section.

Referred to Committee on Transportation.

HB 2454 by Representatives Blake, Buys, Lytton and Smith

AN ACT Relating to developing a water quality trading program in Washington; adding a new section to chapter 89.08 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2455 by Representatives Roberts, Walsh, Kagi, Jinkins, Goodman, Orwall and Clibborn

AN ACT Relating to placement of certain juveniles arrested for nonfelonious domestic violence; and amending RCW 10.31.100.

Referred to Committee on Early Learning & Human Services.

HB 2456 by Representatives Gregerson and Freeman

AN ACT Relating to correcting the expiration date of a definition of firefighter; and amending 2007 c 304 s 4 (uncodified).

Referred to Committee on Appropriations.

HB 2457 by Representatives Hansen, Smith, Fagan, Springer, Rodne, Reykdal, Magendanz, Fitzgibbon, Vick, Lytton, Wilcox, Pollet and Tharinger

AN ACT Relating to derelict and abandoned vessels; amending RCW 53.08.320, 88.26.020, 79.100.050, 79.100.150, 79.100.130, 53.08.310, 82.49.010, 79.100.060, 79.100.120, 79.100.100, 43.21B.110, and 43.21B.110; amending 2013 c 291 s 39 (uncodified); adding a new section to chapter 79.100 RCW; adding a new section to chapter 43.24 RCW; adding a new section to chapter 88.26 RCW; adding a new section to chapter 53.08 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 88.02 RCW; adding a new section to chapter 82.49 RCW; adding a new section to chapter 79.105 RCW; adding a new section to chapter 44.28 RCW; adding a new chapter to Title 82 RCW; creating new sections; prescribing penalties; providing effective dates; and providing expiration dates.

Referred to Committee on Agriculture & Natural Resources.

HB 2458 by Representatives MacEwen, Lytton, Chandler, Stanford, Blake, Buys, Schmick, Takko, Kretz, Nealey, Morris, Warnick, Tharinger and Springer

AN ACT Relating to invasive species; amending RCW 77.15.160, 77.12.020, 77.15.080, 77.15.290, 43.06.010, 43.43.400, and 10.31.100; reenacting and amending RCW 77.08.010; adding new sections to chapter 77.15 RCW; adding a new chapter to Title 77 RCW; creating a new section; repealing RCW 77.12.875, 77.12.878, 77.12.879, 77.12.882, 77.15.253, 77.15.293, 77.60.110, and 77.60.120; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 2459 by Representatives Blake, Buys, Lytton, Chandler, Takko, Wilcox, Nealey, Warnick and Tharinger

AN ACT Relating to ensuring hunter safety; amending RCW 77.32.155, 77.32.010, and 77.12.184; adding a new section to chapter 77.15 RCW; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 2460 by Representatives Blake, Chandler, Hurst, Lytton, Takko, Wilcox, Kretz, Warnick and Tharinger

AN ACT Relating to fish and wildlife law enforcement; amending RCW 77.08.075, 77.15.080, 77.15.100, 77.15.120, 77.15.130, 77.15.160, 77.15.170, 77.15.180, 77.15.190, 77.15.240, 77.15.250, 77.15.370, 77.15.380, 77.15.390, 77.15.420, 77.15.425, 77.15.460, 77.15.470, 77.15.480, 77.15.630, 77.15.740, 77.15.770, 77.32.010, 77.65.280, and 77.65.340; reenacting and amending RCW 77.08.010; adding new sections to chapter 77.15 RCW; repealing RCW 77.15.560; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 2461 by Representative Kirby

AN ACT Relating to the financial solvency of insurance companies; amending RCW 42.56.400, 48.02.065, 48.13.061, 48.18.545, 48.18.547, 48.19.035, 48.38.010, 48.97.005, 48.125.140, 48.155.010, 48.155.015, 42.56.400, and 42.56.400; reenacting and amending RCW 42.56.400; adding new sections to chapter 48.31B RCW; adding a new chapter to Title 48 RCW; creating new sections; repealing RCW 48.31B.005, 48.31B.010, 48.31B.015, 48.31B.020, 48.31B.025, 48.31B.030, 48.31B.035, 48.31B.040, 48.31B.045, 48.31B.050, 48.31B.055, 48.31B.060, 48.31B.065, 48.31B.070, 48.31B.900, 48.31B.901, 48.31B.902, 48.31C.010, 48.31C.020, 48.31C.030, 48.31C.040, 48.31C.050, 48.31C.060, 48.31C.070, 48.31C.080, 48.31C.090, 48.31C.100, 48.31C.110, 48.31C.120, 48.31C.130, 48.31C.140, 48.31C.150, 48.31C.160, 48.31C.900, and 48.31C.901; prescribing penalties; providing effective dates; and providing an expiration date.

Referred to Committee on Business & Financial Services.

HB 2462 by Representatives Zeiger, Jinkins, Sawyer, Magendanz, Orwall, Hayes, Muri, DeBolt and Dunshee

AN ACT Relating to giving preferences to housing trust fund projects that involve collaboration between local school districts and housing authorities to help children of low-income families succeed in school; and amending RCW 43.185.070.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2463 by Representatives Hunt, Johnson, Reykdal, Pike, Clibborn and Orcutt

AN ACT Relating to special parking privileges for persons with disabilities; amending RCW 46.19.010, 46.19.020, 46.19.030, 46.19.050, 46.61.582, 46.61.583, and 46.63.020; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Transportation.

HB 2464 by Representatives Moscoso, Goodman, Fey, DeBolt, Ryu, Pettigrew, Haler and Chandler

AN ACT Relating to assault in the third degree; amending RCW 9A.36.031; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2465 by Representatives Carlyle, Hunter, Van De Wege, Farrell, Fitzgibbon, Tarleton, Pettigrew, Pollet, Sullivan, Wylie, Hudgins, Senn, Roberts, Ryu, Tharinger and Robinson

AN ACT Relating to narrowing the extracted fuel tax exemption to provide funding for the education legacy trust account; amending RCW 82.12.0263; adding a new section to chapter 82.12 RCW; and providing an effective date.

Referred to Committee on Finance.

HB 2466 by Representative Appleton

AN ACT Relating to Indian tribes and dental health aide therapy services; adding a new section to chapter 43.70 RCW; adding a new section to chapter 74.09 RCW; and creating a new section.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2467 by Representatives Jinkins, Manweller, Cody, DeBolt, Green, Liias and Dunshee

AN ACT Relating to dental benefits offered in the Washington state health benefit exchange; and amending RCW 43.71.065.

Referred to Committee on Health Care & Wellness.

HB 2468 by Representatives Orwall, Kochmar, Appleton, Sells, Takko, Dahlquist, Roberts, Wylie, Goodman, Stonier, Moscoso and Springer

AN ACT Relating to the retention of biological material collected during criminal investigations; adding a new section to chapter 10.73 RCW; creating a new section; providing an effective date; and providing expiration dates.

Referred to Committee on Public Safety.

HB 2469 by Representatives Lytton, Nealey, Blake, Orcutt and Haigh

AN ACT Relating to a hazardous substance tax exemption for certain hazardous substances defined under RCW 82.21.020(1)(c) that are used as agricultural crop protection products and warehoused but not otherwise used, manufactured, packaged, or sold in this state; amending RCW 82.21.040; adding a new section to chapter 82.21 RCW; creating a new section; and providing an effective date.

Referred to Committee on Finance.

HB 2470 by Representatives Pollet, Reykdal and Ryu

AN ACT Relating to rental car businesses' responsibility to pay monetary penalties; and amending RCW 46.16A.120, 46.20.270, 46.63.073, 46.63.160, 46.63.170, and 46.63.180.

Referred to Committee on Transportation.

HB 2471 by Representatives Blake, Hayes, Lytton and Kretz

AN ACT Relating to the design and use of drivers' licenses, drivers' instruction permits, and identicards for minors; and amending RCW 46.20.105, 46.20.117, 70.155.090, and 66.20.180.

Referred to Committee on Transportation.

HB 2472 by Representatives Kretz, Blake and Short

AN ACT Relating to water quality determinations made by the department of ecology; and amending RCW 90.48.120.

Referred to Committee on Agriculture & Natural Resources.

HB 2473 by Representatives Liias, Rodne and Sells

AN ACT Relating to encouraging citizens to serve in the legislature by creating leave provisions for legislative service; and adding a new chapter to Title 49 RCW.

Referred to Committee on Government Operations & Elections.

HB 2474 by Representatives Springer, Harris, Sullivan, Haler, Takko, Johnson, Fagan, Tharinger, Walsh, Pettigrew, Goodman, Clibborn, Tarleton, Manweller, Kagi and Moeller

AN ACT Relating to creating the save toward a retirement today state retirement savings plan; amending RCW 43.33A.070; reenacting and amending RCW 43.84.092 and 43.84.092; adding new sections to chapter 41.50 RCW; providing a contingent effective date; and providing a contingent expiration date.

Referred to Committee on Appropriations.

HJM 4004 by Representatives Shea and Scott

Urging the members of the United States congress to propose the parental rights amendment to the states for ratification.

Referred to Committee on Judiciary.

HJR 4215 by Representatives Warnick, Dunshee, DeBolt, MacEwen, Manweller, Stanford and Condotta

Requiring all revenues from any state taxes levied for the purpose of funding local government public infrastructure to be paid into the state treasury, deposited into the public works assistance account, and used exclusively for funding local government public works projects.

Referred to Committee on Capital Budget.

HJR 4216 by Representatives Haigh, Reykdal, Orwall, Pollet, Fitzgibbon, Dunshee and Ormsby

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

Referred to Committee on Education.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 14, 2014

HB 1402 Prime Sponsor, Representative Stanford: Adopting the insurer state of entry model act. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hudgins; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 15, 2014

HB 2157 Prime Sponsor, Representative Takko: Concerning per diem compensation for flood control zone district supervisors. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1043, by Representatives Seaquist, Haler, Zeiger, Fagan, Fitzgibbon, Pedersen, Pollet, Magendanz and Stanford.

Limiting differential tuition.

The bill was read the third time.

Representatives Seaquist and Haler spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Harris, Representative Hope was excused. On motion of Representative Riccelli, Representatives Freeman, Hurst and Lias were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1043.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1043, and the bill passed the House by the following vote: Yeas, 90; Nays, 2; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunt, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys and Overstreet.

Excused: Representatives Freeman, Hope, Hurst and Lias.

HOUSE BILL NO. 1043, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

COMMITTEE APPOINTMENT(S)

The Speaker (Representative Moeller presiding) announced the following committee appointment:

Representative Overstreet is removed from the Committee on Early Learning & Human Services.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m.,
January 20, 2014, the 8th Day of the Regular Session.

BARBARA BAKER, Chief Clerk

FRANK CHOPP, Speaker

SIXTY THIRD LEGISLATURE - REGULAR SESSION

EIGHTH DAY

House Chamber, Olympia, Monday, January 20, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Kameron Bustetter and Cecilia Lovelady. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend Jim Erlandson, Community of Christ, Olympia, Washington.

The Speaker (Representative Moeller presiding) introduced Carlton Williams, a retired vocalist with the United States Air Force Band, who performed "God Bless America" and "Precious Lord, Take my hand".

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker (Representative Moeller presiding) introduced Richard Riddell, International Champion Official Town Crier from Anacortes, Washington. Mr. Riddell proceeded to read House Resolution No. 4660.

RESOLUTION

HOUSE RESOLUTION NO. 4660, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Codv, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Liias, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Revkdal, Riccelli, Roberts, Robinson, Rodne, Ross, Rvu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, and Zeiger

WHEREAS, Children are indeed our most precious and irreplaceable national and natural resource, possessing as they do the hopes and dreams for the future of our communities, our state, and our nation; and

WHEREAS, Each and every child in Washington brings joy and purpose to our lives, for it is in the lives of each and every one of the children in the Evergreen State that we will forever find our dearest treasure; and

WHEREAS, On Children's Day in the House of Representatives, we pay special esteem and tribute to the young people in our communities, recognizing their standing and stature in our homes, schools, and neighborhoods; and

WHEREAS, We must forever stand whole-heartedly committed to nurturing our children as they grow, preparing them for adulthood, and cultivating their own unique and meaningful dreams for the future; and

WHEREAS, By our own examples we can and must instill in our young people a strong and unyielding sense of worth and self-esteem, so that they have every opportunity to become meaningful and productive members of our society; and

WHEREAS, Parents, families, and fellow citizens play crucial roles in forming a youngster's character, and we hold both the duty and the privilege to ensure that all children grow up in a safe and healthy environment with sufficient food, appropriate shelter, quality health care, and a world-class education; and

WHEREAS, It is our goal and mission to empower children so that they will embrace the future with courage, intelligence, and wisdom, and to equip children with skills necessary one day soon to lead our society; and

WHEREAS, This body since 1995 has observed Children's Day as a very special and very appropriate honor and celebration of Washington's children; and

WHEREAS, Oliver Wendell Holmes once noted that, "Pretty much all the honest truth-telling there is in the world is done by children"; and

WHEREAS, Fyodor Dostoyevski once observed that, "The soul is healed by being with children"; and

WHEREAS, Ralph Waldo Emerson once pointed out that, "There never was a child so lovely but that his parents weren't glad to get him to sleep"; and

WHEREAS, Bart Simpson once asserted that, "I don't know why I did it, I don't know why I enjoyed it, and I don't know why I'll do it again";

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives celebrate the children of the State of Washington and encourage all of its citizens to celebrate children on Children's Day and throughout the year by spending more time with them, by emphasizing their special place in our lives, and by working together to strengthen the foundation today upon which they will build and sustain their tomorrow.

Representative Senn moved adoption of HOUSE RESOLUTION NO. 4660.

Representatives Senn and Young spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4660 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4661, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Liias, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Revkdal, Riccelli, Roberts, Robinson, Rodne, Ross, Rvu,

Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, and Zeiger

WHEREAS, Today, January 20, 2014, communities and neighborhoods all across our state and nation remember, celebrate, and honor the life and work of the Rev. Dr. Martin Luther King, Jr.; and

WHEREAS, Dr. King's commitment to nonviolence, based in great part upon the life-teachings of Mohandas Gandhi, was a model of selflessness and sacrifices made so that later generations might live freer, fuller, and more in accord with their possibilities; and

WHEREAS, Dr. King was born on January 15, 1929, in Atlanta, Georgia, and on June 18, 1953, he and Coretta Scott were married in Marion, Alabama; and

WHEREAS, After Dr. King was so violently taken from us on April 4, 1968, Coretta Scott King, until her own passing eight years ago, carried on in the very same vein of caring and compassion; and

WHEREAS, The Rev. Dr. Martin Luther King, Jr. advanced his goals and principles with determination, faith, dignity, and courage in the face of life-threatening opposition; and

WHEREAS, Dr. King was jailed several times throughout his struggle to bring to all people the opportunity to live free of racial, ethnic, and religious discrimination and violence; and

WHEREAS, Dr. King raised the consciousness of the nation and of our state to fundamental injustices and inequalities in American society and moved us forward on the long and unfinished road to racial harmony and reconciliation; and

WHEREAS, The Rev. Dr. Martin Luther King, Jr. fervently advocated nonviolent resistance as the strategy to end segregation and racial discrimination in America, and he was awarded the 1964 Nobel Peace Prize; and

WHEREAS, Dr. King's death, an awful loss for our nation and our world, was a particular loss for our own state of Washington, in which our largest county is named to honor this great American hero; and

WHEREAS, Dr. King was forever celebrated when the Congress of the United States established a permanent federal holiday to commemorate the date of his birth; and

WHEREAS, Dr. King's work and legacy were further recognized by the state of Washington, which honors his remembrance as a state holiday; and

WHEREAS, There is still much work to be done in achieving full reconciliation among America's racial, social, and ethnic communities;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives, on behalf of the people of our state, recognize the importance of the life and work of the Rev. Dr. Martin Luther King, Jr. to the civil society and freedoms of the United States of America and of the state of Washington; and

BE IT FURTHER RESOLVED, That the House of Representatives call on the people of the state of Washington to study, reflect on, and celebrate Dr. King's life and ideals in order to fulfill his dream of civil and human rights for all people; and

BE IT FURTHER RESOLVED, That the House of Representatives honor his memory by urging all the citizens of our state to make Martin Luther King, Jr. Day a day of service - a day on, not a day off.

Representative Walkinshaw moved adoption of HOUSE RESOLUTION NO. 4661.

Representatives Walkinshaw, Freeman, Kochmar and Muri spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4661 was adopted.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2475 by Representatives Overstreet, Shea, Taylor, Scott, Buys and MacEwen

AN ACT Relating to making state law consistent with federal law regarding short-barreled shotguns and short-barreled rifles; and amending RCW 9.41.190.

Referred to Committee on Judiciary.

HB 2476 by Representatives Overstreet, Shea, Taylor, Pike, Scott and Buys

AN ACT Relating to establishing the Washington state incandescent light bulb freedom act; adding a new chapter to Title 19 RCW; and creating new sections.

Referred to Committee on Environment.

HB 2477 by Representatives Reykdal, Sells, Fitzgibbon, Goodman, Pollet and Moscoso

AN ACT Relating to commercial janitorial services; amending RCW 82.04.050; adding a new section to chapter 49.17 RCW; adding a new section to chapter 82.04 RCW; adding a new section to chapter 43.136 RCW; and providing expiration dates.

Referred to Committee on Labor & Workforce Development.

HB 2478 by Representatives Schmick, Fagan, Kretz, Hayes and Freeman

AN ACT Relating to providing technical assistance to achieve voluntary compliance with water pollution control statutes; and amending RCW 90.48.080.

Referred to Committee on Environment.

HB 2479 by Representatives Green, Holy, Stonier, Hayes, Freeman and Morrell

AN ACT Relating to retired law enforcement officers and firefighters employed in certain public positions; amending RCW 41.26.500; and creating a new section.

Referred to Committee on Appropriations.

HB 2480 by Representatives Ross, Johnson, Pike, Chandler and Nealey

AN ACT Relating to notice against trespass; and reenacting and amending RCW 9A.52.010.

Referred to Committee on Judiciary.

HB 2481 by Representatives Senn, Bergquist, Farrell, Riccelli, Fitzgibbon, Appleton, Walkinshaw, Sawyer, Fey, Gregerson and Pollet

AN ACT Relating to food and yard waste collection space for qualifying new residential occupancies with more than two dwelling units; and adding a new section to chapter 19.27 RCW.

Referred to Committee on Local Government.

HB 2482 by Representatives Klippert and Clibborn

AN ACT Relating to creating a fee exemption for the disclosure of vehicle owner information; and amending RCW 46.12.635.

Referred to Committee on Transportation.

HB 2483 by Representative Moeller

AN ACT Relating to standards for awarding maintenance in dissolution or legal separation proceedings; and amending RCW 26.09.090.

Referred to Committee on Judiciary.

HB 2484 by Representatives Kagi, Hayes, Roberts, Appleton, Freeman, Hope, Tharinger and Goodman

AN ACT Relating to improving the drug offender sentencing alternatives; and amending RCW 9.94A.660 and 9.94A.664.

Referred to Committee on Public Safety.

HB 2485 by Representatives Moeller, Reykdal and Bergquist

AN ACT Relating to survivor benefits from the public employees' retirement system for survivors of members in registered domestic partnerships prior to December 2012; and amending RCW 41.40.660 and 41.40.845.

Referred to Committee on Appropriations.

HB 2486 by Representatives Pettigrew, Roberts, Fey, Springer, Freeman, Pollet and Santos

AN ACT Relating to inmate postsecondary education degree programs to reduce recidivism; and amending RCW 72.09.460 and 72.09.465.

Referred to Committee on Higher Education.

HB 2487 by Representatives Fey, Rodne, Moscoso, Klippert, Van De Wege, Lytton, Hurst, Liias, Holy, Sells, Morrell, Haigh and Pollet

AN ACT Relating to the monthly salary and benefits paid to state patrol officers; and amending RCW 43.43.380.

Referred to Committee on Appropriations.

HB 2488 by Representatives Fey, Rodne, Moscoso, Van De Wege, Lytton, Hurst, Liias and Sells

AN ACT Relating to the distribution of initial and renewal vehicle license fees; and amending RCW 46.68.030.

Referred to Committee on Transportation.

HB 2489 by Representatives Schmick, Morrell, Short, Harris, DeBolt and Cody

AN ACT Relating to pharmacies; and adding a new chapter to Title 48 RCW.

Referred to Committee on Health Care & Wellness.

HB 2490 by Representative Kirby

AN ACT Relating to license issuance fees imposed on former contract liquor stores and former state liquor stores; and amending RCW 66.24.630.

Referred to Committee on Government Accountability & Oversight.

HB 2491 by Representatives Holy, Riccelli, Sawyer, Johnson, Santos, Shea, Vick, Moscoso, Condotta and Takko

AN ACT Relating to authorizing online tax lien foreclosure sales; and amending RCW 84.64.080.

Referred to Committee on Judiciary.

HB 2492 by Representatives Rodne, Jinkins, Morrell and Tharinger

AN ACT Relating to liability of health care providers responding to an emergency; and adding a new section to chapter 4.24 RCW.

Referred to Committee on Judiciary.

HB 2493 by Representatives Wilcox, Tharinger, Buys, Lytton, Vick, Orcutt, Reykdal, Springer and Haigh

AN ACT Relating to current use valuation for land primarily used for commercial horticultural purposes; amending RCW 84.34.020; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

HB 2494 by Representatives Shea, Blake, Van De Wege, Short, DeBolt, Fagan, Condotta, Christian and Riccelli

AN ACT Relating to creating a motorcycle road guard certificate; adding a new section to chapter 46.81A RCW; and prescribing penalties.

Referred to Committee on Transportation.

HB 2495 by Representatives Shea, Blake, Van De Wege, Short, DeBolt, Fagan, Condotta, Christian, Overstreet, Taylor and Haigh

AN ACT Relating to modifying references to manufacturing standards for motorcycle helmets; and amending RCW 46.37.530.

Referred to Committee on Transportation.

HB 2496 by Representative Schmick

AN ACT Relating to finding a defendant guilty but with a mental disability; and adding a new chapter to Title 10 RCW.

Referred to Committee on Judiciary.

HB 2497 by Representatives S. Hunt, Zeiger, Goodman, Wylie, Rodne, Ross, Pike, Moeller, Roberts, Tharinger and Haigh

AN ACT Relating to establishing new authority for courts to assess cost recovery fees for costs associated with new indigent defense standards; amending RCW 3.62.085 and 10.01.160; reenacting and amending RCW 10.64.120; adding a new section to chapter 3.62 RCW; adding a new section to chapter 10.01 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 2498 by Representatives Lias, Dahlquist, Takko, Kretz, Springer, Wilcox, Clibborn and Pike

AN ACT Relating to establishing a process for the payment of impact fees through provisions stipulated in recorded covenants; amending RCW 82.02.050 and 36.70A.070; and providing an effective date.

Referred to Committee on Local Government.

HB 2499 by Representatives Wilcox, Morrell, Zeiger, Green and Buys

AN ACT Relating to school siting; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Local Government.

HB 2500 by Representatives Reykdal, Tarleton, Sells, Ormsby, Fitzgibbon, Morrell, Roberts and Riccelli

AN ACT Relating to requiring completion of an apprenticeship program to receive a journeyman or residential specialty electrician certificate of competency; amending RCW 19.28.161 and 19.28.191; adding a new section to chapter 19.28 RCW; providing an effective date; and providing an expiration date.

Referred to Committee on Labor & Workforce Development.

HB 2501 by Representatives Ormsby and Sells

AN ACT Relating to registration requirements for contractors; amending RCW 18.27.030 and 18.27.070; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 2502 by Representatives Klippert, Hayes, MacEwen and Haler

AN ACT Relating to dealer deliveries to active duty law enforcement officers; amending RCW 9.41.090; and prescribing penalties.

Referred to Committee on Judiciary.

HB 2503 by Representatives Klippert, Hayes and Haler

AN ACT Relating to operation of a vessel under the influence of an intoxicant; and amending RCW 79A.60.040 and 79A.60.700.

Referred to Committee on Public Safety.

HB 2504 by Representatives Klippert, Haler, Overstreet and Condotta

AN ACT Relating to prohibiting mandatory child support for postsecondary education of adult children; amending RCW 26.09.170, 26.09.225, 26.19.035, and 26.19.075; adding a new section to chapter 26.09 RCW; creating a new section; and repealing RCW 26.19.090.

Referred to Committee on Judiciary.

HB 2505 by Representatives Klippert, Haler, Condotta and Buys

AN ACT Relating to photo identification on electronic benefit cards issued to recipients of public assistance; and amending RCW 74.08.580.

Referred to Committee on Early Learning & Human Services.

HB 2506 by Representatives Klippert, Fey, Haler, Hayes and Morrell

AN ACT Relating to making felony driving under the influence of intoxicating liquor, marijuana, or any drug a class B felony; amending RCW 46.61.502; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2507 by Representatives Klippert, Moscoso, Haler, Hayes and Morrell

AN ACT Relating to increasing the punishment for vehicular homicide; amending RCW 46.61.520; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2508 by Representatives Klippert, Haler and Hayes

AN ACT Relating to the mental health evaluation and treatment of individuals who threaten to murder a family member or other person who resides with the individual; reenacting and amending RCW 71.05.020; and declaring an emergency.

Referred to Committee on Judiciary.

HB 2509 by Representatives Klippert and Haler

AN ACT Relating to authorizing municipalities to prohibit the possession of marijuana and marijuana-based products within their jurisdictional boundaries; amending RCW 69.50.4013; adding a new section to chapter 69.50 RCW; creating new sections; prescribing penalties; and declaring an emergency.

Referred to Committee on Government Accountability & Oversight.

HB 2510 by Representative Klippert

Authorizing municipalities to prohibit the operation of commercial marijuana production, processing, and retail facilities within their jurisdictional boundaries.

Referred to Committee on Government Accountability & Oversight.

HB 2511 by Representatives Klippert and Haler

AN ACT Relating to requiring qualifying patients or designated providers to obtain permits to grow or provide medical marijuana; and adding a new section to chapter 69.51A RCW.

Referred to Committee on Health Care & Wellness.

HB 2512 by Representative Kirby

AN ACT Relating to cosmetology, hair design, barbering, esthetics, and manicuring; amending RCW 18.16.030, 18.16.050, 18.16.060, 18.16.110, 18.16.130, 18.16.140, 18.16.170, 18.16.175, 18.16.180, 18.16.190, 18.16.200, 18.16.290, and 18.16.900; and reenacting and amending RCW 18.16.020.

Referred to Committee on Business & Financial Services.

HB 2513 by Representatives S. Hunt, Takko, Tharinger, Reykdal and Haigh

AN ACT Relating to modifying collection dates for property taxes paid through escrow; and amending RCW 84.56.020.

Referred to Committee on Finance.

HB 2514 by Representatives Christian, S. Hunt, Kretz and Bergquist

AN ACT Relating to eliminating the human resources director; amending RCW 43.41.113, 28A.345.060, 41.80.020, 49.74.020, 48.37.060, 43.131.090, 42.17A.705, 41.06.167, 41.06.157, 41.04.665, 34.12.100, 34.05.030, 43.03.040, 43.06.013, and 41.04.680; reenacting and amending RCW 41.04.340 and 41.06.020; and repealing RCW 41.06.160.

Referred to Committee on Government Operations & Elections.

HB 2515 by Representatives Christian, S. Hunt, Kretz and Bergquist

AN ACT Relating to treatment of population enumeration data, including exempting from public inspection and copying; adding a new section to chapter 42.56 RCW; and adding a new section to chapter 43.41 RCW.

Referred to Committee on Government Operations & Elections.

HB 2516 by Representatives Christian, S. Hunt, Kretz and Bergquist

AN ACT Relating to assessments for lands occupied, used, or under the jurisdiction of a state agency; amending RCW 79.44.060; and providing an effective date.

Referred to Committee on Government Operations & Elections.

HB 2517 by Representatives Blake, Kretz and Buys

AN ACT Relating to wildlife conflict funding to encourage proactive measures; amending RCW 77.36.070, 77.36.080, and 77.36.100; and adding new sections to chapter 77.36 RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 2518 by Representatives Habib, Walsh, Goodman, Haigh and Roberts

AN ACT Relating to the pilot identicaid program; creating a new section; and providing an expiration date.

Referred to Committee on Public Safety.

HB 2519 by Representatives Senn, Walsh, Kagi, Hunter, Roberts, Tharinger, Haigh, Goodman and Freeman

AN ACT Relating to connecting children involved in the child welfare system to quality early care and education programming; amending RCW 43.215.405; adding new sections to chapter 26.44 RCW; and adding a new section to chapter 43.215 RCW.

Referred to Committee on Early Learning & Human Services.

HB 2520 by Representatives Senn, Seaquist, Stonier, Clibborn, Nealey, Harris, Morrell, Magendanz, Tharinger, Fey, Bergquist, Haigh and Freeman

AN ACT Relating to providing greater small business assistance by modifying the filing threshold for business and occupation tax purposes; amending RCW 82.32.045; creating a new section; and providing an effective date.

Referred to Committee on Finance.

HB 2521 by Representatives Kirby, Orcutt, Sullivan and Haigh

AN ACT Relating to the first mortgage interest business and occupation tax deduction; amending RCW 82.04.4292; and creating a new section.

Referred to Committee on Finance.

HB 2522 by Representative Fitzgibbon

AN ACT Relating to modifying the selection process for librarians of rural county library districts in counties with one million or more residents; amending RCW 27.12.210; and adding a new section to chapter 27.12 RCW.

Referred to Committee on Local Government.

HB 2523 by Representatives Kirby, Vick and Santos

AN ACT Relating to money transmitters; and amending RCW 19.230.330.

Referred to Committee on Business & Financial Services.

HB 2524 by Representatives Kirby, Vick, Ryu, Chandler, Blake, Santos, Stanford, Zeiger, Hurst, Fagan, Takko, Habib, Harris, Sullivan, Kretz, MacEwen, Wylie, Moeller, Morrell, Haigh, Freeman, Springer and Stonier

AN ACT Relating to manufacturer and new motor vehicle dealer franchise agreements; amending RCW 46.70.045, 46.96.020, 46.96.060, 46.96.080, 46.96.090, 46.96.105, and 46.96.185; adding a new section to chapter 46.96 RCW; and creating a new section.

Referred to Committee on Business & Financial Services.

HB 2525 by Representatives Carlyle, S. Hunt, Lias, Orwall, Farrell, Kagi, Roberts, Bergquist, Goodman, Freeman, Walkinshaw and Gregerson

AN ACT Relating to public funding for supreme court campaigns; amending RCW 42.17A.750 and 2.48.130; adding new sections to chapter 42.17A RCW; creating a new section; and prescribing penalties.

Referred to Committee on Government Operations & Elections.

HB 2526 by Representatives Moeller, Ormsby, Moscoso, Sells, Bergquist, Reykdal, Appleton, S. Hunt, Roberts, Cody, Morrell, Freeman and Pollet

AN ACT Relating to increasing the use of apprenticeships; amending RCW 39.12.055, 39.04.350, and 39.04.320; and adding a new section to chapter 39.04 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2527 by Representatives Ormsby, Appleton, Moscoso, Sells, Stanford, Bergquist, Reykdal, S. Hunt, Roberts, Cody, Fey, Freeman, Riccelli and Pollet

AN ACT Relating to establishing the prevailing rate of wage based on collective bargaining agreements or other methods if collective bargaining agreements are not available; and amending RCW 39.12.015.

Referred to Committee on Labor & Workforce Development.

HB 2528 by Representatives Overstreet, Taylor, Shea and Buys

AN ACT Relating to tow truck operators' handling of unmarked government vehicles; and adding a new section to chapter 46.55 RCW.

Referred to Committee on Transportation.

HB 2529 by Representatives Overstreet, Taylor, Shea, Kretz and Scott

AN ACT Relating to a sales tax exemption for firearms and firearm ammunition to encourage the purchase within the borders of Washington state; adding a new section to chapter

82.08 RCW; adding a new section to chapter 82.12 RCW; creating new sections; and providing an expiration date.

Referred to Committee on Finance.

HB 2530 by Representatives Robinson, Jinkins, Morrell, Freeman and Santos

AN ACT Relating to infectious disease testing for good samaritans; and amending RCW 70.05.180.

Referred to Committee on Health Care & Wellness.

HB 2531 by Representatives Pollet, Dahlquist, Seaquist, Santos, Stonier, Bergquist, Haler, Zeiger, Morrell, Roberts, Haigh and Freeman

AN ACT Relating to changing explicit alternative routes to teacher certification program requirements to expectations for program outcomes; amending RCW 28A.660.020 and 28A.660.035; and repealing RCW 28A.660.040.

Referred to Committee on Education.

HB 2532 by Representatives Robinson and Morrell

AN ACT Relating to clarifying the practice of a phlebotomist; and amending RCW 18.360.050.

Referred to Committee on Health Care & Wellness.

HB 2533 by Representatives Hurst, Buys, Manweller, Dunshee, Ormsby, Chandler, Condotta, Dahlquist, Warnick and Appleton

AN ACT Relating to training for holders of a pump and irrigation or domestic pump specialty trainee certificate; amending RCW 19.28.161; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 2534 by Representative Kirby

AN ACT Relating to fingerprint-based background checks for licensing of vehicle dealers and security guards; and amending RCW 18.170.130 and 46.70.041.

Referred to Committee on Business & Financial Services.

HB 2535 by Representatives Freeman, Goodman, Walsh, Kochmar, S. Hunt, Wylie, Stonier, Haler, Scott, Sawyer, Kagi, Green and Haigh

AN ACT Relating to review of licensing and employment decisions by the children's administration; amending RCW 74.15.130; and reenacting and amending RCW 74.15.030.

Referred to Committee on Early Learning & Human Services.

HB 2536 by Representatives Hudgins, Dahlquist, Bergquist, Lytton, Pettigrew, Orwall, Kagi, Morrell, Roberts, Tharinger, Haigh, Goodman, Walkinshaw, Riccelli, Pollet and S. Hunt

Creating the breakfast after the bell program.

Referred to Committee on Education.

HB 2537 by Representatives Robinson, Appleton, Jinkins, Stanford, Riccelli, Pollet and Santos

AN ACT Relating to tenant screening; amending RCW 59.18.257; reenacting and amending RCW 59.18.030; and creating a new section.

Referred to Committee on Judiciary.

HB 2538 by Representatives Appleton, Haigh and S. Hunt

AN ACT Relating to the eligibility of tribal students to participate in interschool extracurricular activities; and amending RCW 28A.600.200.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2539 by Representatives Carlyle, Nealey and Tharinger

AN ACT Relating to simplifying the taxation of amusement, recreation, and physical fitness services; amending RCW 82.04.050, 82.04.060, 82.08.0291, 82.12.020, 82.12.02595, 82.12.035, 82.12.040, 82.12.860, and 82.32.087; reenacting and amending RCW 82.04.190 and 82.12.010; creating a new section; repealing RCW 82.12.02917; and providing an effective date.

Referred to Committee on Finance.

HB 2540 by Representatives Stonier, Morrell, Magendanz, Fey, Bergquist, Haigh, Freeman and Lytton

AN ACT Relating to establishing career and technical course equivalencies in science and mathematics; amending RCW 28A.700.070, 28A.230.097, and 28A.230.010; creating a new section; and providing an effective date.

Referred to Committee on Education.

HB 2541 by Representatives Haigh and MacEwen

AN ACT Relating to miniature hobby boilers; and amending RCW 70.79.070 and 70.79.080.

Referred to Committee on Labor & Workforce Development.

HB 2542 by Representatives Condotta, Shea, Overstreet and Taylor

AN ACT Relating to establishing the constitutional currency restoration act; adding a new chapter to Title 43 RCW; and providing an effective date.

Referred to Committee on Government Operations & Elections.

HB 2543 by Representatives Shea, Overstreet, Taylor and Short

AN ACT Relating to electronic monitoring; amending RCW 9.94A.030 and 9.94A.734; adding a new section to chapter 9.94A RCW; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2544 by Representatives Riccelli, Holy, Bergquist, Ormsby, Manweller, Christian, Green, Pettigrew and Kretz

AN ACT Relating to newborn screening; amending RCW 70.83.020; adding new sections to chapter 70.83 RCW; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., January 21, 2014, the 9th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

NINTH DAY

House Chamber, Olympia, Tuesday, January 21, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Orwall presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

SENATE CONCURRENT RESOLUTION NO. 8408

The Speaker called upon Representative Orwall to preside.

**MESSAGE FROM THE PIERCE COUNTY COUNCIL AND
KITSAP COUNTY BOARD**

A Joint Resolution of the Pierce County Council and Kitsap County Board of Commissioners Appointing Jesse Young to Represent Legislative District No. 26 in the Washington State House of Representatives.

Whereas, a vacancy has been created in the 25th Legislative District, Washington State Representative, due to the resignation of Representative Jan Angel; and

Whereas, Legislative District No. 26 is a multi-jurisdictional District located partly in Pierce County and partly in Kitsap County, and the Washington State Constitution, Article II, Section 15, provides that in the event of a multi-jurisdictional vacancy, that the vacancy shall be filled by joint action of the boards of county legislative authorities of the counties composing the joint district; and

Whereas, the Washington State Republican Party has submitted the names of three nominees for the vacancy in the Washington State House of Representatives for consideration by the Pierce County Council and Kitsap County Board of Commissioners, and both the

Councilmembers and Commissioners have met in a joint Special Meeting and have interviewed the nominees; Now, Therefore,

BE IT RESOLVED by the Pierce County Council and Kitsap County Board of Commissioners:

Section 1. Jesse Young is one of three nominees recommended by the Washington State Republican Party, and is qualified to fill the vacancy in the Washington State House of Representatives .

Section 2. Jesse Young is hereby appointed to the Washington State House of Representatives, Legislative District No. 26, to fill the vacancy left by the resignation of Representative Jan Angel.

Section 3. The Clerks of the Council and Board of Commissioners are hereby directed to provide a copy of this Joint Resolution to the individual appointed, the Governor the State of Washington, and the Chair of the Washington State Republican Party.

JOINTLY ADOPTED this 17th day of January, 2014.

**PIERCE COUNTY COUNCIL KITSAP COUNTY BOARD
OF COMMISSIONERS**

Dan Roach, Chair of the Council

Charlotte Garrido, Chair of the Board

**MESSAGE FROM THE PIERCE COUNTY COUNCIL AND
THURSTON COUNTY BOARD**

A Joint Resolution of the Pierce County Council and Thurston County Board of Commissioners Appointing Graham Hunt to Represent Legislative District No. 2 in the Washington State House of Representatives.

Whereas, a vacancy has been created in the 2nd Legislative District, Washington State Representative, due to the resignation of Representative Gary C. Alexander; and

Whereas, Legislative District No. 2 is a multi-jurisdictional District located partly in Pierce County and partly in Thurston County, and the Washington State Constitution, Article II, Section 15, provides that in the event of a multi-jurisdictional vacancy, that the vacancy shall be filled by joint action of the boards of county legislative authorities of the counties composing the joint district; and

Whereas, the Washington State Republican Party has submitted the names of three nominees for the vacancy in the Washington State House of Representatives for consideration by the Pierce County Council and Thurston County Board of Commissioners, and both the Councilmembers and Commissioners have met in a joint Special Meeting and have interviewed the nominees; Now, Therefore,

BE IT RESOLVED by the Pierce County Council and Thurston County Board of Commissioners :

Section 1. Graham Hunt is one of three nominees recommended by the Washington State Republican Party, and is qualified to fill the vacancy in the Washington State House of Representatives .

Section 2. Graham Hunt is hereby appointed to the Washington State House of Representatives, Legislative District No. 2, to fill the vacancy left by the resignation of Representative Gary C. Alexander.

Section 3. The Clerks of the Council and Board of Commissioners are hereby directed to provide a copy of this Joint Resolution to the individual appointed, the Governor the State of Washington, and the Chair of the Washington State Republican Party.

JOINTLY ADOPTED this 1th day of January, 2014.

PIERCE COUNTY COUNCIL
Pierce County , Washington

Dan Roach, Chair of the Council

THURSTON COUNTY BOARD OF COMMISSIONERS
Thurston County, Washington

Karen Valenzuela, Chair of the Board

RESIGNATION OF REPRESENTATIVE MARKO LIAS

January 21, 2014

Governor Jay Inslee
Office of the Governor
PO Box 40002
Olympia, WA 98504-0002

Dear Governor Inslee,

I respectfully resign my seat in the House of Representatives, effective immediately. It has been an honor and privilege to serve the people of the 21st District, and I look forward to continuing my work in the State Senate.

Together, I hope that we can achieve meaningful progress on reducing class sizes, investing in transportation, and tackling the challenges of climate change this session and in the years to come.

Marko Lias
State Representative

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2545 by Representatives Moscoso, Reykdal, Appleton, Sells, Roberts, Goodman, Pollet and Freeman

AN ACT Relating to prohibiting employers from asking about or using nonconviction information in initial applications for employment; adding new sections to chapter 49.44 RCW; creating new sections; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 2546 by Representatives Reykdal, Morrell, Haler, Gregerson and Manweller

AN ACT Relating to decodifying, expiring, and making technical clarifications to higher education provisions; amending RCW 28B.10.776, 28B.50.1401, 28B.50.1402, 28B.50.1403, 28B.50.1404, 28B.50.1405, 28B.50.1406, 28B.50.256, 28B.50.534, 28B.10.679, 28B.15.543, 28A.600.130, 28A.700.060, 28B.10.029, 28B.10.0421, 28B.10.786, 28B.30.515, 28B.50.205, 28B.50.285, 28B.77.220, 28B.77.230, and 28B.110.040; adding a new section to chapter 28B.04 RCW; adding a new section to

chapter 28B.06 RCW; adding a new section to chapter 28B.133 RCW; decodifying RCW 28B.13.010, 28B.13.020, 28B.13.030, 28B.13.040, 28B.13.050, 28B.13.060, 28B.13.900, 28B.14.010, 28B.14.020, 28B.14.030, 28B.14.040, 28B.14.050, 28B.14.060, 28B.14B.010, 28B.14B.020, 28B.14B.030, 28B.14B.040, 28B.14B.050, 28B.14B.060, 28B.14C.010, 28B.14C.020, 28B.14C.030, 28B.14C.040, 28B.14C.050, 28B.14C.060, 28B.14C.070, 28B.14C.080, 28B.14C.090, 28B.14C.100, 28B.14C.110, 28B.14C.120, 28B.14C.130, 28B.14C.140, 28B.14C.900, 28B.14D.010, 28B.14D.020, 28B.14D.030, 28B.14D.040, 28B.14D.050, 28B.14D.060, 28B.14D.070, 28B.14D.080, 28B.14D.090, 28B.14D.900, 28B.14D.950, 28B.14E.010, 28B.14E.020, 28B.14E.030, 28B.14E.040, 28B.14E.050, 28B.14E.060, 28B.14E.950, 28B.14G.010, 28B.14G.020, 28B.14G.030, 28B.14G.040, 28B.14G.050, 28B.14G.060, 28B.14G.070, 28B.14G.080, 28B.14G.900, 28B.14G.950, 28B.31.010, 28B.31.020, 28B.31.030, 28B.31.050, 28B.31.060, 28B.31.070, 28B.31.080, 28B.31.090, 28B.31.100, 28B.56.010, 28B.56.020, 28B.56.040, 28B.56.050, 28B.56.070, 28B.56.080, 28B.56.090, 28B.56.100, 28B.56.110, 28B.56.120, 28B.57.010, 28B.57.020, 28B.57.030, 28B.57.040, 28B.57.060, 28B.57.070, 28B.57.080, 28B.57.090, 28B.57.100, 28B.58.010, 28B.58.020, 28B.58.030, 28B.58.040, 28B.58.050, 28B.58.060, 28B.58.070, 28B.58.080, 28B.58.090, 28B.59.010, 28B.59.020, 28B.59.030, 28B.59.040, 28B.59.050, 28B.59.060, 28B.59.070, 28B.59.080, 28B.59.090, 28B.59B.010, 28B.59B.020, 28B.59B.030, 28B.59B.040, 28B.59B.050, 28B.59B.060, 28B.59B.070, 28B.59B.080, 28B.59B.090, 28B.59C.010, 28B.59C.020, 28B.59C.030, 28B.59C.040, 28B.59C.050, 28B.59C.060, 28B.59C.070, 28B.59C.080, 28B.59D.010, 28B.59D.020, 28B.59D.030, 28B.59D.040, 28B.59D.050, 28B.59D.060, 28B.59D.070, 28B.50.301, 28B.50.302, 28B.50.914, and 28B.50.915; and providing expiration dates.

Referred to Committee on Higher Education.

HB 2547 by Representatives Ormsby, Manweller, Riccelli, Warnick and Parker

AN ACT Relating to the creation of a less than countywide port district within a county containing no port districts; amending RCW 53.04.023; creating a new section; and providing an expiration date.

Referred to Committee on Local Government.

HB 2548 by Representatives Bergquist, Haigh, Harris and Magendanz

AN ACT Relating to basic education minimum instructional hours; and amending RCW 28A.150.220.

Referred to Committee on Education.

HB 2549 by Representatives Freeman, Kochmar and Morrell

AN ACT Relating to the enhancement for attempting to elude a police vehicle; and amending RCW 9.94A.533.

Referred to Committee on Public Safety.

HB 2550 by Representatives Schmick, DeBolt, Morrell, Van De Wege, Harris, Walsh, Freeman, Moeller, Gregerson and Tarleton

AN ACT Relating to preserving patient and practitioner freedom to obtain and provide health care by prohibiting unfair and deceptive practices in contracting for and managing health care delivery under health plans; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Health Care & Wellness.

HB 2551 by Representatives Overstreet, Taylor, Shea, Holy, Rodne, Klippert, Blake, Takko, Hayes, Condotta and Scott

AN ACT Relating to protecting the constitutionally guaranteed right to the lawful possession of firearms during an emergency; amending RCW 43.06.220; and creating a new section.

Referred to Committee on Judiciary.

HB 2552 by Representatives Reykdal, Appleton, Sawyer, Kirby, Smith, Ormsby, Buys, Vick, S. Hunt, Fey and Tarleton

AN ACT Relating to signature gathering for initiatives, referenda, and recall petitions; amending RCW 29A.56.160, 29A.72.110, 29A.72.120, and 29A.72.130; adding new sections to chapter 29A.72 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Government Operations & Elections.

HB 2553 by Representatives Pettigrew, Springer, Lytton, Zeiger, Roberts, Gregerson and Pollet

AN ACT Relating to supporting family and community engagement in persistently lowest-achieving schools; adding a new section to chapter 28A.657 RCW; and creating a new section.

Referred to Committee on Appropriations Subcommittee on Education.

HB 2554 by Representatives Pettigrew, Dahlquist, Springer, Lytton and Gregerson

AN ACT Relating to expanding the urban school turnaround initiative; creating new sections; and providing an expiration date.

Referred to Committee on Appropriations Subcommittee on Education.

HB 2555 by Representatives Dunshee and Tarleton

AN ACT Relating to alternative contracting performance goals; amending RCW 39.10.330; and reenacting and amending RCW 43.131.408.

Referred to Committee on Capital Budget.

HB 2556 by Representatives Freeman, Rodne, Kagi and Pollet

AN ACT Relating to authorizing, funding, and encouraging the establishment of therapeutic courts; amending RCW 82.14.460; adding a new chapter to Title 2 RCW; creating a new section; and repealing RCW 2.28.170, 2.28.175, 2.28.180, 2.28.190, 13.40.700, 13.40.710, 26.12.250, 2.28.165, and 2.28.166.

Referred to Committee on Judiciary.

HB 2557 by Representatives Kirby and Muri

AN ACT Relating to residence locations of felony sex offenders of minors; and amending RCW 72.09.340.

Referred to Committee on Public Safety.

HB 2558 by Representatives Fey, Jinkins and Freeman

AN ACT Relating to disposing tax foreclosed property to cities for affordable housing purposes; and amending RCW 36.35.150.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2559 by Representatives Goodman, Orwall, Roberts, Fitzgibbon, Jinkins and Springer

AN ACT Relating to parental rights and responsibilities of sexual assault perpetrators and survivors; amending RCW 26.09.191 and 26.33.170; reenacting and amending RCW 26.26.011; and adding new sections to chapter 26.26 RCW.

Referred to Committee on Judiciary.

HB 2560 by Representatives Stonier, Haigh, Muri, Magendanz, Fey, Fagan, Seaquist, Morrell, S. Hunt and Bergquist

AN ACT Relating to school library information and technology programs; and amending RCW 28A.320.240.

Referred to Committee on Education.

HB 2561 by Representatives Taylor and Manweller

AN ACT Relating to tabulation and receipt of ballots; amending RCW 29A.40.091; reenacting and amending RCW 29A.40.110 and 29A.60.190; creating new sections; and providing an effective date.

Referred to Committee on Government Operations & Elections.

HB 2562 by Representatives Sawyer and Tarleton

AN ACT Relating to addressing water system vulnerabilities to hazards such as terrorism and natural disasters; amending RCW 42.56.330; and adding new sections to chapter 70.119A RCW.

Referred to Committee on Public Safety.

HB 2563 by Representatives Fitzgibbon, Farrell, Reykdal, Gregerson, Fey, Bergquist, Pollet and Freeman

AN ACT Relating to local transit revenue; amending RCW 82.45.090, 82.45.150, 82.80.--, and 82.14.0455; adding new sections to chapter 82.80 RCW; adding new chapters to Title 82 RCW; creating a new section; prescribing penalties; providing effective dates; and providing an expiration date.

Referred to Committee on Transportation.

HB 2564 by Representatives Robinson, Manweller, S. Hunt, Stanford, Bergquist, Pollet and Freeman

AN ACT Relating to electronic signatures; adding a new section to chapter 1.12 RCW; adding a new section to chapter 43.41A RCW; adding a new chapter to Title 1 RCW; and providing an effective date.

Referred to Committee on Government Operations & Elections.

HB 2565 by Representative Rodne

AN ACT Relating to a mutual accountability model for clinical practices and healthy behaviors; and adding a new section to chapter 41.05 RCW.

Referred to Committee on Health Care & Wellness.

HB 2566 by Representatives Kretz, Blake, Short, Condotta and Freeman

AN ACT Relating to the establishment of a dedicated local jurisdiction marijuana fund and the distribution of a specified percentage of marijuana excise tax revenues to cities and counties; amending RCW 69.50.530, 69.50.535, and 69.50.540; and providing an effective date.

Referred to Committee on Government Accountability & Oversight.

HB 2567 by Representatives Zeiger, Morrell, Rodne and Jinkins

AN ACT Relating to the approval of minutes from annual meetings of homeowners' associations; and amending RCW 64.38.035.

Referred to Committee on Judiciary.

HB 2568 by Representatives Wilcox, Manweller and Schmick

AN ACT Relating to oversight of health reform implementation by the joint select committee on health care implementation and oversight; adding a new section to chapter 43.71 RCW; adding a new section to chapter 48.02 RCW; creating new sections; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 2569 by Representatives Hargrove and Pollet

AN ACT Relating to reducing air pollution associated with diesel emissions; reenacting and amending RCW 43.84.092 and 43.84.092; adding a new chapter to Title 70 RCW; providing a contingent effective date; and providing a contingent expiration date.

Referred to Committee on Environment.

HB 2570 by Representative Cody

AN ACT Relating to term limits for members of the medical quality assurance commission; and amending RCW 18.71.015.

Referred to Committee on Health Care & Wellness.

HB 2571 by Representatives Riccelli, Cody and Morrell

AN ACT Relating to ensuring continuity of care for enrollees of the Washington health benefit exchange during grace periods; and adding a new chapter to Title 48 RCW.

Referred to Committee on Health Care & Wellness.

HB 2572 by Representative Cody

AN ACT Relating to improving the effectiveness of health care purchasing and transforming the health care delivery system by advancing value-based purchasing, promoting community health, and providing greater integration of chronic illness care and needed social supports; amending RCW 41.05.650, 41.05.660, and 43.70.533; adding new sections to chapter 41.05 RCW; adding new sections to chapter 43.41 RCW; adding a new section to chapter 48.43 RCW; adding a new section to chapter 74.09 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2573 by Representative Hudgins

AN ACT Relating to a sunrise review of regulation of wrestling events; creating a new section; and providing an expiration date.

Referred to Committee on Business & Financial Services.

HB 2574 by Representatives Chandler and Blake

AN ACT Relating to making alterations to the years applicable to earning the right of first refusal to purchase a geoduck diver license in 2015; and amending 2013 c 204 s 2 (uncodified).

Referred to Committee on Agriculture & Natural Resources.

HB 2575 by Representatives Bergquist, Dahlquist, Stonier and Santos

AN ACT Relating to teacher assignment data collection; and amending RCW 28A.320.175.

Referred to Committee on Education.

HB 2576 by Representatives Reykdal, Kirby and Pollet

AN ACT Relating to establishing a mandatory occupational disease exposure reporting requirement for firefighters; and amending RCW 51.32.185.

Referred to Committee on Labor & Workforce Development.

HB 2577 by Representatives Van De Wege, Fitzgibbon, Holy, Hayes, Reykdal, Bergquist and Freeman

AN ACT Relating to an optional life annuity benefit for plan 2 members of the law enforcement officers' and firefighters' retirement system; and adding a new section to chapter 41.26 RCW.

Referred to Committee on Appropriations.

HB 2578 by Representatives Dunshee, DeBolt and MacEwen

AN ACT Relating to exempting from public inspection certain public works proposals and documents; and amending RCW 39.10.470.

Referred to Committee on Government Operations & Elections.

HB 2579 by Representatives Tarleton and Pollet

AN ACT Relating to small scale prospecting and mining hydraulic projects in state waters; amending RCW 77.55.021, 77.55.091, and 77.55.321; reenacting and amending RCW 77.55.011; adding a new section to chapter 77.55 RCW; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

HB 2580 by Representatives Tarleton, Haler, Fey, Wylie, Seaquist, Pollet, Ryu and Carlyle

AN ACT Relating to fostering economic resilience and development in Washington by supporting the maritime industry and other manufacturing sectors; creating new sections; and providing expiration dates.

Referred to Committee on Technology & Economic Development.

HB 2581 by Representatives Tarleton, S. Hunt, Pollet and Carlyle

AN ACT Relating to on-water dwellings; amending RCW 90.58.270 and 79.105.060; and creating a new section.

Referred to Committee on Environment.

HB 2582 by Representatives Hargrove, Kagi and Walsh

AN ACT Relating to filing a petition seeking termination of parental rights; and reenacting and amending RCW 13.34.138.

Referred to Committee on Judiciary.

HB 2583 by Representative Dahlquist

AN ACT Relating to adding charter school chief executive officers to the list of individuals who may file complaints of unprofessional conduct regarding certificated employees; and amending RCW 28A.410.090.

Referred to Committee on Education.

HB 2584 by Representative Blake

AN ACT Relating to allowing prepayment of the penalty for removal of land from the farm and agricultural land current use property tax classification; amending RCW 84.34.080;

reenacting and amending RCW 84.34.108; and adding a new section to chapter 84.34 RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 2585 by Representatives Walsh and Pettigrew

AN ACT Relating to income eligibility for temporary assistance for needy families benefits for a child; and amending RCW 74.12.037.

Referred to Committee on Early Learning & Human Services.

HB 2586 by Representatives Christian, Muri, Haler and Pollet

Adding transparency to elections through the installation of web camera surveillance systems.

Referred to Committee on Government Operations & Elections.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 16, 2014

HB 1597 Prime Sponsor, Representative Goodman: Making marijuana law technical corrections. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

January 16, 2014

HB 1711 Prime Sponsor, Representative Condotta: Allowing multiple liquor licenses at the same physical premises. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Shea and Vick.

MINORITY recommendation: Do not pass. Signed by Representative Moscoso.

Passed to Committee on Rules for second reading.

January 16, 2014

SHB 1960 Prime Sponsor, Committee on Finance: Establishing benefit assessment charges for metropolitan park districts. Reported by Committee on Finance

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Fitzgibbon; Hansen; Lytton; Pollet and Reykdal.

MINORITY recommendation: Do not pass. Signed by Representatives Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Vick and Wilcox.

Passed to Committee on Rules for second reading.

January 16, 2014

HB 2114 Prime Sponsor, Representative Kretz: Clarifying the exemption in the public records act for customer information held by public utilities. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Fitzgibbon; Springer and Taylor.

MINORITY recommendation: Do not pass. Signed by Representative Pike.

Passed to Committee on Rules for second reading.

January 15, 2014

HB 2135 Prime Sponsor, Representative Parker: Addressing the regulation of service contracts and protection product guarantees. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 15, 2014

HB 2136 Prime Sponsor, Representative Parker: Addressing the regulation of service contracts and protection product guarantees. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 15, 2014

HB 2140 Prime Sponsor, Representative Ryu: Concerning credit unions' mergers. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking

Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 16, 2014

HB 2170 Prime Sponsor, Representative Takko: Providing an additional method for water-sewer districts to disburse funds. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

January 16, 2014

HB 2188 Prime Sponsor, Representative Takko: Authorizing the annexation of territory outside of, contiguous to, and that receives services from a diking district. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

January 16, 2014

HB 2189 Prime Sponsor, Representative Takko: Concerning the administration and operation of flood control districts. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Transportation was relieved of HOUSE BILL NO. 2416, and the bill was referred to the Committee on Community Development, Housing & Tribal Affairs.

There being no objection, the House advanced to the eleventh order of business.

COMMITTEE APPOINTMENT(S)

The Speaker (Representative Orwall presiding) announced the following committee appointments:

Representative G. Hunt is appointed to the Committee on Appropriations, Committee on Appropriations Subcommittee on Health & Human Services, Committee on Business and Financial Services, Committee on Health Care & Wellness, and Committee on Labor & Workforce Development

Representative Young is appointed to the Committee on Community Development, Housing & Tribal Affairs, Committee on Early Learning & Human Services, Committee on Transportation, and to the Committee on Government Operations & Elections as Assistant Ranking Minority Member.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., January 22, 2014, the 10th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TENTH DAY

House Chamber, Olympia, Wednesday, January 22, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Kyrsten Frost and Joel Brennan. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Joe Beal, Christ the Servant Lutheran Church, Lacey Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SNOHOMISH COUNTY COUNCIL

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington MOTION NO. 14-028

MAKING AN APPOINTMENT TO FILL THE VACANCY IN WASHINGTON STATE HOUSE OF REPRESENTATIVES, DISTRICT 21

WHEREAS, a vacancy was created in the office of Washington State House of Representatives, District 21, position 2, due to the appointment of Marko Liias to the Washington State Senate, District 21; and

WHEREAS, pursuant to Article II, Section 15, of the Washington State Constitution, three persons were nominated by the county central committee of the Snohomish County Democrats, the party represented by Mr. Liias, for consideration of appointment to the office of State Senator by the Snohomish County Council; and

WHEREAS, on January 21, 2014, the County Council conducted interviews with the three nominees and examined the qualifications of each nominee to fill the vacancy until a successor is elected and qualified;

NOW, THEREFORE, ON MOTION, pursuant to Article II, Section 15, of the Washington Constitution, the Snohomish County Council hereby appoints Lillian Ortiz-Self to the office of Washington State Representative, District 21, position 2, until a successor is duly elected and qualified after the 2014 general election.

PASSED this 21st day of January, 2014.

SNOHOMISH COUNTY COUNCIL

The Speaker (Representative Moeller presiding) recognized the new members.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2587 by Representatives Moscoso, Orcutt, Seaquist, Zeiger, Pollet, Reykdal and Hayes

AN ACT Relating to a tuition and fees exemption for children and surviving spouses of certain highway workers; and amending RCW 28B.15.380.

Referred to Committee on Higher Education.

HB 2588 by Representatives Cody, Appleton, Ryu, Riccelli, Sells, Walkinshaw, Dunshee, Reykdal, Robinson, Green, Fitzgibbon, Bergquist, Tharinger and Freeman

AN ACT Relating to employers' responsibility for the medical assistance costs of employees; amending RCW 26.23.040; adding new sections to chapter 74.09 RCW; adding a new section to chapter 42.56 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Health Care & Wellness.

HB 2589 by Representatives Goodman, Pettigrew, Stanford, Sells, S. Hunt, Appleton, Pollet, Bergquist, Ormsby, Stonier, Haigh, Riccelli, Moscoso, Fey, Walkinshaw, Tarleton, Tharinger, Wylie, Senn, Ryu, Morrell and Reykdal

AN ACT Relating to enhancing the basic education allocation formula to adopt the staffing resources recommended by the quality education council; amending RCW 28A.150.260; adding a new section to chapter 28A.150 RCW; creating a new section; and providing an effective date.

Referred to Committee on Education.

HB 2590 by Representative Kirby

AN ACT Relating to sellers of travel; and amending RCW 19.138.021, 19.138.040, 19.138.100, 19.138.120, and 19.138.140.

Referred to Committee on Business & Financial Services.

HB 2591 by Representative Schmick

AN ACT Relating to state preemption of local employment laws and contracts; amending RCW 49.46.120 and 49.78.360; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; adding a new section to

chapter 36.01 RCW; adding a new section to chapter 53.08 RCW; and adding a new chapter to Title 49 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2592 by Representatives Stonier, Pike, Wylie, Harris, Fey, Orcutt and Moeller

AN ACT Relating to county electronic public auctions; amending RCW 84.64.080 and 84.64.200; reenacting and amending RCW 36.16.140; and adding new sections to chapter 84.64 RCW.

Referred to Committee on Judiciary.

HB 2593 by Representatives Stonier, Harris, Wylie, Ryu and Fey

AN ACT Relating to local government treasury practices and procedures; and amending RCW 36.29.020, 36.29.022, 36.29.190, and 39.72.010.

Referred to Committee on Local Government.

HB 2594 by Representatives Riccelli, Jinkins, Cody, Moscoso, Morrell, Fitzgibbon, Ryu, Tarleton, Farrell, Van De Wege, Robinson, Habib, Ormsby, Tharinger, Freeman, Walkinshaw, Hudgins, Gregerson, Pettigrew, Reykdal, Roberts, Carlyle and Moeller

AN ACT Relating to developing and authorizing the federal basic health program; adding a new section to chapter 70.47 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2595 by Representatives Springer, Fitzgibbon and Nealey

AN ACT Relating to infill development; and amending RCW 43.21C.229.

Referred to Committee on Environment.

HB 2596 by Representatives Chandler, Warnick, Ross and Johnson

AN ACT Relating to providing that sales and use taxes imposed by rural counties may be used for purchasing water rights for water banking; and amending RCW 82.14.370.

Referred to Committee on Agriculture & Natural Resources.

HB 2597 by Representatives Chandler, Johnson and Ross

AN ACT Relating to clarifying that the definition of qualifying machinery and equipment includes all equipment used by hop farmers in harvesting the crop; amending RCW 82.08.855; creating a new section; and declaring an emergency.

Referred to Committee on Finance.

HB 2598 by Representative Kagi

AN ACT Relating to clarifying the lead agency for the early support for infant and toddlers program; and amending RCW 28A.155.065.

Referred to Committee on Early Learning & Human Services.

HB 2599 by Representatives Habib, Fitzgibbon, Hayes, Robinson, Orcutt, Walkinshaw, Fey, Ryu, Zeiger, Carlyle, Sells, Farrell and Moeller

AN ACT Relating to pedestrians walking along roadways; and amending RCW 46.61.250.

Referred to Committee on Transportation.

HB 2600 by Representatives Kirby, Hudgins and Ryu

AN ACT Relating to unfair practices by automobile insurers; and adding a new section to chapter 48.30 RCW.

Referred to Committee on Business & Financial Services.

HB 2601 by Representatives Freeman and Rodne

AN ACT Relating to municipal court terms; adding a new section to chapter 3.50 RCW; and adding a new section to chapter 35.20 RCW.

Referred to Committee on Judiciary.

HB 2602 by Representative Nealey

AN ACT Relating to venue of actions by or against counties; and amending RCW 36.01.050.

Referred to Committee on Judiciary.

HB 2603 by Representative Klippert

AN ACT Relating to county road vacation; and amending RCW 36.87.130.

Referred to Committee on Environment.

HB 2604 by Representatives Riccelli, Moscoso, Farrell, Warnick and Fitzgibbon

AN ACT Relating to allowing nonprofit corporations and organizations and certain transit providers to provide transportation services to agricultural employees; amending RCW 19.30.010; and creating a new section.

Referred to Committee on Transportation.

HB 2605 by Representatives Stonier, S. Hunt, Sawyer, Fey, Orwall and Bergquist

AN ACT Relating to making school district policies on restraint or isolation of certain students available to parents and guardians; amending RCW 28A.600.485; and repealing RCW 28A.155.210 and 28A.600.486.

Referred to Committee on Education.

HB 2606 by Representatives Condotta, Shea, Taylor, Overstreet and Scott

AN ACT Relating to restricting the use of automated license plate recognition systems; amending RCW 46.63.020; adding a new section to chapter 46.64 RCW; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2607 by Representatives Reykdal, S. Hunt, Pollet, Sells, Seaquist, Stanford and Fey

AN ACT Relating to establishing competitive wages for beginning teacher salaries; amending RCW 28A.400.200; and creating a new section.

Referred to Committee on Appropriations.

HB 2608 by Representatives Sells, Haigh, Reykdal, S. Hunt, Pollet, Stanford and Fey

AN ACT Relating to establishing the minimum wage for classified school employees; amending RCW 28A.400.200; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 2609 by Representatives S. Hunt, Pollet, Sells, Seaquist, Reykdal and Fey

AN ACT Relating to restoring cost-of-living increases for educational employees; amending RCW 28A.400.205, 28B.50.465, 28B.50.468, and 28A.405.415; and creating a new section.

Referred to Committee on Appropriations.

HB 2610 by Representatives Fey, Kagi, Freeman, Fitzgibbon, Sawyer, Senn, Bergquist, Walkinshaw, Lytton, Ryu, Farrell, Jinkins and Robinson

AN ACT Relating to identifying characteristics of the homeless youth population; creating new sections; and providing an expiration date.

Referred to Committee on Early Learning & Human Services.

HB 2611 by Representatives Johnson, Appleton, Ross and Chandler

AN ACT Relating to encouraging training for medical students, nurses, and medical technicians and assistants to work with adult patients with developmental disabilities; and adding a new section to chapter 28B.77 RCW.

Referred to Committee on Higher Education.

HB 2612 by Representatives Hansen, Haler and Zeiger

AN ACT Relating to the opportunity scholarship program; amending RCW 28B.145.020, 28B.145.030, and 28B.145.050; and adding a new section to chapter 28B.145 RCW.

Referred to Committee on Higher Education.

HB 2613 by Representatives Gregerson, Zeiger and Seaquist

AN ACT Relating to creating efficiencies for institutions of higher education; and amending RCW 28B.15.102, 42.16.010, 44.28.816, 43.88.110, and 28B.15.101.

Referred to Committee on Higher Education.

HB 2614 by Representatives Pike and Manweller

AN ACT Relating to allowing employers to pay training wages to new employees; amending RCW 49.12.110 and 49.46.060; and adding a new section to chapter 49.46 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2615 by Representative Pike

AN ACT Relating to modifying the requirements for renewing state need grants; and amending RCW 28B.92.060.

Referred to Committee on Higher Education.

HB 2616 by Representatives Freeman, Walsh, Kagi, Roberts and Smith

AN ACT Relating to parents with intellectual or developmental disabilities involved in dependency proceedings; reenacting and amending RCW 13.34.136 and 13.34.138; and creating a new section.

Referred to Committee on Early Learning & Human Services.

HB 2617 by Representatives Jinkins, S. Hunt, Haler, Appleton, Hope, Moscoso, Harris, Fitzgibbon, Morrell, Sawyer, Bergquist, Pollet, Green, Riccelli, Fey, MacEwen and Freeman

AN ACT Relating to interpreter services; amending RCW 41.56.030 and 41.56.510; adding new sections to chapter 39.26 RCW; and creating new sections.

Referred to Committee on Government Operations & Elections.

HB 2618 by Representatives Gregerson, Ryu and Takko

AN ACT Relating to public works projects of code cities; and amending RCW 35A.40.210.

Referred to Committee on Local Government.

HB 2619 by Representatives Bergquist, Haler, Pollet and Muri

AN ACT Relating to the state need pay it forward program; amending RCW 28B.15.102, 28B.76.502, 28B.76.525, 28B.76.526, 28B.76.540, 28B.77.020, 28B.92.010, 28B.92.020, 28B.92.040, 28B.92.060, 28B.92.080, 28B.92.082, 28B.117.020, 28B.119.030, 28B.133.010, 28B.133.020, 28B.145.030, and 28C.18.166; reenacting and amending RCW 28B.118.010; adding a new section to chapter 28B.92 RCW; adding new sections to chapter 28B.118 RCW; creating a new section; repealing RCW 28B.118.005, 28B.118.010, 28B.118.020, 28B.118.030, 28B.118.040, and 28B.118.075; and providing effective dates.

Referred to Committee on Higher Education.

HB 2620 by Representatives Kretz and Short

AN ACT Relating to enhancing the potable water supply by encouraging treatment of raw groundwater; and amending RCW 70.119A.100.

Referred to Committee on Environment.

HB 2621 by Representatives Johnson and S. Hunt

AN ACT Relating to expanding participation in college in the high school programs; and amending RCW 28A.600.290.

Referred to Committee on Education.

HB 2622 by Representatives Johnson, S. Hunt and Chandler

AN ACT Relating to designating the central Washington state fair as the official state fair; adding a new section to chapter 1.20 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2623 by Representatives Haler and Klippert

AN ACT Relating to establishing a bill of rights for citizens, businesses, and project proponents who are subject to state agency action; amending RCW 43.42.040 and 34.05.476; and adding a new section to chapter 43.42 RCW.

Referred to Committee on Government Operations & Elections.

HB 2624 by Representatives Haler, Tarleton and Klippert

AN ACT Relating to clarifying the applicability of child abduction statutes to residential provisions ordered by a court; amending RCW 9A.40.060; creating a new section; and prescribing penalties.

Referred to Committee on Judiciary.

HB 2625 by Representatives Haigh, Buys and Blake

AN ACT Relating to the development of a proposed policy option for achieving the goal of electronically reporting intrastate transfers of ownership of livestock as a means to increase participation in the animal disease traceability program; creating a new section; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 2626 by Representatives Seaquist and Haler

AN ACT Relating to establishing statewide educational attainment goals; creating new sections; and providing an expiration date.

Referred to Committee on Higher Education.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1294, by House Committee on Environment (originally sponsored by Representatives Van De Wege, Hudgins, Pollet, Maxwell, S. Hunt, Upthegrove, Tharinger, Fey, Farrell, Moscoso, Hunter, Stanford, Reykdal, Fitzgibbon, Bergquist, Tarleton, Goodman, Kagi, Hansen, Jinkins, Habib, Pedersen, Ryu, Liias, Riccelli, Roberts, Morrell, Clibborn and Ormsby).

Concerning flame retardants.

The bill was read the third time.

Representative Van De Wege and Farrell spoke in favor of the passage of the bill.

Representative Short spoke against the passage of the bill.

MOTIONS

On motion of Representative Harris, Representative Kretz was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1294.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1294, and the bill passed the House by the following vote: Yeas, 72; Nays, 25; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Christian, Clibborn, Cody, Condotta, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Hansen, Harris, Hawkins, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Scott, Seaquist, Sells, Senn, Shea, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Walkinshaw, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Dahlquist, DeBolt, Fagan, Haigh, Haler, Hargrove, Hayes, Holy, Hope, Hurst, Klippert, Kristiansen, MacEwen, Manweller, Nealey, Orcutt, Pike, Santos, Schmick, Short, Vick, Walsh and Warnick.

Excused: Representative Kretz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1294, having received the necessary constitutional majority, was declared passed.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1038, by House Committee on Business & Financial Services (originally sponsored by Representatives Ryu, Kagi, Bergquist, Reykdal and Jinkins)

Requiring the department of licensing to adopt rules regarding online learning for training in cosmetology, manicuring, barbering, esthetics, and instruction.

There being no objection, the rules were suspended, and SUBSTITUTE HOUSE BILL NO. 1038 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Ryu moved the adoption of amendment (593).

On page 2, beginning on line 3, strike all of section 2 and insert the following:

"Sec. 2. RCW 18.16.020 and 2013 c 187 s 1 are each reenacted and amended to read as follows:

As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise:

(1) "Apprentice" means a person who is engaged in a state-approved apprenticeship program and who must receive a wage or compensation while engaged in the program.

(2) "Apprentice monthly report" means the apprentice record of daily activities and the number of hours completed in each course of a curriculum that is prepared monthly by the approved apprenticeship program and provided to the apprentice, audited annually by the department, and kept on file by the approved apprenticeship program for three years.

(3) "Apprentice trainer" means a person who gives training to an apprentice in an approved apprenticeship program and who is approved under RCW 18.16.280.

(4) "Apprenticeship program" means a state-approved apprenticeship program pursuant to chapter 49.04 RCW and approved under RCW 18.16.280 for the training of cosmetology, barbering, esthetics, master esthetics, and manicuring.

(5) "Apprenticeship training committee" means a committee approved by the Washington apprenticeship and training council established in chapter 49.04 RCW.

(6) "Approved apprenticeship shop" means a salon/shop that has been approved under RCW 18.16.280 and chapter 49.04 RCW to participate in an apprenticeship program.

(7) "Approved security" means surety bond.

(8) "Barber" means a person licensed under this chapter to engage in the practice of barbering.

(9) "Board" means the cosmetology, barbering, esthetics, and manicuring advisory board.

(10) "Cosmetologist" means a person licensed under this chapter to engage in the practice of cosmetology.

(11) "Crossover training" means training approved by the director as training hours that may be credited to current licensees for similar training received in another profession licensed under this chapter.

(12) "Curriculum" means the courses of study taught at a school, ~~(or)~~ online by a school, in an approved apprenticeship program established by the Washington state apprenticeship and training council and conducted in an approved salon/shop, or online by an approved apprenticeship program, set by rule under this chapter, and approved by the department. After consulting with the board, the director may set by rule a percentage of hours in a curriculum, up to a maximum of ten percent, that could include hours a student receives while training in a salon/shop under a contract approved by the department. Each curriculum must include at least the following required hours:

(a) School curriculum:

(i) Cosmetologist, one thousand six hundred hours;

(ii) Barber, one thousand hours;

(iii) Manicurist, six hundred hours;

(iv) Esthetician, seven hundred fifty hours;

(v) Master esthetician either:

(A) One thousand two hundred hours; or

(B) Esthetician licensure plus four hundred fifty hours of training;

(vi) Instructor-trainee, five hundred hours.

(b) Apprentice training curriculum:

(i) Cosmetologist, two thousand hours;

(ii) Barber, one thousand two hundred hours;

(iii) Manicurist, eight hundred hours;

(iv) Esthetician, eight hundred hours;

(v) Master esthetician, one thousand four hundred hours.

(13) "Department" means the department of licensing.

(14) "Director" means the director of the department of licensing or the director's designee.

(15) "Distance or online learning" means theory training provided online, by a school licensed under this chapter or an approved apprenticeship program established by the Washington state apprenticeship and training council, in the areas of cosmetology, manicuring, barbering, esthetics, and instructor-training."

~~((15))~~(16) "Esthetician" means a person licensed under this chapter to engage in the practice of esthetics.

~~((16))~~(17) "Individual license" means a cosmetology, barber, manicurist, esthetician, master esthetician, or instructor license issued under this chapter.

~~((17))~~(18) "Instructor" means a person who gives instruction in a school, or who provides classroom theory training to apprentices in locations other than in a school, in a curriculum in which he or she holds a license under this chapter, has completed at least five hundred hours of instruction in teaching techniques and lesson planning in a school, and has passed a licensing examination approved or administered by the director. An applicant who holds a degree in education from an accredited postsecondary institution shall upon application be licensed as an instructor to give instruction in a school, or to provide classroom theory training to apprentices in locations other than in a school, in a curriculum in which he or she holds a license under this chapter. An applicant who holds an instructional credential from an accredited community or technical college and who has passed a licensing examination approved or administered by the director shall upon application be licensed as an instructor to give instruction in a school, or to provide classroom theory training to apprentices in locations other than in a school, in a curriculum in which he or she holds a license under this chapter. To be approved as an "instructor" in an approved apprenticeship program, the instructor must be a competent instructor as defined in rules adopted under chapter 49.04 RCW.

~~((18))~~(19) "Instructor-trainee" means a person who is currently licensed in this state as a cosmetologist, barber, manicurist, esthetician, or master esthetician, and is enrolled in an instructor-trainee curriculum in a school licensed under this chapter.

~~((19))~~(20) "Location license" means a license issued under this chapter for a salon/shop, school, personal services, or mobile unit.

~~((20))~~(21) "Manicurist" means a person licensed under this chapter to engage in the practice of manicuring.

~~((21))~~(22) "Master esthetician" means a person licensed under this chapter to engage in the practice of master esthetics.

~~((22))~~(23) "Mobile unit" is a location license under this chapter where the practice of cosmetology, barbering, esthetics, master esthetics, or manicuring is conducted in a mobile structure. Mobile units must conform to the health and safety standards set by rule under this chapter.

~~((23))~~(24) "Person" means any individual, partnership, professional service corporation, joint stock association, joint venture, or any other entity authorized to do business in this state.

~~((24))~~(25) "Personal services" means a location licensed under this chapter where the practice of cosmetology, barbering, manicuring, esthetics, or master esthetics is performed for clients in the client's home, office, or other location that is convenient for the client.

~~((25))~~(26) "~~(The)~~ Practice of barbering" means the cutting, trimming, arranging, dressing, curling, shampooing, shaving, and mustache and beard design of the hair of the face, neck, and scalp.

~~((26))~~(27) "~~The~~ Practice of cosmetology" means arranging, dressing, cutting, trimming, styling, shampooing, permanent waving, chemical relaxing, straightening, curling, bleaching, lightening, coloring, waxing, tweezing, shaving, and mustache and beard design of the hair of the face, neck, and scalp; temporary removal of superfluous hair by use of depilatories, waxing, or tweezing; manicuring and pedicuring, limited to cleaning, shaping, polishing, decorating, and caring for and treatment of the cuticles and nails of the hands and feet, excluding the application and removal of sculptured or otherwise artificial nails; esthetics limited to toning the skin of the scalp, stimulating the skin of the body by the use of preparations, tonics, lotions, or creams; and tinting eyelashes and eyebrows.

~~((27))~~(28) "Practice of esthetics" means the care of the skin for compensation by application, use of preparations, antiseptics, tonics, essential oils, exfoliants, superficial and light peels, or by any device, except laser, or equipment, electrical or otherwise, or by wraps, compresses, cleansing, conditioning, stimulation, superficial skin stimulation, pore extraction, or product application and removal; temporary removal of superfluous hair by means of lotions, creams, appliance, waxing, threading, tweezing, or depilatories, including chemical means; and application of product to the eyelashes and eyebrows, including extensions, design and treatment, tinting and lightening of the hair, excluding the scalp. Under no circumstances does the practice of esthetics include the administration of injections.

~~((28))~~(29) "Practice of manicuring" means the cleaning, shaping, polishing, decorating, and caring for and treatment of the cuticles and the nails of the hands or feet, and the application and removal of sculptured or otherwise artificial nails by hand or with mechanical or electrical apparatus or appliances.

~~((29))~~(30) "Practice of master esthetics" means the care of the skin for compensation including all of the methods allowed in the definition of the practice of esthetics. It also includes the performance of medium depth peels and the use of medical devices for care of the skin and permanent hair reduction. The medical devices include, but are not limited to, lasers, light, radio frequency, plasma, intense pulsed light, and ultrasound. The use of a medical device must comply with state law and rules, including any laws or rules that require delegation or supervision by a licensed health professional acting within the scope of practice of that health profession.

~~((30))~~(31) "Salon/shop" means any building, structure, or any part thereof, other than a school, where the commercial practice of cosmetology, barbering, esthetics, master esthetics, or manicuring is conducted; provided that any person, except employees of a salon/shop, who operates from a salon/shop is required to meet all salon/shop licensing requirements and may participate in the apprenticeship program when certified as established by the Washington state apprenticeship and training council established in chapter 49.04 RCW.

~~((31))~~(32) "School" means any establishment that offers curriculum of instruction in the practice of cosmetology, barbering, esthetics, master esthetics, manicuring, or instructor-trainee to students and is licensed under this chapter.

~~((32))~~(33) "Student" means a person sixteen years of age or older who is enrolled in a school licensed under this chapter and receives instruction in any of the curricula of cosmetology, barbering, esthetics, master esthetics, manicuring, or instructor-training with or without tuition, fee, or cost, and who does not receive any wage or commission.

~~((33))~~(34) "Student monthly report" means the student record of daily activities and the number of hours completed in each course of a curriculum that is prepared monthly by the school and provided to the student, audited annually by the department, and kept on file by the school for three years."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representative Ryu spoke in favor of the adoption of the amendment.

Amendment (593) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ryu and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1038.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1038, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Kretz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1038, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1090, by House Committee on Local Government (originally sponsored by Representatives Shea, Reykdal, Crouse, Holy, Springer and Dahlquist).

Increasing the dollar amount for construction of a dock that does not qualify as a substantial development under the shoreline management act.

The bill was read the third time.

Representatives Shea and Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1090.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1090, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Kretz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1090, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1536, by House Committee on Higher Education (originally sponsored by Representatives Seaquist, Appleton, Halder, Springer, Stanford, McCoy, Upthegrove, Ormsby, Moscoso, S. Hunt, Ryu, Fitzgibbon, Lytton, Sawyer, Liias, Dunshee, Orwall, Cody, Stonier, Kagi, Moeller, Sells, Reykdal, Fey and Pollet).

Changing requirements for membership on community and technical college boards of trustees.

The bill was read the third time.

Representatives Seaquist, Halder and Sells spoke in favor of the passage of the bill.

Representative Manweller spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1536.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1536, and the bill passed the House by the following vote: Yeas, 58; Nays, 39; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hayes, Hudgins, Hurst, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Holy, Hope, Hunter, Jinkins, Johnson, Klippert, Kristiansen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Kretz.

SUBSTITUTE HOUSE BILL NO. 1536, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1950, by House Committee on Environment (originally sponsored by Representative Halder).

Designating certain hydroelectric generation from a generation facility located in irrigation pipes, irrigation canals, and wastewater pipes as an eligible renewable resource under chapter 19.285 RCW. Revised for 1st Substitute: Designating certain hydroelectric generation from a generation facility located in irrigation pipes, irrigation canals, and wastewater pipes as an eligible renewable resource under chapter 19.285 RCW. (REVISED FOR ENGROSSED: Designating certain hydroelectric generation from a generation facility located in irrigation pipes, irrigation canals, water pipes whose primary purpose is for conveyance of water for domestic use, and wastewater pipes as an eligible renewable resource under chapter 19.285 RCW.)

The bill was read the third time.

Representatives Halder and Fitzgibbon spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1950.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1950, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Dunshee and S. Hunt.

Excused: Representative Kretz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1950, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Agriculture & Natural Resources was relieved of HOUSE BILL NO. 2259, and the bill was referred to the Committee on Finance.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., January 23, 2014, the 11th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

ELEVENTH DAY

House Chamber, Olympia, Thursday, January 23, 2014

The House was called to order at 9:55 a.m. by the Speaker.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTIONS AND FIRST READINGHI 591

Protect our gun rights

HI 594

Gun sales background check

HB 2627 by Representatives Roberts, Hayes and Moscoso

AN ACT Relating to the arrest of individuals who suffer from chemical dependency; amending RCW 13.40.042 and 13.40.080; adding a new section to chapter 10.31 RCW; and creating a new section.

Referred to Committee on Public Safety.

HB 2628 by Representative Klippert

AN ACT Relating to government ownership of vacant or undeveloped land for extended periods of time; amending RCW 84.40.045 and 84.40.175; adding a new section to chapter 82.02 RCW; and adding a new chapter to Title 42 RCW.

Referred to Committee on Government Operations & Elections.

HB 2629 by Representatives Springer, Rodne, Magendanz, Pettigrew, Farrell, Freeman, Moscoso, Senn, Gregerson, Pollet and Tarleton

AN ACT Relating to the imposition of a filing fee for certain property assessment appeal petitions; and amending RCW 84.40.038.

Referred to Committee on Finance.

HB 2630 by Representative Condotta

AN ACT Relating to requiring the labeling of transgenic fish during sale; and amending RCW 69.04.934.

Referred to Committee on Agriculture & Natural Resources.

HB 2631 by Representatives Seaquist and Young

AN ACT Relating to fee immunity for certain water facilities; and amending RCW 4.24.210.

Referred to Committee on Judiciary.

HB 2632 by Representatives Jinkins, Harris and Tharinger

AN ACT Relating to agency on aging case management oversight; and amending RCW 74.39A.095.

Referred to Committee on Health Care & Wellness.

HB 2633 by Representatives Moeller, Schmick, Harris and Tharinger

AN ACT Relating to investigations involving vulnerable adults; and amending RCW 74.34.020.

Referred to Committee on Judiciary.

HB 2634 by Representatives Kagi and Tharinger

AN ACT Relating to enforcement standards for residential services and support providers; amending RCW 71A.12.270; adding a new section to chapter 71A.12 RCW; creating a new section; and recodifying RCW 71A.12.270.

Referred to Committee on Early Learning & Human Services.

HB 2635 by Representative Tharinger

AN ACT Relating to modifying the tax appeal process; amending RCW 82.03.020, 82.03.030, 82.03.050, 82.03.090, 84.08.130, and 34.05.518; adding new sections to chapter 82.03 RCW; and creating a new section.

Referred to Committee on Finance.

HB 2636 by Representatives Smith and Tarleton

AN ACT Relating to streamlining statutorily required environmental reports by government entities; amending RCW 70.93.200, 70.93.220, 70.93.250, 70.94.162, 70.95.530, 70.95J.025, 70.120A.050, 90.42.130, 90.44.052, 90.48.545, 90.80.150, and 90.82.043; reenacting and amending RCW 43.21A.667; and repealing RCW 70.95.545, 70.120A.040, and 90.80.901.

Referred to Committee on Environment.

HB 2637 by Representatives Stonier, Vick and Harris

AN ACT Relating to annexations by code cities in counties with four hundred thousand or more residents; and amending

RCW 35A.14.297, 35A.14.299, 35A.14.460, 35A.14.470, and 35A.14.480.

Referred to Committee on Local Government.

HB 2638 by Representative Wylie

AN ACT Relating to the establishment of state preemption of laws and ordinances of local governments regarding provisions of the controlled substances act, chapter 69.50 RCW; and amending RCW 69.50.608.

Referred to Committee on Government Accountability & Oversight.

HB 2639 by Representatives Moeller, Harris, Green, Cody, Morrell, Clibborn, Riccelli and Van De Wege

AN ACT Relating to state purchasing of mental health and chemical dependency treatment services; amending RCW 71.24.015, 71.24.016, 71.24.025, 71.24.035, 71.24.045, 71.24.100, 71.24.110, 71.24.340, 71.24.420, 70.96A.020, 70.96A.040, 70.96A.050, 70.96A.080, and 70.96A.320; amending 2013 c 338 s 1 (uncodified); adding a new section to chapter 71.24 RCW; adding a new section to chapter 43.20A RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care & Wellness.

HB 2640 by Representatives Riccelli, Zeiger, Farrell, Seaquist, Orcutt, Pollet, Buys, Parker, Haler and Gregerson

AN ACT Relating to creating a sales tax holiday for school instructional material for higher education students; adding new sections to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and providing an expiration date.

Referred to Committee on Higher Education.

HB 2641 by Representatives Sawyer, Zeiger, Walsh and Kagi

AN ACT Relating to establishing the WorkFirst reform program; amending RCW 74.08A.260; adding a new section to chapter 74.08A RCW; creating a new section; and making an appropriation.

Referred to Committee on Early Learning & Human Services.

HB 2642 by Representatives Walkinshaw, Kochmar, Clibborn and Klippert

AN ACT Relating to the deadline for annual regulatory fees for charter party and excursion service carriers; and amending RCW 81.70.350.

Referred to Committee on Transportation.

HB 2643 by Representatives Farrell, Riccelli, Cody, Bergquist, Stanford, Gregerson, Sawyer, Tarleton, Fey, Stonier and Robinson

AN ACT Relating to coordinating and expanding efforts with private and public partnerships to help ensure Washington's healthiest next generation; and adding a new chapter to Title 70 RCW.

Referred to Committee on Health Care & Wellness.

HB 2644 by Representatives Ryu, Nealey, Moscoso, Sells, Appleton, Kagi, Haler, Gregerson, Orwall, Wylie, Roberts, Reykdal, Senn, Robinson, Farrell, Tarleton, Tharinger, Freeman, Walkinshaw, Jinkins, Morrell, Clibborn, Haigh, Pettigrew, Rodne, Moeller, Pollet, Bergquist, S. Hunt, Sawyer and Green

AN ACT Relating to coercion of involuntary servitude; reenacting and amending RCW 9A.40.010; adding a new section to chapter 9A.40 RCW; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2645 by Representative Moeller

AN ACT Relating to hardship property tax waivers for interest and penalties; and amending RCW 84.56.025.

Referred to Committee on Finance.

HB 2646 by Representatives Cody, Tharinger and Harris

AN ACT Relating to certification exemptions and training requirements for individual providers who work less than twenty hours per month for a single client, or who only provide limited respite services; and amending RCW 18.88B.041, 74.39A.076, and 74.39A.341.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

HB 2647 by Representatives Jinkins, Harris, Tharinger and Cody

AN ACT Relating to electronic timekeeping for in-home personal care or respite services; and amending RCW 74.39A.325.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

HB 2648 by Representatives Orcutt, Harris and Pike

AN ACT Relating to legislative members' voting rights on regional transportation planning organization policy boards; and amending RCW 47.80.040.

Referred to Committee on Transportation.

HB 2649 by Representatives Jinkins and Rodne

AN ACT Relating to placement of a defendant determined to be incompetent; amending RCW 10.77.086, 10.77.088, and 10.77.220; and creating a new section.

Referred to Committee on Judiciary.

HB 2650 by Representatives Fitzgibbon, Pettigrew, Sullivan and Orwall

AN ACT Relating to allowing the use of lodging taxes for financing workforce housing; and amending RCW 67.28.150, 67.28.160, and 67.28.180.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2651 by Representatives Hansen, Haler and Zeiger

AN ACT Relating to creating a higher education transparency web site; adding a new section to chapter 28B.77 RCW; and creating a new section.

Referred to Committee on Higher Education.

HB 2652 by Representative Reykdal

AN ACT Relating to requiring contractor registration numbers on vehicles; and reenacting and amending RCW 18.27.100.

Referred to Committee on Labor & Workforce Development.

HB 2653 by Representatives Zeiger, Pollet and Haler

AN ACT Relating to higher education degree production incentives; and adding a new section to chapter 28B.77 RCW.

Referred to Committee on Higher Education.

HB 2654 by Representative Seaquist

AN ACT Relating to codifying the existence of the climate impacts group without making modifications to its current mission; and adding a new chapter to Title 28B RCW.

Referred to Committee on Environment.

HB 2655 by Representative Seaquist

AN ACT Relating to setting the salaries for members of the legislature; and amending RCW 43.03.310.

Referred to Committee on Appropriations.

HB 2656 by Representative Hudgins

AN ACT Relating to civil infractions involving deeds of trust; amending RCW 7.80.120; and adding a new section to chapter 61.24 RCW.

Referred to Committee on Judiciary.

HB 2657 by Representative Hudgins

AN ACT Relating to requiring residential real property transfers and assignments to be recorded; and amending RCW 61.24.030 and 65.08.070.

Referred to Committee on Judiciary.

HB 2658 by Representative Hudgins

AN ACT Relating to false declarations by a beneficiary regarding a trustee's sale; amending RCW 61.24.030, 9.38.020, and 9A.72.040; and prescribing penalties.

Referred to Committee on Judiciary.

HB 2659 by Representative Hudgins

AN ACT Relating to the restraint of a sale by a trustee; and amending RCW 61.24.130.

Referred to Committee on Judiciary.

HB 2660 by Representatives Haler, Klippert, Hayes and Walsh

AN ACT Relating to a business and occupation tax credit for businesses that hire individuals with developmental disabilities; adding a new section to chapter 82.04 RCW; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2661 by Representative Seaquist

AN ACT Relating to the Washington research institute for teaching excellence; adding new sections to chapter 28B.35 RCW; adding a new section to chapter 28B.77 RCW; and creating new sections.

Referred to Committee on Higher Education.

HJR 4217 by Representatives Pollet, Muri, Hargrove, Seaquist, Farrell, Kretz, Haler, Sells, Short, Moscoso, Orwall and Sawyer

Amending the Constitution regarding the people's right of access to information concerning the conduct of the people's business.

Referred to Committee on Government Operations & Elections.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 16, 2014

SHB 1170 Prime Sponsor, Committee on Finance: Modifying the income thresholds for the exemption and deferral property tax relief programs for senior citizens and persons retired because of physical disability. Reported by Committee on Finance

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Vick and Wilcox.

Passed to Committee on Rules for second reading.

January 21, 2014

EHB 1279 Prime Sponsor, Representative Bergquist: Allowing motor voter preregistration for sixteen and seventeen year olds. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz and Manweller.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 1572 Prime Sponsor, Representative Parker: Addressing nonprofit debt adjusters. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

MINORITY recommendation: Do not pass. Signed by Representative Ryu, Vice Chair.

Passed to Committee on Rules for second reading.

January 16, 2014

HB 1634 Prime Sponsor, Representative Warnick: Including the value of solar, biomass, and geothermal facilities in the property tax levy limit calculation. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal and Wilcox.

MINORITY recommendation: Without recommendation. Signed by Representatives Orcutt, Assistant Ranking Minority Member; Condotta and Vick.

Passed to Committee on Rules for second reading.

January 17, 2014

HB 2080 Prime Sponsor, Representative Sawyer: Vacating convictions for certain tribal fishing activities. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Robinson and Santos.

Passed to Committee on Rules for second reading.

January 17, 2014

HB 2082 Prime Sponsor, Representative Zeiger: Regulating life insurance policies. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Kochmar; MacEwen; Santos and Stanford.

MINORITY recommendation: Do not pass. Signed by Representatives Ryu, Vice Chair and Hudgins.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2102 Prime Sponsor, Representative Sawyer: Requiring a prisoner to seek authorization from a court before commencing a civil action against the victim of the prisoner's crimes. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2106 Prime Sponsor, Representative Hawkins: Concerning primaries for county offices. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Young, Assistant Ranking Minority Member; Carlyle; Kretz; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member and Christian.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2131 Prime Sponsor, Representative Haigh: Increasing the number of superior court judges in Mason county. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2134 Prime Sponsor, Representative Stanford: Addressing the notice given to owners of life insurance policies about alternative transactions. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

MINORITY recommendation: Do not pass. Signed by Representative Ryu, Vice Chair.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2141 Prime Sponsor, Representative Kirby: Addressing banks and trust companies. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2150 Prime Sponsor, Representative Blake: Encouraging recreational access to private property. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2164 Prime Sponsor, Representative Orwall: Requiring evidence-based and research-based interventions for juvenile firearm offenders in certain circumstances. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2169 Prime Sponsor, Representative Goodman: Creating the international commercial arbitration act. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2171 Prime Sponsor, Representative Orwall: Strengthening economic protections for veterans and military personnel. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2195 Prime Sponsor, Representative Morrell: Concerning involuntary medication for maintaining the level of restoration in jail. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2196 Prime Sponsor, Representative Jinkins: Concerning the use of the judicial information system by courts before granting certain orders. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Kirby; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Haler; Klippert and Shea.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2197 Prime Sponsor, Representative Jinkins: Concerning objecting to relocation in child custody cases. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2211 Prime Sponsor, Representative Fagan: Addressing surplus lines of insurance. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2225 Prime Sponsor, Representative Manweller: Concerning the Milwaukee Road corridor. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Farrell, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Fey; Harris; Kagi; Nealey; Overstreet; Senn and Tharinger.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2226 Prime Sponsor, Representative Senn: Concerning state parks partnership opportunities. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Farrell, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Fey; Kagi; Nealey; Senn and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Harris and Overstreet.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2227 Prime Sponsor, Representative Fey: Regarding the safety of ski area conveyances. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Farrell, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Fey; Harris; Kagi; Nealey; Senn and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Overstreet.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., January 24, 2014, the 12th Day of the Regular Session.

FRANK CHOPP, Speaker

SIXTY THIRD LEGISLATURE - REGULAR SESSION

TWELFTH DAY

House Chamber, Olympia, Friday, January 24, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Daniel Otto and Mya Davis. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Carol Johnson, Pacific Pastoral Counseling Services and Chaplain with Assured Hospice of Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SECRETARY OF STATE**CERTIFICATION OF INITIATIVE TO THE LEGISLATURE NO. 594**

Pursuant to Article II, Section 1 of the Washington State Constitution, RCW 29A.72.230, and WAC 434-379-010, the Office of the Secretary of State has caused the signatures submitted in support of Initiative to the Legislature No. 594 to be examined in the following manner:

It was determined that 346,834 signatures were submitted by the sponsors of the initiative. A random sample of 10,588 signatures was taken from those submitted;

Each sampled signature was examined to determine if the signer was a registered voter of the state, if the signature was reasonably similar to the one appearing on the record of that voter, and if the same signature appeared more than once in the sample. We found 9,486 valid signatures, 1,100 signatures that were invalid and 2 pairs of duplicated signatures in the sample;

We calculated an allowance for the chance error of sampling (SO) by multiplying the square root of the number of invalid signatures by 1.5;

We estimated the upper limit of the number of signatures on the initiative petition which were invalid (37,663) by dividing the sum of the number of invalid signatures in the sample and allowance for the chance of error of sampling by the sampling ratio;

We determined the maximum allowable number of pairs of signatures on the petition (62,799) by subtracting the sum of the number of signatures required by Article II, Section 1 of the Washington State Constitution (246,372) and the estimate of the upper limit of the number of invalid signatures on the petition from the number of signatures submitted;

We determined the expected number of pairs of signatures in the sample (59) by multiplying the square of the sampling ratio by the maximum allowable number of pairs of signatures on the initiative petition;

We determined the acceptable number of pairs of signatures in the sample (46) by subtracting 1.65 times the square root of the expected number of pairs of signatures in the sample from the expected number of pairs of signatures in the sample; and

The number of pairs of signatures in the sample is less than the acceptable number of pairs of signatures in the sample. Therefore, I hereby declare Initiative to the Legislature No. 594 to contain sufficient signatures.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington this 22nd day of January, 2014.

Kim Wyman
Secretary of State

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READINGHI 591

Protect our gun rights

Referred to Committee on Judiciary.

HI 594

Gun sales background check

Referred to Committee on Judiciary.

HB 2662 by Representative Stanford

AN ACT Relating to electronic notices and document delivery of insurance products; and adding a new chapter to Title 48 RCW.

Referred to Committee on Business & Financial Services.

HB 2663 by Representatives Pollet, Kretz, Goodman and Rodne

AN ACT Relating to regulating tow truck operators not regulated under chapter 46.55 RCW; amending RCW 46.63.020; adding a new chapter to Title 46 RCW; and prescribing penalties.

Referred to Committee on Transportation.

HB 2664 by Representatives Taylor, Blake, Overstreet and Shea

AN ACT Relating to ensuring the right of self-defense against attacks by aggressive, violent animals; and amending RCW 9A.16.110.

Referred to Committee on Judiciary.

HB 2665 by Representatives Pettigrew and Kagi

AN ACT Relating to the advisory committee on the disproportionate representation of children of color in Washington's child welfare system; amending RCW 74.13.096; repealing 2009 c 520 s 96 (uncodified); and repealing 2007 c 465 s 3 (uncodified).

Referred to Committee on Early Learning & Human Services.

HB 2666 by Representatives G. Hunt, Kirby, Dahlquist, Hurst and Parker

AN ACT Relating to construction agreements; and adding a new section to chapter 19.36 RCW.

Referred to Committee on Judiciary.

HB 2667 by Representative Morris

AN ACT Relating to implementing least cost planning to analyze transportation system performance; and amending RCW 47.06.020, 47.06.130, and 47.80.023.

Referred to Committee on Transportation.

HB 2668 by Representatives Sawyer, Zeiger, Muri, Tarleton, Seaquist, Moscoso, Reykdal, Sells and Rodne

AN ACT Relating to insurance for enlisted members of the Washington national guard; and adding a new section to chapter 38.24 RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2669 by Representative Klippert

AN ACT Relating to submission of DNA markers to a database accessible only to qualified laboratory personnel; amending RCW 43.43.753, 43.43.735, 43.43.740, 43.43.754, 46.63.110, and 43.43.690; adding a new section to chapter 43.43 RCW; adding a new section to chapter 70.48 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2670 by Representative Kirby

AN ACT Relating to licensure of persons providing debt settlement services; reenacting and amending RCW 18.28.010 and 42.56.230; adding a new chapter to Title 18 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Business & Financial Services.

HB 2671 by Representatives Magendanz, Carlyle, Manweller, Fey and Warnick

AN ACT Relating to clarifying the application of tax exemptions for vehicles powered by clean alternative fuels; amending RCW 82.08.809 and 82.12.809; and declaring an emergency.

Referred to Committee on Finance.

HB 2672 by Representatives Farrell, Sells, Ryu, Green, Reykdal, Stanford, Pollet, Hudgins, Gregerson, Walkinshaw,

Robinson, Bergquist, S. Hunt, Fey, Riccelli, Lytton, Tharinger, Fitzgibbon, Sawyer, Tarleton, Jinkins, Goodman, Roberts, Moeller, Freeman, Moscoso, Cody, Wylie, Appleton, Ormsby, Dunshee and Habib

AN ACT Relating to increasing the minimum hourly wage to twelve dollars over three years; amending RCW 49.46.020; and providing an effective date.

Referred to Committee on Labor & Workforce Development.

HB 2673 by Representatives Zeiger, Wylie and Vick

AN ACT Relating to the use and possession of electronic or eletromechanical amusement machines; and amending RCW 9.46.0237 and 9.46.0241.

Referred to Committee on Government Accountability & Oversight.

HB 2674 by Representatives Warnick and Sawyer

AN ACT Relating to the processing of quick titles by subagents; and amending RCW 46.12.555.

Referred to Committee on Transportation.

HB 2675 by Representatives Shea, Blake and Moscoso

AN ACT Relating to provisions applicable to off-road, nonhighway, and wheeled all-terrain vehicles and their drivers; amending RCW 38.52.180, 46.09.320, 46.09.360, 46.09.442, 46.09.450, 46.09.455, and 46.09.457; reenacting and amending RCW 46.09.310 and 46.09.310; providing an effective date; and providing an expiration date.

Referred to Committee on Transportation.

HB 2676 by Representatives Short, Morris, Magendanz, Takko, Smith, Van De Wege and Wylie

AN ACT Relating to allowing incremental electricity produced as a result of efficiency improvements to hydroelectric generation projects whose energy output is marketed by the Bonneville power administration to qualify as an eligible renewable resource under the energy independence act; amending RCW 19.285.040; and reenacting and amending RCW 19.285.030.

Referred to Committee on Technology & Economic Development.

HB 2677 by Representatives Springer and Dahlquist

AN ACT Relating to establishing a process for the payment of impact fees through provisions stipulated in recorded covenants; amending RCW 82.02.050 and 36.70A.070; and providing an effective date.

Referred to Committee on Local Government.

HB 2678 by Representatives Senn, Stonier, Nealey, Harris, Seaquist, Bergquist, Fey, Magendanz, Morrell, Tharinger, Clibborn, Freeman and Haigh

AN ACT Relating to providing greater small business assistance by modifying the filing threshold for excise tax purposes; amending RCW 82.32.045; creating a new section; and providing an effective date.

Referred to Committee on Finance.

HB 2679 by Representative DeBolt

AN ACT Relating to the expenditure limit for the state universal communications services program; amending RCW 80.36.650; and providing an effective date.

Referred to Committee on Technology & Economic Development.

HB 2680 by Representative Springer

AN ACT Relating to liquor catering; amending RCW 66.44.350; and adding a new section to chapter 66.24 RCW.

Referred to Committee on Government Accountability & Oversight.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1254, by House Committee on Labor & Workforce Development (originally sponsored by Representatives Manweller and Condotta)

Addressing prevailing wage filings. Revised for 1st Substitute: Prevailing wage filings.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1254 was substituted for House Bill No. 1254 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1254 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1254.

MOTIONS

On motion of Representative Van De Wege, Representative Hurst was excused. On motion of Representative Harris, Representative DeBolt was excused.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1254, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives DeBolt and Hurst.

SUBSTITUTE HOUSE BILL NO. 1254, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1669, by House Committee on Higher Education (originally sponsored by Representatives Pollet, Haler, Cody, Tarleton, Johnson, Seaquist, Farrell, Magendanz, Riccelli and Ryu).

Concerning self-supporting, fee-based programs at four-year institutions of higher education.

The bill was read the third time.

Representatives Seaquist, Haler and Pollet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1669.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1669, and the bill passed the House by the following vote: Yeas, 86; Nays, 11; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, DeBolt, Harris, Klippert, Overstreet, Parker, Schmick, Shea, Taylor and Young.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 1669, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1769, by House Committee on Capital Budget (originally sponsored by Representatives Stonier, Zeiger, Stanford, Warnick, Seaquist, Haler, Ryu, Springer, Morrell, Fey, Pollet, Riccelli and Fagan).

Creating efficiencies for institutions of higher education.

The bill was read the third time.

Representative Stonier spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1769.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1769, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1769, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1843, by House Committee on Higher Education (originally sponsored by Representatives Pollet, Seaquist, Tarleton, Ryu and Tharinger).

Evaluating compliance and performance of institutions of higher education participating in financial aid programs.

The bill was read the third time.

Representatives Seaquist, Manweller and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1843.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1843, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Klippert and Scott.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 1843, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1348, by Representatives Reykdal, Hope, Stanford, Pollet, S. Hunt, Ryu, Seaquist, Goodman, Haigh, Wylie, Fitzgibbon, Santos, Pettigrew, Lytton, Blake, Moscoso, Sells, Orwall, Lias, Roberts, Carlyle, Sullivan, Upthegrove, Dunshee, Maxwell, Green, Riccelli, Ormsby, Springer, Appleton, McCoy, Van De Wege, Bergquist, Tarleton, Fey and Hudgins.

Modifying collective bargaining law related to providing additional compensation for academic employees at community and technical colleges.

The bill was read the third time.

Representatives Reykdal and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1348.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1348, and the bill passed the House by the following vote: Yeas, 63; Nays, 34; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hayes, Hope, Hudgins, Hunter, Kagi, Kirby, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Holy, Jinkins, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick and Wilcox.

Excused: Representative Hurst.

HOUSE BILL NO. 1348, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1251, by Representatives Stonier, Carlyle, Seaquist, Harris, Maxwell, Takko, Kochmar, Vick, MacEwen, Fitzgibbon, Morrell, Tarleton, Haler, Riccelli and Bergquist.

Increasing membership on the opportunity scholarship board.

The bill was read the third time.

Representatives Stonier and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1251.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1251, and the bill passed the House by the following vote: Yeas, 61; Nays, 36; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hawkins, Hope, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representative Hurst.

HOUSE BILL NO. 1251, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Judiciary was relieved of HOUSE BILL NO. 2582, and the bill was referred to the Committee on Early Learning & Human Services.

There being no objection, the House advanced to the eleventh order of business.

COMMITTEE APPOINTMENT(S)

The Speaker (Representative Moeller presiding) announced the following committee appointment(s):

Representative Farrell is appointed Vice Chair of the Committee on Transportation, to the Committee on Local Government and removed as Vice Chair of the Committee on Environment and from the Committee on Early Learning & Human Services.

Representative Habib is appointed to the Committee on Rules.

Representative Ortiz-Self is appointed to the Committee on Early Learning & Human Services, Committee on Environment, and Committee on Transportation.

Representative Senn is appointed Vice Chair of the Committee on Environment.

There being no objection, the House adjourned until 10:00 a.m., January 27, 2014, the 15th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTEENTH DAY

House Chamber, Olympia, Monday, January 27, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Jared Howard and Desi Holmes. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor John Rosenberg, Lutheran Church of the Good Shepherd, Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced Superintendent of the Pasco School District Sandra Hill, Pasco School Board Members, Students, and Members of the Chiawana High School State Champion Football Team to the Chamber and asked the members to acknowledge them.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2681 by Representatives Fitzgibbon, Kochmar, Hargrove and Springer

AN ACT Relating to including costs associated with preparing for new annexations within city sales and use tax authority; and amending RCW 82.14.415.

Referred to Committee on Local Government.

HB 2682 by Representatives Green, Muri, Scott, Kirby, Warnick, Wilcox, Haler, Zeiger and Hayes

AN ACT Relating to modifying provisions governing the competitive bidding process of water-sewer districts; and amending RCW 57.08.050.

Referred to Committee on Local Government.

HB 2683 by Representatives Klippert, Haler, Muri, Hayes, Rodne, Nealey and Hargrove

AN ACT Relating to prohibiting individuals from receiving public assistance when they are fleeing to avoid prosecution, custody, or confinement, or violating parole or probation; and amending RCW 74.08.025.

Referred to Committee on Early Learning & Human Services.

HB 2684 by Representatives Walkinshaw, Zeiger and Young

AN ACT Relating to time period and monetary limits on ferry vessel and terminal work by state forces; and amending RCW 47.28.030.

Referred to Committee on Transportation.

HB 2685 by Representatives Pettigrew, Manweller, Springer, Morris, Goodman, Smith, Habib, Wilcox, Clibborn, Tarleton, Magendanz and Zeiger

AN ACT Relating to extending tax preferences for high-technology research and development; amending RCW 82.04.4452 and 82.63.030; and providing expiration dates.

Referred to Committee on Finance.

HB 2686 by Representatives Pettigrew, Haler and Sullivan

AN ACT Relating to requiring public schools to provide tap water to students during school lunches; adding a new section to chapter 28A.235 RCW; creating a new section; and providing an effective date.

Referred to Committee on Education.

HB 2687 by Representative Farrell

AN ACT Relating to extending and modifying the commute trip reduction tax credit; amending RCW 82.70.900, 82.70.020, 82.70.025, 82.70.040, and 82.70.060; and providing expiration dates.

Referred to Committee on Transportation.

HB 2688 by Representative Farrell

AN ACT Relating to expanding transportation demand management through community trip reduction; amending RCW 70.94.524 and 70.94.527; adding a new section to chapter 70.94 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 2689 by Representatives Bergquist, Magendanz, Fitzgibbon, Walkinshaw, Kochmar and Rodne

AN ACT Relating to requiring an electric motorcycle registration renewal fee; amending RCW 46.17.323; creating a new section; and providing a contingent expiration date.

Referred to Committee on Transportation.

HB 2690 by Representatives Holy, Shea, Hayes, Magendanz, Overstreet, Taylor, Manweller, Nealey and Rodne

AN ACT Relating to unemployment benefits; amending RCW 50.20.010; adding a new section to chapter 50.20 RCW; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 2691 by Representative Kirby

AN ACT Relating to the regulation of legal service contractors; and adding a new chapter to Title 48 RCW.

Referred to Committee on Judiciary.

HB 2692 by Representative Manweller

AN ACT Relating to requiring the tracking of prevailing wage surveys; and amending RCW 39.12.026.

Referred to Committee on Labor & Workforce Development.

HB 2693 by Representatives Orcutt, Takko, DeBolt and Blake

AN ACT Relating to extending specific aerospace tax preferences to include other types of commercial aircraft to encourage the migration of good wage jobs in the state; amending RCW 82.32.550, 82.04.260, 82.04.260, 82.04.260, 82.04.260, 82.04.4463, 82.04.4463, 82.04.4461, 82.04.4461, 82.08.975, 82.08.975, 82.08.980, and 82.12.980; providing effective dates; providing contingent effective dates; and providing an expiration date.

Referred to Committee on Technology & Economic Development.

HB 2694 by Representatives Hansen, Magendanz, Zeiger, Walsh and Hargrove

Creating an informational program to increase applications from high-achieving low-income students to selective institutions of higher education.

Referred to Committee on Higher Education.

HB 2695 by Representatives Kagi, Walsh, Freeman, Senn, Roberts, Pettigrew and Farrell

AN ACT Relating to safe sleep practices in child care settings; adding a new section to chapter 43.215 RCW; and creating a new section.

Referred to Committee on Early Learning & Human Services.

HB 2696 by Representatives Rodne, Goodman and Nealey

AN ACT Relating to the Washington telephone assistance program; and amending RCW 80.36.470.

Referred to Committee on Technology & Economic Development.

HB 2697 by Representatives Ortiz-Self, Stonier, Lytton, Santos, Ryu and Roberts

AN ACT Relating to a weighted grade point average for purposes of the standardized high school transcript; amending RCW 28A.230.125; and creating a new section.

Referred to Committee on Education.

HB 2698 by Representative Freeman

AN ACT Relating to expanding the products considered to be potentially nonhazardous as they apply to cottage food operations; and amending RCW 69.22.010.

Referred to Committee on Agriculture & Natural Resources.

HB 2699 by Representatives Kagi, Walsh, Senn, Zeiger, Roberts, Klippert, Pettigrew, Sawyer, Jinkins and Farrell

AN ACT Relating to providing caregivers authority to allow children placed in their care to participate in normal childhood activities based on a reasonable and prudent parent standard; reenacting and amending RCW 74.15.030; and adding a new section to chapter 74.13 RCW.

Referred to Committee on Early Learning & Human Services.

HB 2700 by Representative Stonier

AN ACT Relating to breast cancer awareness special license plates; amending RCW 46.18.200, 46.17.220, 46.68.425, and 43.70.327; reenacting and amending RCW 46.18.060; adding a new section to chapter 46.04 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 2701 by Representative Muri

AN ACT Relating to prior offenses within fifteen years for driving under the influence or physical control of a vehicle violations; and amending RCW 10.31.100 and 46.61.5055.

Referred to Committee on Public Safety.

HB 2702 by Representative Muri

AN ACT Relating to organized retail theft; amending RCW 9A.56.350; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2703 by Representative Muri

AN ACT Relating to the protection of state hospital workers; amending RCW 9A.36.031; and prescribing penalties.

Referred to Committee on Public Safety.

HB 2704 by Representative Muri

AN ACT Relating to body armor; amending RCW 9.94A.030, 9.94A.533, and 9.94A.728; adding a new section to chapter 9.94A RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 23, 2014
HB 1135 Prime Sponsor, Representative Overstreet:
 Concerning the annual gross sales limits for
 cottage food operations. Reported by Committee
 on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Dunshee; Stanford and Van De Wege.

Passed to Committee on Rules for second reading.

January 23, 2014
HB 1286 Prime Sponsor, Representative Sawyer:
 Authorizing the sale or exchange of unused
 department of transportation lands to federally
 recognized Indian tribes. Reported by Committee
 on Community Development, Housing & Tribal
 Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Gregerson; Robinson and Santos.

MINORITY recommendation: Do not pass. Signed by Representatives Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Hope and Young.

Referred to Committee on Transportation.

January 23, 2014
EHB 1287 Prime Sponsor, Representative Appleton:
 Subjecting federally recognized Indian tribes to the
 same conditions as state and local governments for
 property owned exclusively by the tribe. Reported
 by Committee on Community Development,
 Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

MINORITY recommendation: Do not pass. Signed by Representative Holy, Assistant Ranking Minority Member.

Referred to Committee on Finance.

January 22, 2014
ESHB 1290 Prime Sponsor, Committee on Government
 Operations & Elections: Concerning ballot drop
 boxes. Reported by Committee on Government
 Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz and Manweller.

Passed to Committee on Rules for second reading.

January 22, 2014
2SHB 1424 Prime Sponsor, Committee on Appropriations:
 Enhancing the statewide K-12 dropout prevention,
 intervention, and reengagement system. Reported
 by Committee on Education

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Bergquist; Fey; Haigh; Hunt, S.; Lytton; Orwall; Pollet and Seaquist.

MINORITY recommendation: Do not pass. Signed by Representatives Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Hargrove; Hawkins; Hayes; Klippert; Muri; Parker and Warnick.

Referred to Committee on Appropriations.

January 22, 2014
HB 1449 Prime Sponsor, Representative Bergquist: Making
 specific prosecution and defense documents and
 materials exempt from public inspection and
 copying. Reported by Committee on Government
 Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representative Carlyle.

Passed to Committee on Rules for second reading.

January 21, 2014
SHB 1635 Prime Sponsor, Committee on Appropriations:
 Concerning disproportionate share hospital
 adjustments. Reported by Committee on
 Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jenkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

- January 22, 2014
- HB 1709 Prime Sponsor, Representative Dahlquist: Requiring a study to develop a state foreign language education interpreter training program. Reported by Committee on Education
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.
- MINORITY recommendation: Do not pass. Signed by Representative Klippert.
- Referred to Committee on Appropriations Subcommittee on Education.
- January 23, 2014
- HB 1742 Prime Sponsor, Representative Wylie: Allowing sales of growlers of wine. Reported by Committee on Government Accountability & Oversight
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.
- Passed to Committee on Rules for second reading.
- January 23, 2014
- ESHB 1773 Prime Sponsor, Committee on Health Care & Wellness: Concerning the practice of midwifery. Reported by Committee on Health Care & Wellness
- MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.
- Passed to Committee on Rules for second reading.
- January 22, 2014
- SHB 1814 Prime Sponsor, Committee on Transportation: Concerning the agency council on coordinated transportation. Reported by Committee on Transportation
- MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Kochmar; Moeller; Muri; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.
- MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Johnson; Klippert; Pike; Rodne; Shea and Young.
- January 22, 2014
- HB 1815 Prime Sponsor, Representative Moscoso: Assuring that education-related information is appropriately provided to parents with diverse cultural and linguistic backgrounds. Reported by Committee on Education
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hawkins; Hayes; Hunt, S.; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.
- MINORITY recommendation: Do not pass. Signed by Representatives Hargrove and Klippert.
- Referred to Committee on Appropriations Subcommittee on Education.
- January 22, 2014
- HB 1902 Prime Sponsor, Representative Holy: Creating intermittent-use trailer license plates. Reported by Committee on Transportation
- MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Muri; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.
- Passed to Committee on Rules for second reading.
- January 21, 2014
- SHB 2002 Prime Sponsor, Committee on Appropriations: Modifying snowmobile license fees. Reported by Committee on Appropriations
- MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.
- MINORITY recommendation: Do not pass. Signed by Representatives Christian and Taylor.
- Passed to Committee on Rules for second reading.
- January 22, 2014
- HB 2017 Prime Sponsor, Representative Parker: Changing the deadline for notices of nonrenewal of contracts

for certificated school employees. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Passed to Committee on Rules for second reading.

January 22, 2014

HB 2023 Prime Sponsor, Representative Habib: Allowing crowdfunding for certain small securities offerings. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2029 Prime Sponsor, Representative Morris: Eliminating economic development-related agencies, boards, and commissions. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Green; Haigh; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan; Parker and Taylor.

Passed to Committee on Rules for second reading.

January 23, 2014

HB 2099 Prime Sponsor, Representative Vick: Extending the expiration date for reporting requirements on timber purchases. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 22, 2014

HB 2105 Prime Sponsor, Representative Hawkins: Promoting transparency in government by

requiring public agencies with governing bodies to post their agendas online in advance of meetings. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian and Kretz.

Passed to Committee on Rules for second reading.

January 22, 2014

HB 2109 Prime Sponsor, Representative Haler: Concerning the development of residency training programs to recruit and retain primary care physicians in rural and underserved areas of the state. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Referred to Committee on Appropriations.

January 23, 2014

HB 2115 Prime Sponsor, Representative Johnson: Concerning the composition of the officer promotion board. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

January 21, 2014

HB 2121 Prime Sponsor, Representative Pollet: Concerning training public officials and employees regarding public records, records management, and open public meetings requirements. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz and Manweller.

Passed to Committee on Rules for second reading.

HB 2126 January 23, 2014
 Prime Sponsor, Representative Lytton: Creating the community forest trust account. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Kretz and Orcutt.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2129 January 23, 2014
 Prime Sponsor, Representative Nealey: Concerning veterans' homes. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Appropriations.

HB 2130 January 23, 2014
 Prime Sponsor, Representative MacEwen: Concerning the veterans innovations program. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

HB 2148 January 23, 2014
 Prime Sponsor, Representative Cody: Concerning health plan coverage for the voluntary termination of a pregnancy. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Manweller; Rodne; Ross and Short.

Passed to Committee on Rules for second reading.

January 23, 2014

HB 2149 Prime Sponsor, Representative Cody: Concerning medical marijuana. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Moeller; Morrell; Rodne; Ross; Tharinger and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Manweller and Short.

Referred to Committee on Appropriations.

HB 2158 January 22, 2014
 Prime Sponsor, Representative Haigh: Concerning dropout prevention, intervention, and reengagement activities by educational service districts. Reported by Committee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Parker; Pollet; Seaquist and Warnick.

Referred to Committee on Appropriations.

HB 2165 January 22, 2014
 Prime Sponsor, Representative Kagi: Concerning department of early learning fatality reviews. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Farrell; Goodman; MacEwen; Roberts; Sawyer; Senn; Young and Zeiger.

Passed to Committee on Rules for second reading.

HB 2215 January 22, 2014
 Prime Sponsor, Representative Robinson: Reconciling election laws. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

January 22, 2014

HB 2219 Prime Sponsor, Representative Smith: Concerning golf cart zones established by cities or counties. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Muri; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

January 23, 2014
HB 2282 Prime Sponsor, Representative Farrell: Changing provisions relating to the early learning advisory council. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Walsh, Ranking Minority Member; Fagan; Farrell; Goodman; MacEwen; Roberts; Sawyer; Senn and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Assistant Ranking Minority Member and Young.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2296 Prime Sponsor, Representative Pike: Addressing duplicate signatures on petitions in cities, towns, and code cities. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2297 Prime Sponsor, Representative Pike: Changing the definition of public facilities to include roadway, traffic, and way-finding signage. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Fitzgibbon; Pike and Taylor.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member and Springer.

Passed to Committee on Rules for second reading.

January 23, 2014
HB 2351 Prime Sponsor, Representative Tarleton: Concerning the practice of out-of-state health care

professionals volunteering in Washington. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2374 Prime Sponsor, Representative Hunt, S.: Making nonsubstantive changes to procurement law. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2381 Prime Sponsor, Representative Hurst: Creating an inactive certification, license, or registration status for real estate appraisers. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 21, 2014
HB 2407 Prime Sponsor, Representative Ormsby: Correcting restrictions on collecting a pension in the public employees' retirement system for retirees returning to work in an ineligible position or a position covered by a different state retirement system. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

January 21, 2014
HB 2437 Prime Sponsor, Representative Hunter: Clarifying employee eligibility for benefits from the public employees' benefits board and conforming the

eligibility provisions with federal law. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2452 Prime Sponsor, Representative Vick: Addressing nondepository institutions regulated by the department of financial institutions. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2473 Prime Sponsor, Representative Liias: Encouraging citizens to serve in the legislature by creating leave provisions for legislative service. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian and Kretz.

Passed to Committee on Rules for second reading.

January 22, 2014
HB 2523 Prime Sponsor, Representative Kirby: Revising provisions governing money transmitters. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1103, by House Committee on Government Operations & Elections (originally sponsored by Representatives Van De Wege, S. Hunt, Stanford, Liias, Hayes, Morrell, Appleton, Fitzgibbon, Hudgins, Reykdal and Bergquist).

Concerning uniform ballot design.

The bill was read the third time.

Representatives Van De Wege and Taylor spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Hunter, Representatives Hurst and Pettigrew were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1103.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1103, and the bill passed the House by the following vote: Yeas, 67; Nays, 29; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Hawkins, Hayes, Holy, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, G. Hunt, Haler, Harris, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Manweller, Overstreet, Parker, Pike, Rodne, Ross, Scott, Shea, Short, Taylor, Vick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst and Pettigrew.

SUBSTITUTE HOUSE BILL NO. 1103, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 1267, by Representatives Fitzgibbon, S. Hunt, Stanford, Appleton, Ryu, Van De Wege, Lytton, Tharinger, Hudgins, Liias, Uptegrove, Farrell, Cody, Sawyer, Jinkins, Roberts, Reykdal, Maxwell, Riccelli, Santos, Pollet, Bergquist, Hansen and Ormsby.

Extending the time period for voter registration. (REVISED FOR ENGROSSED: Concerning voter registration.)

The bill was read the third time.

Representative Fitzgibbon and S. Hunt, spoke in favor of the passage of the bill.

Representatives Taylor and Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1267.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1267, and the bill passed the House by the following vote: Yeas, 59; Nays, 37; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representatives Hurst and Pettigrew.

ENGROSSED HOUSE BILL NO. 1267, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1413, by House Committee on Government Operations & Elections (originally sponsored by Representatives Moscoso, S. Hunt, Santos, Liias, Ryu, Fey, Upthegrove, Dunshee, Tarleton, Pedersen, Bergquist, Hudgins, McCoy, Maxwell, Cody, Jinkins, Appleton, Sawyer, Roberts, Fitzgibbon, Habib, Reykdal, Pollet, Ormsby, Green, Kagi, Freeman, Riccelli and Farrell).

Enacting the Washington voting rights act of 2013.

The bill was read the third time.

Representatives Moscoso and S. Hunt spoke in favor of the passage of the bill.

Representatives Taylor, Manweller and DeBolt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1413.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1413, and the bill passed the House by the following vote: Yeas, 53; Nays, 43; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman,

Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst and Pettigrew.

SUBSTITUTE HOUSE BILL NO. 1413, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1417, by House Committee on Local Government (originally sponsored by Representatives Manweller, Fagan and Warnick)

Regarding irrigation district administration.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1417 was substituted for House Bill No. 1417 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1417 was read the second time.

Representative Takko moved the adoption of amendment (592):

On page 6, beginning on line 30, strike all of section 7
Correct the title.

Representative Takko spoke in favor of the adoption of the amendment.

Amendment (592) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller and Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1417.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1417, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst and Pettigrew.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1417, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 1279, by House Committee on Government Operations & Elections (originally sponsored by Representatives Bergquist, Riccelli, S. Hunt, Sawyer, Farrell, Stonier, Reykdal, Fitzgibbon, Lytton, Liias, Maxwell, Orwall, Jinkins, Upthegrove, Pedersen, Ryu, Carlyle, Roberts, Tharinger, Hudgins, Fey, Morrell, Santos, Pollet, Hansen and Ormsby)

Allowing motor voter preregistration for sixteen and seventeen year olds.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1279 was substituted for Engrossed House Bill No. 1279 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1279 was read the second time.

With the consent of the house, amendment 599 was withdrawn.

Representative S. Hunt moved the adoption of amendment (597):

On page 2, beginning on line 8, strike all of section 2 and insert the following:

"**Sec. 2.** RCW 46.20.155 and 2013 c 11 s 90 are each amended to read as follows:

(1) Before issuing an original license or identicard or renewing a license or identicard under this chapter, the licensing agent shall determine if the applicant wants to preregister or register to vote or update his or her voter registration by asking the following question:

"Do you want to preregister or register to vote or update your voter registration?"

If the applicant chooses to preregister, register, or update a registration, the agent shall ask the following:

(1) "Are you a United States citizen?"

(2) "Are you (~~or will you be eighteen~~) at least sixteen years of age (~~on or before the next election~~)?"

If the applicant answers in the affirmative to both questions, the agent shall then submit the preregistration, registration, or update. If

the applicant answers in the negative to either question, the agent shall not submit (~~a voter registration~~) an application. Information provided for preregistration under this section is exempt from public inspection and copying pursuant to RCW 42.56.250.

(2) The department shall establish a procedure that substantially meets the requirements of subsection (1) of this section when permitting an applicant to renew a license or identicard by mail or by electronic commerce."

Representatives S. Hunt and Taylor spoke in favor of the adoption of the amendment.

Amendment (597) was adopted.

Representative Taylor moved the adoption of amendment (598):

On page 2, line 23, after "transfer" insert "subject to the requirements of subsection (2) of this section"

On page 2, line 28, after "(2)" insert "Any applicant who is under the age of eighteen at the time of registration must provide documented proof of citizenship before he or she may be allowed to register. Documented proof of citizenship includes:

(a) A driver's license number or government issued identification if citizenship is indicated;

(b) A photocopy of a birth certificate;

(c) A passport; or

(d) Naturalization documents or a certificate of naturalization.

(3)"

On page 2, after line 31, insert the following:

"**NEW SECTION. Sec. 3.** A new section is added to chapter 29A.08 RCW to read as follows:

(1) A person who is at least sixteen years of age and who meets all requirements to vote except age may register to vote with the office of the secretary of state.

(2) To be eligible for registration, any registrant who is under the age of eighteen at the time of registration must provide the county auditor with documented proof of citizenship before he or she may be allowed to register. Documented proof of citizenship includes:

(a) A driver's license number or government issued identification if citizenship is indicated;

(b) A photocopy of a birth certificate;

(c) A passport; or

(d) Naturalization documents or a certificate of naturalization.

(3) A confirmation notice will be sent to the voter's address at the time the voter's registration is entered into the statewide voter registration database.

(4) The secretary of state is authorized to adopt rules to implement this section.

Sec. 4. RCW 29A.08.210 and 2009 c 369 s 16 are each amended to read as follows:

An applicant for voter registration shall complete an application providing the following information concerning his or her qualifications as a voter in this state:

(1) The former address of the applicant if previously registered to vote;

(2) The applicant's full name;

(3) The applicant's date of birth;

(4) The address of the applicant's residence for voting purposes;

(5) The mailing address of the applicant if that address is not the same as the address in subsection (4) of this section;

(6) The sex of the applicant;

(7) The applicant's Washington state driver's license number, Washington state identification card number, or the last four digits of the applicant's social security number if he or she does not have a Washington state driver's license or Washington state identification card;

(8) A check box allowing the applicant to indicate that he or she is a member of the armed forces, national guard, or reserves, or that he or she is an overseas voter;

(9) A check box allowing the applicant to confirm that he or she is at least eighteen years of age or will be eighteen years of age by the next election;

(10) Clear and conspicuous language, designed to draw the applicant's attention, stating that the applicant must be a United States citizen in order to register to vote;

(11) A check box and declaration confirming that the applicant is a citizen of the United States;

(12) Any applicant who is under the age of eighteen at the time of registration must provide the county auditor with documented proof of citizenship before he or she may be allowed to register. Documented proof of citizenship includes:

(a) A driver's license number or government issued identification if citizenship is indicated;

(b) A photocopy of a birth certificate;

(c) A passport; or

(d) Naturalization documents or a certificate of naturalization.

~~((13))~~ (13) The following warning:

"If you knowingly provide false information on this voter registration form or knowingly make a false declaration about your qualifications for voter registration you will have committed a class C felony that is punishable by imprisonment for up to five years, a fine of up to ten thousand dollars, or both."

~~((14))~~ (14) The oath required by RCW 29A.08.230 and a space for the applicant's signature; and

~~((15))~~ (15) Any other information that the secretary of state determines is necessary to establish the identity of the applicant and prevent duplicate or fraudulent voter registrations.

This information shall be recorded on a single registration form to be prescribed by the secretary of state.

Sec. 5. RCW 29A.08.330 and 2013 c 11 s 16 are each amended to read as follows:

(1) The secretary of state shall prescribe the method of voter registration for each designated agency. The agency shall use either the state voter registration by mail form with a separate declination form for the applicant to indicate that he or she declines to register at this time, or the agency may use a separate form approved for use by the secretary of state.

(2) The person providing service at the agency shall offer voter registration services to every client whenever he or she applies for service or assistance and with each renewal, recertification, or change of address. The person providing service shall give the applicant the same level of assistance with the voter registration application as is offered to fill out the agency's forms and documents, including information about age and citizenship requirements for voter registration.

(3) The person providing service at the agency shall determine if the prospective applicant wants to register to vote or update his or her voter registration by asking the following question:

"Do you want to register to vote or update your voter registration?"

If the applicant chooses to register or update a registration, the service agent shall ask the following:

(a) "Are you a United States citizen?"

(b) "Are you or will you be eighteen years of age on or before the next election?"

If the applicant answers in the affirmative to both questions, the agent shall then provide the applicant with a voter registration form and instructions and shall record that the applicant has requested to register or update a voter registration. If the applicant answers in the negative to either question, the agent shall not provide the applicant with a voter registration form.

(4) Any applicant who is under the age of eighteen at the time of registration must provide documented proof of citizenship before he

or she may be allowed to register. Documented proof of citizenship includes:

(a) A driver's license number or government issued identification if citizenship is indicated;

(b) A photocopy of a birth certificate;

(c) A passport; or

(d) Naturalization documents or a certificate of naturalization.

(5) If an agency uses a computerized application process, it may, in consultation with the secretary of state, develop methods to capture simultaneously the information required for voter registration during a person's computerized application process.

~~((5))~~ (6) Each designated agency shall transmit the applications to the secretary of state or appropriate county auditor within three business days."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Correct the title.

Representative Taylor spoke in favor of the adoption of the amendment.

Representative S. Hunt spoke against the adoption of the amendment.

Amendment (598) was not adopted.

Representative Taylor moved the adoption of amendment (600):

On page 2, after line 31, insert the following:

"NEW SECTION. Sec. 3. A new section is added to chapter 29A.08 RCW to read as follows:

(1) A person who is at least sixteen years of age and who meets all requirements to vote except age may register to vote with the department of licensing.

(2) The voter's registration will be held from entry in the statewide voter registration database until such time as the voter will be eighteen years of age and eligible to vote in the next election.

(3) (a) A confirmation notice will be sent to the voter's address at the time the voter's registration is entered into the statewide voter registration database.

(b) The confirmation notice must include notice to the registrant that he or she must respond with a signed declaration submitted under penalty of perjury stating the address of the current legal residence of the registrant. The signature on the declaration must be verified against the signature on the registration application. If the signature cannot be verified, the county auditor should provide notice to the registrant of any such discrepancy.

(c) Except for a registrant who registers as a military voter, if the registrant fails to respond to the confirmation notice or the signature cannot be verified as required under this section, then no ballot shall be sent to the registrant.

(d) Upon receiving acceptable verification, the county auditor may issue a ballot to the registrant.

(4) The secretary of state is authorized to adopt rules to implement this section."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Correct the title.

Representatives Taylor and Wilcox spoke in favor of the adoption of the amendment.

Representative S. Hunt spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 43 - YEAS; 53 - NAYS.

Amendment (600) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Bergquist, Riccelli and Carlyle spoke in favor of the passage of the bill.

Representatives Taylor, Young, Kristiansen, G. Hunt, Wilcox and Rodne spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1279.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1279, and the bill passed the House by the following vote: Yeas, 54; Nays, 42; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representatives Hurst and Pettigrew.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1279, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2106, by Representatives Hawkins, Bergquist, Condotta, Fitzgibbon, Manweller, Pollet, S. Hunt, Wylie, Haler and Appleton

Concerning primaries for county offices.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hawkins and S. Hunt spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2106.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2106, and the bill passed the House by the following vote: Yeas, 86; Nays, 10; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Dahlquist, Harris, Holy, Orcutt, Overstreet, Parker, Scott, Shea and Taylor.

Excused: Representatives Hurst and Pettigrew.

HOUSE BILL NO. 2106, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Hansen to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Public Safety was relieved of HOUSE BILL NO. 2627, and the bill was referred to the Committee on Early Learning & Human Services.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., January 28, 2014, the 16th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

SIXTEENTH DAY

House Chamber, Olympia, Tuesday, January 28, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Orwall presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2705 by Representatives Moscoso and Ryu

AN ACT Relating to reserve peace officers; and adding a new section to chapter 43.101 RCW.

Referred to Committee on Public Safety.

HB 2706 by Representative Moscoso

AN ACT Relating to ensuring safe, responsible, and legal acquisition of marijuana by adults; adding new sections to chapter 69.50 RCW; and prescribing penalties.

Referred to Committee on Government Accountability & Oversight.

HB 2707 by Representatives Goodman and Rodne

AN ACT Relating to state parks, recreation, and natural resources fiscal matters; amending RCW 7.84.100; and reenacting and amending RCW 3.62.020.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2708 by Representatives Tarleton, Short, DeBolt, Fey, Freeman, Hudgins, Lytton and Smith

AN ACT Relating to a qualified alternative energy resource; and amending RCW 19.29A.090.

Referred to Committee on Technology & Economic Development.

HB 2709 by Representatives Fitzgibbon and Fey

AN ACT Relating to protecting the state's cultural resources; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Environment.

HB 2710 by Representatives Jinkins and Roberts

AN ACT Relating to the protection of workers acting in furtherance of public policy; adding a new section to chapter 49.60 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 2711 by Representatives Habib, Magendanz and Tarleton

AN ACT Relating to electric vehicle charging stations; adding new sections to chapter 46.08 RCW; and creating a new section.

Referred to Committee on Transportation.

HB 2712 by Representatives S. Hunt and Manweller

AN ACT Relating to sunseting a nonoperating advisory board reporting to the state patrol; amending RCW 13.60.110; creating a new section; and repealing RCW 13.60.120.

Referred to Committee on Public Safety.

HB 2713 by Representative Kirby

AN ACT Relating to the insurance and financial responsibility program; and amending RCW 46.29.090, 46.29.260, 46.29.390, 46.29.490, and 46.29.550.

Referred to Committee on Business & Financial Services.

HB 2714 by Representatives Pettigrew, Roberts and Moscoso

AN ACT Relating to allowing youthful offenders who complete their sentences prior to age twenty-one equal access to a full continuum of rehabilitative and reentry services; and amending RCW 9.94A.728, 13.40.020, 13.40.110, 72.01.410, and 72.05.020.

Referred to Committee on Early Learning & Human Services.

HB 2715 by Representatives Robinson, Appleton and Van De Wege

AN ACT Relating to aligning student transportation formulas with 2013 session laws; amending RCW 28A.160.192; adding a new section to chapter 28A.715 RCW; and providing an effective date.

Referred to Committee on Appropriations Subcommittee on Education.

HB 2716 by Representatives Buys and Blake

AN ACT Relating to value-added uses of ovine blood; and amending RCW 16.68.170.

Referred to Committee on Agriculture & Natural Resources.

HB 2717 by Representatives Buys and Blake

AN ACT Relating to clarifying that sheep blood is not a component of sheep processing waste; and amending RCW 70.95.330.

Referred to Committee on Agriculture & Natural Resources.

HB 2718 by Representatives Haler, Blake, Zeiger, Ormsby, Wilcox, Orcutt, Stanford, Chandler, Ryu, Moscoso, Magendanz, Fey, Hayes, Sells, Reykdal, Pollet, Appleton, Farrell, Tarleton, Morris, Riccelli, Takko, Jinkins and Moeller

AN ACT Relating to railroad crews; amending RCW 81.40.010; repealing RCW 81.40.035; prescribing penalties; and providing an effective date.

Referred to Committee on Labor & Workforce Development.

HB 2719 by Representatives Dunshee and DeBolt

AN ACT Relating to creating the facilities review council; and adding a new section to chapter 43.88 RCW.

Referred to Committee on Capital Budget.

HB 2720 by Representatives Seaquist, Haler and Walkinshaw

AN ACT Relating to the pay it forward program; and adding a new chapter to Title 28B RCW.

Referred to Committee on Higher Education.

HB 2721 by Representatives Pollet, Reykdal, Fitzgibbon, Moscoso, Ryu, Appleton, Dunshee, Stanford, Farrell, Bergquist, Tarleton, Walkinshaw, Cody, Kagi, Pettigrew, Freeman and Riccelli

AN ACT Relating to increasing tax exemption transparency and accountability; amending RCW 43.06.400, 43.06.400, 43.88.030, 43.136.035, 43.136.045, 43.136.055, and 43.136.065; adding new sections to chapter 43.88 RCW; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 2722 by Representative Roberts

AN ACT Relating to arrest of sixteen and seventeen year olds for domestic violence assault; and amending RCW 10.31.100.

Referred to Committee on Early Learning & Human Services.

HB 2723 by Representatives Gregerson, Rodne, Orwall, Jinkins, Robinson, Freeman, Takko, Farrell, Bergquist, Riccelli, Fitzgibbon and Senn

AN ACT Relating to foreclosures; amending RCW 61.24.031, 61.24.163, 61.24.165, and 61.24.172; and reenacting and amending RCW 61.24.005.

Referred to Committee on Judiciary.

HB 2724 by Representatives Ortiz-Self, Appleton and Walkinshaw

AN ACT Relating to the exemption of information concerning archaeological resources and traditional cultural places from public disclosure; and amending RCW 42.56.300.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2725 by Representative Cody

Concerning court review of involuntary treatment decisions.

Referred to Committee on Judiciary.

HB 2726 by Representatives Hudgins, Hunter, Santos, Seaquist, Sullivan, Clibborn, Habib, Farrell, Bergquist, Springer, Cody, Walkinshaw, Pollet, Takko, Orwall, Fitzgibbon, Jinkins, Stonier and Tarleton

AN ACT Relating to expanding higher education opportunities for certain resident students and military families; amending RCW 28B.15.012, 28B.92.010, and 28B.92.060; and creating a new section.

Referred to Committee on Appropriations.

HB 2727 by Representative S. Hunt

AN ACT Relating to reporting by lobbyists and lobbyists' employers; amending RCW 42.17A.615, 42.17A.710, and 42.17A.125; adding a new section to chapter 42.17A RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 24, 2014

HB 1126 Prime Sponsor, Representative Goodman: Concerning state fire service mobilization. Reported by Committee on Public Safety

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations.

January 24, 2014

HB 1171 Prime Sponsor, Representative Hurst: Prohibiting the release of defendants charged with a sex or violent offense without the payment of bail

pending trial. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

January 24, 2014

HB 1510 Prime Sponsor, Representative Appleton: Modifying write-in voting provisions. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Carlyle; Christian; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representative Young, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

January 24, 2014

HB 2057 Prime Sponsor, Representative Hayes: Modifying arrest without warrant provisions. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

January 23, 2014

HB 2061 Prime Sponsor, Representative Harris: Clarifying the requirements for health plans offered outside of the exchange. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

January 23, 2014

HB 2108 Prime Sponsor, Representative Ross: Concerning hearing instrument fitter/dispensers. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member;

Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Rodne; Ross; Short; Tharinger and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives Riccelli, Vice Chair and Morrell.

Passed to Committee on Rules for second reading.

January 24, 2014

HB 2122 Prime Sponsor, Representative Fagan: Concerning sexually violent predators. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations.

January 24, 2014

HB 2124 Prime Sponsor, Representative Hunt, S.: Concerning the continuity of government and operations in the event of an emergency, disaster, or attack. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations.

January 23, 2014

HB 2127 Prime Sponsor, Representative Van De Wege: Concerning the authority of medical program directors. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Short; Tharinger and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives DeBolt and Rodne.

Passed to Committee on Rules for second reading.

January 23, 2014

HB 2139 Prime Sponsor, Representative Harris: Creating a quality improvement program for the licensees of the medical quality assurance commission. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins;

Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

HB 2152 January 24, 2014
Prime Sponsor, Representative Habib: Addressing industrial insurance requirements and options for owners and lessees of for hire vehicles, limousines, and taxicabs. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

HB 2153 January 23, 2014
Prime Sponsor, Representative Habib: Concerning the treatment of eosinophilic gastrointestinal associated disorders. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Harris, Assistant Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representative Schmick, Ranking Minority Member.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

HB 2162 January 24, 2014
Prime Sponsor, Representative Ryu: Concerning body art, body piercing, tattooing, and permanent cosmetics. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

HB 2194 January 24, 2014
Prime Sponsor, Representative Goodman: Concerning the offender score for domestic violence against a child. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 24, 2014
HB 2331 Prime Sponsor, Representative Sells: Concerning certified payroll records on public works projects. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

January 24, 2014
HB 2332 Prime Sponsor, Representative Sawyer: Providing damages for wage violations. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Passed to Committee on Rules for second reading.

January 24, 2014
HB 2370 Prime Sponsor, Representative Kirby: Concerning expiration dates related to real estate broker provisions. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Kochmar; MacEwen; Santos and Stanford.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 24, 2014
HB 2534 Prime Sponsor, Representative Kirby: Requiring fingerprint background checks for the licensing of vehicle dealers and security guards. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Vick, Assistant Ranking Minority Member; Blake; Habib; Hawkins; Hudgins; Kochmar and Santos.

MINORITY recommendation: Without recommendation.
Signed by Representatives Parker, Ranking Minority Member;
Fagan; Hunt, G. and MacEwen.

Referred to Committee on Appropriations Subcommittee on
General Government & Information Technology.

There being no objection, the bills listed on the day's committee
reports under the fifth order of business were referred to the
committees so designated.

There being no objection, the House advanced to the eighth
order of business.

There being no objection, the Committee on Health Care &
Wellness was relieved of HOUSE BILL NO. 2378, and the bill was
referred to the Committee on Appropriations.

There being no objection, the House advanced to the eleventh
order of business.

There being no objection, the House adjourned until 10:00 a.m.,
January 29, 2014, the 17th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

SEVENTEENTH DAY

House Chamber, Olympia, Wednesday, January 29, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Sophia Baye and Cody Lungu. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend Terry Murray, Unity Church of Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTIONS AND FIRST READING

HB 2728 by Representatives Goodman and Klippert

AN ACT Relating to impaired driving; amending RCW 10.21.055, 46.20.740, 46.20.308, 46.20.750, 46.25.120, and 46.61.5055; repealing 2013 2nd sp.s. c 35 ss 39 and 40 (uncodified); prescribing penalties; and making appropriations.

Referred to Committee on Public Safety.

HB 2728 by Representatives Goodman and Klippert

AN ACT Relating to impaired driving; amending RCW 10.21.055, 46.20.740, 46.20.308, 46.20.750, 46.25.120, and 46.61.5055; repealing 2013 2nd sp.s. c 35 ss 39 and 40 (uncodified); prescribing penalties; and making appropriations.

Referred to Committee on Public Safety.

HB 2729 by Representatives Overstreet, Nealey and Buys

AN ACT Relating to increasing the exemption and filing threshold for small public utility businesses; amending RCW 82.16.040 and 82.32.045; and providing an effective date.

Referred to Committee on Finance.

HB 2729 by Representatives Overstreet, Nealey and Buys

AN ACT Relating to increasing the exemption and filing threshold for small public utility businesses; amending RCW 82.16.040 and 82.32.045; and providing an effective date.

Referred to Committee on Finance.

HB 2730 by Representative Haler

AN ACT Relating to disclosure requirements in long-term care settings regarding autopsies; amending RCW 18.51.009; and adding a new section to chapter 70.129 RCW.

Referred to Committee on Health Care & Wellness.

HB 2730 by Representative Haler

AN ACT Relating to disclosure requirements in long-term care settings regarding autopsies; amending RCW 18.51.009; and adding a new section to chapter 70.129 RCW.

Referred to Committee on Health Care & Wellness.

HB 2731 by Representative Haler

AN ACT Relating to auditing employers for compliance with industrial insurance provisions; amending RCW 51.16.070 and 51.48.040; and adding a new section to chapter 51.16 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2731 by Representative Haler

AN ACT Relating to auditing employers for compliance with industrial insurance provisions; amending RCW 51.16.070 and 51.48.040; and adding a new section to chapter 51.16 RCW.

Referred to Committee on Labor & Workforce Development.

HB 2732 by Representatives Holy and Shea

AN ACT Relating to distributing marijuana tax revenues for local law enforcement officers; amending RCW 69.50.540; and providing an effective date.

Referred to Committee on Government Accountability & Oversight.

HB 2732 by Representatives Holy and Shea

AN ACT Relating to distributing marijuana tax revenues for local law enforcement officers; amending RCW 69.50.540; and providing an effective date.

Referred to Committee on Government Accountability & Oversight.

HB 2733 by Representative Haler

AN ACT Relating to designating certain hydroelectric generation from a generation facility located in irrigation canals and certain pipes as an eligible renewable resource under chapter 19.285 RCW; and reenacting and amending RCW 19.285.030.

Referred to Committee on Technology & Economic Development.

HB 2733 by Representative Haler

AN ACT Relating to designating certain hydroelectric generation from a generation facility located in irrigation canals and certain pipes as an eligible renewable resource under chapter 19.285 RCW; and reenacting and amending RCW 19.285.030.

Referred to Committee on Technology & Economic Development.

HB 2734 by Representative Freeman

AN ACT Relating to allowing individuals with developmental disabilities to access both employment services and community access services at the same time; and amending RCW 71A.12.290.

Referred to Committee on Early Learning & Human Services.

HB 2734 by Representative Freeman

AN ACT Relating to allowing individuals with developmental disabilities to access both employment services and community access services at the same time; and amending RCW 71A.12.290.

Referred to Committee on Early Learning & Human Services.

HB 2735 by Representatives Robinson, Sells, Green and Appleton

AN ACT Relating to reducing the retirement or early retirement age of members of the public employees' retirement systems plan 2 and plan 3; and amending RCW 41.40.630 and 41.40.820.

Referred to Committee on Appropriations.

HB 2735 by Representatives Robinson, Sells, Green and Appleton

AN ACT Relating to reducing the retirement or early retirement age of members of the public employees' retirement systems plan 2 and plan 3; and amending RCW 41.40.630 and 41.40.820.

Referred to Committee on Appropriations.

HB 2736 by Representative Sullivan

AN ACT Relating to state retirement system employer participation in the state's deferred compensation program; and amending RCW 41.50.770 and 41.50.780.

Referred to Committee on Appropriations.

HB 2736 by Representative Sullivan

AN ACT Relating to state retirement system employer participation in the state's deferred compensation program; and amending RCW 41.50.770 and 41.50.780.

Referred to Committee on Appropriations.

HB 2737 by Representatives Kagi, Sawyer and Smith

AN ACT Relating to fetal alcohol exposure; amending RCW 70.96A.510; adding new sections to chapter 66.28 RCW; and creating a new section.

Referred to Committee on Early Learning & Human Services.

HB 2737 by Representatives Kagi, Sawyer and Smith

AN ACT Relating to fetal alcohol exposure; amending RCW 70.96A.510; adding new sections to chapter 66.28 RCW; and creating a new section.

Referred to Committee on Early Learning & Human Services.

HB 2738 by Representative Haigh

AN ACT Relating to promoting affordable housing in urban growth areas; amending RCW 84.14.005, 84.14.007, 84.14.040, and 84.14.060; and reenacting and amending RCW 84.14.010.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2738 by Representative Haigh

AN ACT Relating to promoting affordable housing in urban growth areas; amending RCW 84.14.005, 84.14.007, 84.14.040, and 84.14.060; and reenacting and amending RCW 84.14.010.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2739 by Representatives Ortiz-Self, Walsh, Santos, Bergquist, Walkinshaw, Kagi and Johnson

AN ACT Relating to early childhood development as it relates to school success; creating new sections; and providing an expiration date.

Referred to Committee on Early Learning & Human Services.

HB 2739 by Representatives Ortiz-Self, Walsh, Santos, Bergquist, Walkinshaw, Kagi and Johnson

AN ACT Relating to early childhood development as it relates to school success; creating new sections; and providing an expiration date.

Referred to Committee on Early Learning & Human Services.

HB 2740 by Representative Moeller

AN ACT Relating to overweight, overheight, overweight, and overlegal loads; amending RCW 46.44.0941; and providing an effective date.

Referred to Committee on Transportation.

HB 2740 by Representative Moeller

AN ACT Relating to overweight, overheight, overweight, and overlegal loads; amending RCW 46.44.0941; and providing an effective date.

Referred to Committee on Transportation.

HB 2741 by Representatives Orcutt and Clibborn

AN ACT Relating to requirements before issuance of an initial vehicle registration; and amending RCW 46.16A.050.

Referred to Committee on Transportation.

HB 2741 by Representatives Orcutt and Clibborn

AN ACT Relating to requirements before issuance of an initial vehicle registration; and amending RCW 46.16A.050.

Referred to Committee on Transportation.

HB 2742 by Representative Cody

AN ACT Relating to requiring a rule-making process to interpret the scope of practice of a health care profession; reenacting and amending RCW 34.05.328; adding a new section to chapter 18.130 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2742 by Representative Cody

AN ACT Relating to requiring a rule-making process to interpret the scope of practice of a health care profession; reenacting and amending RCW 34.05.328; adding a new section to chapter 18.130 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

HB 1161 Prime Sponsor, Representative Hunter: Concerning sales for resale by retail licensees of liquor. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed by Representatives Hurst, Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Shea and Vick.

MINORITY recommendation: Do not pass. Signed by Representatives Wylie, Vice Chair and Moscoso.

Referred to Committee on Finance.

January 27, 2014

HB 2098 Prime Sponsor, Representative Bergquist: Making conforming amendments made necessary by reorganizing and streamlining central service functions, powers, and duties of state government. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

HB 2178 Prime Sponsor, Representative Morris: Concerning unmanned aircraft. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Fey; Freeman; Hudgins; Morrell; Ryu; Stonier; Tarleton and Wylie.

MINORITY recommendation: Without recommendation. Signed by Representatives Short, Assistant Ranking Minority Member; DeBolt; Kochmar; Magandanz and Vick.

Passed to Committee on Rules for second reading.

HB 2251 Prime Sponsor, Representative Wilcox: Concerning fish barrier removals. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; Dunshee; Haigh; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations.

HB 2253 Prime Sponsor, Representative Manweller: Concerning telecommunications installations. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

HB 2254 Prime Sponsor, Representative Manweller: Concerning telecommunications work experience for purposes of eligibility toward limited energy specialty electrician certification. Reported by Committee on Labor & Workforce Development

January 24, 2014

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

January 24, 2014

HB 2275 Prime Sponsor, Representative Van De Wege: Concerning whistleblowers in the electrical industry. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 24, 2014

HB 2333 Prime Sponsor, Representative Ryu: Concerning the employee antiretaliation act. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

January 24, 2014

HB 2334 Prime Sponsor, Representative Riccelli: Simplifying and enforcing employee status under employment laws to ensure fairness to employers and employees and address the underground economy. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations.

January 24, 2014

HB 2500

Prime Sponsor, Representative Reykdal: Requiring completion of an apprenticeship program to receive a journeyman or residential specialty electrician certificate of competency. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1008, by Representatives S. Hunt, Appleton, Hurst, McCoy, Condotta, Fitzgibbon, Tharinger, Upthegrove, Reykdal and Magendanz.

Allowing sales of growlers of cider.

The bill was read the third time.

Representatives S. Hunt and Condotta spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Condotta, Representative DeBolt was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1008.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1008, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger,

Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Green, Harris and Stanford.

Excused: Representative DeBolt.

HOUSE BILL NO. 1008, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1047, by House Committee on Public Safety (originally sponsored by Representatives Dahlquist, Hurst and Magendanz).

Concerning photographs, microphotographs, and electronic images from traffic safety cameras and toll systems.

The bill was read the third time.

Representatives Dahlquist, Goodman and Klippert spoke in favor of the passage of the bill.

Representative Hunter spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1047.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1047, and the bill passed the House by the following vote: Yeas, 65; Nays, 32; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Chandler, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hurst, Jinkins, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Santos, Schmick, Sequist, Sells, Smith, Springer, Stanford, Stonier, Sullivan, Tarleton, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Carlyle, Christian, Clibborn, Condotta, G. Hunt, Harris, Hunter, Johnson, Kagi, Kretz, Kristiansen, Manweller, Orcutt, Overstreet, Pike, Rodne, Ryu, S. Hunt, Sawyer, Scott, Senn, Shea, Short, Takko, Taylor, Tharinger, Van De Wege, Vick, Wilcox and Young.

Excused: Representative DeBolt.

SUBSTITUTE HOUSE BILL NO. 1047, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1313, by Representatives Jinkins, Farrell, Morrell, Green, Dunshee, Lytton, Sawyer, Sells, Fitzgibbon, Riccelli, Moeller, Appleton, Reykdal, Roberts, Ryu, Pollet and Moscoso

Establishing minimum standards for sick and safe leave from employment.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1313 was substituted for House Bill No. 1313 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1313 was read the second time.

Representative Vick moved the adoption of amendment (606):

On page 2, beginning on line 25, after "(6)" strike all material through "two" on line 29 and insert "'Employer" means any of the following that employs fifty or more full-time equivalents:

(a) Any person, firm, corporation, partnership, business trust, legal representative, or other business entity that engages in any business, industry, profession, or activity in this state;

(b) Any state agency; or

(c) Any unit of local government including, but not limited to, a county, city, town, municipal corporation, quasi-municipal corporation, or political subdivision.

(i) "Tier one"

On page 2, at the beginning of line 32, strike "(iii) "Tier three" and insert "(ii) "Tier two"

On page 3, line 28, after "one" strike "or tier two"

On page 3, line 30, after "tier" strike "three" and insert "two"

On page 4, line 9, after "(a)" strike "Forty hours for a tier one employer;" and insert "Fifty-six hours for a tier one employer; or"

On page 4, beginning on line 10, after "(b)" strike all material through "(c)" on line 11

On page 4, line 12, after "tier" strike "three" and insert "two"

On page 4, line 13, after "one" strike "or tier two"

On page 4, beginning on line 23, after "specified" strike all material through "respectively," on line 24

On page 4, beginning on line 26, after "one" strike "or tier two"

On page 4, line 29, after "tier" strike "three" and insert "two"

On page 5, line 4, after "tier" strike "three" and insert "two"

On page 6, line 24, after "(a)" strike "Forty hours for a tier one employer;" and insert "Fifty-six hours for a tier one employer; or"

On page 6, beginning on line 25, after "(b)" strike all material through "(c)" on line 26

On page 6, line 27, after "tier" strike "three" and insert "two"

On page 9, line 23, after "2014," strike "a tier one, tier two, and tier three employer" and insert "an employer"

On page 10, beginning on line 6, after "RETALIATION." strike "A tier one, tier two, or tier three employer" and insert "An employer"

Representative Vick spoke in favor of the adoption of the amendment.

Representative Sells spoke against the adoption of the amendment.

Amendment (606) was not adopted.

Representative Jinkins moved the adoption of amendment (591):

On page 3, line 25, after "January 1," strike "2014" and insert "2015"

On page 3, line 37, after "January 1," strike "2014" and insert "2015"

On page 9, at the beginning of line 23, strike "2014" and insert "2015"

Representative Jinkins spoke in favor of the adoption of the amendment.

Amendment (591) was adopted.

Representative Manweller moved the adoption of amendment (595):

On page 11, beginning on line 19, strike all of section 10

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives Manweller, Orcutt, Smith, Klippert, Christian and Rodne spoke in favor of the adoption of the amendment.

Representatives Sells and Jinkins spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 45 - YEAS; 52 - NAYS.

Amendment (595) not adopted.

Representative Manweller moved the adoption of amendment (594):

On page 12, after line 22, insert the following:

"NEW SECTION. Sec. 16. BUSINESS AND OCCUPATION TAX CREDIT. A new section is added to chapter 82.04 to read as follows:

In computing the tax imposed under this chapter, a credit is allowed for the cost of compliance with chapter 49.-- RCW (the new chapter created in section 15 of this act). No application is necessary for the credit; however, a business taking a credit under this section must keep and preserve records for the period required by RCW 82.32.070 establishing that the business is eligible for the credit.

NEW SECTION. Sec. 17. PUBLIC UTILITY TAX CREDIT. A new section is added to chapter 82.16 to read as follows:

In computing the tax imposed under this chapter, a credit is allowed for the cost of compliance with chapter 49.-- RCW (the new chapter created in section 15 of this act). No application is necessary for the credit; however, a business taking a credit under this section must keep and preserve records for the period required by RCW 82.32.070 establishing that the business is eligible for the credit."

Renumber the remaining section consecutively and correct any internal references accordingly.

Correct the title.

Representatives Manweller, Harris and Johnson spoke in favor of the adoption of the amendment.

Representative Sells spoke against the adoption of the amendment.

Amendment (594) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins, Senn, Freeman and Habib spoke in favor of the passage of the bill.

Representatives Manweller, Pike, Klippert, Orcutt, Young, Vick, Rodne, Klippert (again), Christian and Harris spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1313.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1313, and the bill passed the House by the following vote: Yeas, 52; Nays, 45; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, Fagan, G. Hunt, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Seaquist, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative DeBolt.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1313, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of HOUSE BILL NO. 2487, and the bill was referred to the Committee on Transportation.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., January 30, 2014, the 18th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

EIGHTEENTH DAY

House Chamber, Olympia, Thursday, January 30, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Orwall presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

January 29, 2014

MR. SPEAKER:

The Senate has passed:

SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5127
ENGROSSED SUBSTITUTE SENATE BILL NO. 5697
SENATE BILL NO. 5970

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2743 by Representatives S. Hunt, Green, Appleton, Sullivan, Reykdal, Hudgins, Bergquist, Jinkins, Sawyer, Sells, Ormsby, Riccelli and Fitzgibbon

AN ACT Relating to protecting taxpayers by providing for accountability and transparency in government contracting; amending RCW 39.26.180, 43.19.008, 39.26.200, and 39.26.020; adding a new section to chapter 39.26 RCW; adding a new section to chapter 44.28 RCW; and creating new sections.

Referred to Committee on Government Operations & Elections.

HB 2744 by Representatives G. Hunt and Appleton

AN ACT Relating to veteran-owned businesses; and amending RCW 43.60A.190.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 2745 by Representatives Fey and Fitzgibbon

AN ACT Relating to used oil recycling; amending RCW 70.95I.020 and 70.95I.030; and adding a new section to chapter 70.95I RCW.

Referred to Committee on Environment.

HB 2746 by Representatives Green and Morrell

AN ACT Relating to refinancing of medicaid personal care services for individuals with developmental disabilities and individuals with long-term care needs through the community first choice option; and creating new sections.

Referred to Committee on Appropriations.

HB 2747 by Representatives Blake and Orcutt

AN ACT Relating to streamlining forest and fish agreement-related programs providing funding with accountability by transferring proceeds from the state forest harvest excise tax to a dedicated account; amending RCW 84.33.081, 43.09.475, 84.33.0775, and 84.33.046; reenacting and amending RCW 76.09.405 and 76.09.020; adding a new section to chapter 43.09 RCW; adding a new section to chapter 76.09 RCW; and providing a contingent effective date.

Referred to Committee on Appropriations.

HB 2748 by Representative Hudgins

AN ACT Relating to fees assessed by the department of agriculture; amending RCW 15.36.051, 15.36.081, 15.36.491, 15.36.525, 15.36.551, and 69.07.040; adding a new section to chapter 15.36 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2749 by Representatives Hudgins and Springer

AN ACT Relating to fees assessed by the department of agriculture; amending RCW 15.36.051, 15.36.081, 15.36.491, 15.36.525, 15.36.551, and 69.07.040; adding a new section to chapter 15.36 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2750 by Representatives Christian, Manweller, Muri and Zeiger

AN ACT Relating to when a write-in candidate's name may be printed on the general election ballot; and amending RCW 29A.24.311.

Referred to Committee on Government Operations & Elections.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., January 31, 2014, the 19th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

NINETEENTH DAY

House Chamber, Olympia, Friday, January 31, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by the Washington Army National Guard Honor Guard. The National Anthem was performed by the 133rd Washington Army National Guard Band. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Captain Scott Wilson, Chaplain, Washington Air National Guard.

The 133rd Washington Army National Guard Band, comprised of Sergeant First Class Richard Little, Staff Sergeant Brian Smith, Specialist Dawn Rauch, Staff Sergeant Amy Oshields, Staff Sergeant Richard Dahl, Sergeant Daniel Ray, and Staff Sergeant Scott Rauch, performed "The Army Goes Rolling Along" and "The U. S. Air Force".

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4667, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, Nearly eighty-six hundred men and women of the Washington National Guard continue to serve the country as guardians of American interests at home and abroad; and

WHEREAS, These recognized leaders in state, regional, and national preparedness, who reside in nearly every legislative district throughout Washington, volunteer their time and put personal lives aside when the needs of the people of Washington state arise; and

WHEREAS, The Guard always answers the state's call in response to all emergency efforts and to protect lives and property; and

WHEREAS, The Washington Army and Air National Guard continue to provide critical mission support to Operation Enduring Freedom around the world to include Afghanistan, Kuwait, the Philippines, and the Horn of Africa, as well as supporting Federal mission requirements throughout the continental United States; and

WHEREAS, The Guard continues to train and prepare for both natural disasters and threats to our national security; and

WHEREAS, The Guard continues to promote positive lifestyles and activities for Washington's youth through involvement in and support of highly effective drug prevention programs with school-aged children and community-based organizations and the continued success and ongoing work of the invaluable Washington Youth Academy; and

WHEREAS, The Guard continues to actively participate in the state's counterdrug efforts by providing soldiers, airmen, and specialized equipment to over thirty-four local, state, and federal law enforcement agencies and community-based and other organizations; and

WHEREAS, The Guard adds value to communities by opening its Readiness Centers for public and other community and youth activities use. The Guard continues to build upon these Readiness Centers and Armories throughout the state to enhance education, add to quality of life, and increase economic vitality;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives express its thanks and appreciation to the devoted families and dedicated employers of our Washington National Guard soldiers and airmen for their support, without whom the Guard's missions could not be successful; and

BE IT FURTHER RESOLVED, That the House of Representatives recognize the value and dedication of a strong Washington National Guard to the viability, economy, safety, security, and well-being of this state, both through the outstanding performance of its state emergency and disaster relief mission, and through the continued benefit to local communities by the presence of productively employed, drug-free, well-equipped, and trained Guard units and the readiness centers and armories that house them; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to The Adjutant General of the Washington National Guard, the Governor of the State of Washington, the Secretaries of the United States Army and Air Force, and the President of the United States.

Representative Fey moved adoption of HOUSE RESOLUTION NO. 4667.

Representatives Fey, Smith and Christian spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4667 was adopted.

MESSAGE FROM THE GOVERNOR

January 21, 2014

To the Honorable Frank Chopp, the House of Representatives of the State of Washington

In compliance with the provisions of Article III, Section 11, of the Constitution of the state of Washington, the Governor hereby submits his report of each case of reprieve, commutation or pardon that he has granted since the adjournment of the 2013 Regular and

Special Sessions of the 63rd Legislature, copies of which are attached.

Sincerely,

Nicholas W. Brown
General Counsel to Governor Inslee
(for full text see appendices)

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2751 by Representatives Roberts, Goodman, Moscoso, Appleton, Cody, Jinkins, Kagi, Ryu, Walkinshaw and Ormsby

AN ACT Relating to improving the system of legal financial obligations in criminal cases to protect restitution to crime victims, ensure successful reentry, and reduce recidivism; amending RCW 36.18.016, 9.94A.780, 10.82.090, 10.01.160, 7.68.035, 43.43.7541, 36.18.020, 9.94A.760, 9.94B.040, 10.01.180, and 36.23.110; and creating a new section.

Referred to Committee on Judiciary.

HB 2752 by Representatives Walkinshaw, Clibborn, Tarleton, Riccelli, Moscoso, Ortiz-Self, Johnson and Bergquist

AN ACT Relating to Washington state tree special license plates; amending RCW 46.18.200, 46.17.220, and 46.68.420; reenacting and amending RCW 46.18.060; adding a new section to chapter 46.04 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 2753 by Representatives Clibborn and Roberts

AN ACT Relating to imposing motor vehicle fuel taxes on compressed natural gas and liquefied natural gas used for transportation purposes; amending RCW 82.38.030, 82.38.075, 82.80.010, 82.80.110, 82.80.120, 82.47.010, 82.47.020, 46.16A.060, 46.37.467, 82.04.310, 82.04.120, 82.12.022, 82.14.230, 35.21.870, and 82.14.030; adding a new section to chapter 82.16 RCW; creating new sections; and providing an effective date.

Referred to Committee on Transportation.

HB 2754 by Representatives Hudgins, Condotta, Hurst, Jinkins, Roberts, Ormsby and S. Hunt

AN ACT Relating to authorizing the gambling commission to increase fees; and adding a new section to chapter 9.46 RCW.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

HB 2755 by Representatives Sells, Appleton, Ormsby and Freeman

AN ACT Relating to removing the authority of an employer to unilaterally implement a collective bargaining agreement; amending RCW 41.56.123; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 2756 by Representatives Seaquist, Appleton, Tarleton and Fitzgibbon

AN ACT Relating to investigations of accidents and incidents in the Washington state ferry system; adding a new section to chapter 47.60 RCW; and creating a new section.

Referred to Committee on Transportation.

2ESSB 5127 by Senate Committee on Commerce & Labor (originally sponsored by Senators Holmquist Newbry, Tom, King, Sheldon, Baumgartner, Ericksen, Rivers, Litzow, Benton, Dammeier, Carrell, Braun, Bailey, Honeyford, Becker, Hill, Roach, Schoesler, Parlette, Padden and Hewitt)

AN ACT Relating to creating the workers' recovery act by amending provisions governing structured settlements by lowering age barriers and clarifying legislative intent; amending RCW 51.04.063; and creating new sections.

Referred to Committee on Labor & Workforce Development.

ESSB 5697 by Senate Committee on Trade & Economic Development (originally sponsored by Senators Braun, Carrell, Dammeier, Rivers and Sheldon)

AN ACT Relating to reducing the frequency of local sales and use tax changes; and amending RCW 82.14.055.

Referred to Committee on Finance.

SB 5970 by Senators O'Ban, McCoy, Schoesler, Hobbs, Hatfield, Conway, Rolfes, Holmquist Newbry and Braun

AN ACT Relating to evaluating military training and experience toward meeting licensing requirements; amending RCW 18.340.010, 18.340.020, 19.105.570, 42.44.220, 46.82.440, 64.36.350, and 67.08.320; adding new sections to chapter 18.340 RCW; and repealing RCW 18.08.500, 18.11.290, 18.16.300, 18.39.570, 18.43.190, 18.85.490, 18.96.230, 18.140.290, 18.145.150, 18.165.310, 18.170.310, 18.185.310, 18.210.230, 18.220.211, 18.280.200, and 18.300.160.

Referred to Committee on Community Development, Housing & Tribal Affairs.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 27, 2014

HB 1040 Prime Sponsor, Representative Takko: Concerning real property valuation notices. Reported by Committee on Local Government

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass.

Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon and Springer.

Referred to Committee on Appropriations Subcommittee on Education.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike and Taylor.

January 29, 2014

HB 2119 Prime Sponsor, Representative Schmick: Designating Palouse falls as the state waterfall. Reported by Committee on Government Operations & Elections

Referred to Committee on Finance.

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

January 27, 2014

HB 1072 Prime Sponsor, Representative Chandler: Creating the agricultural labor skills and safety grant program. Reported by Committee on Appropriations

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Labor & Workforce Development. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Carlyle; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Schmick; Seaquist; Springer; Sullivan and Tharinger.

January 29, 2014

HB 2166 Prime Sponsor, Representative Lytton: Providing for educational data on students from military families. Reported by Committee on Education

MINORITY recommendation: Do not pass. Signed by Representatives Buys; Christian; Dahlquist and Taylor.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Haigh; Hargrove; Hawkins; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Passed to Committee on Rules for second reading.

MINORITY recommendation: Do not pass. Signed by Representative Hayes.

January 29, 2014

HB 1492 Prime Sponsor, Representative Klippert: Concerning waivers from school year requirements for purposes of economy and efficiency. Reported by Committee on Education

Referred to Committee on Appropriations Subcommittee on Education.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Klippert; Muri; Orwall; Parker; Seaquist and Warnick.

January 28, 2014

HB 2168 Prime Sponsor, Representative Blake: Concerning minimum room area and floor area square footage requirements for single-family residential areas. Reported by Committee on Community Development, Housing & Tribal Affairs

MINORITY recommendation: Do not pass. Signed by Representatives Magendanz, Assistant Ranking Minority Member; Hunt, S. and Pollet.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 1735 Prime Sponsor, Representative Reykdal: Concerning accountability in providing opportunities for certain students to participate in transition services. Reported by Committee on Education

January 24, 2014

HB 2183 Prime Sponsor, Representative Morris: Maintaining a robust, clean, and job rich energy policy in the state of Washington that builds upon the goals created by the energy independence act. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; DeBolt; Fey; Freeman; Hudgins; Magendanz; Morrell; Ryu; Stonier and Tarleton.

MINORITY recommendation: Without recommendation.
Signed by Representatives Short, Assistant Ranking Minority Member; Kochmar and Vick.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2186 Prime Sponsor, Representative Takko: Concerning local government selection of the appropriate sewer systems as part of growth management. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike and Taylor.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2214 Prime Sponsor, Representative Takko: Concerning the training of code enforcement officials. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike and Taylor.

Referred to Committee on Appropriations.

January 29, 2014

HB 2216 Prime Sponsor, Representative Zeiger: Encouraging the inclusion of local history information in Washington state history and government curriculum. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Haigh; Hargrove; Hawkins; Hayes; Klippert; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Hunt, S. and Lytton.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2217 Prime Sponsor, Representative Zeiger: Encouraging school districts to work with community partners to improve the utilization of K-12 capital facilities. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Haigh; Hargrove; Hawkins; Hayes; Klippert; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Hunt, S. and Lytton.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2228 Prime Sponsor, Representative Smith: Providing parity of consumer protection procedures for all students attending licensed private vocational schools. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2237 Prime Sponsor, Representative Tarleton: Concerning cosmetology training and licensure requirements. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2248 Prime Sponsor, Representative Reykdal: Increasing the number of days allowed to accrue as unused annual leave. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Young, Assistant Ranking Minority Member; Carlyle; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Christian and Kretz.

Referred to Committee on Appropriations.

January 27, 2014

HB 2249 Prime Sponsor, Representative Short: Concerning the two climate zones within the building codes. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2262 Prime Sponsor, Representative Short: Concerning the use of science to support significant agency actions. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Morris; Nealey; Ortiz-Self; Overstreet and Tharinger.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2277 Prime Sponsor, Representative Robinson: Concerning the Washington state historical society. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Capital Budget.

January 27, 2014

HB 2279 Prime Sponsor, Representative Holy: Authorizing alternative sources for the state lottery. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso and Vick.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Referred to Committee on Appropriations.

January 27, 2014

HB 2280 Prime Sponsor, Representative Condotta: Authorizing the state lottery to provide scratch tickets as a promotional activity. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 27, 2014

HB 2281 Prime Sponsor, Representative Vick: Addressing state lottery efficiency. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Appropriations.

January 29, 2014

HB 2285 Prime Sponsor, Representative Orwall: Requiring a review of institution of higher education policies related to dual credit coursework. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2301 Prime Sponsor, Representative Robinson: Concerning county financial actions for a concluded fiscal year. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2302 Prime Sponsor, Representative Moscoso: Concerning snack bar licenses. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2305 Prime Sponsor, Representative Pettigrew: Concerning the regulation of alcoholic beverages. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 29, 2014

HB 2352 Prime Sponsor, Representative Sawyer: Establishing an online alternative credit degree program. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Referred to Committee on Appropriations.

January 28, 2014

HB 2354 Prime Sponsor, Representative Buys: Extending the dairy inspection program assessment expiration date. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 30, 2014

HB 2363 Prime Sponsor, Representative Muri: Concerning home and community-based services programs for dependents of military service members. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2364 Prime Sponsor, Representative Hurst: Concerning sales by craft and general licensed distilleries of spirits for off-premise consumption and spirits samples for on-premise consumption. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta,

Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2368 Prime Sponsor, Representative Sawyer: Concerning a surcharge for local homeless housing and assistance. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Appropriations.

January 29, 2014

HB 2383 Prime Sponsor, Representative Reykdal: Integrating career and college readiness standards into K-12 and higher education policies and practices. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Gregerson; Hansen; Johnson; Magendanz; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Hargrove; Muri; Scott and Smith.

Referred to Committee on Appropriations Subcommittee on Education.

January 28, 2014

HB 2390 Prime Sponsor, Representative Parker: Preserving the integrity of veterans' benefit-related services. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2398 Prime Sponsor, Representative Walkinshaw: Permitting community colleges that confer applied baccalaureate degrees to confer honorary bachelor of applied science degrees. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz;

Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2405 Prime Sponsor, Representative Buys: Regarding hemp as a component of commercial animal feed. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2406 Prime Sponsor, Representative Tarleton: Modifying administrative processes for managing deposits and cost reimbursements of the energy facility site evaluation council. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2434 Prime Sponsor, Representative Walsh: Authorizing an increase in the total outstanding indebtedness of the higher education facilities authority. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Referred to Committee on Capital Budget.

January 27, 2014

HB 2436 Prime Sponsor, Representative Hunter: Creating the public employees' benefits board benefits account. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Haler; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2438 Prime Sponsor, Representative Takko: Making technical corrections to various environmental statutes of the department of ecology and the pollution control hearings board. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Morris; Nealey; Ortiz-Self; Overstreet and Tharinger.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2448 Prime Sponsor, Representative Fey: Transferring the insurance and financial responsibility program. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

January 28, 2014

HB 2462 Prime Sponsor, Representative Zeiger: Giving preferences to housing trust fund projects that involve collaboration between local school districts and housing authorities to help children of low-income families succeed in school. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Capital Budget.

January 28, 2014

HB 2526 Prime Sponsor, Representative Moeller: Increasing the use of apprenticeships. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member;

Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Reported by Committee on Technology & Economic Development

Referred to Committee on Capital Budget.

MAJORITY recommendation: Do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

January 29, 2014
HB 2546 Prime Sponsor, Representative Reykdal: Decodifying, expiring, and making technical clarifications to higher education provisions. Reported by Committee on Higher Education

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hargrove; Johnson; Magendanz; Muri; Reykdal; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

Passed to Committee on Rules for second reading.

SECOND READING

January 28, 2014
HB 2612 Prime Sponsor, Representative Hansen: Changing provisions relating to the opportunity scholarship. Reported by Committee on Higher Education

HOUSE BILL NO. 2115, by Representatives Johnson, Appleton, Seaquist, Goodman, Moscoso, Klippert, Morrell, Orwall, Tarleton, Green, Smith, Zeiger, Haler, Ross, Hayes and Walkinshaw

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw; Walsh and Wylie.

Concerning the composition of the officer promotion board.

The bill was read the second time.

MINORITY recommendation: Do not pass. Signed by Representatives Scott and Smith.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Referred to Committee on Appropriations Subcommittee on Education.

Representatives Johnson and Appleton spoke in favor of the passage of the bill.

January 28, 2014
HB 2676 Prime Sponsor, Representative Short: Allowing incremental electricity produced as a result of efficiency improvements to hydroelectric generation projects whose energy output is marketed by the Bonneville power administration to qualify as an eligible renewable resource under the energy independence act. Reported by Committee on Technology & Economic Development

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2115.

Representatives Hurst, Pettigrew, and Santos were excused from the bar.

MAJORITY recommendation: Do pass. Signed by Representatives Morris, Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; Freeman; Kochmar; Magendanz; Stonier; Vick; Walsh; Wylie and Zeiger.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2115, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

MINORITY recommendation: Do not pass. Signed by Representatives Habib, Vice Chair; Fey; Hudgins; Morrell; Ryu and Tarleton.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Passed to Committee on Rules for second reading.

Excused: Representatives Hurst, Pettigrew and Santos.

January 28, 2014
HB 2708 Prime Sponsor, Representative Tarleton: Concerning a qualified alternative energy resource.

HOUSE BILL NO. 2115, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1107, by House Committee on Judiciary (originally sponsored by Representatives McCoy, Shea, Appleton, Orwall, Jinkins, Morrell, Ryu, Green and Freeman).

Regarding residential provisions for children of parents with military duties.

The bill was read the third time.

Representatives Shea and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1107.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1107, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Pettigrew and Santos.

SUBSTITUTE HOUSE BILL NO. 1107, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1145, by Representatives Goodman, Klippert, Roberts, Orwall, Moscoso, Upthegrove, Ryu, Green, Morrell and Fey.

Providing credit towards child support obligations for veterans benefits.

The bill was read the third time.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1145.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1145, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Pettigrew and Santos.

HOUSE BILL NO. 1145, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1859, by Representatives Appleton, Morrell, Ryu and Ormsby.

Evaluating military training and experience toward meeting licensing requirements.

The bill was read the third time.

Representatives Kirby, Parker and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1859.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1859, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Pettigrew and Santos.

HOUSE BILL NO. 1859, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE HOUSE BILL NO. 1909, by House Committee on Appropriations (originally sponsored by Representatives S. Hunt, O'Ban, Morrell, Hayes and Bergquist).

Concerning veteran-owned businesses.

The bill was read the third time.

Representatives S. Hunt and Hayes spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1909.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1909, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Pettigrew and Santos.

SECOND SUBSTITUTE HOUSE BILL NO. 1909, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1858, by House Committee on Higher Education (originally sponsored by Representatives McCoy, Appleton, Morrell, Ryu and Ormsby).**Providing for awarding academic credit for military training.**

The bill was read the third time.

Representatives Seaquist and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1858.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1858, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick,

Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Pettigrew and Santos.

SUBSTITUTE HOUSE BILL NO. 1858, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 3, 2014, the 22nd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TWENTY SECOND DAY

House Chamber, Olympia, Monday, February 3, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Dawson Palmer and Rylee Eberle. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Brian Wiele, River Ridge Covenant Church, Lacey, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SECRETARY OF STATE

**CERTIFICATION OF INITIATIVE TO THE
LEGISLATURE NO. 591**

Pursuant to Article II, Section 1of the Washington State Constitution, RCW 29A.72 .230, and WAC 434-379-010, the Office of the Secretary of State has caused the signatures submitted in support of Initiative to the Legislature No. 591 to be examined in the following manner:

It was determined that 349,860 signatures were submitted by the sponsors of the initiative. A random sample of 10,669 signatures was taken from those submitted;

Each sampled signature was examined to determine if the signer was a registered voter of the state, if the signature was reasonably similar to the one appearing on the record of that voter, and if the same signature appeared more than once in the sample. We found 9,286 valid signatures, 1,365 signatures that were invalid and 18 pairs of duplicated signatures in the sample ;

We calculated an allowance for the chance error of sampling (55) by multiply ing the square root of the number of invalid signatures by 1.5;

We estimated the upper limit of the number of signatures on the initiative petition which were invalid (46,579) by dividing the sum of the number of invalid signatures in the sample and allowance for the chance of error of sampling by the sampling ratio;

We determined the maximum allowable number of pairs of signatures on the petition (56,909) by subtracting the sum of the number of signatures required by Article II, Section 1of the Washington State Constitution (246,372) and the estimate of the upper limit of the number of invalid signatures on the petition from the number of signatures submitted ;

We determined the expected number of pairs of signatures in the sample (53) by multiplying the square of the sampling ratio by the maximum allowable number of pairs of signatures on the initiative petition;

We determined the acceptable number of pairs of signatures in the sample (41) by subtracting 1.65 times the square root of the expected number of pairs of signatures in the sample from the expected number of pairs of signatures in the sample ; and

The number of pairs of signatures in the sample is less than the acceptable number of pairs of signatures in the sample. Therefore, I hereby declare Initiative to the Legislature No. 591 to contain sufficient signatures.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington this 30th day of January, 2014.

Kim Wyman
Secretary of State

MESSAGE FROM THE SENATE

January 31, 2014

MR. SPEAKER:

The Senate has passed:

SENATE BILL NO. 5318
SENATE BILL NO. 6523

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2757 by Representatives Zeiger, Fey and Kirby

AN ACT Relating to negotiation-free vehicle pricing; and amending RCW 46.70.180.

Referred to Committee on Transportation.

HB 2758 by Representative Seaquist

AN ACT Relating to creating an advisory board for the Washington state ferry system; and adding a new section to chapter 47.60 RCW.

Referred to Committee on Transportation.

HB 2759 by Representative Seaquist

AN ACT Relating to modifying certain requirements for ferry vessel construction; amending RCW 47.60.005, 47.60.010,

47.60.810, 47.60.814, 47.60.820, and 47.56.030; and repealing RCW 47.56.780.

Referred to Committee on Transportation.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 30, 2014
HB 1029 Prime Sponsor, Representative Morris:
 Concerning private road maintenance agreements.
 Reported by Committee on Judiciary

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Goodman; Kirby; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Klippert; Muri and Shea.

Passed to Committee on Rules for second reading.

January 30, 2014
SHB 1285 Prime Sponsor, Committee on Judiciary:
 Modifying provisions regarding the representation of children in dependency matters. Reported by Committee on Judiciary

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Kirby; Klippert; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Referred to Committee on Appropriations.

January 30, 2014
HB 2120 Prime Sponsor, Representative Habib: Concerning actions for damage to real property resulting from construction, alteration, or repair on adjacent property. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 29, 2014
HB 2125 Prime Sponsor, Representative Schmick:
 Removing the requirements that all fines collected

be credited to the Washington horse racing commission class C purse fund account. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

January 30, 2014
HB 2175 Prime Sponsor, Representative Morris: Removing barriers to economic development in the telecommunications industry. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; Freeman; Kochmar; Magendanz; Ryu; Stonier; Tarleton and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Morrell; Vick; Walsh and Zeiger.

Passed to Committee on Rules for second reading.

January 29, 2014
HB 2191 Prime Sponsor, Representative Scott: Concerning compliance with inspections of child care facilities. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Sawyer.

Passed to Committee on Rules for second reading.

January 29, 2014
HB 2205 Prime Sponsor, Representative Takko: Modifying mental status evaluation provisions. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2207 Prime Sponsor, Representative Haigh: Eliminating the reduction in state basic education funding that occurs in counties with federal forest lands. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Referred to Committee on Appropriations.

January 30, 2014

HB 2235 Prime Sponsor, Representative Hayes: Creating effective and timely access to magistrates for purposes of reviewing search warrant applications. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2335 Prime Sponsor, Representative Roberts: Concerning extended foster care services. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass as amended:

On page 2, line 5, after "condition" insert ". A youth diagnosed with chemical dependency must be engaged in chemical dependency treatment in order to be eligible for extended foster care services"

On page 8, line 31, after "condition" insert ". A youth diagnosed with chemical dependency must be engaged in chemical dependency treatment in order to be eligible for extended foster care services"

Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Scott, Assistant Ranking Minority Member.

Referred to Committee on Appropriations.

January 29, 2014

HB 2337 Prime Sponsor, Representative Zeiger: Concerning public-private financing for prevention-focused social services and health care services. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh,

Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Scott, Assistant Ranking Minority Member.

Referred to Committee on Appropriations.

January 30, 2014

HB 2353 Prime Sponsor, Representative Rodne: Concerning actions for trespass upon a business owner's premises. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2387 Prime Sponsor, Representative Blake: Declaring the *Ostrea lurida* the official oyster of the state of Washington. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representative Kretz.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2408 Prime Sponsor, Representative Ormsby: Removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

January 27, 2014

HB 2456 Prime Sponsor, Representative Gregerson: Correcting the expiration date of a definition of firefighter. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 2459 Prime Sponsor, Representative Blake: Ensuring hunter safety. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; Dunshee; Haigh; Hurst; Orcutt; Van De Wege and Warnick.

MINORITY recommendation: Without recommendation. Signed by Representatives MacEwen, Assistant Ranking Minority Member and Schmick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 29, 2014

HB 2484 Prime Sponsor, Representative Kagi: Modifying drug offender sentencing alternatives. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations.

January 29, 2014

HB 2512 Prime Sponsor, Representative Kirby: Concerning cosmetology, hair design, barbering, esthetics, and manicuring. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 31, 2014

HB 2515 Prime Sponsor, Representative Christian: Concerning the treatment of population enumeration data, including exempting it from public inspection and copying. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

January 29, 2014

HB 2518 Prime Sponsor, Representative Habib: Creating the pilot identicaid program. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 2668 Prime Sponsor, Representative Sawyer: Concerning insurance for enlisted members of the Washington national guard. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Gregerson; Robinson and Santos.

MINORITY recommendation: Do not pass. Signed by Representatives Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Hope and Young.

Referred to Committee on Appropriations.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1063, by Representatives Fitzgibbon, Cody, Kagi, Ryu and Appleton

Creating a senior center license.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon and Condotta spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Riccelli, Representatives Hurst, Kagi and Pettigrew were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1063.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1063, and the bill passed the House by the following vote: Yeas, 94; Nays, 1; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Stanford.

Excused: Representatives Hurst, Kagi and Pettigrew.

HOUSE BILL NO. 1063, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1805, by Representatives Hansen, Haler, Nealey and Appleton

Concerning culinary class wine restaurant specialty licenses.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1805 was substituted for House Bill No. 1805 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1805 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hansen and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1805.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1805, and the bill passed the House by the following vote: Yeas, 92; Nays, 3; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton,

MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Green, Harris and Stanford.

Excused: Representatives Hurst, Kagi and Pettigrew.

SUBSTITUTE HOUSE BILL NO. 1805, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1173, by Representatives Santos, Ryu, Roberts, Maxwell and Bergquist.

Regarding the financial education public-private partnership.

The bill was read the third time.

Representatives Santos and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1173.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1173, and the bill passed the House by the following vote: Yeas, 89; Nays, 6; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Hope, Overstreet, Scott, Shea, Taylor and Young.

Excused: Representatives Hurst, Kagi and Pettigrew.

HOUSE BILL NO. 1173, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1260, by House Committee on Capital Budget (originally sponsored by Representatives Warnick and Stanford).

Concerning public facilities' grants and loans.

The bill was read the third time.

Representatives Warnick and Stanford spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1260.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1260, and the bill passed the House by the following vote: Yeas, 56; Nays, 39; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Wilcox and Young.

Excused: Representatives Hurst, Kagi and Pettigrew.

SUBSTITUTE HOUSE BILL NO. 1260, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1292, by House Committee on Public Safety (originally sponsored by Representatives Orwall, Goodman, Roberts, Appleton, Green, Hope, Kochmar, Moscoso, Jinkins, Upthegrove and Ryu).

Vacating prostitution convictions.

The bill was read the third time.

Representatives Orwall, Hayes, Goodman, Kochmar, Smith and Freeman spoke in favor of the passage of the bill.

Representative Klippert spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1292.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1292, and the bill passed the House by the following vote: Yeas, 94; Nays, 1; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick,

Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Klippert.

Excused: Representatives Hurst, Kagi and Pettigrew.

SUBSTITUTE HOUSE BILL NO. 1292, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1339, by Representatives Tharinger, Angel, Cody, Harris, Jinkins, Green and Moscoso.

Clarifying the scope of practice for East Asian medicine practitioners and removing certain referral requirements.

The bill was read the third time.

Representatives Tharinger and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1339.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1339, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Kagi and Pettigrew.

HOUSE BILL NO. 1339, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 1538, by Representatives Morrell, Angel, Green, Ryu, Jinkins and Pollet.

Encouraging the safe practice of public health nurses dispensing certain medications.

The bill was read the third time.

Representative Morrell spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1538.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1538, and the bill passed the House by the following vote: Yeas, 63; Nays, 32; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hawkins, Hayes, Hudgins, Hunter, Jinkins, Johnson, Kirby, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Hargrove, Harris, Holy, Hope, Klippert, Kochmar, Kretz, Kristiansen, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst, Kagi and Pettigrew.

ENGROSSED HOUSE BILL NO. 1538, having received the necessary constitutional majority, was declared passed.

THIRD READING

HOUSE BILL NO. 1593, by Representatives Jinkins, Angel, Kagi, Rodne, Cody, Clibborn, Riccelli, Moeller, Ryu, Pollet and Morrell

Providing access to the prescription drug monitoring database for clinical laboratories.

There being no objection, the rules were suspended, and HOUSE BILL NO. 1593 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Jinkins moved the adoption of amendment (596):.

On page 3, after line 5, insert the following:

"NEW SECTION. Sec. 3. A new section is added to chapter 70.225 RCW to read as follows:

(1) Test sites that qualify under section 2 of this act may not store in any form, such as hard copy, electronic, or digital, any data accessed from the prescription drug monitoring program database. Data may only be transmitted to those entities listed in RCW 70.225.040(3).

(2) Access to data by the test site must occur under the supervision of the responsible person as designated by the department of health and human services, substance abuse mental health services administration.

(3) Data may not be collected, disclosed, sold, or used in any manner, except as provided in this chapter."

Correct the title.

Representatives Jinkins and Schmick spoke in favor of the adoption of the amendment.

Amendment (596) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins, Schmick and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1593.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1593, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Kagi and Pettigrew.

ENGROSSED HOUSE BILL NO. 1593, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed House Bill No. 1593.
Representative Hayes, 10th District

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1724, by Representatives Roberts, Kagi, Pettigrew, Goodman, Green, Reykdal, Cody, Jinkins, Appleton, Freeman, Moeller, Ryu, Pollet, Moscoso and Bergquist.

Concerning statements made by juveniles during assessments or screenings for mental health or chemical dependency treatment.

The bill was read the third time.

Representatives Roberts, Holy, Roberts (again), Goodman and Wilcox spoke in favor of the passage of the bill.

Representative Klippert spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1724.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1724, and the bill passed the House by the following vote: Yeas, 72; Nays, 23; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hudgins, Hunter, Jinkins, Johnson, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Haler, Hargrove, Hawkins, Hayes, Holy, Hope, Klippert, Kretz, Manweller, Overstreet, Parker, Pike, Schmick, Scott, Shea, Short, Smith, Taylor, Vick and Young.

Excused: Representatives Hurst, Kagi and Pettigrew.

HOUSE BILL NO. 1724, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1409, by House Committee on Health Care & Wellness (originally sponsored by Representatives Tharinger, Schmick, Cody, Clibborn, Ross and Jinkins).

Regarding the requirements of allopathic physician licensure.

The bill was read the third time.

Representatives Tharinger and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1409.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1409, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst, Kagi and Pettigrew.

SUBSTITUTE HOUSE BILL NO. 1409, having received the necessary constitutional majority, was declared passed.

There being no objection, the rules were suspended, and ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1727 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1727, by House Committee on Appropriations (originally sponsored by Representatives Morrell, Green, Walsh, Ryu, Appleton, Tharinger and Pollet)

Raising licensure limits to allow assisted living facilities to serve a higher acuity resident population.

The bill was read the second time.

Representative Morrell moved the adoption of amendment (607):

On page 3, line 30, after "program." insert "An assisted living facility that fails to give the notice required under this subsection and charges residents privately for the provision of continuing nursing or rehabilitative services and such services were otherwise eligible for medicare, veterans' benefits, long-term care insurance, or other third-party coverage, commits an act that constitutes financial exploitation under chapter 74.34 RCW."

On page 10, beginning on line 17, strike all of section 8 Correct the title.

Representatives Morrell and Schmick spoke in favor of the adoption of the amendment.

Amendment (607) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Morrell spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Engrossed Second Substitute House Bill No. 1727.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Second Substitute House Bill No. 1727, and the bill passed the House by the following vote: Yeas, 54; Nays, 41; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst, Kagi and Pettigrew.

SECOND ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1727, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, HOUSE BILL NO. 1269 and SUBSTITUTE HOUSE BILL NO. 1529 were referred to the Committee on Rules X file.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 4, 2014, the 23rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TWENTY THIRD DAY

House Chamber, Olympia, Tuesday, February 4, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Orwall presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4673, by Representatives Parker, Christian, Schmick, Fagan, Holy, and Shea

WHEREAS, Allyson Rowe of Spokane was the reigning Miss Spokane Valley USA before she was crowned Miss Washington USA 2014 at the conclusion of the state pageant held October 19, 2013, at Highline Performing Arts Center in Burien, Washington; and

WHEREAS, Allyson Rowe was born in Spokane, Washington, where her parents, Jeff and Debra Rowe raised her and her brother, Tanner; and

WHEREAS, She was introduced to music at an early age and developed both a great passion and a great aptitude for music, playing the piano at age four and competing in state music festivals, often taking prizes before she was even 13 years of age and playing 90-minute piano solos of classical music solely from memory by the age of 14; and

WHEREAS, She continues to perform, playing the piano and teaching others to play as well as writing her own music; and

WHEREAS, She is a licensed esthetician who received her Associate in Arts degree from Spokane Falls Community College and expects shortly to earn her laser certification from the National Laser Institute in Scottsdale, Arizona; and

WHEREAS, She firmly believes that all of us need to be driven by something bigger than ourselves and give back to our communities, so she has been involved in outreach to workers in the sex trade and aspires to providing a place where young woman and children rescued from sex trafficking can be safe to pursue their own dreams and goals; and

WHEREAS, She hopes to inspire young people with a message that defines "beautiful" as something inherent in all people and is manifested through using those talents by turning actions into beauty; and

WHEREAS, She believes that all things are possible; and with patience and dedication, you will see your dreams come true;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives recognize and honor the accomplishments of Allyson Rowe, Miss Washington USA and wish her all the best as she goes on to represent the state of Washington in the Miss USA 2014 pageant this summer in Florida;

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to Allyson Rowe, Miss Washington USA.

The Speaker (Representative Orwall presiding) stated the question before the House to be adoption of House Resolution No. 4673.

HOUSE RESOLUTION NO. 4673 was adopted.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2760 by Representatives Chandler and Blake

AN ACT Relating to best practice for water banks; reenacting and amending RCW 90.42.020; adding new sections to chapter 90.42 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Agriculture & Natural Resources.

HB 2761 by Representative Morrell

AN ACT Relating to accurate data reporting concerning the practice of psychiatric boarding; adding a new section to chapter 71.05 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2762 by Representatives Clibborn and Fey

AN ACT Relating to transportation funding and appropriations; amending RCW 46.63.160, 47.28.030, and 47.64.360; amending 2013 c 306 ss 101, 103, 106, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 404, 405, 406, 407, 517, 518, 519, and 603 (uncodified); adding a new section to chapter 306, Laws of 2013 (uncodified); making appropriations and authorizing expenditures for capital improvements; and declaring an emergency.

Referred to Committee on Transportation.

HB 2763 by Representatives Kagi, Walsh, Fey and Stonier

AN ACT Relating to creating a pilot program to provide educational stability for homeless children; adding a new section to chapter 43.185C RCW; creating a new section; making an appropriation; and providing an expiration date.

Referred to Committee on Appropriations Subcommittee on Education.

HB 2764 by Representative Springer

AN ACT Relating to enacting recommendations of the sunshine committee; reenacting and amending RCW 42.56.240; adding a new section to chapter 42.17A RCW; and repealing RCW 42.56.480 and 66.16.090.

Referred to Committee on Government Operations & Elections.

January 30, 2014

HB 2765 by Representative Orcutt

AN ACT Relating to fish passage enhancement projects by the department of transportation; adding a new section to chapter 47.04 RCW; adding a new section to chapter 43.21C RCW; adding a new section to chapter 77.55 RCW; adding a new section to chapter 90.58 RCW; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; adding a new section to chapter 36.70 RCW; and providing an effective date.

Referred to Committee on Environment.

HB 2766 by Representative Orcutt

AN ACT Relating to providing business and occupation tax relief for monthly publication newspapers; adding a new section to chapter 82.04 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Finance.

HB 2767 by Representative Fagan

AN ACT Relating to clarifying the definitions of marijuana and THC concentration as adopted by Initiative Measure No. 502 to avoid an implication that the legal definition of marijuana includes industrial hemp; reenacting and amending RCW 69.50.101; and declaring an emergency.

Referred to Committee on Government Accountability & Oversight.

SB 5318 by Senators Bailey, Becker, Roach, Hobbs, Holmquist Newbry, Honeyford, Hill, Chase, Billig, Kline, Cleveland, Carrell and Shin

AN ACT Relating to removing the one-year waiting period for veterans or active members of the military for the purpose of eligibility for resident tuition; and amending RCW 28B.15.012.

Referred to Committee on Appropriations.

SB 6523 by Senators Bailey, Tom, Fain, Litzow, Hill, Dammeier, Kohl-Welles, McAuliffe, Pedersen, Billig, Ranker, Hatfield, Mullet, Hobbs, Lias, Fraser, Nelson, Conway, McCoy, Keiser, Chase, Hasegawa, Frockt, Rolfes, Cleveland, Darneille, Kline and Eide

AN ACT Relating to expanding higher education opportunities for certain students; amending RCW 28B.92.010; creating a new section; and making an appropriation.

Referred to Committee on Appropriations.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

HB 1129

Prime Sponsor, Representative Morris:
Concerning ferry vessel replacement. Reported by Committee on Transportation

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Johnson; Moeller; Morris; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Klippert; Kochmar; Muri; Pike; Shea; Young and Zeiger.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 1286

Prime Sponsor, Representative Sawyer:
Authorizing the sale or exchange of unused department of transportation lands to federally recognized Indian tribes. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Johnson; Moeller; Morris; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Klippert; Kochmar; Muri; Pike; Shea and Young.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 1862

Prime Sponsor, Representative Goodman:
Determining sentences for multiple offenses and enhancements. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 30, 2014

HB 2041

Prime Sponsor, Representative Clibborn:
Repealing the deduction for handling losses of motor vehicle fuel. Reported by Committee on Transportation

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair;

Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Moeller; Morris; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Johnson; Klippert; Kochmar; Muri; Pike; Shea; Young and Zeiger.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 2086 Prime Sponsor, Representative Bergquist: Concerning smoking in motor vehicles carrying minors. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Morris; Muri; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Johnson; Klippert; Kochmar; Moeller; Pike; Shea and Young.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 2100 Prime Sponsor, Representative Johnson: Creating Seattle University special license plates. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Farrell, Vice Chair; Overstreet, Assistant Ranking Minority Member; Morris; Shea and Young.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 2111 Prime Sponsor, Representative Farrell: Concerning the enforcement of regional transit authority fares. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Without recommendation. Signed by Representatives Orcutt, Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Johnson; Shea and Young.

Passed to Committee on Rules for second reading.

January 30, 2014

HB 2137 Prime Sponsor, Representative Johnson: Modifying provisions governing commercial motor vehicles. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Young.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2151 Prime Sponsor, Representative Blake: Concerning recreational trails. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Harris; Kagi; Morris; Nealey; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Overstreet.

Referred to Committee on Appropriations.

January 31, 2014

HB 2163 Prime Sponsor, Representative Harris: Establishing dextromethorphan provisions. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Moscoso and Takko.

MINORITY recommendation: Do not pass. Signed by Representatives Hope and Ross.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 30, 2014

HB 2182 Prime Sponsor, Representative Fitzgibbon: Concerning ferry districts in counties with a

population of one million or more. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

HB 2198 January 30, 2014
Prime Sponsor, Representative Carlyle: Providing tax relief to qualifying patients for purchases of marijuana for medical use. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Reykdal; Springer; Vick and Wilcox.

MINORITY recommendation: Do not pass. Signed by Representative Pollet.

Referred to Committee on Appropriations.

HB 2202 January 31, 2014
Prime Sponsor, Representative Carlyle: Concerning the establishment of an open data policy to facilitate sharing and publication of government data. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Young, Assistant Ranking Minority Member; Carlyle; Christian; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representative Taylor, Ranking Minority Member.

Referred to Committee on Appropriations.

HB 2241 January 30, 2014
Prime Sponsor, Representative Johnson: Regarding aeronautic safety. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Assistant Ranking Minority Member; Shea and Young.

Passed to Committee on Rules for second reading.

HB 2246 January 31, 2014
Prime Sponsor, Representative Hunt, S.: Regarding financing for stewardship of mercury-containing lights. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Passed to Committee on Rules for second reading.

HB 2261 January 31, 2014
Prime Sponsor, Representative Short: Concerning the use of science to support significant agency actions. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Dunshee; Haigh; Kretz; Orcutt; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

HB 2294 January 31, 2014
Prime Sponsor, Representative Pike: Increasing penalties for littering. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Harris; Kagi; Nealey; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Overstreet.

Passed to Committee on Rules for second reading.

HB 2396 January 31, 2014
Prime Sponsor, Representative Orwall: Addressing barriers for students to participate in the running start program. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Gregerson; Hansen; Johnson; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Hargrove; Magendanz; Muri; Scott; Smith and Walsh.

Referred to Committee on Appropriations Subcommittee on Education.

January 30, 2014
HB 2409 Prime Sponsor, Representative Carlyle: Delaying the use of existing tax preferences by the marijuana industry to ensure a regulated and safe transition to the controlled and legal marijuana market in Washington. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Fitzgibbon; Hansen; Lytton and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Assistant Ranking Minority Member; Condotta; Pollet; Reykdal; Vick and Wilcox.

Passed to Committee on Rules for second reading.

January 31, 2014
HB 2427 Prime Sponsor, Representative Blake: Addressing wildfires caused by incendiary devices. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Dunshee; Haigh; Kretz; Orcutt; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 31, 2014
HB 2429 Prime Sponsor, Representative Stonier: Creating the Washington advance higher education loan program. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Gregerson; Hansen; Johnson; Muri; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Zeiger, Assistant Ranking Minority Member; Hargrove; Magendanz; Scott and Smith.

Referred to Committee on Appropriations Subcommittee on Education.

January 31, 2014
HB 2439 Prime Sponsor, Representative Takko: Updating specified environmental statutes of the department of ecology to improve efficiency and provide for increased flexibility for local governments. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Passed to Committee on Rules for second reading.

January 31, 2014
HB 2440 Prime Sponsor, Representative Fitzgibbon: Modifying the definition of "oil" or "oils." Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Kagi; Morris; Nealey; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Overstreet.

Passed to Committee on Rules for second reading.

January 31, 2014
HB 2461 Prime Sponsor, Representative Kirby: Addressing the financial solvency of insurance companies. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Kochmar and MacEwen.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 31, 2014
HB 2486 Prime Sponsor, Representative Pettigrew: Addressing the implementation of inmate postsecondary education degree programs to reduce recidivism. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representative Scott.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2514 Prime Sponsor, Representative Christian:
Eliminating the human resources director.
Reported by Committee on Government
Operations & Elections

MAJORITY recommendation: Do pass. Signed by
Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor,
Ranking Minority Member; Young, Assistant Ranking Minority
Member; Carlyle; Christian; Manweller; Orwall; Robinson and
Van De Wege.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2517 Prime Sponsor, Representative Blake: Concerning
wildlife conflict funding to encourage proactive
measures. Reported by Committee on Agriculture
& Natural Resources

MAJORITY recommendation: The substitute bill be substituted
therefor and the substitute bill do pass. Signed by
Representatives Blake, Chair; Lytton, Vice Chair; Buys,
Ranking Minority Member; MacEwen, Assistant Ranking
Minority Member; Dunshee; Haigh; Kretz; Orcutt; Schmick;
Stanford and Warnick.

MINORITY recommendation: Do not pass. Signed by
Representative Van De Wege.

Referred to Committee on Appropriations Subcommittee on
General Government & Information Technology.

January 30, 2014

HB 2722 Prime Sponsor, Representative Roberts:
Concerning placement of sixteen and seventeen
year olds arrested for domestic violence assault.
Reported by Committee on Early Learning &
Human Services

MAJORITY recommendation: The substitute bill be substituted
therefor and the substitute bill do pass. Signed by
Representatives Kagi, Chair; Freeman, Vice Chair; Walsh,
Ranking Minority Member; Goodman; Ortiz-Self; Roberts;
Sawyer; Senn and Zeiger.

MINORITY recommendation: Do not pass. Signed by
Representatives Scott, Assistant Ranking Minority Member;
Fagan; MacEwen and Young.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee
reports under the fifth order of business were referred to the
committees so designated.

There being no objection, the House advanced to the eleventh
order of business.

There being no objection, the House adjourned until 10:00 a.m.,
February 5, 2014, the 24th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TWENTY FOURTH DAY

House Chamber, Olympia, Wednesday, February 5, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Leah Swannack and Kellan Miller. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend Denise Whitesel Mallek, Tumwater United Methodist Church, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2768 by Representatives S. Hunt, Manweller, Haler and Pollet

AN ACT Relating to reporting by lobbyists and lobbyists' employers; amending RCW 42.17A.615 and 42.17A.710; adding a new section to chapter 42.17A RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 2769 by Representatives Springer, Manweller, Goodman, Condotta, Nealey, Kirby, Haler and Freeman

AN ACT Relating to providing a sales and use tax exemption for sales and uses related to eligible server equipment and power infrastructures installed in eligible computer data centers; amending RCW 82.08.986 and 82.12.986; creating a new section; and providing expiration dates.

Referred to Committee on Finance.

HB 2770 by Representative Parker

AN ACT Relating to the removal of snow from streets that are part of state highways; and amending RCW 47.24.020.

Referred to Committee on Transportation.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

January 30, 2014

ESHB 1620 Prime Sponsor, Committee on Transportation: Concerning passenger-carrying vehicles for railroad employees. Reported by Committee on Transportation

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

January 29, 2014

ESHB 1651 Prime Sponsor, Committee on Early Learning & Human Services: Concerning access to juvenile records. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Taylor.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2059 Prime Sponsor, Representative Morris: Concerning the voluntary purchase of eligible renewable resources by customers of electric utilities. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Smith, Ranking Minority Member; Fey; Freeman; Hudgins; Morrell; Ryu; Stonier; Tarleton and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Assistant Ranking Minority Member; DeBolt; Kochmar; Magendanz; Vick; Walsh and Zeiger.

Passed to Committee on Rules for second reading.

HB 2146 January 31, 2014
 Prime Sponsor, Representative Condotta:
 Concerning department of labor and industries
 appeal bonds. Reported by Committee on Labor &
 Workforce Development

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Sells, Chair; Reykdal, Vice Chair; Manweller,
 Ranking Minority Member; Condotta, Assistant Ranking
 Minority Member; Christian; Green; Hunt, G.; Moeller and
 Ormsby.

Referred to Committee on Appropriations.

HB 2167 February 3, 2014
 Prime Sponsor, Representative Lytton: Changing
 the date by which challenged schools are
 identified. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by
 Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist,
 Ranking Minority Member; Magendanz, Assistant Ranking
 Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins;
 Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet;
 Seaquist and Warnick.

Passed to Committee on Rules for second reading.

HB 2176 January 31, 2014
 Prime Sponsor, Representative Morris:
 Concerning leased energy systems. Reported by
 Committee on Technology & Economic
 Development

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Morris, Chair; Smith, Ranking Minority
 Member; Fey; Freeman; Hudgins; Morrell; Ryu; Stonier;
 Tarleton and Wylie.

MINORITY recommendation: Do not pass. Signed by
 Representatives Short, Assistant Ranking Minority Member;
 DeBolt; Kochmar; Magendanz; Vick; Walsh and Zeiger.

Passed to Committee on Rules for second reading.

HB 2177 January 31, 2014
 Prime Sponsor, Representative Morris:
 Concerning the expansion of natural gas
 infrastructure in rural or underserved areas.
 Reported by Committee on Technology &
 Economic Development

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Morris, Chair; Smith, Ranking Minority
 Member; Short, Assistant Ranking Minority Member; DeBolt;
 Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Ryu;
 Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2179 Prime Sponsor, Representative Morris: Regarding
 government surveillance conducted with
 extraordinary sensing devices. Reported by
 Committee on Technology & Economic
 Development

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Morris, Chair; Smith, Ranking Minority
 Member; Fey; Freeman; Hudgins; Morrell; Stonier; Tarleton
 and Wylie.

MINORITY recommendation: Do not pass. Signed by
 Representatives Short, Assistant Ranking Minority Member;
 DeBolt; Kochmar; Magendanz; Ryu; Vick; Walsh and Zeiger.

Referred to Committee on Appropriations Subcommittee on
 General Government & Information Technology.

HB 2255 January 30, 2014
 Prime Sponsor, Representative Van De Wege:
 Concerning ambulance seat belt notification, air
 bags, and driver training. Reported by Committee
 on Transportation

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice
 Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman;
 Habib; Hawkins; Hayes; Kochmar; Morris; Muri; Ryu; Sells;
 Takko; Tarleton and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by
 Representatives Orcutt, Ranking Minority Member; Hargrove,
 Assistant Ranking Minority Member; Overstreet, Assistant
 Ranking Minority Member; Johnson; Klippert; Pike; Shea;
 Young and Zeiger.

Passed to Committee on Rules for second reading.

HB 2276 February 3, 2014
 Prime Sponsor, Representative Robinson:
 Concerning the operation by educational service
 districts of educational programs for residents of
 residential schools. Reported by Committee on
 Education

MAJORITY recommendation: Do pass. Signed by
 Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist,
 Ranking Minority Member; Magendanz, Assistant Ranking
 Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins;
 Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet;
 Seaquist and Warnick.

Passed to Committee on Rules for second reading.

HB 2278 February 3, 2014
 Prime Sponsor, Representative Takko: Concerning
 interlocal agreements for ambulance services
 between fire protection districts and contiguous
 cities. Reported by Committee on Local
 Government

MAJORITY recommendation: Do pass. Signed by
 Representatives Takko, Chair; Gregerson, Vice Chair;

Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2298 Prime Sponsor, Representative Pike: Changing the definition of capital projects to include technology infrastructure. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2350 Prime Sponsor, Representative Senn: Allowing valid portable background check clearance cards issued by the department of early learning to be used by certain educational employees and their contractors for purposes of their background check requirements. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Bergquist; Fey; Haigh; Hunt, S.; Lytton; Muri; Orwall; Pollet and Seaquist.

MINORITY recommendation: Do not pass. Signed by Representatives Magendanz, Assistant Ranking Minority Member; Hargrove; Hawkins; Hayes; Klippert; Parker and Warnick.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2433 Prime Sponsor, Representative Habib: Requiring a city or town to notify light and power businesses and gas distribution businesses of annexed areas and affected properties. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2442

Prime Sponsor, Representative Moscoso: Concerning electronic salary and wage payments by counties. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2481

Prime Sponsor, Representative Senn: Concerning food and yard waste collection space for qualifying new residential occupancies with more than two dwelling units. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike and Taylor.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2501

Prime Sponsor, Representative Ormsby: Concerning registration requirements for contractors. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations.

January 31, 2014

HB 2524

Prime Sponsor, Representative Kirby: Concerning manufacturer and new motor vehicle dealer franchise agreements. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Kochmar and MacEwen.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

January 31, 2014

HB 2527 Prime Sponsor, Representative Ormsby: Establishing the prevailing rate of wage based on collective bargaining agreements or other methods if collective bargaining agreements are not available. Reported by Committee on Labor & Workforce Development

February 3, 2014

HB 2583 Prime Sponsor, Representative Dahlquist: Adding charter school chief executive officers to the list of individuals who may file complaints of unprofessional conduct regarding certificated employees. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2593 Prime Sponsor, Representative Stonier: Revising local government treasury practices and procedures. Reported by Committee on Local Government

January 31, 2014

HB 2541 Prime Sponsor, Representative Haigh: Regarding miniature hobby boilers. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike and Springer.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2547 Prime Sponsor, Representative Ormsby: Providing for the creation of a less than countywide port district within a county containing no port districts. Reported by Committee on Local Government

February 3, 2014

HB 2605 Prime Sponsor, Representative Stonier: Making school district policies on restraint or isolation of certain students available to parents and guardians. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon and Springer.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Pike and Taylor.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2575 Prime Sponsor, Representative Bergquist: Requiring that certain teacher assignment and reassignment data be included in data submitted to the office of the superintendent of public instruction. Reported by Committee on Education

February 3, 2014

HB 2618 Prime Sponsor, Representative Gregerson: Modifying provisions governing public works projects of code cities. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike and Taylor.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1448, by House Committee on Health Care & Wellness (originally sponsored by Representatives Bergquist, Ross, Cody, Harris, Green, Rodne, Tharinger, Johnson, Manweller, Magendanz and Morrell)

Regarding telemedicine.

There being no objection, the rules were suspended, and ENGROSSED SUBSTITUTE HOUSE BILL NO. 1448 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

Representative Bergquist moved the adoption of amendment (613):

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. It is the intent of the legislature to recognize the application of telemedicine as a reimbursable service by which an individual receives medical services from a health care provider without in person contact with the provider. It is also the intent of the legislature to reduce the compliance requirements on hospitals when granting privileges or associations to telemedicine physicians.

NEW SECTION. Sec. 2. A new section is added to chapter 41.05 RCW to read as follows:

(1) A health plan offered to employees and their covered dependents under this chapter issued or renewed on or after the effective date of this section shall reimburse a provider for a health care service provided to a covered person through telemedicine if:

(a) The plan provides coverage of the health care service when provided in-person by the provider; and

(b) The health care service is medically necessary.

(2) An originating site for a telemedicine health care service subject to subsection (1) of this section includes a:

(a) Hospital;

(b) Rural health clinic;

(c) Federally qualified health center;

(d) Physician's or other health care provider's office;

(e) Community mental health center;

(f) Skilled nursing facility; or

(g) Renal dialysis center, except an independent renal dialysis center.

(3) Any originating site under subsection (2) of this section may charge a facility fee for infrastructure and preparation of the patient. Reimbursement must be subject to a negotiated agreement between the originating site and the health plan. A distant site or any other site not identified in subsection (2) of this section may not charge a facility fee.

(4) The plan may not distinguish between originating sites that are rural and urban in providing the coverage required in subsection (1) of this section.

(5) The plan may subject coverage of a telemedicine health service under subsection (1) of this section to all terms and conditions of the plan, including, but not limited to, utilization review, prior authorization, deductible, copayment, or coinsurance requirements that are applicable to coverage of a comparable health care service provided in-person.

(6) This section does not require the plan to reimburse:

(a) An originating site for professional fees;

(b) A provider for a health care service that is not a covered benefit under the plan; or

(c) An originating site or health care provider when the site or provider is not a contracted provider under the plan.

(7) For purposes of this section:

(a) "Distant site" means the site at which a physician or other licensed provider, delivering a professional service, is physically located at the time the service is provided through telemedicine;

(b) "Health care service" has the same meaning as in RCW 48.43.005;

(c) "Originating site" means the physical location of a patient receiving health care services through telemedicine;

(d) "Provider" has the same meaning as in RCW 48.43.005; and

(e) "Telemedicine" means the delivery of health care services through the use of interactive audio and video technology, permitting real-time communication between the patient at the originating site and the provider, for the purpose of diagnosis, consultation, or treatment. For purposes of this section only, "telemedicine" does not include the use of audio- only telephone, facsimile, or electronic mail.

NEW SECTION. Sec. 3. A new section is added to chapter 48.43 RCW to read as follows:

(1) For health plans issued or renewed on or after the effective date of this section, a health carrier shall reimburse a provider for a health care service provided to a covered person through telemedicine if:

(a) The plan provides coverage of the health care service when provided in-person by the provider; and

(b) The health care service is medically necessary.

(2) An originating site for a telemedicine health care service subject to subsection (1) of this section includes a:

(a) Hospital;

(b) Rural health clinic;

(c) Federally qualified health center;

(d) Physician's or other health care provider's office;

(e) Community mental health center;

(f) Skilled nursing facility; or

(g) Renal dialysis center, except an independent renal dialysis center.

(3) Any originating site under subsection (2) of this section may charge a facility fee for infrastructure and preparation of the patient. Reimbursement must be subject to a negotiated agreement between the originating site and the health carrier. A distant site or any other site not identified in subsection (2) of this section may not charge a facility fee.

(4) A health carrier may not distinguish between originating sites that are rural and urban in providing the coverage required in subsection (1) of this section.

(5) A health carrier may subject coverage of a telemedicine health service under subsection (1) of this section to all terms and conditions of the plan in which the covered person is enrolled, including, but not limited to, utilization review, prior authorization, deductible, copayment, or coinsurance requirements that are

applicable to coverage of a comparable health care service provided in-person.

(6) This section does not require a health carrier to reimburse:

- (a) An originating site for professional fees;
- (b) A provider for a health care service that is not a covered benefit under the plan; or

(c) An originating site or health care provider when the site or provider is not a contracted provider under the plan.

(7) For purposes of this section:

(a) "Distant site" means the site at which a physician or other licensed provider, delivering a professional service, is physically located at the time the service is provided through telemedicine;

(b) "Health care service" has the same meaning as in RCW 48.43.005;

(c) "Originating site" means the physical location of a patient receiving health care services through telemedicine;

(d) "Provider" has the same meaning as in RCW 48.43.005; and

(e) "Telemedicine" means the delivery of health care services through the use of interactive audio and video technology, permitting real-time communication between the patient at the originating site and the provider, for the purpose of diagnosis, consultation, or treatment. For purposes of this section only, "telemedicine" does not include the use of audio-only telephone, facsimile, or electronic mail.

NEW SECTION. Sec. 4. A new section is added to chapter 74.09 RCW to read as follows:

(1) Upon initiation or renewal of a contract with the Washington state health care authority to administer a medicaid managed care plan, a managed health care system shall reimburse a provider for a health care service provided to a covered person through telemedicine if:

(a) The medicaid managed care plan in which the covered person is enrolled provides coverage of the health care service when provided in-person by the provider; and

(b) The health care service is medically necessary.

(2) An originating site for a telemedicine health care service subject to subsection (1) of this section includes a:

- (a) Hospital;
- (b) Rural health clinic;
- (c) Federally qualified health center;
- (d) Physician's or other health care provider's office;
- (e) Community mental health center;
- (f) Skilled nursing facility; or
- (g) Renal dialysis center, except an independent renal dialysis center.

(3) Any originating site under subsection (2) of this section may charge a facility fee for infrastructure and preparation of the patient. Reimbursement must be subject to a negotiated agreement between the originating site and the managed health care system. A distant site or any other site not identified in subsection (2) of this section may not charge a facility fee.

(4) A managed health care system may not distinguish between originating sites that are rural and urban in providing the coverage required in subsection (1) of this section.

(5) A managed health care system may subject coverage of a telemedicine health service under subsection (1) of this section to all terms and conditions of the plan in which the covered person is enrolled, including, but not limited to, utilization review, prior authorization, deductible, copayment, or coinsurance requirements that are applicable to coverage of a comparable health care service provided in-person.

(6) This section does not require a managed health care system to reimburse:

- (a) An originating site for professional fees;

(b) A provider for a health care service that is not a covered benefit under the plan; or

(c) An originating site or health care provider when the site or provider is not a contracted provider under the plan.

(7) For purposes of this section:

(a) "Distant site" means the site at which a physician or other licensed provider, delivering a professional service, is physically located at the time the service is provided through telemedicine;

(b) "Health care service" has the same meaning as in RCW 48.43.005;

(c) "Managed health care system" means any health care organization, including health care providers, insurers, health care service contractors, health maintenance organizations, health insuring organizations, or any combination thereof, that provides directly or by contract health care services covered under this chapter and rendered by licensed providers, on a prepaid capitated basis and that meets the requirements of section 1903(m)(1)(A) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(d) "Originating site" means the physical location of a patient receiving health care services through telemedicine;

(e) "Provider" has the same meaning as in RCW 48.43.005; and

(f) "Telemedicine" means the delivery of health care services through the use of interactive audio and video technology, permitting real-time communication between the patient at the originating site and the provider, for the purpose of diagnosis, consultation, or treatment. For purposes of this section only, "telemedicine" does not include the use of audio-only telephone, facsimile, or electronic mail.

(8) To measure the impact on access to care for underserved communities and costs to the state and the medicaid managed health care system for reimbursement of telemedicine services, the Washington state health care authority, using existing data and resources, shall provide a report to the appropriate policy and fiscal committees of the legislature no later than December 31, 2018.

Sec. 5. RCW 70.41.020 and 2010 c 94 s 17 are each amended to read as follows:

Unless the context clearly indicates otherwise, the following terms, whenever used in this chapter, shall be deemed to have the following meanings:

(1) "Department" means the Washington state department of health.

(2) "Emergency care to victims of sexual assault" means medical examinations, procedures, and services provided by a hospital emergency room to a victim of sexual assault following an alleged sexual assault.

(3) "Emergency contraception" means any health care treatment approved by the food and drug administration that prevents pregnancy, including but not limited to administering two increased doses of certain oral contraceptive pills within seventy-two hours of sexual contact.

(4) "Hospital" means any institution, place, building, or agency which provides accommodations, facilities and services over a continuous period of twenty-four hours or more, for observation, diagnosis, or care, of two or more individuals not related to the operator who are suffering from illness, injury, deformity, or abnormality, or from any other condition for which obstetrical, medical, or surgical services would be appropriate for care or diagnosis. "Hospital" as used in this chapter does not include hotels, or similar places furnishing only food and lodging, or simply domiciliary care; nor does it include clinics, or physician's offices where patients are not regularly kept as bed patients for twenty-four hours or more; nor does it include nursing homes, as defined and which come within the scope of chapter 18.51 RCW;

nor does it include birthing centers, which come within the scope of chapter 18.46 RCW; nor does it include psychiatric hospitals, which come within the scope of chapter 71.12 RCW; nor any other hospital, or institution specifically intended for use in the diagnosis and care of those suffering from mental illness, intellectual disability, convulsive disorders, or other abnormal mental condition. Furthermore, nothing in this chapter or the rules adopted pursuant thereto shall be construed as authorizing the supervision, regulation, or control of the remedial care or treatment of residents or patients in any hospital conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any well recognized church or religious denominations.

(5) "Person" means any individual, firm, partnership, corporation, company, association, or joint stock association, and the legal successor thereof.

(6) "Secretary" means the secretary of health.

(7) "Sexual assault" has the same meaning as in RCW 70.125.030.

(8) "Victim of sexual assault" means a person who alleges or is alleged to have been sexually assaulted and who presents as a patient.

(9) "Distant site" means the site at which a physician or other licensed provider, delivering a professional service, is physically located at the time the service is provided through telemedicine.

(10) "Originating site" means the physical location of a patient receiving health care services through telemedicine.

(11) "Telemedicine" means the delivery of health care services through the use of interactive audio and video technology, permitting real-time communication between the patient at the originating site and the provider, for the purpose of diagnosis, consultation, or treatment. "Telemedicine" does not include the use of audio-only telephone, facsimile, or electronic mail.

Sec. 6. RCW 70.41.230 and 2013 c 301 s 3 are each amended to read as follows:

(1) Except as provided in subsection (3) of this section, prior to granting or renewing clinical privileges or association of any physician or hiring a physician, a hospital or facility approved pursuant to this chapter shall request from the physician and the physician shall provide the following information:

(a) The name of any hospital or facility with or at which the physician had or has any association, employment, privileges, or practice during the prior five years: PROVIDED, That the hospital may request additional information going back further than five years, and the physician shall use his or her best efforts to comply with such a request for additional information;

(b) Whether the physician has ever been or is in the process of being denied, revoked, terminated, suspended, restricted, reduced, limited, sanctioned, placed on probation, monitored, or not renewed for any professional activity listed in (b)(i) through (x) of this subsection, or has ever voluntarily or involuntarily relinquished, withdrawn, or failed to proceed with an application for any professional activity listed in (b)(i) through (x) of this subsection in order to avoid an adverse action or to preclude an investigation or while under investigation relating to professional competence or conduct:

(i) License to practice any profession in any jurisdiction;

(ii) Other professional registration or certification in any jurisdiction;

(iii) Specialty or subspecialty board certification;

(iv) Membership on any hospital medical staff;

(v) Clinical privileges at any facility, including hospitals, ambulatory surgical centers, or skilled nursing facilities;

(vi) Medicare, medicaid, the food and drug administration, the national institute of health (office of human research protection),

governmental, national, or international regulatory agency, or any public program;

(vii) Professional society membership or fellowship;

(viii) Participation or membership in a health maintenance organization, preferred provider organization, independent practice association, physician-hospital organization, or other entity;

(ix) Academic appointment;

(x) Authority to prescribe controlled substances (drug enforcement agency or other authority);

(c) Any pending professional medical misconduct proceedings or any pending medical malpractice actions in this state or another state, the substance of the allegations in the proceedings or actions, and any additional information concerning the proceedings or actions as the physician deems appropriate;

(d) The substance of the findings in the actions or proceedings and any additional information concerning the actions or proceedings as the physician deems appropriate;

(e) A waiver by the physician of any confidentiality provisions concerning the information required to be provided to hospitals pursuant to this subsection; and

(f) A verification by the physician that the information provided by the physician is accurate and complete.

(2) Except as provided in subsection (3) of this section, prior to granting privileges or association to any physician or hiring a physician, a hospital or facility approved pursuant to this chapter shall request from any hospital with or at which the physician had or has privileges, was associated, or was employed, during the preceding five years, the following information concerning the physician:

(a) Any pending professional medical misconduct proceedings or any pending medical malpractice actions, in this state or another state;

(b) Any judgment or settlement of a medical malpractice action and any finding of professional misconduct in this state or another state by a licensing or disciplinary board; and

(c) Any information required to be reported by hospitals pursuant to RCW 18.71.0195.

(3) In lieu of the requirements of subsections (1) and (2) of this section, when granting or renewing privileges or association of any physician providing telemedicine services, an originating site hospital may rely on a distant site hospital's decision to grant or renew clinical privileges or association of the physician if the originating site hospital obtains reasonable assurances, through a written agreement with the distant site hospital, that all of the following provisions are met:

(a) The distant site hospital providing the telemedicine services is a medicare participating hospital;

(b) Any physician providing telemedicine services at the distant site hospital will be fully privileged to provide such services by the distant site hospital;

(c) Any physician providing telemedicine services will hold and maintain a valid license to perform such services issued or recognized by the state of Washington; and

(d) With respect to any distant site physician who holds current privileges at the originating site hospital whose patients are receiving the telemedicine services, the originating site hospital has evidence of an internal review of the distant site physician's performance of these privileges and sends the distant site hospital such performance information for use in the periodic appraisal of the distant site physician. At a minimum, this information must include all adverse events, as defined in RCW 70.56.010, that result from the telemedicine services provided by the distant site physician to the originating site hospital's patients and all complaints the originating site hospital has received about the distant site physician.

(4) The medical quality assurance commission shall be advised

within thirty days of the name of any physician denied staff privileges, association, or employment on the basis of adverse findings under subsection (1) of this section.

~~((4))~~ (5) A hospital or facility that receives a request for information from another hospital or facility pursuant to subsections (1) ~~(and (2))~~ through (3) of this section shall provide such information concerning the physician in question to the extent such information is known to the hospital or facility receiving such a request, including the reasons for suspension, termination, or curtailment of employment or privileges at the hospital or facility. A hospital, facility, or other person providing such information in good faith is not liable in any civil action for the release of such information.

~~((5))~~ (6) Information and documents, including complaints and incident reports, created specifically for, and collected, and maintained by a quality improvement committee are not subject to discovery or introduction into evidence in any civil action, and no person who was in attendance at a meeting of such committee or who participated in the creation, collection, or maintenance of information or documents specifically for the committee shall be permitted or required to testify in any civil action as to the content of such proceedings or the documents and information prepared specifically for the committee. This subsection does not preclude: (a) In any civil action, the discovery of the identity of persons involved in the medical care that is the basis of the civil action whose involvement was independent of any quality improvement activity; (b) in any civil action, the testimony of any person concerning the facts which form the basis for the institution of such proceedings of which the person had personal knowledge acquired independently of such proceedings; (c) in any civil action by a health care provider regarding the restriction or revocation of that individual's clinical or staff privileges, introduction into evidence information collected and maintained by quality improvement committees regarding such health care provider; (d) in any civil action, disclosure of the fact that staff privileges were terminated or restricted, including the specific restrictions imposed, if any and the reasons for the restrictions; or (e) in any civil action, discovery and introduction into evidence of the patient's medical records required by regulation of the department of health to be made regarding the care and treatment received.

~~((6))~~ (7) Hospitals shall be granted access to information held by the medical quality assurance commission and the board of osteopathic medicine and surgery pertinent to decisions of the hospital regarding credentialing and recredentialing of practitioners.

~~((7))~~ (8) Violation of this section shall not be considered negligence per se.

NEW SECTION. Sec. 7. The medical quality assurance commission, the nursing care quality assurance commission, and the board of osteopathic medicine and surgery shall inform the health committees of the legislature on recommended or adopted criteria under which health care providers from outside of Washington state would be permitted to deliver telemedicine services to Washington state residents that will ensure the quality of services delivered and the safety of those patients receiving those services. By December 1, 2014, the board and commissions shall provide an update to the appropriate committees of the legislature on the progress of these efforts.

NEW SECTION. Sec. 8. Sections 1 through 6 of this act take effect January 1, 2016.

NEW SECTION. Sec. 9. The legislature encourages health plans to adopt the requirements of sections 2 through 4 of this act prior to January 1, 2016. Therefore, nothing in this act prohibits a plan from adopting the requirements of sections 2 through 4 of this act prior to January 1, 2016."

Correct the title.

Representatives Bergquist and Schmick spoke in favor of the adoption of the amendment.

Amendment (613) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Bergquist and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1448.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1448, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1448, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2148, by Representatives Cody, Pollet, Senn, Appleton, S. Hunt, Takko, Sells, Carlyle, Fitzgibbon, Springer, Green, Reykdal, Lytton, Tharinger, Jinkins, Roberts, Goodman, Liias, Kagi, Van De Wege, Clibborn, Ryu, Ormsby, Fey, Walkinshaw, Farrell, Hudgins, Santos, Bergquist, Pettigrew and Riccelli

Concerning health plan coverage for the voluntary termination of a pregnancy.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody, Takko, Springer, Kagi and Jinkins spoke in favor of the passage of the bill.

Representatives Short, Schmick, Pike, Scott, Buys, Shea, Kochmar, Walsh, Rodne, Overstreet, Christian and Smith spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2148.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2148, and the bill passed the House by the following vote: Yeas, 54; Nays, 44; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, Freeman, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

HOUSE BILL NO. 2148, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1607, by Representative Rodne

Providing alternative means of service in forcible entry and forcible and unlawful detainer actions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Rodne and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1607.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1607, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 1607, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2127, by Representatives Van De Wege and Tharinger

Concerning the authority of medical program directors.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Van De Wege and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2127.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2127, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2127, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Hudgins to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of HOUSE BILL NO. 2486, and the bill was referred to the Committee on Appropriations.

There being no objection, the House reverted to the fifth order of business.

1st SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

February 4, 2014
HB 1791 Prime Sponsor, Representative Parker: Concerning trafficking. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by

Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2074 Prime Sponsor, Representative Sawyer: Concerning fees for health records. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Clibborn; Green; Jinkins; Manweller; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G. and Ross.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2154 Prime Sponsor, Representative Dahlquist: Creating a liquor license for fairs. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2218 Prime Sponsor, Representative Haigh: Concerning lake and beach management districts. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2244 Prime Sponsor, Representative Stanford: Restoring resources to the capital budget. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Referred to Committee on Appropriations.

February 4, 2014

HB 2376 Prime Sponsor, Representative Hayes: Exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Young, Assistant Ranking Minority Member; Christian; Kretz; Manweller; Orwall and Robinson.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Carlyle and Van De Wege.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2400 Prime Sponsor, Representative Walkinshaw: Concerning mentoring and service learning opportunities in education. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Johnson; Muri; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Hargrove; Magendanz; Scott and Smith.

Referred to Committee on Appropriations.

February 4, 2014

HB 2424 Prime Sponsor, Representative Kirby: Concerning self-service storage facilities. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hurst; Kochmar; MacEwen; Santos and Stanford.

MINORITY recommendation: Do not pass. Signed by Representative Hunt, G..

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2450 Prime Sponsor, Representative Haigh: Concerning employment of persons with disabilities. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Scott, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 4, 2014
HB 2464 Prime Sponsor, Representative Moscoso: Modifying assault in the third degree provisions. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hope; Moscoso; Pettigrew and Takko.

MINORITY recommendation: Do not pass. Signed by Representatives Hayes, Assistant Ranking Minority Member; Appleton; Holy and Ross.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 4, 2014
HB 2573 Prime Sponsor, Representative Hudgins: Requiring the department of licensing to conduct a review of the need for regulation of theatrical wrestling events. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 4, 2014
HB 2590 Prime Sponsor, Representative Kirby: Concerning sellers of travel. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; Santos and Stanford.

MINORITY recommendation: Do not pass. Signed by Representative MacEwen.

Passed to Committee on Rules for second reading.

February 4, 2014
HB 2611 Prime Sponsor, Representative Johnson: Requiring the student achievement council to develop a grant program to encourage training for students studying in the medical field to work with individuals with disabilities. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz;

Muri; Reykdal; Sawyer; Scott; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Referred to Committee on Appropriations.

February 3, 2014
HB 2616 Prime Sponsor, Representative Freeman: Concerning parents with intellectual or developmental disabilities involved in dependency proceedings. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Young and Zeiger.

Referred to Committee on Appropriations.

February 3, 2014
HB 2643 Prime Sponsor, Representative Farrell: Concerning efforts with private and public partnerships to help produce Washington's healthiest next generation. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Harris, Assistant Ranking Minority Member; Clibborn; Green; Jinkins; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; DeBolt; Hunt, G.; Manweller and Ross.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 4, 2014
HB 2644 Prime Sponsor, Representative Ryu: Concerning coercion of involuntary servitude. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 3, 2014
HB 2680 Prime Sponsor, Representative Springer: Establishing a caterer's license to sell spirits, beer, and wine. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

Chair; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal and Springer.

February 3, 2014
HB 2706 Prime Sponsor, Representative Moscoso: Ensuring safe, responsible, and legal acquisition of marijuana by adults. Reported by Committee on Government Accountability & Oversight

MINORITY recommendation: Do not pass. Signed by Representatives Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Vick and Wilcox.

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

February 4, 2014
HB 1484 Prime Sponsor, Representative Stanford: Concerning the public works board. Reported by Committee on Capital Budget

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; Appleton; Riccelli; Robinson; Senn; Stonier and Warnick.

February 3, 2014
HB 2742 Prime Sponsor, Representative Cody: Requiring a rule-making process to interpret the scope of practice of a health care profession. Reported by Committee on Health Care & Wellness

MINORITY recommendation: Do not pass. Signed by Representatives MacEwen, Assistant Ranking Minority Member; Christian; Scott and Smith.

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Ross; Tharinger and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representative Morrell.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 4, 2014
SHB 1574 Prime Sponsor, Committee on Early Learning & Human Services: Establishing a fee for certification for the residential services and supports program to cover investigative costs. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Ross, Assistant Ranking Minority Member; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

2nd SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

February 4, 2014
HB 1156 Prime Sponsor, Representative Blake: Consolidating designated forest lands and open space timber lands for ease of administration. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill by Committee on Agriculture & Natural Resources be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

February 5, 2014
HB 1595 Prime Sponsor, Representative Schmick: Addressing the powers of initiative and referendum within counties that are not home rule charter counties. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

February 4, 2014
EHB 1287 Prime Sponsor, Representative Appleton: Subjecting federally recognized Indian tribes to the same conditions as state and local governments for property owned exclusively by the tribe. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill by Committee on Community Development, Housing & Tribal Affairs be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice

February 4, 2014

HB 1643 Prime Sponsor, Representative Fey: Regarding energy conservation under the energy independence act. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Short, Assistant Ranking Minority Member; Dahlquist; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Smith, Ranking Minority Member and DeBolt.

Passed to Committee on Rules for second reading.

February 5, 2014

2SHB 1680 Prime Sponsor, Committee on Appropriations: Implementing strategies to close the educational opportunity gap, based on the recommendations of the educational opportunity gap oversight and accountability committee. Reported by Committee on Education

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Bergquist; Fey; Haigh; Hunt, S.; Lytton; Orwall; Parker; Pollet and Seaquist.

MINORITY recommendation: Do not pass. Signed by Representatives Dahlquist, Ranking Minority Member; Hargrove; Hawkins; Hayes and Klippert.

Referred to Committee on Appropriations.

February 4, 2014

HB 2071 Prime Sponsor, Representative Zeiger: Authorizing expedited permitting and contracting for Washington state bridges deemed structurally deficient. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2144 Prime Sponsor, Representative Condotta: Concerning the establishment of a dedicated local jurisdiction marijuana fund and the distribution of a specified percentage of marijuana excise tax revenues to local jurisdictions. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Appropriations.

February 5, 2014

HB 2155 Prime Sponsor, Representative Dahlquist: Preventing theft of alcoholic spirits from licensed retailers. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2160 Prime Sponsor, Representative Jinkins: Allowing physical therapists to perform spinal manipulation. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Manweller; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Rodne; Ross and Short.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2187 Prime Sponsor, Representative Takko: Extending the date by which counties participating in the voluntary stewardship program must review and, if necessary, revise development regulations that apply to critical areas in areas used for agricultural activities. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike; Springer and Taylor.

MINORITY recommendation: Do not pass. Signed by Representatives Farrell and Fitzgibbon.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 4, 2014

HB 2192 Prime Sponsor, Representative Smith: Promoting economic development through enhancing transparency and predictability of state agency

permitting and review processes. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Referred to Committee on Appropriations.

February 4, 2014

HB 2208 Prime Sponsor, Representative Haigh: Concerning heavy civil construction projects. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2229 Prime Sponsor, Representative Morris: Concerning long-term funding for a state tourism marketing program. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson and Santos.

MINORITY recommendation: Do not pass. Signed by Representative Young.

Referred to Committee on Appropriations.

February 5, 2014

HB 2245 Prime Sponsor, Representative Ormsby: Addressing vesting in urban growth areas with recently added territory. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Pike and Taylor.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2267 Prime Sponsor, Representative Hansen: Creating passenger-only ferry service districts. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Pike; Rodne and Shea.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2304 Prime Sponsor, Representative Moscoso: Concerning marijuana processing and retail licenses. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2310 Prime Sponsor, Representative Riccelli: Concerning safety equipment for individual providers. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 3, 2014

HB 2315 Prime Sponsor, Representative Orwall: Concerning suicide prevention. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 5, 2014

HB 2317 Prime Sponsor, Representative Haigh: Promoting expanded learning opportunities as a strategy to close the educational opportunity gap and prevent summer learning loss. Reported by Committee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Referred to Committee on Appropriations.

February 4, 2014

HB 2318 Prime Sponsor, Representative Seaquist: Addressing contractor liability for industrial insurance premiums for not-for-profit nonemergency medicaid transportation brokers. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2320 Prime Sponsor, Representative Tharinger: Concerning adult family homes. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Referred to Committee on Appropriations.

February 3, 2014

HB 2328 Prime Sponsor, Representative Cody: Modifying provisions governing the Washington state health insurance pool. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2329 Prime Sponsor, Representative Riccelli: Creating the breastfeeding-friendly Washington

designation. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Jinkins; Moeller; Morrell; Ross; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives DeBolt; Hunt, G. and Manweller.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2339 Prime Sponsor, Representative Cody: Concerning disclosure of health care information. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2343 Prime Sponsor, Representative Muri: Allowing for a veteran designation on drivers' licenses and identicards. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2345 Prime Sponsor, Representative Carlyle: Providing greater consistency in how nonprofit tax-exempt property may be used without jeopardizing the property's tax-exempt status. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2347 Prime Sponsor, Representative Farrell: Enhancing the safety of the transportation of oil. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Referred to Committee on Appropriations.

February 3, 2014

HB 2371 Prime Sponsor, Representative Vick: Concerning the sale of beer by grocery store licensees. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

MINORITY recommendation: Without recommendation. Signed by Representative Condotta, Ranking Minority Member.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 4, 2014

HB 2372 Prime Sponsor, Representative Klippert: Concerning monetary penalties for failing to register a vehicle. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2377 Prime Sponsor, Representative Hunter: Improving quality in the early care and education system. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Goodman; MacEwen; Ortiz-Self; Roberts and Senn.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Assistant Ranking Minority Member; Fagan; Sawyer; Young and Zeiger.

Referred to Committee on Appropriations.

February 4, 2014

HB 2386 Prime Sponsor, Representative Van De Wege: Designating Washington's shoreline as a state maritime heritage area. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2404 Prime Sponsor, Representative Vick: Expanding the definition of an electric personal assistive mobility device. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2412 Prime Sponsor, Representative Condotta: Addressing license issuance fees imposed on spirits retail licensees. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Finance.

February 4, 2014

HB 2415 Prime Sponsor, Representative Parker: Creating a temporary homeless status certification. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 4, 2014

HB 2417 Prime Sponsor, Representative Haler: Changing membership provisions of the Washington economic development finance authority. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2430 Prime Sponsor, Representative Riccelli: Concerning athletic trainers. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Jinkins; Manweller; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives DeBolt; Hunt, G. and Ross.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2432 Prime Sponsor, Representative Green: Concerning long-term planning for developmental disabilities services. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Scott, Assistant Ranking Minority Member.

Referred to Committee on Appropriations.

February 5, 2014

HB 2449 Prime Sponsor, Representative Jinkins: Addressing long-term care insurance price transparency. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins;

Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Harris, Assistant Ranking Minority Member and DeBolt.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2451 Prime Sponsor, Representative Liias: Restricting the practice of sexual orientation change efforts. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2454 Prime Sponsor, Representative Blake: Developing a water quality trading program in Washington. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Dunshee; Haigh; Hurst; Pettigrew; Stanford and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives Chandler; Kretz; Orcutt; Schmick and Warnick.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2457 Prime Sponsor, Representative Hansen: Concerning derelict and abandoned vessels. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations.

February 4, 2014

HB 2460 Prime Sponsor, Representative Blake: Regarding fish and wildlife law enforcement. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Pettigrew; Stanford and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt and Schmick.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2485

Prime Sponsor, Representative Moeller: Addressing survivor benefits from the public employees' retirement system for survivors of members in registered domestic partnerships prior to December 2012. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2467

Prime Sponsor, Representative Jinkins: Allowing dental benefits to be offered in the Washington state health benefit exchange separately or within a qualified health plan. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member and Van De Wege.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2519

Prime Sponsor, Representative Senn: Concerning early education for children involved in the child welfare system. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Assistant Ranking Minority Member and Young.

Referred to Committee on Appropriations.

February 4, 2014

HB 2479

Prime Sponsor, Representative Green: Placing restrictions on retired law enforcement officers and firefighters employed in certain public positions. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 3, 2014

HB 2530

Prime Sponsor, Representative Robinson: Requiring free infectious disease testing for good samaritans. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2482

Prime Sponsor, Representative Klippert: Creating a fee exemption for the disclosure of vehicle owner information. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2531

Prime Sponsor, Representative Pollet: Changing explicit alternative routes to teacher certification program requirements to expectations for program outcomes. Reported by Committee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh;

Hargrove; Hawkins; Hayes; Hunt, S.; Lytton; Muri; Orwall; Parker; Pollet and Seaquist.

MINORITY recommendation: Do not pass. Signed by Representatives Dahlquist, Ranking Minority Member; Klippert and Warnick.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2535 Prime Sponsor, Representative Freeman: Concerning review of licensing, unsupervised access to children, and employment decisions by the children's administration. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Goodman; Ortiz-Self; Roberts; Sawyer; Senn and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Assistant Ranking Minority Member; Fagan; MacEwen and Young.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2540 Prime Sponsor, Representative Stonier: Establishing career and technical course equivalencies in science and mathematics. Reported by Committee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Bergquist; Fey; Haigh; Hawkins; Hunt, S.; Klippert; Lytton; Orwall; Pollet and Seaquist.

MINORITY recommendation: Do not pass. Signed by Representatives Dahlquist, Ranking Minority Member; Hargrove; Hayes; Parker and Warnick.

Referred to Committee on Appropriations Subcommittee on Education.

February 3, 2014

HB 2544 Prime Sponsor, Representative Riccelli: Concerning newborn screening. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Ross; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2545 Prime Sponsor, Representative Moscoso: Prohibiting employers from asking about or using nonconviction information in initial applications

for employment. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Green; Hunt, G.; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representative Christian.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2555 Prime Sponsor, Representative Dunshee: Concerning alternative contracting performance goals. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2558 Prime Sponsor, Representative Fey: Disposing tax foreclosed property to cities for affordable housing purposes. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Gregerson; Robinson and Santos.

MINORITY recommendation: Do not pass. Signed by Representatives Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Hope and Young.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2565 Prime Sponsor, Representative Rodne: Concerning a mutual accountability model for clinical practices and healthy behaviors. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Referred to Committee on Appropriations.

February 4, 2014

HB 2569 Prime Sponsor, Representative Hargrove: Reducing air pollution associated with diesel emissions. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Short, Ranking Minority

Member; Pike, Assistant Ranking Minority Member; Harris; Kagi; Morris; Nealey; Ortiz-Self; Overstreet and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Senn, Vice Chair; Farrell and Fey.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 3, 2014

HB 2570 Prime Sponsor, Representative Cody: Concerning term limits for members of the medical quality assurance commission. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Jinkins; Moeller; Morrell and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives DeBolt; Hunt, G.; Manweller; Ross and Van De Wege.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2572 Prime Sponsor, Representative Cody: Concerning the effectiveness of health care purchasing and transforming the health care delivery system. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Manweller; Rodne; Ross and Short.

Referred to Committee on Appropriations.

February 4, 2014

HB 2577 Prime Sponsor, Representative Van De Wege: Creating an optional life annuity benefit for plan 2 members of the law enforcement officers' and firefighters' retirement system. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Sequist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2580 Prime Sponsor, Representative Tarleton: Fostering economic resilience and development in

Washington by supporting the maritime industry and other manufacturing sectors. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

January 30, 2014

HB 2582 Prime Sponsor, Representative Hargrove: Concerning filing a petition seeking termination of parental rights. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Assistant Ranking Minority Member and Young.

Referred to Committee on Appropriations.

February 3, 2014

HB 2585 Prime Sponsor, Representative Walsh: Concerning income eligibility for temporary assistance for needy families benefits for a child. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Young and Zeiger.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 5, 2014

HB 2594 Prime Sponsor, Representative Riccelli: Requiring the health care authority to develop a blueprint for the establishment of a federal basic health program. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Moeller; Morrell; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Manweller; Rodne; Ross and Short.

Referred to Committee on Appropriations.

- HB 2598 February 5, 2014 Prime Sponsor, Representative Kagi: Clarifying the lead agency for the early support for infant and toddlers program. Reported by Committee on Early Learning & Human Services
- MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.
- Passed to Committee on Rules for second reading.
- HB 2610 February 5, 2014 Prime Sponsor, Representative Fey: Identifying characteristics of the homeless youth population. Reported by Committee on Early Learning & Human Services
- MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.
- MINORITY recommendation: Do not pass. Signed by Representative Scott, Assistant Ranking Minority Member.
- Referred to Committee on Appropriations Subcommittee on Education.
- HB 2613 February 4, 2014 Prime Sponsor, Representative Gregerson: Creating efficiencies for institutions of higher education. Reported by Committee on Higher Education
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.
- Referred to Committee on Capital Budget.
- HB 2626 February 4, 2014 Prime Sponsor, Representative Seaquist: Concerning statewide educational attainment goals. Reported by Committee on Higher Education
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Hansen; Hargrove; Johnson; Muri; Reykdal; Sawyer; Smith; Tarleton and Walsh.
- MINORITY recommendation: Do not pass. Signed by Representative Scott.
- Passed to Committee on Rules for second reading.
- HB 2627 February 5, 2014 Prime Sponsor, Representative Roberts: Concerning the arrest of individuals who suffer from chemical dependency. Reported by Committee on Early Learning & Human Services
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.
- Referred to Committee on Appropriations Subcommittee on Health & Human Services.
- HB 2634 February 5, 2014 Prime Sponsor, Representative Kagi: Concerning enforcement standards for residential services and support providers. Reported by Committee on Early Learning & Human Services
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.
- Referred to Committee on Appropriations Subcommittee on Health & Human Services.
- HB 2636 February 4, 2014 Prime Sponsor, Representative Smith: Streamlining statutorily required environmental reports by government entities. Reported by Committee on Environment
- MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Morris; Nealey; Ortiz-Self and Tharinger.
- MINORITY recommendation: Do not pass. Signed by Representative Overstreet.
- Passed to Committee on Rules for second reading.
- HB 2639 February 5, 2014 Prime Sponsor, Representative Moeller: Concerning state purchasing of mental health and chemical dependency treatment services. Reported by Committee on Health Care & Wellness
- MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Moeller; Morrell; Tharinger and Van De Wege.
- MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Manweller; Rodne; Ross and Short.
- Referred to Committee on Appropriations.

February 4, 2014
HB 2642 Prime Sponsor, Representative Walkinshaw:
 Modifying the deadline for annual regulatory fees
 for charter party and excursion service carriers.
 Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by
 Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice
 Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority
 Member; Hargrove, Assistant Ranking Minority Member;
 Overstreet, Assistant Ranking Minority Member; Bergquist;
 Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson;
 Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike;
 Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton;
 Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 4, 2014
HB 2650 Prime Sponsor, Representative Fitzgibbon:
 Allowing the use of lodging taxes for financing
 workforce housing. Reported by Committee on
 Community Development, Housing & Tribal
 Affairs

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson,
 Ranking Minority Member; Holy, Assistant Ranking Minority
 Member; Gregerson; Hope; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2665 Prime Sponsor, Representative Pettigrew:
 Concerning the expiration of the advisory
 committee on the disproportionate representation
 of children of color in Washington's child welfare
 system. Reported by Committee on Early
 Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Kagi, Chair; Freeman, Vice Chair; Goodman;
 Ortiz-Self; Roberts; Sawyer and Senn.

MINORITY recommendation: Do not pass. Signed by
 Representatives Walsh, Ranking Minority Member; Scott,
 Assistant Ranking Minority Member; Fagan; MacEwen; Young
 and Zeiger.

Passed to Committee on Rules for second reading.

February 4, 2014
HB 2674 Prime Sponsor, Representative Warnick:
 Concerning the processing of quick titles by
 subagents. Reported by Committee on
 Transportation

MAJORITY recommendation: Do pass. Signed by
 Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice
 Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority
 Member; Hargrove, Assistant Ranking Minority Member;
 Overstreet, Assistant Ranking Minority Member; Bergquist;
 Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson;

Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike;
 Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton;
 Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 4, 2014
HB 2675 Prime Sponsor, Representative Shea: Modifying
 provisions applicable to off-road, nonhighway, and
 wheeled all-terrain vehicles and their drivers.
 Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Clibborn, Chair; Farrell, Vice Chair; Moscoso,
 Vice Chair; Orcutt, Ranking Minority Member; Hargrove,
 Assistant Ranking Minority Member; Overstreet, Assistant
 Ranking Minority Member; Fitzgibbon; Freeman; Hawkins;
 Johnson; Kochmar; Moeller; Muri; Pike; Riccelli; Rodne; Sells;
 Shea; Takko; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by
 Representatives Fey, Vice Chair; Bergquist; Habib; Klippert;
 Morris; Ortiz-Self; Ryu; Tarleton and Walkinshaw.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2677 Prime Sponsor, Representative Springer:
 Establishing a process for the payment of impact
 fees through provisions stipulated in recorded
 covenants. Reported by Committee on Local
 Government

MAJORITY recommendation: Do pass. Signed by
 Representatives Takko, Chair; Gregerson, Vice Chair;
 Overstreet, Ranking Minority Member; Kochmar, Assistant
 Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer
 and Taylor.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2681 Prime Sponsor, Representative Fitzgibbon:
 Including costs associated with preparing for new
 annexations within city sales and use tax authority.
 Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted
 therefor and the substitute bill do pass. Signed by
 Representatives Takko, Chair; Gregerson, Vice Chair;
 Kochmar, Assistant Ranking Minority Member; Farrell;
 Fitzgibbon and Springer.

MINORITY recommendation: Do not pass. Signed by
 Representatives Overstreet, Ranking Minority Member; Pike
 and Taylor.

Referred to Committee on Finance.

February 5, 2014
HB 2682 Prime Sponsor, Representative Green: Modifying
 provisions governing the competitive bidding
 process of water-sewer districts. Reported by
 Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2695 Prime Sponsor, Representative Kagi: Concerning safe sleep practices in child care settings. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Goodman; Ortiz-Self; Roberts; Sawyer and Senn.

MINORITY recommendation: Do not pass. Signed by Representatives Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; MacEwen; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2699 Prime Sponsor, Representative Kagi: Providing caregivers authority to allow children placed in their care to participate in normal childhood activities based on a reasonable and prudent parent standard. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; MacEwen; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2700 Prime Sponsor, Representative Stonier: Creating breast cancer awareness special license plates. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Overstreet, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2714 Prime Sponsor, Representative Pettigrew: Allowing youthful offenders who complete their sentences prior to age twenty-one equal access to a full continuum of rehabilitative and reentry services. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Goodman; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan and MacEwen.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2717 Prime Sponsor, Representative Buys: Clarifying that sheep blood is not a component of sheep processing waste. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Van De Wege and Warnick.

MINORITY recommendation: Do not pass. Signed by Representative Stanford.

Passed to Committee on Rules for second reading.

February 4, 2014

HB 2720 Prime Sponsor, Representative Seaquist: Creating the pay it forward program. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Gregerson; Hansen; Johnson; Muri; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Zeiger, Assistant Ranking Minority Member; Hargrove; Magendanz; Scott; Smith and Walsh.

Referred to Committee on Appropriations.

February 3, 2014

HB 2739 Prime Sponsor, Representative Ortiz-Self: Requiring a report analyzing the correlation of certain family factors with academic and behavioral indicators of student success. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; Ortiz-Self; Roberts and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Scott, Assistant Ranking Minority Member; MacEwen and Young.

Referred to Committee on Appropriations Subcommittee on Education.

3rd SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

February 5, 2014

HB 1118 Prime Sponsor, Representative Fitzgibbon: Revising the uniform interstate family support act. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Kirby; Muri; Orwall; Roberts; Shea and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Haler and Klippert.

Passed to Committee on Rules for second reading.

February 5, 2014

SHB 1298 Prime Sponsor, Committee on Government Operations & Elections: Implementing the recommendations of the sunshine committee. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 1579 Prime Sponsor, Representative Goodman: Concerning paint stewardship. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 1827 Prime Sponsor, Representative Shea: Concerning pass-through wholesale food distributors. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Haigh; Hurst; Kretz; Orcutt; Pettigrew and Schmick.

MINORITY recommendation: Without recommendation. Signed by Representatives Dunshee; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 1897 Prime Sponsor, Representative McCoy: Requiring call location information to be provided to law enforcement responding to an emergency. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2055 Prime Sponsor, Representative Rodne: Concerning the recovery of costs in consumer protection actions. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Goodman; Kirby; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Haler; Klippert; Muri and Shea.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2107 Prime Sponsor, Representative Moeller: Eliminating the disparate treatment of HIV in the criminal justice system. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Roberts, Vice Chair; Klippert, Ranking Minority Member; Holy; Hope; Ross and Takko.

MINORITY recommendation: Without recommendation. Signed by Representatives Appleton and Moscoso.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2145 Prime Sponsor, Representative Condotta: Concerning dumbwaiters. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Hunt, G. and Moeller.

MINORITY recommendation: Do not pass. Signed by Representatives Green and Ormsby.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2147 Prime Sponsor, Representative Condotta: Concerning voluntary independent contractor certification. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G. and Moeller.

MINORITY recommendation: Do not pass. Signed by Representative Ormsby.

Referred to Committee on Appropriations.

February 5, 2014

HB 2230 Prime Sponsor, Representative Sells: Requiring employers to reimburse employees for work-related expenses. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2231 Prime Sponsor, Representative Appleton: Clarifying legal financial obligation provisions. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

MINORITY recommendation: Do not pass. Signed by Representative Klippert, Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2265 Prime Sponsor, Representative Appleton: Prohibiting general power of attorney provisions in bail bond agreements. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2312 Prime Sponsor, Representative Pollet: Involving communities in environmental decision making. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Referred to Committee on Appropriations.

February 5, 2014

HB 2336 Prime Sponsor, Representative Zeiger: Increasing transparency in higher education by requiring certain departmental budget detail to be available online. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Hansen; Johnson; Magendanz; Muri; Scott; Sells; Smith; Tarleton; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Gregerson; Reykdal; Sawyer and Walkinshaw.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2341 Prime Sponsor, Representative DeBolt: Concerning indecent liberties by a clergy member. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2359 Prime Sponsor, Representative Kochmar: Exempting collectible vehicles from emission test

requirements. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Kagi; Nealey; Overstreet and Tharinger.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2394 Prime Sponsor, Representative Moscoso: Concerning state liquor control board enforcement officers. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Appleton; Hope; Moscoso; Pettigrew and Takko.

MINORITY recommendation: Do not pass. Signed by Representatives Klippert, Ranking Minority Member; Holy and Ross.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2414 Prime Sponsor, Representative Fitzgibbon: Concerning water conservation appliances. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Farrell; Fey; Kagi; Morris; Nealey; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris and Overstreet.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2458 Prime Sponsor, Representative MacEwen: Concerning invasive species. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations.

February 5, 2014
HB 2468 Prime Sponsor, Representative Orwall: Clarifying the retention of biological material collected during criminal investigation. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by

Representatives Goodman, Chair; Klippert, Ranking Minority Member; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

MINORITY recommendation: Do not pass. Signed by Representatives Roberts, Vice Chair and Appleton.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2477 Prime Sponsor, Representative Reykdal: Concerning commercial janitorial services. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Green; Hunt, G.; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representative Christian.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2492 Prime Sponsor, Representative Rodne: Concerning liability of health care providers responding to an emergency. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Passed to Committee on Rules for second reading.

February 5, 2014
HB 2493 Prime Sponsor, Representative Wilcox: Concerning current use valuation for land primarily used for commercial horticultural purposes. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Finance.

February 5, 2014
HB 2497 Prime Sponsor, Representative Hunt, S.: Establishing new authority for courts to assess cost recovery fees for costs associated with new indigent defense standards. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Muri; Orwall; Roberts and Shea.

MINORITY recommendation: Do not pass. Signed by Representatives Hansen, Vice Chair; Klippert and Walkinshaw.

Referred to Committee on Appropriations.

February 5, 2014

HB 2503 Prime Sponsor, Representative Klippert: Concerning the operation of a vessel under the influence of an intoxicant. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2507 Prime Sponsor, Representative Klippert: Increasing the punishment for vehicular homicide. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 2537 Prime Sponsor, Representative Robinson: Concerning tenant screening. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Goodman; Kirby; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Haler; Klippert; Muri and Shea.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2543 Prime Sponsor, Representative Shea: Concerning electronic monitoring. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2549 Prime Sponsor, Representative Freeman: Addressing the enhancement for attempting to elude a police vehicle. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 2552 Prime Sponsor, Representative Reykdal: Concerning signature gathering for initiatives, referenda, and recall petitions. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Christian; Kretz; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle and Manweller.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 2556 Prime Sponsor, Representative Freeman: Encouraging the establishment of therapeutic courts. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2567 Prime Sponsor, Representative Zeiger: Concerning the approval of minutes from annual meetings of homeowners' associations. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2576 Prime Sponsor, Representative Reykdal: Establishing a mandatory occupational disease exposure reporting requirement for firefighters. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Green; Hunt, G.; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Condotta, Assistant Ranking Minority Member and Christian.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2578 Prime Sponsor, Representative Dunshee: Exempting from public inspection certain public works proposals and documents. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representative Taylor, Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2581 Prime Sponsor, Representative Tarleton: Regarding on-water dwellings. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Fey; Harris; Kagi; Nealey; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Pike, Assistant Ranking Minority Member; Morris and Overstreet.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2584 Prime Sponsor, Representative Blake: Allowing prepayment of the penalty for removal of land from the farm and agricultural land current use property tax classification. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by

Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Dunshee; Stanford and Van De Wege.

Referred to Committee on Finance.

February 5, 2014

HB 2587 Prime Sponsor, Representative Moscoso: Creating a tuition and fees exemption for children and surviving spouses of certain highway workers. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Johnson; Muri; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Haler, Ranking Minority Member; Magendanz; Scott and Smith.

Referred to Committee on Appropriations Subcommittee on Education.

February 5, 2014

HB 2592 Prime Sponsor, Representative Stonier: Concerning county electronic public auctions. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2608 Prime Sponsor, Representative Sells: Establishing the minimum wage for classified school employees. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations.

February 5, 2014

HB 2617 Prime Sponsor, Representative Jinkins: Regulating interpreter services. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz and Manweller.

Referred to Committee on Appropriations.

February 5, 2014

HB 2624 Prime Sponsor, Representative Haler: Clarifying the applicability of child abduction statutes to residential provisions ordered by a court. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2651 Prime Sponsor, Representative Hansen: Requiring creation of a higher education transparency web site. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Johnson; Magendanz; Muri; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representative Reykdal.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2654 Prime Sponsor, Representative Seaquist: Codifying the existence of the climate impacts group without making modifications to its current mission. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Kagi; Morris; Nealey and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Pike, Assistant Ranking Minority Member; Harris and Overstreet.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2672 Prime Sponsor, Representative Farrell: Increasing the minimum hourly wage to twelve dollars over

three years. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian and Hunt, G..

Referred to Committee on Appropriations.

February 5, 2014

HB 2679 Prime Sponsor, Representative DeBolt: Concerning the expenditure limit for the state universal communications services program. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Referred to Committee on Appropriations.

February 5, 2014

HB 2691 Prime Sponsor, Representative Kirby: Regulating legal service contractors. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2693 Prime Sponsor, Representative Orcutt: Extending specific aerospace tax preferences to include other types of commercial aircraft to encourage the migration of good wage jobs in the state. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

MINORITY recommendation: Without recommendation. Signed by Representative Morrell.

Referred to Committee on Finance.

February 5, 2014

HB 2694 Prime Sponsor, Representative Hansen: Creating an informational program to increase applications from high-achieving low-income students to selective institutions of higher education. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Johnson; Magendanz; Muri; Reykdal; Sawyer; Sells; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Scott and Smith.

Referred to Committee on Appropriations Subcommittee on Education.

February 5, 2014

HB 2698 Prime Sponsor, Representative Freeman: Expanding the products considered to be potentially nonhazardous as they apply to cottage food operations. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2705 Prime Sponsor, Representative Moscoso: Concerning reserve peace officers. Reported by Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2709 Prime Sponsor, Representative Fitzgibbon: Protecting the state's cultural resources. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Farrell; Fey; Kagi; Morris; Ortiz-Self and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Harris; Nealey and Overstreet.

Passed to Committee on Rules for second reading.

HB 2718 Prime Sponsor, Representative Haler: Concerning railroad crews. Reported by Committee on Labor & Workforce Development

February 5, 2014

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Christian; Green; Hunt, G.; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member Condotta, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2723 Prime Sponsor, Representative Gregerson: Modifying certain provisions governing foreclosures. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jenkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 2724 Prime Sponsor, Representative Ortiz-Self: Exempting information concerning archaeological resources and traditional cultural places from public disclosure. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

MINORITY recommendation: Do not pass. Signed by Representative Holy, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2725 Prime Sponsor, Representative Cody: Concerning court review of involuntary treatment decisions. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jenkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Referred to Committee on Appropriations.

February 5, 2014

HB 2728 Prime Sponsor, Representative Goodman:
Concerning impaired driving. Reported by
Committee on Public Safety

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 5, 2014

HB 2733 Prime Sponsor, Representative Haler: Designating certain hydroelectric generation from a generation facility located in irrigation canals and certain pipes as an eligible renewable resource under chapter 19.285 RCW. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: Do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Morrell; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

February 5, 2014

HB 2738 Prime Sponsor, Representative Haigh: Promoting affordable housing in urban growth areas. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Referred to Committee on Finance.

February 5, 2014

HB 2743 Prime Sponsor, Representative Hunt, S.: Protecting taxpayers by providing for accountability and transparency in government contracting. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz and Manweller.

Referred to Committee on Appropriations.

February 5, 2014

HB 2744 Prime Sponsor, Representative Hunt, G.: Modifying certain provisions governing veteran-

owned businesses. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Gregerson; Hope; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's 1st supplemental committee reports, 2nd supplemental committee reports and 3rd supplemental committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 6, 2014, the 25 Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TWENTY FIFTH DAY

House Chamber, Olympia, Thursday, February 6, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Seaquist presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

February 5, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5199
SUBSTITUTE SENATE BILL NO. 5996
SENATE BILL NO. 6013
SENATE BILL NO. 6045

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2771 by Representatives Hayes, Freeman, Zeiger and Takko

AN ACT Relating to expedited permitting and contracting for bridges owned by local governments that are deemed structurally deficient; amending RCW 47.28.170; adding a new section to chapter 43.21C RCW; and adding a new section to chapter 39.04 RCW.

Referred to Committee on Environment.

HB 2772 by Representative Young

AN ACT Relating to distributing marijuana tax revenues to local governments for law enforcement and fire protection services and to the department of transportation for the repair and maintenance of state ferries, roads, and bridges; amending RCW 69.50.540; and providing an effective date.

Referred to Committee on Government Accountability & Oversight.

HB 2773 by Representatives Moscoso, Blake, Sells, Wilcox, Fitzgibbon and Orcutt

AN ACT Relating to the operation of wheeled all-terrain vehicles in recreation areas for persons with disabilities; amending RCW 46.19.030 and 46.63.020; adding a new section to chapter 46.09 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Transportation.

HB 2774 by Representative Moscoso

AN ACT Relating to the furnishment of vehicle owner lists; and amending RCW 46.12.630.

Referred to Committee on Transportation.

HB 2775 by Representative Tarleton

AN ACT Relating to public works contracting; and adding a new section to chapter 39.04 RCW.

Referred to Committee on Labor & Workforce Development.

E2SSB 5199 by Senate Committee on Ways & Means (originally sponsored by Senators Ericksen and Holmquist Newbry)

AN ACT Relating to de facto changes in water rights for irrigation purposes that involved conversion to more efficient irrigation technologies; adding a new section to chapter 90.03 RCW; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

SSB 5996 by Senate Committee on Commerce & Labor (originally sponsored by Senators Angel, Fain and McAuliffe)

AN ACT Relating to requiring the department of licensing to adopt rules to allow online learning for training in the areas of cosmetology, manicuring, barbering, esthetics, master esthetics, and instructor-training; reenacting and amending RCW 18.16.020; adding a new section to chapter 18.16 RCW; and creating a new section.

Referred to Committee on Business & Financial Services.

SB 6013 by Senators Mullet and Tom

AN ACT Relating to making a technical correction to school law governing the use of epinephrine autoinjectors; and amending RCW 28A.210.383.

Referred to Committee on Education.

SB 6045 by Senators Brown, Chase, Rivers, Schoesler, Bailey, Angel, Becker, Honeyford and Roach

AN ACT Relating to promoting economic development through enhancing transparency and predictability of state agency permitting and review processes; amending RCW 43.17.385; and adding a new chapter to Title 43 RCW.

Referred to Committee on Government Operations & Elections.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

The Speaker (Representative Seaquist presiding) called upon the Speaker to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, HOUSE BILL NO. 2151 and HOUSE BILL NO. 2229 were referred to the Committee on Rules.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 7, 2014, the 26th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TWENTY SIXTH DAY

House Chamber, Olympia, Friday, February 7, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Orwall presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Angela Wirstrom and Matthew Hallahan. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Sandra Kreis, Retired Pastor from St. Christopher's Community Church at Steamboat Island, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2776 by Representatives Santos, Pettigrew, DeBolt, Cody, Morris, Haigh, Chandler, Kagi, S. Hunt, Orcutt, Dunshee, Kirby and Chopp

AN ACT Relating to renaming the Washington civil liberties public education program; and amending RCW 28A.300.405.

Referred to Committee on Education.

HB 2777 by Representative Tharinger

AN ACT Relating to studying options for providing long-term care coverage; and creating new sections.

Referred to Committee on Appropriations.

HB 2778 by Representatives Magendanz, Clibborn, Harris, Senn and Habib

AN ACT Relating to the admission of residents to nursing facilities; and amending RCW 74.42.055.

Referred to Committee on Health Care & Wellness.

HB 2779 by Representative Pollet

AN ACT Relating to the use of certain chemicals in food products; amending RCW 70.280.010 and 70.280.020; adding new sections to chapter 70.280 RCW; creating a new section; and providing an effective date.

Referred to Committee on Environment.

HB 2780 by Representatives Pollet, Carlyle, Walkinshaw, Tarleton, Farrell and Pettigrew

AN ACT Relating to the school construction assistance program; amending RCW 28A.525.162 and 28A.525.166; creating a new section; and providing an effective date.

Referred to Committee on Capital Budget.

HB 2781 by Representatives Moscoso, Ryu, Manweller, Johnson, Haler and Tarleton

AN ACT Relating to managing the development and operation of passenger rail service within the Cascade rail corridor; and adding a new section to chapter 47.04 RCW.

Referred to Committee on Transportation.

HB 2782 by Representatives Tarleton and Habib

AN ACT Relating to personal transportation services; creating a new section; and providing an expiration date.

Referred to Committee on Transportation.

HB 2783 by Representative Santos

AN ACT Relating to parking impact mitigation from regional transit authority facility construction; and adding a new section to chapter 81.112 RCW.

Referred to Committee on Transportation.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1064, by Representative Goodman

Making technical changes to form year designations.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representatives Dunshee, Goodman and Hurst were excused. On motion of

Representative Harris, Representatives DeBolt and Kretz were excused.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 1064.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1064, and the bill passed the House by the following vote: Yeas, 77; Nays, 16; Absent, 0; Excused, 5.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, G. Hunt, Hope, Klippert, MacEwen, Overstreet, Scott, Shea, Short, Smith, Taylor, Vick, Young and Zeiger.

Excused: Representatives DeBolt, Dunshee, Goodman, Hurst and Kretz.

HOUSE BILL NO. 1064, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1264, by Representatives Haigh, Chandler, Takko and Ryu

Concerning partial fire district mergers.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haigh and Overstreet spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 1264.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1264, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford,

Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives DeBolt, Goodman, Hurst and Kretz.

HOUSE BILL NO. 1264, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1634, by Representatives Warnick and Manweller

Including the value of solar, biomass, and geothermal facilities in the property tax levy limit calculation.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1634 was substituted for House Bill No. 1634 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1634 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Warnick and Carlyle spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1634.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1634, and the bill passed the House by the following vote: Yeas, 80; Nays, 14; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, G. Hunt, Harris, Orcutt, Overstreet, Parker, Schmick, Scott, Shea, Short, Taylor, Vick and Young.

Excused: Representatives DeBolt, Goodman, Hurst and Kretz.

SUBSTITUTE HOUSE BILL NO. 1634, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2152, by Representatives Habib, Sells, Hunter, Fitzgibbon, Ryu, Reykdal, Orwall, Gregerson, Riccelli and Pike

Addressing industrial insurance requirements and options for owners and lessees of for hire vehicles, limousines, and taxicabs.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2152 was substituted for House Bill No. 2152 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2152 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Habib and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2152.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2152, and the bill passed the House by the following vote: Yeas, 93; Nays, 1; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Green.

Excused: Representatives DeBolt, Goodman, Hurst and Kretz.

SUBSTITUTE HOUSE BILL NO. 2152, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1486, by Representatives Fitzgibbon, Stanford, Bergquist, Roberts, Van De Wege, Ryu and Santos.

Concerning voter-approved benefit charges for regional fire protection service authorities.

The bill was read the third time.

Representative Fitzgibbon spoke in favor of the passage of the bill.

Representatives Overstreet and Wilcox spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 1486.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1486, and the bill passed the House by the following vote: Yeas, 55; Nays, 39; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representatives DeBolt, Goodman, Hurst and Kretz.

HOUSE BILL NO. 1486, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2500, by Representatives Reykdal, Tarleton, Sells, Ormsby, Fitzgibbon, Morrell, Roberts and Riccelli

Requiring completion of an apprenticeship program to receive a journeyman or residential specialty electrician certificate of competency. Revised for 1st Substitute: Requiring completion of an apprenticeship program to receive a journey level or residential specialty electrician certificate of competency.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2500 was substituted for House Bill No. 2500 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2500 was read the second time.

Representative Reykdal moved the adoption of amendment (609):

On page 2, at the beginning of line 33, strike all material through "~~RCW 19.28.191(1)(h)~~" on line 37 and insert "~~((sixteen))~~ forty-eight hours of: Approved classroom training covering this chapter, the national electrical code, or electrical theory; or equivalent classroom training taken as part of an approved apprenticeship program under chapter 49.04 RCW or an approved electrical training program under RCW 19.28.191(1)(~~h~~) f. (~~"))~~"

On page 3, beginning on line 5, after "~~proof~~" strike "~~of~~)" forty-eight hours of approved classroom training. (~~At~~) and insert "~~of forty-eight hours of approved classroom training. At~~"

On page 3, line 31, strike "program" and on line 32, after "or" insert "residential specialty"

Representatives Reykdal and Manweller spoke in favor of the adoption of the amendment.

Amendment (609) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Reykdal and Green spoke in favor of the passage of the bill.

Representatives Manweller and Buys spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2500.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2500, and the bill passed the House by the following vote: Yeas, 54; Nays, 40; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives DeBolt, Goodman, Hurst and Kretz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2500, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1467, by House Committee on Labor & Workforce Development (originally sponsored by Representatives Green, Sells, Reykdal, Ormsby, McCoy, Van De Wege, Appleton and Bergquist)

Addressing the collection of unpaid wages.

There being no objection, the rules were suspended, and ENGROSSED SUBSTITUTE HOUSE BILL NO. 1467 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Green moved the adoption of amendment (604):

On page 3, line 19, after "revenue" strike "shall" and insert "may"
On page 3, line 20, after "department in" strike "any" and insert "a"

Representatives Green and Manweller spoke in favor of the adoption of the amendment.

Amendment (604) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Green and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1467.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1467, and the bill passed the House by the following vote: Yeas, 92; Nays, 2; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian and Schmick.

Excused: Representatives DeBolt, Goodman, Hurst and Kretz.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1467, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Education was relieved of HOUSE BILL NO. 2365, HOUSE BILL NO. 2373, HOUSE BILL NO. 2395, and HOUSE BILL NO. 2536, and the bills were referred to the Committee on Appropriations Subcommittee on Education.

There being no objection, the Committee on Education was relieved of HOUSE BILL NO. 2621 and HOUSE BILL NO. 2697, and the bills were referred to the Committee on Rules.

There being no objection, the Committee on Appropriations Subcommittee on General Government & Information Technology was relieved of HOUSE BILL NO. 2371, and the bill was referred to the Committee on Rules.

The Speaker (Representative Orwall presiding) called upon Representative Sullivan to preside.

There being no objection, the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 6, 2014

HB 2569 Prime Sponsor, Representative Hargrove: Reducing air pollution associated with diesel emissions. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Environment. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Taylor.

Referred to Committee on Capital Budget.

There being no objection, the bill listed on the day's committee report under the fifth order of business was referred to the committee so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Education was relieved of HOUSE BILL NO. 2776, and the bill was referred to the Committee on Rules.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 10, 2014, the 29th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

TWENTY NINTH DAY

House Chamber, Olympia, Monday, February 10, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Stanford presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2784 by Representatives Springer and Chandler

AN ACT Relating to lowering to seventy-seven and one-half percent the sums collected and remitted under RCW 82.08.150 (1) and (2) that are deposited into the state general fund; amending RCW 82.08.160; and declaring an emergency.

Referred to Committee on Appropriations.

HB 2785 by Representatives Young, Haigh, Seaquist, G. Hunt, MacEwen, Smith and Hayes

AN ACT Relating to providing a limited duration preferential business and occupation tax rate for information technology service firms located in the vicinity of federal military installations; adding a new section to chapter 82.04 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Finance.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Health Care & Wellness was relieved of HOUSE BILL NO. 2326, and the bill was referred to the Committee on Rules.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 1:30 p.m., February 11, 2014, the 30th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTIETH DAY

House Chamber, Olympia, Tuesday, February 11, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Maria Morrison and Luke Boyd. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Richard Gordon, River Ridge Covenant Church, Lacey, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

February 10, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5045
ENGROSSED SENATE BILL NO. 5048
ENGROSSED SENATE BILL NO. 5097
SENATE BILL NO. 5141
SENATE BILL NO. 5310
SUBSTITUTE SENATE BILL NO. 5691
SENATE BILL NO. 5775
SENATE BILL NO. 5910
SENATE BILL NO. 5999
SENATE JOINT MEMORIAL NO. 8003

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2786 by Representatives Wylie, Moscoso, Kirby and Roberts

AN ACT Relating to creating an efficient and effective system for the taxation and tracking of recreational marijuana sales; creating a new section; and declaring an emergency.

Referred to Committee on Finance.

There being no objection, the bill listed on the day's introduction sheet under the fourth order of business was referred to the committee so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1011, by Representatives Appleton, Seaquist, Sells, Zeiger, Ryu, Liias, Hudgins, Morrell, Ormsby,

Hansen, Bergquist, Reykdal, Haler, Klippert, Fey, Magendanz, Jinkins, MacEwen and Hayes

Removing the one-year waiting period for veterans or active members of the military for purposes of eligibility for resident tuition.

The bill was read the second time.

Representative Appleton moved the adoption of amendment (627):

On page 3, beginning on line 28, strike all material through "28B.15.013;" on line 36 and insert the following:

"(I) A student who is the spouse or a dependent of an individual who has separated from the military under honorable conditions after at least two years of service who:

(i) At the time of discharge designates Washington as his or her intended domicile; and

(ii) Has Washington as his or her primary domicile as determined in RCW 28B.15.013; and

(iii) Enters an institution of higher education in Washington within one year of the date of discharge."

Representatives Appleton and Haler spoke in favor of the adoption of the amendment.

Amendment (627) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Appleton, Haler, Klippert and Magendanz spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1011.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1011, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos,

Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED HOUSE BILL NO. 1011, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2017, by Representatives Parker, Lytton, Santos, Magendanz and Fagan

Changing the deadline for notices of nonrenewal of contracts for certificated school employees.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Parker, Stonier and Magendanz spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2017.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2017, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Shea and Taylor.

HOUSE BILL NO. 2017, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2167, by Representatives Lytton, Haigh, Magendanz, Kagi, Dahlquist and Carlyle

Changing the date by which challenged schools are identified.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Lytton and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2167.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2167, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2167, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2228, by Representatives Smith, Wylie, Seaquist, Ormsby, Haler, Moscoso, Johnson, Ryu and Pollet

Providing parity of consumer protection procedures for all students attending licensed private vocational schools.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2228.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2228, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2228, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2276, by Representatives Robinson, Lytton, Magendanz, Santos, Fagan, Lias, Reykdal and Ryu

Concerning the operation by educational service districts of educational programs for residents of residential schools.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Robinson, Dahlquist, Bergquist, Stonier and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2276.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2276, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2276, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Stonier congratulated Representative Robinson on the passage of her first bill through the House, and asked the Chamber to acknowledge her accomplishment.

HOUSE BILL NO. 2285, by Representatives Orwall, Dahlquist, Haigh, Magendanz, Lytton, Stonier, Santos, Bergquist, Seaquist, Zeiger, Ryu, Carlyle and Pollet

Requiring a review of institution of higher education policies related to dual credit coursework.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Orwall and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2285.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2285, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2285, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2336, by Representatives Zeiger, Seaquist, Haler, Pollet, Manweller, Riccelli, Freeman, Fagan, Magendanz, Morrell, Orwall, Tharinger and Smith

Increasing transparency in higher education by requiring certain departmental budget detail to be available online.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2336 was substituted for House Bill No. 2336 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2336 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Zeiger and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2336.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2336, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, S. Hunt, Santos, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford,

Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Reykdal, Ryu and Sawyer.

SUBSTITUTE HOUSE BILL NO. 2336, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2398, by Representatives Walkinshaw, Haler, Seaquist, Zeiger, Muri, Smith, Ryu, Reykdal, S. Hunt, Gregerson and Pollet

Permitting community colleges that confer applied baccalaureate degrees to confer honorary bachelor of applied science degrees.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Walkinshaw, Haler, Carlyle, Pollet, Magendanz, Riccelli and DeBolt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2398.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2398, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2398, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Carlyle congratulated Representative Walkinshaw on the passage of his first bill through the House, and asked the Chamber to acknowledge his accomplishment.

HOUSE BILL NO. 2546, by Representatives Reykdal, Morrell, Haler, Gregerson and Manweller

Decodifying, expiring, and making technical clarifications to higher education provisions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2546 was substituted for House Bill No. 2546 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2546 was read the second time.

Representative Reykdal moved the adoption of amendment (623):

On page 11, beginning on line 5, strike all of section 203
Renumber the remaining sections consecutively and correct any internal references accordingly.
Correct the title.

Representatives Reykdal and Haler spoke in favor of the adoption of the amendment.

Amendment (623) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Reykdal and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2546.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2546, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2546, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2575, by Representatives Bergquist, Dahlquist, Stonier and Santos

Requiring that certain teacher assignment and reassignment data be included in data submitted to the office of the superintendent of public instruction.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Bergquist and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2575.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2575, and the bill passed the House by the following vote: Yeas, 92; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea, Taylor and Van De Wege.

HOUSE BILL NO. 2575, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2583, by Representative Dahlquist

Adding charter school chief executive officers to the list of individuals who may file complaints of unprofessional conduct regarding certificated employees.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dahlquist and Stonier spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2583.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2583, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Senn, Shea, Short, Smith, Springer,

Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Reykdal, Sells and Van De Wege.

HOUSE BILL NO. 2583, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2605, by Representatives Stonier, S. Hunt, Sawyer, Fey, Orwall, Bergquist, Pollet and Freeman

Making school district policies on restraint or isolation of certain students available to parents and guardians.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2605 was substituted for House Bill No. 2605 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2605 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2605.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2605, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea and Taylor.

SUBSTITUTE HOUSE BILL NO. 2605, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2651, by Representatives Hansen, Haler, Zeiger, Magendanz and Pollet

Requiring creation of a higher education transparency web site.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2651 was substituted for House Bill No. 2651 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2651 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hansen and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2651.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2651, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Reykdal.

SUBSTITUTE HOUSE BILL NO. 2651, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

HOUSE BILL NO. 2531, by Representatives Pollet, Dahlquist, Seaquist, Santos, Stonier, Bergquist, Haler, Zeiger, Morrell, Roberts, Haigh and Freeman

Changing explicit alternative routes to teacher certification program requirements to expectations for program outcomes.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2531 was substituted for House Bill No. 2531 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2531 was read the second time.

Representative Dahlquist moved the adoption of amendment (641):

On page 4, beginning on line 6, after "board" strike all material through "on" on line 9

On page 4, line 10, after "The" strike "number and"

On page 4, line 11, after "hired" insert "compared to all preparation program completers"

On page 4, line 13, after "populations" insert "compared to all preparation program completers"

On page 4, line 15, after "completers" insert "compared to all preparation program completers"

On page 4, line 16, after "completers" insert "compared to all preparation program completers"

On page 4, line 18, after "completed" insert "compared to where student teaching was completed by candidates in all other preparation programs"

Representatives Dahlquist and Magendanz spoke in favor of the adoption of the amendment.

Representative Santos spoke against the adoption of the amendment.

Amendment (641) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pollet and Stonier spoke in favor of the passage of the bill.

Representative Dahlquist spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2531.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2531, and the bill passed the House by the following vote: Yeas, 78; Nays, 20; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Kristiansen, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Shea, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Walkinshaw, Walsh, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Dahlquist, Fagan, G. Hunt, Harris, Johnson, Klippert, Kretz, MacEwen, Manweller, Parker, Pike, Schmick, Scott, Short, Smith, Vick and Warnick.

SUBSTITUTE HOUSE BILL NO. 2531, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1838, by Representatives Moeller, Ryu and Jinkins

Concerning surname changes after the solemnization of a marriage.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1838 was substituted for House Bill No. 1838 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1838 was read the second time.

Representative Jinkins moved the adoption of amendment (631):

On page 9, line 14 of the substitute, after "January 1" strike "2014" and insert "2015"

Representatives Jinkins and Rodne spoke in favor of the adoption of the amendment.

Amendment (631) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Moeller and Rodne spoke in favor of the passage of the bill.

Representative Nealey spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1838.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1838, and the bill passed the House by the following vote: Yeas, 76; Nays, 22; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, G. Hunt, Holy, Klippert, Kretz, Kristiansen, Nealey, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1838, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2165, by Representatives Kagi, Lytton, Morrell, Jinkins and Haigh

Concerning department of early learning fatality reviews.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2165 was substituted for House Bill No. 2165 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2165 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

Representative Scott spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2165.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2165, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Klippert, Scott, Shea and Taylor.

SUBSTITUTE HOUSE BILL NO. 2165, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2282, by Representatives Farrell, Walsh, Kagi, Roberts and Pollet

Changing provisions relating to the early learning advisory council.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2282 was substituted for House Bill No. 2282 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2282 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Farrell and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2282.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2282, and the bill passed the House by the following vote: Yeas, 90; Nays, 8; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Holy, Overstreet, Rodne, Scott, Shea, Taylor and Young.

SUBSTITUTE HOUSE BILL NO. 2282, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2450, by Representatives Haigh, MacEwen, S. Hunt, Santos and Freeman

Concerning employment of persons with disabilities.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haigh and MacEwen spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2450.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2450, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea and Taylor.

HOUSE BILL NO. 2450, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2191, by Representatives Scott, Shea, Taylor, Short and Overstreet

Concerning compliance with inspections of child care facilities.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2191 was substituted for House Bill No. 2191 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2191 was read the second time.

Representative Scott moved the adoption of amendment (642):

Strike everything after the enacting clause and insert the following: "**NEW SECTION. Sec. 1.** A new section is added to chapter 43.215 RCW to read as follows:

(1) Before requiring any alterations to a child care facility due to inconsistencies with requirements in chapter 19.27 RCW, the department shall:

(a) Consult with the city or county enforcement official; and

(b) Receive written verification from the city or county enforcement official that the alteration is required.

(2) The department's consultation with the city or county enforcement official is limited to licensed child care space.

(3) Unless there is imminent danger to children or staff, the department may not modify, suspend, or revoke a child care license or business activities while the department is waiting to:

(a) Consult with the city or county enforcement official under subsection (1)(a) of this section; or

(b) Receive written verification from the city or county enforcement official that the alteration is required under subsection (1)(b) of this section.

(4) For the purposes of this section, "child care facility" means a family day care home, school-age care, and child day care center."

Correct the title.

Representatives Scott and Kagi spoke in favor of the adoption of the amendment.

Amendment (642) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Scott and Kagi spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2191.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2191, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2191, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2722, by Representatives Roberts and Kagi

Concerning placement of sixteen and seventeen year olds arrested for domestic violence assault. Revised for 1st Substitute: Concerning the arrest of sixteen and seventeen year olds for domestic violence assault.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2722 was substituted for House Bill No. 2722 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2722 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Roberts, Kagi, Roberts (again) and Goodman spoke in favor of the passage of the bill.

Representatives Hayes, Klippert, Scott, and Hayes (again) spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2722.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2722, and the bill passed the House by the following vote: Yeas, 53; Nays, 45; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tharinger, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove,

Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Tarleton, Taylor, Van De Wege, Vick, Warnick, Wilcox, Young and Zeiger.

SUBSTITUTE HOUSE BILL NO. 2722, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1675, by House Committee on Judiciary (originally sponsored by Representatives Roberts, Orwall, Goodman, Kirby, Jinkins, Pedersen, Farrell, Kagi, Freeman and Ryu)

Improving the adoption process.

There being no objection, the rules were suspended, and ENGROSSED SUBSTITUTE HOUSE BILL NO. 1675 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read a second time.

Representative Roberts moved the adoption of amendment (605):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature recognizes that identifying, assessing, and finalizing a permanent adoptive home for a child is a complex process. Professionals must balance expediting a permanent home for a child with investigating and determining whether the health, safety, and well-being of a particular child will be advanced through permanent placement in a particular adoptive home and family. The legislature intends to make certain changes to the laws relative to the adoption process in order to foster safe, positive experiences for adoptive children and their adoptive families.

Sec. 2. RCW 26.33.020 and 1993 c 81 s 1 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Alleged father" means a person whose parent-child relationship has not been terminated, who is not a presumed father under chapter 26.26 RCW, and who alleges himself or whom a party alleges to be the father of the child. It includes a person whose marriage to the mother was terminated more than three hundred days before the birth of the child or who was separated from the mother more than three hundred days before the birth of the child.

(2) "Child" means a person under eighteen years of age.

(3) "Adoptee" means a person who is to be adopted or who has been adopted.

(4) "Adoptive parent" means the person or persons who seek to adopt or have adopted an adoptee.

(5) "Court" means the superior court.

(6) "Department" means the department of social and health services.

(7) "Agency" means any public or private association, corporation, or individual licensed or certified by the department as a child-placing agency under chapter 74.15 RCW or as an adoption agency.

(8) "Parent" means the natural or adoptive mother or father of a child, including a presumed father under chapter 26.26 RCW. It does not include any person whose parent-child relationship has been terminated by a court of competent jurisdiction.

(9) "Legal guardian" means the department, an agency, or a person, other than a parent or stepparent, appointed by the court to promote the child's general welfare, with the authority and duty to make decisions affecting the child's development.

(10) "Guardian ad litem" means a person, not related to a party to the action, appointed by the court to represent the best interests of a party who is under a legal disability.

(11) "Relinquish or relinquishment" means the voluntary surrender of custody of a child to the department, an agency, or prospective adoptive parents.

(12) "Individual approved by the court" or "qualified salaried court employee" means a person who has a master's degree in social work or a related field and one year of experience in ~~((social work))~~ family and children's services or adoption, or a bachelor's degree in social work or a related field and two years of experience in ~~((social work))~~ family and children's services or adoption, and includes a person not having such qualifications only if the court makes specific findings of fact that are entered of record establishing that the person has reasonably equivalent education and experience. In addition to meeting education and experience requirements, all such persons must receive at least thirty hours of training every two years, either in-person or online, on issues relative to adoption including, but not limited to: Pertinent laws and regulations; ethical considerations; cultural diversity; factors that lead to the need for adoption; feelings of separation, grief, and loss experienced by children; attachment and posttraumatic stress disorder; and psychological issues faced by children.

(13) "Birth parent" means the biological mother or biological or alleged father of a child, including a presumed father under chapter 26.26 RCW, whether or not any such person's parent-child relationship has been terminated by a court of competent jurisdiction. "Birth parent" does not include a biological mother or biological or alleged father, including a presumed father under chapter 26.26 RCW, if the parent-child relationship was terminated because of an act for which the person was found guilty under chapter 9A.42 or 9A.44 RCW.

(14) "Nonidentifying information" includes, but is not limited to, the following information about the birth parents, adoptive parents, and adoptee:

- (a) Age in years at the time of adoption;
- (b) Heritage, including nationality, ethnic background, and race;
- (c) Education, including number of years of school completed at the time of adoption, but not name or location of school;
- (d) General physical appearance, including height, weight, color of hair, eyes, and skin, or other information of a similar nature;
- (e) Religion;
- (f) Occupation, but not specific titles or places of employment;
- (g) Talents, hobbies, and special interests;
- (h) Circumstances leading to the adoption;
- (i) Medical and genetic history of birth parents;
- (j) First names;
- (k) Other children of birth parents by age, sex, and medical history;
- (l) Extended family of birth parents by age, sex, and medical history;
- (m) The fact of the death, and age and cause, if known;
- (n) Photographs;
- (o) Name of agency or individual that facilitated the adoption.

Sec. 3. RCW 26.33.190 and 2009 c 234 s 4 are each amended to read as follows:

(1) Any person may at any time request an agency, the department, an individual approved by the court, or a qualified salaried court

employee to prepare a preplacement report. A certificate signed under penalty of perjury by the person preparing the report specifying his or her qualifications as required in this chapter shall be attached to or filed with each preplacement report and shall include a statement of training or experience that qualifies the person preparing the report to discuss relevant adoption issues. A person may have more than one preplacement report prepared. All preplacement reports shall be filed with the court in which the petition for adoption is filed.

(2) The preplacement report shall be a written document setting forth all relevant information relating to the fitness of the person requesting the report as an adoptive parent. The report shall be based on a study which shall include an investigation of the home environment, family life, existence of extended family and community connections to serve as support, planned approach to child discipline and punishment, health, facilities, and resources of the person requesting the report. The fitness of a parent shall not be based on the person's sincerely held religious or philosophical beliefs and practices regarding child discipline and punishment that do not otherwise constitute a violation of state law. The report shall include a list of the sources of information on which the report is based. The report shall include a recommendation as to the fitness of the person requesting the report to be an adoptive parent. The report shall also verify that the following issues were discussed with the prospective adoptive parents:

- (a) The concept of adoption as a lifelong developmental process and commitment;
- (b) The potential for the child to have feelings of identity confusion and loss regarding separation from the birth parents;
- (c) If applicable, the relevance of the child's relationship with siblings and the potential benefit to the child of providing for a continuing relationship and contact between the child and known siblings;
- (d) Disclosure of the fact of adoption to the child;
- (e) The child's possible questions about birth parents and relatives; and
- (f) The relevance of the child's racial, ethnic, and cultural heritage.

(3) All preplacement reports shall include a background check of any conviction records, pending charges, or disciplinary board final decisions of prospective adoptive parents and a reference to any prior preplacement reports, whether complete or incomplete. The background check shall include an examination of state and national criminal identification data provided by the Washington state patrol criminal identification system including, but not limited to, a fingerprint-based background check of national crime information databases for any person being investigated. It shall also include a review of any child abuse and neglect history of any adult living in the prospective adoptive parents' home. The background check of the child abuse and neglect history shall include a review of the child abuse and neglect registries of all states in which the prospective adoptive parents or any other adult living in the home have lived during the five years preceding the date of the preplacement report.

(4) On all preplacement reports filed after January 1, 2015, the preparer shall verify that the prospective adoptive parents were provided with: (a) Copies of Washington state child abuse statutes and rules; and (b) the list of informational and resource materials developed and posted pursuant to section 7 of this act.

(5) An agency, the department, or a court approved individual may charge a reasonable fee based on the time spent in conducting the study and preparing the preplacement report. The court may set a reasonable fee for conducting the study and preparing the report when a court employee has prepared the report. An agency, the department, a court approved individual, or the court may reduce or waive the fee if the financial condition of the person requesting the report so warrants. An agency's, the department's, or court approved individual's, fee is subject to review by the court upon request of the person requesting the report.

~~((5))~~ (6) The person requesting the report shall designate to the agency, the department, the court approved individual, or the court in

writing the county in which the preplacement report is to be filed. If the person requesting the report has not filed a petition for adoption, the report shall be indexed in the name of the person requesting the report and a cause number shall be assigned. A fee shall not be charged for filing the report. The applicable filing fee may be charged at the time a petition governed by this chapter is filed. Any subsequent preplacement reports shall be filed together with the original report.

~~((6))~~ (7) A copy of the completed preplacement report shall be delivered to the person requesting the report.

~~((7))~~ (8) A person may request that a report not be completed. Reports not completed must be filed by the preparer in accordance with subsection (6) of this section. A reasonable fee may be charged for the value of work done.

Sec. 4. RCW 26.33.200 and 1990 c 146 s 4 are each amended to read as follows:

(1) Except as provided in RCW 26.33.220, at the time the petition for adoption is filed, the court shall order a postplacement report made to determine the nature and adequacy of the placement and to determine if the placement is in the best interest of the child. The report shall be prepared by an agency, the department, an individual approved by the court, or a qualified salaried court employee appointed by the court. A certificate signed under penalty of perjury by the person preparing the report specifying his or her qualifications as required in this chapter shall be attached to or filed with each postplacement report. The report shall be in writing and contain all reasonably available information concerning the physical and mental condition of the child, home environment, family life, existence of extended family and community connections to serve as support, planned approach to child discipline and punishment, health, facilities and resources of the petitioners, and any other facts and circumstances relating to the propriety and advisability of the adoption. The fitness of a parent shall not be based on the person's sincerely held religious or philosophical beliefs and practices regarding child discipline and punishment that do not otherwise constitute a violation of state law. The report shall also include, if relevant, information on the child's special cultural heritage, including membership in any Indian tribe or band. The report shall be filed within sixty days of the date of appointment, unless the time is extended by the court. The preplacement report shall be made available to the person appointed to make the postplacement report.

(2) A fee may be charged for preparation of the postplacement report in the same manner as for a preplacement report under RCW 26.33.190.

Sec. 5. RCW 26.33.300 and 1991 c 3 s 288 are each amended to read as follows:

The department of health shall be a depository for statistical data concerning adoption. It shall furnish to the clerk of each county a data card which shall be completed and filed with the clerk on behalf of each petitioner. The data card must indicate if the child being adopted has previously been adopted and if this is a second or subsequent adoption for the child. The clerk shall forward the completed cards to the department of health which shall compile the data, share the data with the department of social and health services, and publish reports summarizing the data. A birth certificate shall not be issued showing the petitioner as the parent of any child adopted in the state of Washington until a data card has been completed and filed.

Sec. 6. RCW 43.06A.030 and 2013 c 23 s 73 are each amended to read as follows:

The ombuds shall perform the following duties:

(1) Provide information as appropriate on the rights and responsibilities of individuals receiving family and children's services, and on the procedures for providing these services;

(2) Investigate, upon his or her own initiative or upon receipt of a complaint, an administrative act alleged to be contrary to law, rule, or policy, imposed without an adequate statement of reason, or based on irrelevant, immaterial, or erroneous grounds; however, the ombuds

may decline to investigate any complaint as provided by rules adopted under this chapter;

(3) Monitor the procedures as established, implemented, and practiced by the department to carry out its responsibilities in delivering family and children's services with a view toward appropriate preservation of families and ensuring children's health and safety;

(4) Review periodically the facilities and procedures of state institutions serving children, and state-licensed facilities or residences;

(5) Recommend changes in the procedures for addressing the needs of families and children;

(6) Submit annually to the committee and to the governor by November 1st a report analyzing the work of the office, including recommendations and information regarding the progress made by the department of social and health services in implementing recommendations made in the report on severe abuse of adopted children;

(7) Grant the committee access to all relevant records in the possession of the ombuds unless prohibited by law; and

(8) Adopt rules necessary to implement this chapter.

NEW SECTION. **Sec. 7.** A new section is added to chapter 43.06A RCW to read as follows:

(1) Beginning in 2014, and in even-numbered years thereafter, the ombuds shall convene a work group to compile a list of informational and resource materials that must be provided to prospective adoptive parents by the agency, the department, an individual approved by the court, or a qualified salaried court employee requested to prepare a preplacement report pursuant to RCW 26.33.190.

(2) The work group must include the ombuds or his or her designee, an individual approved by the court to prepare preplacement reports, an attorney whose practice includes adoption law, an adoptive parent, an adult who was adopted as a child, and representatives from the following: The department of social and health services; the administrative office of the courts; a domestic adoption agency; an international adoption agency; and two or more ethnic and cultural organizations expressing interest in outreach to adoptive parents and children. Other members may be added as deemed appropriate by the work group.

(3) The work group shall review informational and resource materials currently provided to prospective adoptive parents, as well as other materials recommended by work group members, and compile a list of materials that must be provided to prospective adoptive parents during preparation of the preplacement report. Included on such list must be information relative to: Child abuse statutes and rules in the state; availability of mental health services; training and educational opportunities for parents in general and adoptive parents in particular; respite services; ethnic and cultural community organizations; and information, services, and outreach opportunities available to adoptive children. Other materials may be included as deemed appropriate by the work group.

(4) By December 31, 2014, the initial list must be: (a) Posted on the public web sites of the office of the family and children's ombuds and the department of social and health services; and (b) disseminated to other agencies and persons identified by the work group. Updated lists must thereafter be posted and disseminated on or before December 31st in even-numbered years."

Correct the title.

Representatives Roberts and Shea spoke in favor of the adoption of the amendment.

Amendment (605) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Roberts and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1675.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1675, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1675, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1027, by House Committee on Judiciary (originally sponsored by Representatives Moeller and Appleton).

Implementing changes to child support based on the child support schedule work group report.

The bill was read the third time.

Representatives Moeller and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1027.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1027, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller,

Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 1027, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

There being no objection, the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 10, 2014

HB 1005 Prime Sponsor, Representative Moeller: Concerning responsibilities and funding of the public disclosure commission. Reported by Committee on Appropriations

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 1037 Prime Sponsor, Representative Moeller: Establishing a cost-recovery mechanism for public records sought for commercial purposes. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill by Committee on Government Operations & Elections be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Carlyle; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Buys; Christian; Lytton and Taylor.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 1040 Prime Sponsor, Representative Takko: Concerning real property valuation notices. Reported by Committee on Finance

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed

by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

SHB 1170 Prime Sponsor, Committee on Finance: Modifying the income thresholds for the exemption and deferral property tax relief programs for senior citizens and persons retired because of physical disability. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 1210 Prime Sponsor, Representative Fey: Expanding the membership of the capital projects advisory review board. Reported by Committee on Capital Budget

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; Appleton; Riccelli; Robinson; Senn and Stonier.

MINORITY recommendation: Do not pass. Signed by Representatives DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Christian; Scott; Smith and Warnick.

Passed to Committee on Rules for second reading.

February 11, 2014

E2SHB 1437 Prime Sponsor, Committee on Finance: Concerning small farms under the current use property tax program for farm and agricultural lands. Reported by Committee on Finance

MAJORITY recommendation: The third substitute bill be substituted therefor and the third substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 1579 Prime Sponsor, Representative Goodman: Concerning paint stewardship. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Environment be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 1709 Prime Sponsor, Representative Dahlquist: Requiring a study to develop a state foreign language education interpreter training program. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Education. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 1815 Prime Sponsor, Representative Moscoso: Assuring that education-related information is appropriately provided to parents with diverse cultural and linguistic backgrounds. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Education. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 1820 Prime Sponsor, Representative Bergquist: Determining average salary for the pension purposes of state and local government employees as certified by their employer. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 1888 Prime Sponsor, Representative Shea: Regarding industrial hemp. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do

not pass the substitute bill by Committee on Government Accountability & Oversight. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2070 Prime Sponsor, Representative O'Ban: Concerning Washington state department of transportation projects. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Freeman; Habib; Hawkins; Hayes; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Assistant Ranking Minority Member; Fitzgibbon; Shea and Young.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2123 Prime Sponsor, Representative Zeiger: Modifying the transportation system policy goal of mobility. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Shea; Takko; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Farrell, Vice Chair; Fey, Vice Chair; Fitzgibbon; Morris; Tarleton and Walkinshaw.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2126 Prime Sponsor, Representative Lytton: Creating the community forest trust account. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Agriculture & Natural Resources be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2130

Prime Sponsor, Representative MacEwen: Concerning the veterans innovations program. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2146 Prime Sponsor, Representative Condotta: Concerning department of labor and industries appeal bonds. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill by Committee on Labor & Workforce Development be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2149 Prime Sponsor, Representative Cody: Concerning medical marijuana. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Health Care & Wellness. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Ross, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Hunt, G. and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2153 Prime Sponsor, Representative Habib: Concerning the treatment of eosinophilic gastrointestinal associated disorders. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: The substitute bill by Committee on Health Care & Wellness be substituted therefor and the substitute bill do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Schmick.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2163 Prime Sponsor, Representative Harris: Establishing dextromethorphan provisions. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Public Safety. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2166 Prime Sponsor, Representative Lytton: Providing for educational data on students from military families. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Education. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2171 Prime Sponsor, Representative Orwall: Strengthening economic protections for veterans and military personnel. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Judiciary be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2179 Prime Sponsor, Representative Morris: Regarding government surveillance conducted with extraordinary sensing devices. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Technology & Economic Development be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Referred to Committee on .

February 7, 2014
HB 2187 Prime Sponsor, Representative Takko: Extending the date by which counties participating in the voluntary stewardship program must review and, if necessary, revise development regulations that apply to critical areas in areas used for agricultural activities. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Local Government be substituted therefor and the substitute bill do pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian; Springer and Taylor.

MINORITY recommendation: Do not pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S. and Jinkins.

Passed to Committee on Rules for second reading.

February 10, 2014
HB 2192 Prime Sponsor, Representative Smith: Promoting economic development through enhancing transparency and predictability of state agency permitting and review processes. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Government Operations & Elections. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014
HB 2198 Prime Sponsor, Representative Carlyle: Providing tax relief to qualifying patients for purchases of marijuana for medical use. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Finance. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Christian and Hunt, G..

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2201 Prime Sponsor, Representative Carlyle: Improving fiscal accountability and transparency standards with respect to state tax preferences. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Assistant Ranking Minority Member; Condotta; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2202 Prime Sponsor, Representative Carlyle: Concerning the establishment of an open data policy to facilitate sharing and publication of government data. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Government Operations & Elections. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2211 Prime Sponsor, Representative Fagan: Addressing surplus lines of insurance. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2226 Prime Sponsor, Representative Senn: Concerning state parks partnership opportunities. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2227 Prime Sponsor, Representative Fey: Regarding the safety of ski area conveyances. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2244 Prime Sponsor, Representative Stanford: Restoring resources to the capital budget. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2251 Prime Sponsor, Representative Wilcox: Concerning fish barrier removals. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Agriculture & Natural Resources. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2275 Prime Sponsor, Representative Van De Wege: Concerning whistleblowers in the electrical industry. Reported by Committee on

Appropriations Subcommittee on General
Government & Information Technology

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2277 Prime Sponsor, Representative Robinson:
Concerning the Washington state historical
society. Reported by Committee on Capital
Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2281 Prime Sponsor, Representative Vick: Addressing
state lottery efficiency. Reported by Committee on
Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2305 Prime Sponsor, Representative Pettigrew:
Concerning the regulation of alcoholic beverages.
Reported by Committee on Appropriations
Subcommittee on General Government &
Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2306 Prime Sponsor, Representative Lytton:
Concerning current use valuation for farm and
agricultural land. Reported by Committee on
Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Orcutt, Assistant Ranking Minority Member; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

MINORITY recommendation: Do not pass. Signed by Representatives Tharinger, Vice Chair; Nealey, Ranking Minority Member and Condotta.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2309 Prime Sponsor, Representative Condotta:
Providing fairness and flexibility in the payment of
property taxes. Reported by Committee on
Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2310 Prime Sponsor, Representative Riccelli:
Concerning safety equipment for individual
providers. Reported by Committee on
Appropriations Subcommittee on Health & Human
Services

MAJORITY recommendation: The substitute bill by Committee on Health Care & Wellness be substituted therefor and the substitute bill do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2315 Prime Sponsor, Representative Orwall:
Concerning suicide prevention. Reported by
Committee on Appropriations Subcommittee on
Health & Human Services

MAJORITY recommendation: The substitute bill by Committee on Health Care & Wellness be substituted therefor and the substitute bill do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2331 Prime Sponsor, Representative Sells: Concerning
certified payroll records on public works projects.
Reported by Committee on Appropriations
Subcommittee on Health & Human Services

MAJORITY recommendation: The substitute bill by Committee on Labor & Workforce Development be substituted therefor and the substitute bill do pass. Signed by

Representatives Morrell, Chair; Cody; Green; Kagi; Ormsby and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Harris, Ranking Minority Member; Hunt, G.; Ross and Schmick.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2333 Prime Sponsor, Representative Ryu: Concerning the employee antiretaliation act. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Labor & Workforce Development. Signed by Representatives Morrell, Chair; Cody; Green; Kagi; Ormsby and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Harris, Ranking Minority Member; Hunt, G.; Ross and Schmick.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2334 Prime Sponsor, Representative Riccelli: Simplifying and enforcing employee status under employment laws to ensure fairness to employers and employees and address the underground economy. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Halder; Harris; Hunt, G.; Parker; Schmick; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2347 Prime Sponsor, Representative Farrell: Enhancing the safety of the transportation of oil. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Environment. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant

Ranking Minority Member; Buys; Christian; Fagan; Halder; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2354 Prime Sponsor, Representative Buys: Extending the dairy inspection program assessment expiration date. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2357 Prime Sponsor, Representative DeBolt: Concerning state general obligation bonds for flood hazard reduction and storm water projects. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Riccelli; Smith and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Christian; Robinson; Scott; Senn and Stonier.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2365 Prime Sponsor, Representative Bergquist: Concerning paraeducator development. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Halder; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2368 Prime Sponsor, Representative Sawyer: Concerning a surcharge for local homeless housing and assistance. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill by Committee on Community Development, Housing & Tribal Affairs be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2370 Prime Sponsor, Representative Kirby: Concerning expiration dates related to real estate broker provisions. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2373 Prime Sponsor, Representative Parker: Enacting provisions to improve educational outcomes for homeless students. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2377 Prime Sponsor, Representative Hunter: Improving quality in the early care and education system. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Early Learning & Human Services. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Haler; Harris; Hunt, G.; Parker; Pettigrew; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2378 Prime Sponsor, Representative Harris: Concerning practice settings for certified chemical dependency professionals and trainees. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2383 Prime Sponsor, Representative Reykdal: Integrating career and college readiness standards into K-12 and higher education policies and practices. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Higher Education. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2388 Prime Sponsor, Representative Morrell: Regarding expenditures from the public health supplemental account. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2395 Prime Sponsor, Representative Moscoso: Establishing a state seal of biliteracy for high school students. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Carlyle; Lytton; Pettigrew; Seaquist and Sullivan.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan, Ranking Minority Member; Dahlquist; Haler and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2410 Prime Sponsor, Representative Riccelli: Creating a competitive equipment assistance grant program to enhance student nutrition in public schools. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Riccelli; Robinson; Senn; Stonier and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Scott.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2415 Prime Sponsor, Representative Parker: Creating a temporary homeless status certification. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Community Development, Housing & Tribal Affairs be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2420 Prime Sponsor, Representative Klippert: Authorizing Congressional Medal of Honor recipients to receive special license plates for up to two motor vehicles. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2426 Prime Sponsor, Representative Fey: Authorizing local authorities to continue operating automated traffic safety cameras to detect speed violations outside of school speed zones after participating in a pilot program for at least three consecutive years. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Hayes; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Pike; Rodne; Shea; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2428 Prime Sponsor, Representative Hunt, S.: Concerning authorizations of proposals for emergency medical care and service levies. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2432 Prime Sponsor, Representative Green: Concerning long-term planning for developmental disabilities services. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Early Learning & Human Services. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2434 Prime Sponsor, Representative Walsh: Authorizing an increase in the total outstanding indebtedness of the higher education facilities authority. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2446 Prime Sponsor, Representative Gregerson: Simplifying procedures for obtaining an order for refund of property taxes. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2447 Prime Sponsor, Representative Kirby: Concerning a property tax exemption for qualified nonprofit small business incubators that assist in the creation and expansion of innovative small commercial enterprises. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Fitzgibbon; Hansen; Lytton; Springer; Vick and Wilcox.

MINORITY recommendation: Do not pass. Signed by Representatives Condotta; Pollet and Reykdal.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2457 Prime Sponsor, Representative Hansen: Concerning derelict and abandoned vessels. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Agriculture & Natural Resources. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2458 Prime Sponsor, Representative MacEwen: Concerning invasive species. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Agriculture & Natural Resources. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2459 Prime Sponsor, Representative Blake: Ensuring hunter safety. Reported by Committee on

Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Agriculture & Natural Resources be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2461 Prime Sponsor, Representative Kirby: Addressing the financial solvency of insurance companies. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Business & Financial Services be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2462 Prime Sponsor, Representative Zeiger: Giving preferences to housing trust fund projects that involve collaboration between local school districts and housing authorities to help children of low-income families succeed in school. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Robinson; Senn; Smith; Stonier and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Christian; Riccelli and Scott.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2463 Prime Sponsor, Representative Hunt, S.: Concerning special parking privileges for persons with disabilities. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli;

Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

HB 2474

February 11, 2014
Prime Sponsor, Representative Springer: Creating the save toward a retirement today retirement savings plan. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Hunter, Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

HB 2486

February 10, 2014
Prime Sponsor, Representative Pettigrew: Addressing the implementation of inmate postsecondary education degree programs to reduce recidivism. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Higher Education. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Harris; Hunt, G.; Morrell; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

HB 2493

February 11, 2014
Prime Sponsor, Representative Wilcox: Concerning current use valuation for land primarily used for commercial horticultural purposes. Reported by Committee on Finance

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Agriculture & Natural Resources. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2501

Prime Sponsor, Representative Ormsby: Concerning registration requirements for contractors. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill by Committee on Labor & Workforce Development be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

HB 2512

February 6, 2014
Prime Sponsor, Representative Kirby: Concerning cosmetology, hair design, barbering, esthetics, and manicuring. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Business & Financial Services be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Christian; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Buys and Taylor.

Passed to Committee on Rules for second reading.

HB 2513

February 11, 2014
Prime Sponsor, Representative Hunt, S.: Modifying collection dates for property taxes paid through escrow. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Vick and Wilcox.

Passed to Committee on Rules for second reading.

HB 2519

February 10, 2014
Prime Sponsor, Representative Senn: Concerning early education for children involved in the child welfare system. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill by Committee on Early Learning & Human Services be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle;

Cody; Dunshee; Fagan; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2526 Prime Sponsor, Representative Moeller: Increasing the use of apprenticeships. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; Appleton; Riccelli; Robinson; Senn and Stonier.

MINORITY recommendation: Do not pass. Signed by Representatives DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Christian; Scott; Smith and Warnick.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2528 Prime Sponsor, Representative Overstreet: Prohibiting the placement of tow truck operators in legal jeopardy in handling unmarked government vehicles. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Klippert.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2534 Prime Sponsor, Representative Kirby: Requiring fingerprint background checks for the licensing of vehicle dealers and security guards. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2536 Prime Sponsor, Representative Hudgins: Creating the breakfast after the bell program. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Carlyle; Dahlquist; Lytton; Pettigrew; Seaquist and Sullivan.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan, Ranking Minority Member and Haler.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2539 Prime Sponsor, Representative Carlyle: Simplifying the taxation of amusement, recreation, and physical fitness services. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Reykdal; Springer; Vick and Wilcox.

MINORITY recommendation: Do not pass. Signed by Representative Pollet.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2540 Prime Sponsor, Representative Stonier: Establishing career and technical course equivalencies in science and mathematics. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Education. Signed by Representatives Haigh, Chair; Carlyle; Lytton; Pettigrew; Seaquist and Sullivan.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan, Ranking Minority Member; Dahlquist; Haler and Wilcox.

Passed to Committee on Rules for second reading.

February 7, 2014

HB 2549 Prime Sponsor, Representative Freeman: Addressing the enhancement for attempting to elude a police vehicle. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Hunt, S.; Springer and Taylor.

MINORITY recommendation: Do not pass. Signed by Representatives Dunshee and Jinkins.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2552 Prime Sponsor, Representative Reykdal: Concerning signature gathering for initiatives, referenda, and recall petitions. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Government Operations & Elections be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2553 Prime Sponsor, Representative Pettigrew: Authorizing competitive grants to persistently lowest-achieving schools to implement models of family and community engagement. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2569 Prime Sponsor, Representative Hargrove: Reducing air pollution associated with diesel emissions. Reported by Committee on Capital Budget

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Riccelli; Robinson; Smith; Stonier and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Christian; Scott and Senn.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2572 Prime Sponsor, Representative Cody: Concerning the effectiveness of health care purchasing and transforming the health care delivery system. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Health Care &

Wellness. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Haler; Harris; Hunt, G.; Parker and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2580 Prime Sponsor, Representative Tarleton: Fostering economic resilience and development in Washington by supporting the maritime industry and other manufacturing sectors. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Technology & Economic Development. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2585 Prime Sponsor, Representative Walsh: Concerning income eligibility for temporary assistance for needy families benefits for a child. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2594 Prime Sponsor, Representative Riccelli: Requiring the health care authority to develop a blueprint for the establishment of a federal basic health program. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, G.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Haler; Harris; Hunt, S.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2604 Prime Sponsor, Representative Riccelli: Allowing nonprofit corporations and organizations and certain transit providers to provide transportation services to agricultural employees. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hayes; Pike; Rodne; Shea and Young.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2610 Prime Sponsor, Representative Fey: Identifying characteristics of the homeless youth population. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2612 Prime Sponsor, Representative Hansen: Changing provisions relating to the opportunity scholarship. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

MINORITY recommendation: Without recommendation. Signed by Representative Dahlquist.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2613 Prime Sponsor, Representative Gregerson: Creating efficiencies for institutions of higher education. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill by Committee on Higher Education be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee,

Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2616 Prime Sponsor, Representative Freeman: Concerning parents with intellectual or developmental disabilities involved in dependency proceedings. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Early Learning & Human Services. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2617 Prime Sponsor, Representative Jinkins: Regulating interpreter services. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Fagan; Hunt, G.; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2627 Prime Sponsor, Representative Roberts: Concerning the arrest of individuals who suffer from chemical dependency. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Early Learning & Human Services. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2629 Prime Sponsor, Representative Springer: Authorizing the imposition of a filing fee for certain property assessment appeal petitions. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2634 Prime Sponsor, Representative Kagi: Concerning enforcement standards for residential services and support providers. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: The substitute bill by Committee on Early Learning & Human Services be substituted therefor and the substitute bill do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2639 Prime Sponsor, Representative Moeller: Concerning state purchasing of mental health and chemical dependency treatment services. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Health Care & Wellness. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Christian; Hunt, G. and Taylor.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2643 Prime Sponsor, Representative Farrell: Concerning efforts with private and public partnerships to help produce Washington's healthiest next generation. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Health Care & Wellness. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Kagi; Ormsby and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Hunt, G.; Ross and Schmick.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2646 Prime Sponsor, Representative Cody: Providing certification exemptions and training requirements for certain individual provider long-term care workers. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2647 Prime Sponsor, Representative Jinkins: Concerning electronic timekeeping for in-home personal care or respite services. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2684 Prime Sponsor, Representative Walkinshaw: Modifying time period and monetary limits on ferry vessel and terminal work by state forces. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Moeller; Morris; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hayes; Klippert; Kochmar; Muri; Pike; Rodne; Shea and Young.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2689 Prime Sponsor, Representative Bergquist: Requiring an electric motorcycle registration renewal fee. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Habib;

Kochmar; Moeller; Morris; Muri; Ortiz-Self; Riccelli; Ryu; Takko; Tarleton and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Johnson; Klippert; Pike; Shea; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2694 Prime Sponsor, Representative Hansen: Creating an informational program to increase applications from high-achieving low-income students to selective institutions of higher education. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Higher Education. Signed by Representatives Haigh, Chair; Carlyle; Lytton; Pettigrew; Seaquist and Sullivan.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan, Ranking Minority Member; Dahlquist; Haler and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2711 Prime Sponsor, Representative Habib: Concerning electric vehicle charging stations. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Bergquist; Fitzgibbon; Freeman; Habib; Klippert; Kochmar; Moeller; Muri; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Morris; Pike; Rodne; Shea; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2715 Prime Sponsor, Representative Robinson: Aligning student transportation formulas with 2013 session laws. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Lytton; Pettigrew; Seaquist and Sullivan.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2719

Prime Sponsor, Representative Dunshee: Creating the facilities review council. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 6, 2014

HB 2723 Prime Sponsor, Representative Gregerson: Modifying certain provisions governing foreclosures. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2725 Prime Sponsor, Representative Cody: Concerning court review of involuntary treatment decisions. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 11, 2014

HB 2738 Prime Sponsor, Representative Haigh: Promoting affordable housing in urban growth areas. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill by Committee on Community Development, Housing & Tribal Affairs be substituted therefor and the substitute bill as amended by Committee on Finance do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer and Wilcox.

MINORITY recommendation: Without recommendation. Signed by Representatives Condotta and Vick.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2739 Prime Sponsor, Representative Ortiz-Self: Requiring a report analyzing the correlation of certain family factors with academic and behavioral indicators of student success. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Lytton; Pettigrew; Seaquist and Sullivan.

MINORITY recommendation: Do not pass. Signed by Representatives Haler and Wilcox.

Passed to Committee on Rules for second reading.

February 10, 2014
HB 2741 Prime Sponsor, Representative Orcutt: Concerning requirements before issuance of an initial vehicle registration. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Klippert; Kochmar; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Fey, Vice Chair and Moeller.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2742 Prime Sponsor, Representative Cody: Requiring a rule-making process to interpret the scope of practice of a health care profession. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: The substitute bill by Committee on Health Care & Wellness be substituted therefor and the substitute bill do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Cody; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 11, 2014
HB 2743 Prime Sponsor, Representative Hunt, S.: Protecting taxpayers by providing for accountability and transparency in government contracting. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Government Operations & Elections. Signed by Representatives Hunter, Chair; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.;

Jenkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014
HB 2746 Prime Sponsor, Representative Green: Refinancing of medicaid personal care services for individuals with developmental disabilities and individuals with long-term care needs through the community first choice option. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jenkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 6, 2014
HB 2748 Prime Sponsor, Representative Hudgins: Concerning fees assessed by the department of agriculture. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jenkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Passed to Committee on Rules for second reading.

February 10, 2014
HB 2752 Prime Sponsor, Representative Walkinshaw: Creating Washington state tree special license plates. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hayes; Klippert; Shea and Young.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2753 Prime Sponsor, Representative Clibborn: Imposing motor vehicle fuel taxes on compressed natural and liquefied natural gas used for transportation purposes. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hayes; Klippert; Kochmar; Moeller; Muri; Ortiz-Self; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Pike; Shea and Young.

Referred to Committee on Finance.

February 10, 2014

HB 2759 Prime Sponsor, Representative Seaquist: Modifying certain requirements for ferry vessel construction. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hayes; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Shea and Young.

Passed to Committee on Rules for second reading.

February 10, 2014

HB 2777 Prime Sponsor, Representative Tharinger: Concerning a study to determine the feasibility of coverage for long-term care services and support needs. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Cody; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Ross, Assistant Ranking Minority Member; Christian; Hunt, G.; Schmick and Taylor.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated with the exception of HOUSE BILL NO. 2179 which was held at the desk.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2164, by Representatives Orwall, Appleton, Carlyle and Ryu

Requiring evidence-based and research-based interventions for juvenile firearm offenders in certain circumstances.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2164 was substituted for House Bill No. 2164 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2164 was read the second time.

Representative Jinkins moved the adoption of amendment (615):

On page 6, after line 9, insert the following:

"**NEW SECTION, Sec. 3.** A new section is added to chapter 13.40 RCW to read as follows:

(1)(a) The juvenile rehabilitation administration of the department of social and health services must compile and analyze data regarding juvenile offenders who have been found to have committed the offense of unlawful possession of a firearm under RCW 9.41.040 and made their initial contact with the criminal justice system between January 1, 2005 and December 31, 2013. Information compiled and analyzed must include:

(A) Previous and subsequent criminal offenses committed by the offenders as juveniles or adults;

(B) Where applicable, treatment interventions provided to the offenders as juveniles, including the nature of provided interventions and whether the offenders completed the interventions, if known; and

(C) Gang association of the offenders, if known.

(b) The department of corrections and the caseload forecast council must provide any information necessary to assist the juvenile rehabilitation administration in compiling the data required for this purpose. Information provided may include individual identifier level data, however such data must remain confidential and must not be disseminated for purposes other than as identified in this section or otherwise permitted by law.

(2) The juvenile rehabilitation administration shall report its findings to the appropriate committees of the legislature no later than October 1, 2014."

Correct the title.

Representative Jinkins spoke in favor of the adoption of the amendment.

There being no objection, the House deferred action on SUBSTITUTE HOUSE BILL NO. 2164, and the bill held its place on the second reading calendar.

HOUSE BILL NO. 2162, by Representatives Ryu, Kirby and Moscoso

Concerning body art, body piercing, tattooing, and permanent cosmetics.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2162 was substituted for House Bill No. 2162 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2162 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ryu and Parker spoke in favor of the passage of the bill.

Representative Manweller spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2162.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2162, and the bill passed the House by the following vote: Yeas, 71; Nays, 27; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harris, Holy, Hope, Kretz, Kristiansen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Pike, Schmick, Scott, Shea, Short, Taylor, Warnick, Wilcox and Young.

SUBSTITUTE HOUSE BILL NO. 2162, having received the necessary constitutional majority, was declared passed.

The House resumed consideration of SUBSTITUTE HOUSE BILL NO. 2164 on second reading. Amendment (615) had been moved for adoption.

Representatives Jinkins and Rodne spoke in favor of the adoption of the amendment.

Amendment (615) was adopted.

Representative Jinkins moved the adoption of amendment (616):

On page 6, after line 9, insert the following:

"Sec. 3. RCW 13.40.210 and 2009 c 187 s 1 are each amended to read as follows:

(1) The secretary shall set a release date for each juvenile committed to its custody. The release date shall be within the prescribed range to which a juvenile has been committed under RCW 13.40.0357 or 13.40.030 except as provided in RCW 13.40.320 concerning offenders the department determines are eligible for the juvenile offender basic training camp program. Such dates shall be determined prior to the expiration of sixty percent of a juvenile's minimum term of confinement included within the prescribed range to which the juvenile has been committed. The secretary shall release any juvenile committed to the custody of the department within four calendar days prior to the juvenile's release date or on the release date set under this chapter. Days spent in the custody of the department shall be tolled by any period of time during which a juvenile has absented himself or herself from the department's supervision without the prior approval of the secretary or the secretary's designee.

(2) The secretary shall monitor the average daily population of the state's juvenile residential facilities. When the secretary concludes that in-residence population of residential facilities exceeds one hundred five percent of the rated bed capacity specified in statute, or in absence of such specification, as specified by the department in rule, the secretary may recommend reductions to the governor. On certification by the governor that the recommended reductions are necessary, the secretary has authority to administratively release a sufficient number of offenders to reduce in-residence population to one hundred percent of rated bed capacity. The secretary shall release those offenders who have served the greatest proportion of their sentence. However, the secretary may deny release in a particular case at the request of an offender, or if the secretary finds that there is no responsible custodian, as determined by the department, to whom to release the offender, or if the release of the offender would pose a clear danger to society. The department shall notify the committing court of the release at the time of release if any such early releases have occurred as a result of excessive in-residence population. In no event shall an offender adjudicated of a violent offense be granted release under the provisions of this subsection.

(3)(a) Following the release of any juvenile under subsection (1) of this section, the secretary may require the juvenile to comply with a program of parole to be administered by the department in his or her community which shall last no longer than eighteen months, except that in the case of a juvenile sentenced for rape in the first or second degree, rape of a child in the first or second degree, child molestation in the first degree, or indecent liberties with forcible compulsion, the period of parole shall be twenty-four months and, in the discretion of the secretary, may be up to thirty-six months when the secretary finds that an additional period of parole is necessary and appropriate in the interests of public safety or to meet the ongoing needs of the juvenile. A parole program is mandatory for offenders released under subsection (2) of this section and for offenders who receive a juvenile residential commitment sentence of theft of a motor vehicle, possession of a stolen motor vehicle, or taking a motor vehicle without permission 1. A juvenile adjudicated of unlawful possession of a firearm, possession of a stolen firearm, theft of a firearm, or drive-by shooting may participate in aggression replacement training, functional family therapy, or functional family parole aftercare if the juvenile meets eligibility requirements for these services. The decision to place an offender ~~((and))~~ in an evidence-based parole program shall be based on an assessment by the department of the offender's risk for reoffending upon release and an assessment of the ongoing treatment needs of the juvenile. The department shall prioritize available parole resources to provide supervision and services to offenders at moderate to high risk for reoffending.

(b) The secretary shall, for the period of parole, facilitate the juvenile's reintegration into his or her community and to further this goal shall require the juvenile to refrain from possessing a firearm or using a deadly weapon and refrain from committing new offenses and may require the juvenile to: (i) Undergo available medical, psychiatric,

drug and alcohol, sex offender, mental health, and other offense-related treatment services; (ii) report as directed to a parole officer and/or designee; (iii) pursue a course of study, vocational training, or employment; (iv) notify the parole officer of the current address where he or she resides; (v) be present at a particular address during specified hours; (vi) remain within prescribed geographical boundaries; (vii) submit to electronic monitoring; (viii) refrain from using illegal drugs and alcohol, and submit to random urinalysis when requested by the assigned parole officer; (ix) refrain from contact with specific individuals or a specified class of individuals; (x) meet other conditions determined by the parole officer to further enhance the juvenile's reintegration into the community; (xi) pay any court-ordered fines or restitution; and (xii) perform community restitution. Community restitution for the purpose of this section means compulsory service, without compensation, performed for the benefit of the community by the offender. Community restitution may be performed through public or private organizations or through work crews.

(c) The secretary may further require up to twenty-five percent of the highest risk juvenile offenders who are placed on parole to participate in an intensive supervision program. Offenders participating in an intensive supervision program shall be required to comply with all terms and conditions listed in (b) of this subsection and shall also be required to comply with the following additional terms and conditions: (i) Obey all laws and refrain from any conduct that threatens public safety; (ii) report at least once a week to an assigned community case manager; and (iii) meet all other requirements imposed by the community case manager related to participating in the intensive supervision program. As a part of the intensive supervision program, the secretary may require day reporting.

(d) After termination of the parole period, the juvenile shall be discharged from the department's supervision.

(4)(a) The department may also modify parole for violation thereof. If, after affording a juvenile all of the due process rights to which he or she would be entitled if the juvenile were an adult, the secretary finds that a juvenile has violated a condition of his or her parole, the secretary shall order one of the following which is reasonably likely to effectuate the purpose of the parole and to protect the public: (i) Continued supervision under the same conditions previously imposed; (ii) intensified supervision with increased reporting requirements; (iii) additional conditions of supervision authorized by this chapter; (iv) except as provided in (a)(v) and (vi) of this subsection, imposition of a period of confinement not to exceed thirty days in a facility operated by or pursuant to a contract with the state of Washington or any city or county for a portion of each day or for a certain number of days each week with the balance of the days or weeks spent under supervision; (v) the secretary may order any of the conditions or may return the offender to confinement for the remainder of the sentence range if the offense for which the offender was sentenced is rape in the first or second degree, rape of a child in the first or second degree, child molestation in the first degree, indecent liberties with forcible compulsion, or a sex offense that is also a serious violent offense as defined by RCW 9.94A.030; and (vi) the secretary may order any of the conditions or may return the offender to confinement for the remainder of the sentence range if the youth has completed the basic training camp program as described in RCW 13.40.320.

(b) The secretary may modify parole and order any of the conditions or may return the offender to confinement for up to twenty-four weeks if the offender was sentenced for a sex offense as defined under *RCW 9A.44.130 and is known to have violated the terms of parole. Confinement beyond thirty days is intended to only be used for a small and limited number of sex offenders. It shall only be used when other graduated sanctions or interventions have not been effective or the behavior is so egregious it warrants the use of the higher level intervention and the violation: (i) Is a known pattern of behavior consistent with a previous sex offense that puts the youth at high risk for reoffending sexually; (ii) consists of sexual behavior that is

determined to be predatory as defined in RCW 71.09.020; or (iii) requires a review under chapter 71.09 RCW, due to a recent overt act. The total number of days of confinement for violations of parole conditions during the parole period shall not exceed the number of days provided by the maximum sentence imposed by the disposition for the underlying offense pursuant to RCW 13.40.0357. The department shall not aggregate multiple parole violations that occur prior to the parole revocation hearing and impose consecutive twenty-four week periods of confinement for each parole violation. The department is authorized to engage in rule making pursuant to chapter 34.05 RCW, to implement this subsection, including narrowly defining the behaviors that could lead to this higher level intervention.

(c) If the department finds that any juvenile in a program of parole has possessed a firearm or used a deadly weapon during the program of parole, the department shall modify the parole under (a) of this subsection and confine the juvenile for at least thirty days. Confinement shall be in a facility operated by or pursuant to a contract with the state or any county.

(5) A parole officer of the department of social and health services shall have the power to arrest a juvenile under his or her supervision on the same grounds as a law enforcement officer would be authorized to arrest the person.

(6) If so requested and approved under chapter 13.06 RCW, the secretary shall permit a county or group of counties to perform functions under subsections (3) through (5) of this section."

Correct the title.

Representatives Jinkins and Rodne spoke in favor of the adoption of the amendment.

Amendment (616) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Orwall and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2164.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2164, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1597, by Representatives Goodman and Ryu

Making marijuana law technical corrections.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1597.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1597, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 1597, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1814, by House Committee on Transportation (originally sponsored by Representatives Ryu, Clibborn, Johnson, Angel, Freeman, Zeiger, Bergquist, Reykdal, Liias, Moeller, Morris, Farrell and Fey)

Concerning the agency council on coordinated transportation.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Ryu spoke in favor of the passage of the bill.

Representative Hargrove spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1814.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1814, and the bill passed the House by the following vote: Yeas, 60; Nays, 38; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox and Young.

SUBSTITUTE HOUSE BILL NO. 1814, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2332, by Representatives Sawyer, Sells, Moscoso, Seaquist, S. Hunt, Green, Stanford, Hansen, Appleton, Reykdal, Ryu, Fitzgibbon, Bergquist, Goodman, Farrell, Ormsby, Pollet and Walkinshaw

Providing damages for wage violations.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Sawyer spoke in favor of the passage of the bill.

Representative Manweller spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2332.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2332, and the bill passed the House by the following vote: Yeas, 53; Nays, 45; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Springer, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

HOUSE BILL NO. 2332, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2100, by Representatives Johnson, Rodne, Pollet, Zeiger, Tarleton, Senn, Habib, Moscoso, Goodman, Bergquist, Fey, Walkinshaw, Riccelli and Freeman

Creating Seattle University special license plates.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Johnson, Rodne and Clibborn spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2100.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2100, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea, Stanford, Taylor and Young.

HOUSE BILL NO. 2100, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2137, by Representatives Johnson, Moscoso, Hayes, Takko, Klippert, Haler, Ross and Ryu

Modifying provisions governing commercial motor vehicles.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Johnson and Clibborn spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2137.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2137, and the bill passed the House by the following vote: Yeas, 88; Nays, 10; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Kretz, Overstreet, Scott, Shea, Short, Taylor and Young.

HOUSE BILL NO. 2137, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2140, by Representatives Ryu, Stanford, Kirby, Moscoso and Vick

Concerning credit unions' mergers.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ryu and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2140.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2140, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2140, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2255, by Representative Van De Wege

Concerning ambulance seat belt notification, air bags, and driver training.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2255 was substituted for House Bill No. 2255 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2255 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Van De Wege spoke in favor of the passage of the bill.

Representative Hargrove spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2255.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2255, and the bill passed the House by the following vote: Yeas, 58; Nays, 40; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

SUBSTITUTE HOUSE BILL NO. 2255, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2700, by Representatives Stonier, Riccelli, Ryu, Senn, Habib, Fey, Ormsby, Morrell, Gregerson, Tarleton, Pollet and Freeman

Creating breast cancer awareness special license plates.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier, Hargrove and Pike spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2700.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2700, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2700, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1083, by House Committee on Community Development, Housing & Tribal Affairs (originally sponsored by Representatives Appleton, Roberts, Jinkins, Freeman and S. Hunt)

Authorizing judges of tribal courts to solemnize marriages. Revised for 1st Substitute: Authorizing judges of tribal courts and administrative law judges to solemnize marriages. (REVISED FOR ENGROSSED: Authorizing judges of courts of limited jurisdiction and judges of tribal courts to solemnize marriages.)

There being no objection, the rules were suspended, and ENGROSSED SUBSTITUTE HOUSE BILL NO. 1083 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Appleton moved the adoption of amendment (649):

On page 1, line 11, after "courts," strike "administrative law judges appointed under RCW 34.12.030,"

Representatives Appleton and Rodne spoke in favor of the adoption of the amendment.

Amendment (649) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Appleton and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1083.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1083, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1083, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 12, 2014, the 31st Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY FIRST DAY

House Chamber, Olympia, Wednesday, February 12, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Linda Pettigrew and Miracle Adams. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend David Gerardot, Emmaus Ecumenical Catholic Community, Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

February 11, 2014

MR. SPEAKER:

The Senate has passed:
SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007
and the same are herewith transmitted.
Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

ESSB 5045 by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Honeyford, Kohl-Welles and Frockt)

AN ACT Relating to the creation of a permit to allow day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises; and adding a new section to chapter 66.20 RCW.

Referred to Committee on Government Accountability & Oversight.

ESB 5048 by Senators Sheldon, Benton and Hargrove

AN ACT Relating to notice against trespass; and reenacting and amending RCW 9A.52.010.

Referred to Committee on Judiciary.

ESB 5097 by Senators Becker, Pearson, Bailey, Hatfield, Holmquist Newbry, Tom, Schoesler, Rivers, Honeyford, Padden, Roach and Parlette

AN ACT Relating to allowing spouses to combine volunteer hours for purposes of receiving a complimentary discover pass; and amending RCW 79A.80.020.

Referred to Committee on Environment.

SB 5141 by Senators King, Eide, Rivers, Sheldon, Hatfield, Delvin, Ericksen, Carrell, Padden, Harper, Keiser, Rolfes, Shin, Holmquist Newbry, Roach and Kline

AN ACT Relating to allowing motorcycles to stop and proceed through traffic control signals under certain conditions; and adding a new section to chapter 46.61 RCW.

Referred to Committee on Transportation.

SB 5310 by Senators Nelson, Kohl-Welles, Chase, Harper, Keiser and Conway

AN ACT Relating to senior center licenses; amending RCW 66.20.300 and 66.20.310; and adding a new section to chapter 66.24 RCW.

Referred to Committee on Government Accountability & Oversight.

SSB 5691 by Senate Committee on Ways & Means (originally sponsored by Senators Hewitt, Conway and Rolfes)

AN ACT Relating to veterans' homes; amending RCW 72.36.020, 72.36.030, 72.36.035, 72.36.055, 72.36.070, 72.36.075, and 43.60A.075; and adding a new section to chapter 72.36 RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

SB 5775 by Senators Benton, Hobbs, Brown, Ericksen, Conway and Rivers

AN ACT Relating to allowing for a veteran designation on drivers' licenses and identicards; amending RCW 46.20.161 and 46.20.117; and providing an effective date.

Referred to Committee on Transportation.

SB 5910 by Senators Hill, Murray, Nelson, Baumgartner and Hargrove

AN ACT Relating to providing that a quarterly revenue forecast is due on February 20th during both a long and short legislative session year; and reenacting and amending RCW 82.33.020.

Referred to Committee on Finance.

SB 5999 by Senators Pedersen, O'Ban, Kline and Fain

AN ACT Relating to corporate entity conversions; amending RCW 25.15.085 and 23B.13.020; adding new sections to chapter 25.15 RCW; and adding new sections to chapter 23B.09 RCW.

Referred to Committee on Judiciary.

SJM 8003 by Senators Kohl-Welles, Padden, Kline, Roach, Fraser, Carrell, Darneille, Pearson, Conway and Chase

Requesting Congress to amend the Communications Decency Act.

Referred to Committee on Technology & Economic Development.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SECOND SUBSTITUTE HOUSE BILL NO. 1017, by House Committee on Appropriations Subcommittee on General Government & Information Technology (originally sponsored by Representatives Morris, Fitzgibbon, Fey, Liias, McCoy, Hudgins, Farrell, Morrell, Ormsby, Upthegrove and Pollet)

Creating new efficiency standards.

There being no objection, the rules were suspended, and SECOND SUBSTITUTE HOUSE BILL NO. 1017 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Morris moved the adoption of amendment (617):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 19.260.020 and 2009 c 565 s 18 and 2009 c 501 s 1 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Automatic commercial ice cube machine" means a factory-made assembly, not necessarily shipped in one package, consisting of a condensing unit and ice-making section operating as an integrated unit with means for making and harvesting ice cubes. It may also include integrated components for storing or dispensing ice, or both.

(2) "Bottle-type water dispenser" means a water dispenser that uses a bottle or reservoir as the source of potable water.

(3) "Commercial hot food holding cabinet" means a heated, fully enclosed compartment, with one or more solid or partial glass doors, that is designed to maintain the temperature of hot food that has been

cooked in a separate appliance. "Commercial hot food holding cabinet" does not include heated glass merchandising cabinets, drawer warmers, or cook and hold appliances.

(4)(a) "Commercial refrigerators and freezers" means refrigerators, freezers, or refrigerator-freezers designed for use by commercial or institutional facilities for the purpose of storing or merchandising food products, beverages, or ice at specified temperatures that: (i) Incorporate most components involved in the vapor-compression cycle and the refrigerated compartment in a single cabinet; and (ii) may be configured with either solid or transparent doors as a reach-in cabinet, pass-through cabinet, roll-in cabinet, or roll-through cabinet.

(b) "Commercial refrigerators and freezers" does not include: (i) Products with 85 cubic feet or more of internal volume; (ii) walk-in refrigerators or freezers; (iii) consumer products that are federally regulated pursuant to 42 U.S.C. Sec. 6291 et seq.; (iv) products without doors; or (v) freezers specifically designed for ice cream.

(5) "Compensation" means money or any other valuable thing, regardless of form, received or to be received by a person for services rendered.

(6) "Cook and hold appliance" means a multiple mode appliance intended for cooking food that may be used to hold the temperature of the food that has been cooked in the same appliance.

(7) "Department" means the department of commerce.

(8) "Drawer warmer" means an appliance that consists of one or more heated drawers and that is designed to hold hot food that has been cooked in a separate appliance at a specified temperature.

(9) "Heated glass merchandising cabinet" means an appliance with a heated cabinet constructed of glass or clear plastic doors which, with seventy percent or more clear area, is designed to display and maintain the temperature of hot food that has been cooked in a separate appliance.

(10) "Hot water dispenser" means a small electric water heater that has a measured storage volume of no greater than one gallon.

(11) "Mini-tank electric water heater" means a small electric water heater that has a measured storage volume of more than one gallon and a rated storage volume of less than twenty gallons.

(12) "Pass-through cabinet" means a commercial refrigerator or freezer with hinged or sliding doors on both the front and rear of the unit.

(13) "Point-of-use water dispenser" means a water dispenser that uses a pressurized water utility connection as the source of potable water.

(14) "Pool heater" means an appliance designed for heating nonpotable water contained at atmospheric pressure for swimming pools, spas, hot tubs, and similar applications.

(15) "Portable electric spa" means a factory-built electric spa or hot tub, supplied with equipment for heating and circulating water.

(16) "Reach-in cabinet" means a commercial refrigerator or freezer with hinged or sliding doors or lids, but does not include roll-in or roll-through cabinets or pass-through cabinets.

(17) "Residential pool pump" means a pump used to circulate and filter pool water in order to maintain clarity and sanitation.

(18)(a) "Roll-in cabinet" means a commercial refrigerator or freezer with hinged or sliding doors that allow wheeled racks of product to be rolled into the unit.

(b) "Roll-through cabinet" means a commercial refrigerator or freezer with hinged or sliding doors on two sides of the cabinet that allow wheeled racks of product to be rolled through the unit.

(19) "Showerhead" means a device through which water is discharged for a shower bath.

(20) "Showerhead tub spout diverter combination" means a group of plumbing fittings sold as a matched set and consisting of a control valve, a tub spout diverter, and a showerhead.

(21) "State-regulated incandescent reflector lamp" means a lamp that is not colored or designed for rough or vibration service applications, has an inner reflective coating on the outer bulb to direct

the light, an E26 medium screw base, a rated voltage or voltage range that lies at least partially within 115 to 130 volts, and falls into one of the following categories:

(a) A bulged reflector or elliptical reflector bulb shape and which has a diameter which equals or exceeds 2.25 inches; or

(b) A reflector, parabolic aluminized reflector, or similar bulb shape and which has a diameter of 2.25 to 2.75 inches.

(22) "Tub spout diverter" means a device designed to stop the flow of water into a bathtub and to divert it so that the water discharges through a showerhead.

(23) "Wine chillers designed and sold for use by an individual" means refrigerators designed and sold for the cooling and storage of wine by an individual.

(24) "Battery charger systems" means a battery charger coupled with its batteries or battery chargers coupled with their batteries, which together are referred to as battery charger systems. This term covers all rechargeable batteries or devices incorporating a rechargeable battery and the chargers used with them. The charging circuitry of battery charger systems may or may not be located within the housing of the end-use device itself. In many cases, the battery may be charged with a dedicated external charger and power supply combination that is separate from the device that runs on power from the battery. Battery charger systems include, but are not limited to:

(a) Electronic devices with a battery that are normally charged with AC line voltage or DC input voltage through an internal or external power supply and a dedicated battery charger;

(b) The battery and battery charger components of devices that are designed to run on battery power during part or all of their operations;

(c) Dedicated battery systems primarily designed for electrical or emergency backup; and

(d) Devices whose primary function is to charge batteries, along with the batteries they are designed to charge. These units include chargers for power tool batteries and chargers for automotive, AA, AAA, C, D, or 9 V rechargeable batteries, as well as chargers for batteries used in larger industrial motive equipment and a la carte chargers.

(25) "À la carte charger" means a battery charger that is individually packaged without batteries. "À la carte charger" includes those with multivoltage or multiport capabilities.

(26) "Battery analyzer" means a device:

(a) Used to analyze and report a battery's performance and overall condition;

(b) Capable of being programmed and performing service functions to restore capability in deficient batteries; and

(c) Not intended or marketed to be used on a daily basis for the purpose of charging batteries.

(27) "Illuminated exit sign" means:

(a) A sign that is designed to be permanently fixed in place to identify an exit; and

(b) A sign that: (i) Consists of an electrically powered integral light source that illuminates the legend "EXIT" and any directional indicators; and (ii) provides contrast between the legend, any directional indicators, and the background.

(28) "Large battery charger system" means a battery charger system, other than a battery charger system for golf carts, with a rated input power of more than two kilowatts.

(29) "Small battery charger system" means a battery charger system with a rated input power of two kilowatts or less, and includes golf cart battery charger systems regardless of the output power.

(30) "High light output double-ended quartz halogen lamp" means a lamp that:

(a) Is designed for general outdoor lighting purposes;

(b) Contains a tungsten filament;

(c) Has a rated initial lumen value of greater than 6,000 and less than 40,000 lumens;

(d) Has at each end a recessed single contact, R7s base;

(e) Has a maximum overall length between four and eleven inches;

(f) Has a nominal diameter less than 3/4 inch;

(g) Is designed to be operated at a voltage not less than 110 volts and not greater than 200 volts or is designed to be operated at a voltage between 235 volts and 300 volts;

(h) Is not a tubular quartz infrared heat lamp; and

(i) Is not a lamp marked and marketed as a stage and studio lamp with a rated life of 500 hours or less.

(31) "Consumer product" means any article, other than an automobile, as defined in 49 U.S.C. Sec. 32901(a)(3):

(a) Of a type which in operation consumes, or is designed to consume, energy or, with respect to showerheads, faucets, water closets, and urinals, water; and which, to any significant extent, is distributed in commerce for personal use or consumption by individuals;

(b) Without regard to whether such an article of such type is in fact distributed in commerce for personal use or consumption by an individual, except that the term includes fluorescent lamp ballasts, general service fluorescent lamps, incandescent reflector lamps, showerheads, faucets, water closets, and urinals distributed in commerce for personal or commercial use or consumption.

Sec. 2. RCW 19.260.030 and 2009 c 501 s 2 are each amended to read as follows:

(1) This chapter applies to the following types of new products sold, offered for sale, or installed in the state:

(a) Automatic commercial ice cube machines;

(b) Commercial refrigerators and freezers;

(c) State-regulated incandescent reflector lamps;

(d) Wine chillers designed and sold for use by an individual;

(e) Hot water dispensers and mini-tank electric water heaters;

(f) Bottle-type water dispensers and point-of-use water dispensers;

(g) Pool heaters, residential pool pumps, and portable electric spas;

(h) Tub spout diverters; ~~(and)~~

(i) Commercial hot food holding cabinets;

(j) High light output double-ended quartz halogen lamps; and

(k) Battery charger systems, except those:

(i) Used to charge a motor vehicle that is powered by an electric motor drawing current from rechargeable storage batteries, fuel cells, or other portable sources of electrical current, and which may include a nonelectrical source of power designed to charge batteries and components thereof. This exception does not apply to autoettes or electric personal assistive mobility devices, golf carts, and low-speed vehicles, as those vehicles are defined in division 1 of the California vehicle code in effect as of the effective date of this section;

(ii) That are classified as class II or class III devices for human use under the federal food, drug, and cosmetic act as of the effective date of this section and require United States food and drug administration listing and approval as a medical device;

(iii) Used to charge a battery or batteries in an illuminated exit sign;

(iv) With input that is three phase of line-to-line three hundred volts root mean square or more and is designed for a stationary power application;

(v) That are battery analyzers;

(vi) That are voltage independent or voltage and frequency independent uninterruptible power supplies as defined by the international electrotechnical commission 62040-3 ed.2.0 as of the effective date of this section; or

(vii) Used to charge larger industrial motive equipment such as fork lifts, burden carriers, or person carriers.

(2) This chapter applies equally to products whether they are sold, offered for sale, or installed as stand-alone products or as components of other products.

(3) This chapter does not apply to:

(a) New products manufactured in the state and sold outside the state;

(b) New products manufactured outside the state and sold at wholesale inside the state for final retail sale and installation outside the state;

(c) Products installed in mobile manufactured homes at the time of construction; or

(d) Products designed expressly for installation and use in recreational vehicles.

Sec. 3. RCW 19.260.040 and 2009 c 501 s 3 are each amended to read as follows:

The minimum efficiency standards specified in this section apply to the types of new products set forth in RCW 19.260.030.

(1)(a) Automatic commercial ice cube machines must have daily energy use and daily water use no greater than the applicable values in the following table:

Equipment type	Type of cooling	Harvest rate (lbs. ice/24 hrs.)	Maximum energy use (kWh/100 lbs.)	Maximum condenser water use (gallons/100 lbs. ice)
Ice-making head	water	<500	7.80 - .0055H	200 - .022H
		>=500<1436	5.58 - .0011H	200 - .022H
		>=1436	4.0	200 - .022H
Ice-making head	air	450	10.26 - .0086H	Not applicable
		>=450	6.89 - .0011H	Not applicable
Remote condensing but not remote compressor	air	<1000	8.85 - .0038	Not applicable
		>=1000	5.10	Not applicable
Remote condensing and remote compressor	air	<934	8.85 - .0038H	Not applicable
		>=934	5.3	Not applicable
Self-contained models	water	<200	11.40 - .0190H	191 - .0315H
		>=200	7.60	191 - .0315H
Self-contained models	air	<175	18.0 - .0469H	Not applicable
		>=175	9.80	Not applicable

Where H= harvest rate in pounds per twenty-four hours which must be reported within 5% of the tested value.
 "Maximum water use" applies only to water used for the condenser.

(b) For purposes of this section, automatic commercial ice cube machines shall be tested in accordance with the ARI 810-2003 test method as published by the air-conditioning and refrigeration institute. Ice-making heads include all automatic commercial ice cube machines that are not split system ice makers or self-contained models as defined in ARI 810-2003.

(2)(a) Commercial refrigerators and freezers must meet the applicable requirements listed in the following table:

Equipment Type	Doors	Maximum Daily Energy Consumption (kWh)
Reach-in cabinets, pass-through cabinets, and roll-in or roll-through cabinets that are refrigerators	Solid	0.10V+ 2.04
	Transparent	0.12V+ 3.34
Reach-in cabinets, pass-through cabinets, and roll-in or roll-through cabinets that are "pulldown" refrigerators	Transparent	.126V+ 3.51
Reach-in cabinets, pass-through cabinets, and roll-in or roll-through cabinets that are freezers	Solid	0.40V+ 1.38
	Transparent	0.75V+ 4.10
Reach-in cabinets that are refrigerator-freezers with an AV of 5.19 or higher	Solid	0.27AV - 0.71

kWh= kilowatt-hours
 V= total volume (ft³)
 AV= adjusted volume= [1.63 x freezer volume (ft³)]+ refrigerator volume (ft³)

(b) For purposes of this section, "pulldown" designates products designed to take a fully stocked refrigerator with beverages at 90 degrees Fahrenheit and cool those beverages to a stable temperature of 38 degrees Fahrenheit within 12 hours or less. Daily energy consumption shall be measured in accordance with the American national standards institute/American society of heating, refrigerating and air-conditioning engineers test method 117-2002, except that the back-loading doors of pass-through and roll-through refrigerators and freezers must remain closed throughout the test, and except that the controls of all appliances must be adjusted to obtain the following product temperatures.

Product or compartment type	Integrated average product temperature in degrees Fahrenheit
Refrigerator	38± 2
Freezer	0± 2

(3)(a) The lamp electrical power input of state-regulated incandescent reflector lamps shall meet the minimum average lamp efficacy requirements for federally regulated incandescent reflector lamps specified in 42 U.S.C. Sec. 6295(i)(1)(A)-(B).

(b) The following types of incandescent lamps are exempt from these requirements:

- (i) Lamps rated at fifty watts or less of the following types: BR 30, ER 30, BR 40, and ER 40;
- (ii) Lamps rated at sixty-five watts of the following types: BR 30, BR 40, and ER 40; and
- (iii) R 20 lamps of forty-five watts or less.

(4)(a) Wine chillers designed and sold for use by an individual must meet requirements specified in the California Code of Regulations, Title 20, section 1605.3 in effect as of July 26, 2009.

(b) Wine chillers designed and sold for use by an individual shall be tested in accordance with the method specified in the California Code of Regulations, Title 20, section 1604 in effect as of July 26, 2009.

(5)(a) The standby energy consumption of bottle-type water dispensers, and point-of-use water dispensers, dispensing both hot and cold water, manufactured on or after January 1, 2010, shall not exceed 1.2 kWh/day.

(b) The test method for water dispensers shall be the environmental protection agency energy star program requirements for bottled water coolers version 1.1.

(6)(a) The standby energy consumption of hot water dispensers and mini-tank electric water heaters manufactured on or after January 1, 2010, shall be not greater than 35 watts.

(b) This subsection does not apply to any water heater:

(i) That is within the scope of 42 U.S.C. Sec. 6292(a)(4) or 6311(1);

(ii) That has a rated storage volume of less than 20 gallons; and

(iii) For which there is no federal test method applicable to that type of water heater.

(c) Hot water dispensers shall be tested in accordance with the method specified in the California Code of Regulations, Title 20, section 1604 in effect as of July 26, 2009.

(d) Mini-tank electric water heaters shall be tested in accordance with the method specified in the California Code of Regulations, Title 20, section 1604 in effect as of July 26, 2009.

(7) The following standards are established for pool heaters, residential pool pumps, and portable electric spas:

(a) Natural gas pool heaters shall not be equipped with constant burning pilots.

(b) Residential pool pump motors manufactured on or after January 1, 2010, must meet requirements specified in the California Code of Regulations, Title 20, section 1605.3 in effect as of July 26, 2009.

(c) Portable electric spas manufactured on or after January 1, 2010, must meet requirements specified in the California Code of Regulations, Title 20, section 1605.3 in effect as of July 26, 2009.

(d) Portable electric spas must be tested in accordance with the method specified in the California Code of Regulations, Title 20, section 1604 in effect as of July 26, 2009.

(8)(a) The leakage rate of tub spout diverters shall be no greater than the applicable requirements shown in the following table:

Appliance	Testing Conditions	Maximum Leakage Rate
		Effective January 1, 2009
	When new	0.01 gpm
Tub spout diverters	After 15,000 cycles of diverting	0.05 gpm

(b) Showerhead tub spout diverter combinations shall meet both the federal standard for showerheads established pursuant to 42 U.S.C. Sec. 6291 et seq. and the standard for tub spout diverters specified in this section.

(9)(a) The idle energy rate of commercial hot food holding cabinets manufactured on or after January 1, 2010, shall be no greater than 40 watts per cubic foot of measured interior volume.

(b) The idle energy rate of commercial hot food holding cabinets shall be determined using ANSI/ASTM F2140-01 standard test method for the performance of hot food holding cabinets (test for idle energy rate dry test). Commercial hot food holding cabinet interior

volume shall be calculated using straight line segments following the gross interior dimensions of the appliance and using the following equation: Interior height x interior width x interior depth. Interior volume shall not account for racks, air plenums, or other interior parts.

(10) The following standards are established for battery charger systems:

(a) Except as provided in (b) and (c) of this subsection, large battery charger systems and small battery charger systems manufactured on or after January 1, 2015, must meet requirements specified in the California Code of Regulations, Title 20, section 1605 in effect as of the effective date of this section.

(b) Small battery charger systems that are not consumer products manufactured on or after January 1, 2017, must meet requirements specified in the California Code of Regulations, Title 20, section 1605 in effect as of the effective date of this section.

(c) Battery backup and uninterruptible power supplies that are not consumer products manufactured on or after January 1, 2017, must meet requirements specified in the California Code of Regulations, Title 20, section 1605 in effect as of the effective date of this section.

(d) Large battery charger systems and small battery charger systems must be tested in accordance with the method specified in the California Code of Regulations, Title 20, section 1604 in effect as of the effective date of this section.

(11) A high light output double-ended quartz halogen lamp must meet minimum efficiency standards of:

(a) 27 lumens per watt for lamps with a minimum rated initial lumen value greater than 6,000 and a maximum initial lumen value of 15,000; and

(b) 34 lumens per watt for lamps with a rated initial lumen value greater than 15,000 and less than 40,000.

Sec. 4. RCW 19.260.050 and 2009 c 501 s 4 are each amended to read as follows:

(1) No new commercial refrigerator or freezer or state-regulated incandescent reflector lamp manufactured on or after January 1, 2007, may be sold or offered for sale in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040. No new automatic commercial ice cube machine manufactured on or after January 1, 2008, may be sold or offered for sale in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(2) On or after January 1, 2008, no new commercial refrigerator or freezer or state-regulated incandescent reflector lamp manufactured on or after January 1, 2007, may be installed for compensation in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040. On or after January 1, 2009, no new automatic commercial ice cube machine manufactured on or after January 1, 2008, may be installed for compensation in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(3) Standards for state-regulated incandescent reflector lamps are effective on the dates specified in subsections (1) and (2) of this section.

(4) The following products, if manufactured on or after January 1, 2010, may not be sold or offered in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040:

- (a) Wine chillers designed and sold for use by an individual;
- (b) Hot water dispensers and mini-tank electric water heaters;
- (c) Bottle-type water dispensers and point-of-use water dispensers;
- (d) Pool heaters, residential pool pumps, and portable electric spas;
- (e) Tub spout diverters; and
- (f) Commercial hot food holding cabinets.

(5) The following products, if manufactured on or after January 1, 2010, may not be installed for compensation in the state on or after January 1, 2011, unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040:

- (a) Wine chillers designed and sold for use by an individual;

- (b) Hot water dispensers and mini-tank electric water heaters;
- (c) Bottle-type water dispensers and point-of-use water dispensers;
- (d) Pool heaters, residential pool pumps, and portable electric spas;
- (e) Tub spout diverters; and
- (f) Commercial hot food holding cabinets.

(6)(a) Except as provided in (b) and (c) of this subsection, large and small battery charger systems, if manufactured on or after January 1, 2015, may not be sold or offered for sale in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(b) Small battery charger systems that are not consumer products, if manufactured on or after January 1, 2017, may not be sold or offered for sale in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(c) Battery backup and uninterruptible power supplies that are not consumer products, if manufactured on or after January 1, 2017, may not be sold or offered for sale in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(7)(a) Large and small battery charger systems, if manufactured on or after January 1, 2015, may not be installed for compensation in the state on or after January 1, 2016, unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(b) Small battery charger systems that are not consumer products, if manufactured on or after January 1, 2017, may not be installed for compensation in the state on or after January 1, 2018, unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(8) A high light output double-ended quartz halogen lamp, if manufactured on or after January 1, 2015, may not be sold or offered for sale in the state unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040.

(9) A high light output double-ended quartz halogen lamp, if manufactured on or after January 1, 2015, may not be installed for compensation in the state on or after January 1, 2016, unless the efficiency of the new product meets or exceeds the efficiency standards set forth in RCW 19.260.040."

Correct the title.

Representatives Morris and Short spoke in favor of the adoption of the amendment.

Amendment (617) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1017.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1017, and the bill passed the House by the following vote: Yeas, 57; Nays, 41; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen,

Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1017, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1896, by Representatives Lytton, Chandler, Blake, MacEwen and Wilcox.

Enhancing compliance with the responsibilities of fishing guides.

The bill was read the third time.

Representatives Lytton and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1896.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1896, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta and Manweller.

HOUSE BILL NO. 1896, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2002, by Representatives Condotta and Reykdal

Modifying snowmobile license fees.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2002 was substituted for House Bill No. 2002 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2002 was read the second time.

Representative Ormsby moved the adoption of amendment (603):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 46.17.350 and 2013 2nd sp.s. c 23 s 19 are each amended to read as follows:

(1) Before accepting an application for a vehicle registration, the department, county auditor or other agent, or subagent appointed by the director shall require the applicant, unless specifically exempt, to pay the following vehicle license fee by vehicle type:

VEHICLE TYPE	INITIAL FEE	RENEWAL FEE	DISTRIBUTED UNDER
(a) Auto stage, six seats or less	\$ 30.00	\$ 30.00	RCW 46.68.030
(b) Camper	\$ 4.90	\$ 3.50	RCW 46.68.030
(c) Commercial trailer	\$ 34.00	\$ 30.00	RCW 46.68.035
(d) For hire vehicle, six seats or less	\$ 30.00	\$ 30.00	RCW 46.68.030
(e) Mobile home (if registered)	\$ 30.00	\$ 30.00	RCW 46.68.030
(f) Moped	\$ 30.00	\$ 30.00	RCW 46.68.030
(g) Motor home	\$ 30.00	\$ 30.00	RCW 46.68.030
(h) Motorcycle	\$ 30.00	\$ 30.00	RCW 46.68.030
(i) Off-road vehicle	\$ 18.00	\$ 18.00	RCW 46.68.045
(j) Passenger car	\$ 30.00	\$ 30.00	RCW 46.68.030
(k) Private use single-axle trailer	\$ 15.00	\$ 15.00	RCW 46.68.035
(l) Snowmobile	\$ (30.00) <u>40.00</u>	\$ (30.00) <u>40.00</u>	RCW 46.68.350
(m) Snowmobile, vintage	\$ 12.00	\$ 12.00	RCW 46.68.350
(n) Sport utility vehicle	\$ 30.00	\$ 30.00	RCW 46.68.030
(o) Tow truck	\$ 30.00	\$ 30.00	RCW 46.68.030

(p) Trailer, over 2000 pounds	\$ 30.00	\$ 30.00	RCW 46.68.030
(q) Travel trailer	\$ 30.00	\$ 30.00	RCW 46.68.030
(r) Wheeled all-terrain vehicle, on-road use	\$12.00	\$12.00	RCW 46.09.540
(s) Wheeled all-terrain vehicle, off-road use	\$18.00	\$18.00	RCW 46.09.510

(2) The vehicle license fee required in subsection (1) of this section is in addition to the filing fee required under RCW 46.17.005, and any other fee or tax required by law.

Sec. 2. RCW 46.17.350 and 2013 2nd sp.s. c 23 s 19 are each amended to read as follows:

(1) Before accepting an application for a vehicle registration, the department, county auditor or other agent, or subagent appointed by the director shall require the applicant, unless specifically exempt, to pay the following vehicle license fee by vehicle type:

VEHICLE TYPE	INITIAL FEE	RENEWAL FEE	DISTRIBUTED UNDER
(a) Auto stage, six seats or less	\$ 30.00	\$ 30.00	RCW 46.68.030
(b) Camper	\$ 4.90	\$ 3.50	RCW 46.68.030
(c) Commercial trailer	\$ 34.00	\$ 30.00	RCW 46.68.035
(d) For hire vehicle, six seats or less	\$ 30.00	\$ 30.00	RCW 46.68.030
(e) Mobile home (if registered)	\$ 30.00	\$ 30.00	RCW 46.68.030
(f) Moped	\$ 30.00	\$ 30.00	RCW 46.68.030
(g) Motor home	\$ 30.00	\$ 30.00	RCW 46.68.030
(h) Motorcycle	\$ 30.00	\$ 30.00	RCW 46.68.030
(i) Off-road vehicle	\$ 18.00	\$ 18.00	RCW 46.68.045
(j) Passenger car	\$ 30.00	\$ 30.00	RCW 46.68.030
(k) Private use single-axle trailer	\$ 15.00	\$ 15.00	RCW 46.68.035
(l) Snowmobile	\$ (30.00) <u>50.00</u>	\$ (30.00) <u>50.00</u>	RCW 46.68.350
(m) Snowmobile, vintage	\$ 12.00	\$ 12.00	RCW 46.68.350
(n) Sport utility vehicle	\$ 30.00	\$ 30.00	RCW 46.68.030
(o) Tow truck	\$ 30.00	\$ 30.00	RCW 46.68.030
(p) Trailer, over 2000 pounds	\$ 30.00	\$ 30.00	RCW 46.68.030

(q) Travel trailer	\$ 30.00	\$ 30.00	RCW 46.68.030
(r) Wheeled all-terrain vehicle, on-road use	\$12.00	\$12.00	RCW 46.09.540
(s) Wheeled all-terrain vehicle, off-road use	\$18.00	\$18.00	RCW 46.09.510

(2) The vehicle license fee required in subsection (1) of this section is in addition to the filing fee required under RCW 46.17.005, and any other fee or tax required by law.

NEW SECTION. Sec. 3. Section 1 of this act applies to snowmobile registrations that are due on October 1, 2014. Section 1 of this act expires October 1, 2015.

NEW SECTION. Sec. 4. Section 2 of this act applies to snowmobile registrations that are due on or after October 1, 2015. Section 2 of this act takes effect October 1, 2015."

Correct the title.

Representatives Ormsby and Condotta spoke in favor of the adoption of the amendment.

Amendment (603) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Condotta and Ormsby spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2002.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2002, and the bill passed the House by the following vote: Yeas, 77; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, DeBolt, Hargrove, Harris, Hayes, Holy, Klippert, Kretz, Kristiansen, MacEwen, Orcutt, Overstreet, Parker, Pike, Rodne, Scott, Shea, Short, Taylor and Vick.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2002, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2119, by Representatives Schmick, Fagan, Haler and Moscoso

Designating Palouse falls as the state waterfall.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Schmick and S. Hunt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2119.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2119, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2119, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2151, by Representatives Blake and Seaquist

Concerning recreational trails.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2151 was substituted for House Bill No. 2151 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2151 was read the second time.

Representative Blake moved the adoption of amendment (621):

On page 2, line 20, after "developed" strike "and" and insert "or"
Beginning on page 2, line 35, after "(4)" strike all material through "fee." on page 3, line 14, and insert "(a) A recreational trail policy developed by the department under this section must provide for the department to enter into a hold harmless agreement with all volunteers coordinating with the department under the policy or enter into other

agreements that limit the department's liability from the actions of volunteers.

(b) Whenever volunteers or volunteer organizations are authorized to perform activities or carry out projects under this subsection, the volunteers or members of the organizations may not be considered employees or agents of the department and the department is not subject to any liability whatsoever arising out of volunteer activities or projects. The liability of the department to volunteers and members of the volunteer organizations is limited in the same manner as provided for in RCW 4.24.210."

On page 3, line 30, after "developed" strike "and" and insert "or"
On page 4, line 19, after "developed" strike "and" and insert "or"

Representatives Blake and Short spoke in favor of the adoption of the amendment.

Amendment (621) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2151.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2151, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Taylor.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2151, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2183, by Representatives Morris, Ormsby, Fey and Hudgins

Maintaining a robust, clean, and job rich energy policy in the state of Washington that builds upon the goals created by the energy independence act.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2183 was substituted for House Bill No. 2183 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2183 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris, Smith, DeBolt and Young spoke in favor of the passage of the bill.

Representative Short spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2183.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2183, and the bill passed the House by the following vote: Yeas, 82; Nays, 16; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Fagan, Hawkins, Holy, Kretz, Kristiansen, Overstreet, Parker, Schmick, Scott, Shea, Short, Taylor and Vick.

SUBSTITUTE HOUSE BILL NO. 2183, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2261, by Representatives Short, Fagan and Magendanz

Concerning the use of science to support significant agency actions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2261 was substituted for House Bill No. 2261 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2261 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Short, Pollet, Buys and Zeiger spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2261.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2261, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2261, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2262, by Representatives Short, Fagan and Magendanz

Concerning the use of science to support significant agency actions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2262 was substituted for House Bill No. 2262 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2262 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Short and Fitzgibbon spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2262.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2262, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2262, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2406, by Representatives Tarleton, Short, Ryu and Smith

Modifying administrative processes for managing deposits and cost reimbursements of the energy facility site evaluation council.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2406 was substituted for House Bill No. 2406 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2406 was read the second time.

Representative Tarleton moved the adoption of amendment (610):

On page 5, line 1, after "any" strike "existing"

Representatives Tarleton and Smith spoke in favor of the adoption of the amendment.

Amendment (610) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tarleton and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2406.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2406, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Taylor and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2406, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2708, by Representatives Tarleton, Short, DeBolt, Fey, Freeman, Hudgins, Lytton, Smith, Morrell, Ortiz-Self, Springer, Pollet and Muri

Concerning a qualified alternative energy resource.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tarleton, DeBolt and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2708.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2708, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Reykdal.

HOUSE BILL NO. 2708, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1563, by House Committee on Capital Budget (originally sponsored by Representatives Farrell, Wylie, McCoy, Orwall, Seaquist, Bergquist, Springer, Pedersen, O'Ban, Kochmar, Moeller, Fitzgibbon, Appleton, Ryu, Stanford, Maxwell, Jinkins, S. Hunt, Fey, Pollet, Goodman, Habib and Santos).

Concerning the disposition of surplus property for the development of affordable housing.

The bill was read the third time.

Representative Farrell spoke in favor of the passage of the bill.

Representatives Warnick and Walsh spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1563.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1563, and the bill passed the House by the following vote: Yeas, 53; Nays, 45; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Carlyle, Chandler, Christian, Condotta, DeBolt, Fagan, Fitzgibbon, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hunter, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1563, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1179, by Representatives Morrell, Sawyer, Zeiger, Takko and Ryu.

Revising the lien for collection of sewer charges by counties.

The bill was read the third time.

Representatives Morrell and Overstreet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1179.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1179, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 1179, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 2018, by House Committee on Appropriations (originally sponsored by Representative Hunter).

Regarding additional contribution rates for employers of the Washington state retirement systems.

The bill was read the third time.

Representatives Hunter and Chandler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2018.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2018, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2018, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1785, by Representatives S. Hunt, Kristiansen and Ryu

Authorizing de minimis use of state resources to provide information about programs that may be authorized payroll deductions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives S. Hunt and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1785.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1785, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 1785, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2170, by Representatives Takko and Kochmar

Providing an additional method for water-sewer districts to disburse funds.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Takko and Kochmar spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2170.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2170, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2170, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2105, by Representatives Hawkins, Bergquist, Buys, S. Hunt, Holy, Orwall, Ross, Reykdal, Hayes,

Pollet, Kochmar, Hudgins, Magendanz, Moscoso, Vick, Riccelli, Klippert, Stonier, Nealey, Tarleton, Scott, Pike, Fagan, Fey, Seaquist, Chandler, Farrell, Haigh, Fitzgibbon, Sawyer, Moeller, Gregerson, Johnson, Haler, Appleton, Carlyle, Morrell, Goodman, Van De Wege and Freeman

Promoting transparency in government by requiring public agencies with governing bodies to post their agendas online in advance of meetings.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2105 was substituted for House Bill No. 2105 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2105 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hawkins, S. Hunt and Pollet spoke in favor of the passage of the bill.

Representative Taylor and Taylor (again) spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2105.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2105, and the bill passed the House by the following vote: Yeas, 85; Nays, 13; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, DeBolt, G. Hunt, Harris, Kristiansen, Overstreet, Schmick, Scott, Shea, Taylor and Wilcox.

SUBSTITUTE HOUSE BILL NO. 2105, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2296, by Representatives Pike, Harris, Blake, Vick, Taylor, Overstreet, Farrell, S. Hunt and Pollet

Addressing duplicate signatures on petitions in cities, towns, and code cities.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pike, Takko and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2296.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2296, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2296, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2473, by Representatives Lias, Rodne, Sells, Reykdal, Pollet and Freeman

Encouraging citizens to serve in the legislature by creating leave provisions for legislative service.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative S. Hunt spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2473.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2473, and the bill passed the House by the following vote: Yeas, 73; Nays, 25; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko,

Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Carlyle, Chandler, Christian, Condotta, Hargrove, Hayes, Holy, Johnson, Kirby, Klippert, Kretz, Kristiansen, Nealey, Orcutt, Overstreet, Parker, Ross, Scott, Shea, Short, Smith, Taylor, Vick, Young and Zeiger.

HOUSE BILL NO. 2473, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Wilcox congratulated Representative Pike on the passage of her first bill through the House, and asked the Chamber to acknowledge her accomplishment.

HOUSE BILL NO. 1185, by Representatives Takko, Alexander, Springer, Tharinger, Clibborn, Kochmar and Ryu

Concerning equitable allocation of auditor costs.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Takko spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1185.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1185, and the bill passed the House by the following vote: Yeas, 83; Nays, 15; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Condotta, G. Hunt, Hawkins, Holy, Manweller, Overstreet, Parker, Pike, Pollet, Scott, Shea, Taylor, Vick and Young.

HOUSE BILL NO. 1185, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1783, by Representatives Seaquist, Hansen, Buys, Springer, Angel and Ryu

Concerning health district banking.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Seaquist spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1783.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1783, and the bill passed the House by the following vote: Yeas, 82; Nays, 16; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Young and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, DeBolt, G. Hunt, Harris, Kretz, Nealey, Overstreet, Pike, Scott, Shea, Short, Taylor, Vick, Wilcox and Zeiger.

HOUSE BILL NO. 1783, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

HOUSE BILL NO. 1129, by Representative Morris

Concerning ferry vessel replacement.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1129 was substituted for House Bill No. 1129 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1129 was read the second time.

With the consent of the house, amendment (656) was withdrawn.

Representative Morris moved the adoption of amendment (648):

On page 2, line 19, after "2015" insert "and certificate of title transactions that are processed on or after January 1, 2015"

Representative Morris spoke in favor of the adoption of the amendment.

Amendment (648) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris, Clibborn and Walsh spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1129.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1129, and the bill passed the House by the following vote: Yeas, 62; Nays, 36; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hayes, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Holy, Hope, Hurst, Klippert, Kretz, Kristiansen, Magendanz, Muri, Orcutt, Overstreet, Parker, Pike, Rodne, Schmick, Scott, Seaquist, Shea, Short, Stonier, Taylor, Vick, Wilcox, Young and Zeiger.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1129, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1360, by Representatives Wylie and Harris

Extending the deadline to designate one or more industrial land banks.

The bill was read the second time.

Representative Taylor moved the adoption of amendment (630):

On page 1, beginning on line 7, after "RCW 36.70A.040" strike "that meets the criteria in subsection (5) of this section" and insert "~~((that meets the criteria in subsection (5) of this section))~~"

On page 4, beginning on line 8, after "(5)" strike all material through "(7)" on page 5, line 11 and insert "~~((This section and the termination provisions specified in subsection (6) of this section apply to a county that at the time the process is established under subsection (1) of this section:~~

~~—(a) Has a population greater than two hundred fifty thousand and is part of a metropolitan area that includes a city in another state with a population greater than two hundred fifty thousand;~~

~~—(b) Has a population greater than one hundred forty thousand and is adjacent to another country;~~

~~—(c) Has a population greater than forty thousand but less than seventy five thousand and has an average level of unemployment for the preceding three years that exceeds the average state unemployment for those years by twenty percent; and~~

~~—(i) Is bordered by the Pacific Ocean;~~

~~—(ii) Is located in the Interstate 5 or Interstate 90 corridor; or~~

~~—(iii) Is bordered by Hood Canal;~~

~~—(d) Is east of the Cascade divide; and~~

~~—(i) Borders another state to the south; or~~

~~—(ii) Is located wholly south of Interstate 90 and borders the Columbia river to the east;~~

~~—(e) Has an average population density of less than one hundred persons per square mile as determined by the office of financial management, and is bordered by the Pacific Ocean and by Hood Canal; or~~

~~—(f) Meets all of the following criteria:~~

~~—(i) Has a population greater than forty thousand but fewer than eighty thousand;~~

~~—(ii) Has an average level of unemployment for the preceding three years that exceeds the average state unemployment for those years by twenty percent; and~~

~~—(iii) Is located in the Interstate 5 or Interstate 90 corridor.~~

~~—(6) In order to identify and approve locations for industrial land banks, the county shall take action to designate one or more industrial land banks and adopt conforming regulations as provided by RCW 36.70A.367(2) on or before the last date to complete that county's next periodic review under RCW 36.70A.130(4) that occurs prior to December 31, 2014. The authority to take action to designate a land bank area in the comprehensive plan expires if not acted upon by the county within the time frame provided in this section. Once a land bank area has been identified in the county's comprehensive plan, the authority of the county to process a master plan or site projects within an approved master plan does not expire.~~

~~—(7))"~~

On page 5, at the beginning of line 22, strike "(8)" and insert "~~((8)) (6)"~~

Correct any internal references accordingly.

POINT OF ORDER

{xe "HOUSE OF REPRESENTATIVES (Representative Orwall presiding):Point of Order:Representative Green: Scope" }

Representative Green requested a scope and object ruling on amendment (630) to House Bill No. 1360.

SPEAKER'S RULING

{xe "SPEAKER OF THE HOUSE (Representative Orwall presiding): Speaker's Ruling: Scope" }

Mr. Speaker(Representative Orwall presiding): The title of House Bill 1360 is 'An act relating to extending the deadline to designate one or more industrial land banks.'The amendment relates to the number of jurisdictions authorized to designate industrial land banks, and not to the statutory timeframe in which the designation must take place. The amendment clearly exceeds the scope of the bill as expressed in the title. Representative Green, your point of order is well taken.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Wylie spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 1360.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1360, and the bill passed the House by the following vote: Yeas, 72; Nays, 26; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Kretz, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kristiansen, Magendanz, Manweller, Muri, Overstreet, Parker, Rodne, Schmick, Scott, Shea, Smith, Taylor and Wilcox.

HOUSE BILL NO. 1360, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1674, by House Committee on Technology & Economic Development (originally sponsored by Representatives Santos, Morris and Maxwell)

Increasing the regulatory oversight and accountability of the office of minority and women's business enterprises.

There being no objection, the rules were suspended, and SUBSTITUTE HOUSE BILL NO. 1674 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Santos moved the adoption of amendment (666):

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 39.19.020 and 1996 c 69 s 4 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Advisory committee" means the advisory committee on minority and women's business enterprises.

(2) "Broker" means a person that provides a bona fide service, such as professional, technical, consultant, brokerage, or managerial services and assistance in the procurement of essential personnel, facilities, equipment, materials, or supplies required for performance of a contract.

(3) "Contractor" means an individual or entity granted state certification and awarded either a direct contract with an agency or an indirect contract as a subcontractor to perform a service or provide goods.

(4) "Debar" means to prohibit a contractor, individual, or other entity from submitting a bid, having a bid considered, or entering into a state contract during a specified period of time as set forth in a debarment order.

(5) "Director" means the director of the office of minority and women's business enterprises.

~~((4))~~ (6) "Educational institutions" means the state universities, the regional universities, The Evergreen State College, and the community colleges.

~~((5))~~ (7) "Goals" means annual overall agency goals, expressed as a percentage of dollar volume, for participation by minority and women-owned and controlled businesses and shall not be construed as a minimum goal for any particular contract or for any particular geographical area. It is the intent of this chapter that such overall agency goals shall be achievable and shall be met on a contract-by-contract or class-of-contract basis.

~~((6))~~ (8) "Goods and/or services" includes professional services and all other goods and services.

~~((7))~~ (9) "Office" means the office of minority and women's business enterprises.

~~((8))~~ (10) "Person" includes one or more individuals, partnerships, associations, organizations, corporations, cooperatives, legal representatives, trustees and receivers, or any group of persons.

~~((9))~~ (11) "Procurement" means the purchase, lease, or rental of any goods or services.

~~((10))~~ (12) "Public works" means all work, construction, highway and ferry construction, alteration, repair, or improvement other than ordinary maintenance, which a state agency or educational institution is authorized or required by law to undertake.

~~((11))~~ (13) "State agency" includes the state of Washington and all agencies, departments, offices, divisions, boards, commissions, and correctional and other types of institutions.

Sec. 2. RCW 39.19.060 and 1996 c 288 s 28 are each amended to read as follows:

(1) Each state agency and educational institution shall comply with the annual goals established for that agency or institution under this chapter for public works and procuring goods or services. This chapter applies to all public works and procurement by state agencies and educational institutions, including all contracts and other procurement under chapters 28B.10, 39.04, ~~((39.29))~~ 39.26, 43.19, and 47.28 RCW.

(2) Each state agency shall adopt a plan, developed in consultation with the director and the advisory committee, to insure that minority and women-owned businesses are afforded the maximum practicable opportunity to directly and meaningfully participate in the execution of public contracts for public works and goods and services. The plan shall include specific measures the agency will undertake to increase the participation of certified minority and women-owned businesses.

(3) Of all state agencies and educational institutions, the office must annually identify those: (a) In the lowest quintile of utilization of minority and women-owned contractors as a percentage of all contracts issued by the agency; (b) in the lowest quintile of the dollar value awarded to minority and women-owned contractors as a percentage of the dollar value of all contracts issued by the agency; and (c) that are performing significantly below their established goals, as determined by the office. The office must meet with each identified agency to review its plan and identify available tools and actions for increasing participation.

(4) The office shall annually notify the governor, the state auditor, and the joint legislative audit and review committee of all agencies and educational institutions not in compliance with this chapter.

Sec. 3. RCW 39.19.080 and 1987 c 328 s 5 are each amended to read as follows:

~~((4))~~ A person, firm, corporation, business, union, or other organization shall not:

~~((a))~~ (1) Prevent or interfere with a contractor's or subcontractor's compliance with this chapter, or any rule adopted under this chapter;

~~((b))~~ (2) Submit false or fraudulent information to the state concerning compliance with this chapter or any such rule;

~~((c))~~ (3) Fraudulently obtain, retain, attempt to obtain or retain, or aid another in fraudulently obtaining or retaining or attempting to

obtain or retain certification as a minority or women's business enterprise for the purpose of this chapter;

~~((4))~~ (4) Knowingly make a false statement, whether by affidavit, verified statement, report, or other representation, to a state official or employee for the purpose of influencing the certification or denial of certification of any entity as a minority or women's business enterprise;

~~((5))~~ (5) Knowingly obstruct, impede, or attempt to obstruct or impede any state official or employee who is investigating the qualification of a business entity that has requested certification as a minority or women's business enterprise;

~~((6))~~ (6) Fraudulently obtain, attempt to obtain, or aid another person in fraudulently obtaining or attempting to obtain public moneys to which the person is not entitled under this chapter; or

~~((7))~~ (7) Knowingly make false statements that any entity is or is not certified as a minority or women's business enterprise for purposes of obtaining a contract governed by this chapter.

~~((2)) Any person or entity violating this chapter or any rule adopted under this chapter shall be subject to the penalties in RCW 39.19.090. Nothing in this section prevents the state agency or educational institution from pursuing such procedures or sanctions as are otherwise provided by statute, rule, or contract provision.~~

Sec. 4. RCW 39.19.090 and 1987 c 328 s 6 are each amended to read as follows:

(1)(a) If a person, firm, corporation, or business does not comply with any provision of this chapter other than RCW 39.19.080, or does not comply with a contract requirement established under this chapter, the state may ~~((withhold))~~ impose one or more of the following penalties: Withholding payment, ((debar)) decertifying the contractor, debaring the contractor, ((suspend, or terminate)) suspending or terminating the contract ((and subject)), or subjecting the contractor to civil penalties of up to ten percent of the amount of the contract or up to five thousand dollars for each violation. ((The office shall adopt, by rule, criteria for the imposition of penalties under this section. Willful))

(b) If a person, firm, corporation, or business commits any of the activities prohibited in RCW 39.19.080, the state must impose one or more of the following penalties: Withholding payment, decertifying the contractor, debaring the contractor for a period between one and three years, terminating the contract, or subjecting the contractor to civil penalties of between two and ten percent of the amount of the contract or between one and five thousand dollars for each violation.

(c) In addition to any other penalties imposed, willful repeated violations, exceeding a single violation, ((may)) must disqualify the contractor from further participation in state contracts for a period of ((up to)) three years. A willful violation includes a conscious or deliberate false statement, misrepresentation, omission, or concealment of a material fact, with the specific intent of obtaining, continuing, or increasing benefits under this chapter.

(2) An apparent low-bidder must be in compliance with the contract provisions required under this chapter as a condition precedent to the granting of a notice of award by any state agency or educational institution.

(3) The office shall follow administrative procedures under chapter 34.05 RCW in determining a violation and imposing penalties under this chapter. The office shall adopt, by rule, criteria for the imposition of penalties under this section. The rule may incorporate the debarment process authorized for the department of enterprise services in RCW 39.26.200.

(4)(a) An investigation unit is established within the office for the purpose of detecting and investigating fraud and violations of this chapter. The office must employ qualified personnel for the unit.

(b) The director and the investigation unit are authorized to receive criminal history record information that includes nonconviction data for any purpose associated with the investigation of fraud or for violations of this chapter. Dissemination or use of nonconviction data for purposes other than that authorized in this section is prohibited.

(c) For the purpose of any investigation or proceeding under this

chapter, the director or the director's designee may administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, agreements, or other documents or records which the director or the director's designee deems relevant or material to the inquiry.

(d) Subpoenas issued under this section may be enforced under RCW 34.05.588.

(e) The investigation unit must annually:

(i) Conduct a site review of a minimum of three percent of persons, firms, corporations, or businesses awarded a contract under this chapter;

(ii) Submit a response for all complaints for investigation made by an external agency to the agency submitting the complaint;

(iii) Develop and implement a process for prioritizing and conducting thorough investigations of persons, firms, corporations, or businesses identified by an external complaint and determined to be the highest priority for the agency; and

(iv) Develop and implement a process for prioritizing and conducting thorough investigations of persons, firms, corporations, or businesses internally identified and determined to be the highest priority for the agency.

(5) The procedures and sanctions in this section are not exclusive; nothing in this section prevents the state agency or educational institution administering the contracts from pursuing such procedures or sanctions as are otherwise provided by statute, rule, or contract provision.

NEW SECTION. Sec. 5. A new section is added to chapter 39.19 RCW to read as follows:

(1) The director or director's designee may apply for and obtain a superior court order approving and authorizing a subpoena in advance of its issuance. The application may be made in the county where the subpoenaed person resides or is found, or the county where the subpoenaed documents, records, or evidence are located, or in Thurston county. The application must:

(a) State that an order is sought under this section;

(b) Adequately specify the documents, records, evidence, or testimony; and

(c) Include a declaration made under oath that an investigation is being conducted for a lawfully authorized purpose related to an investigation within the office's authority and that the subpoenaed documents, records, evidence, or testimony are reasonably related to an investigation within the office's authority.

(2) When an application under this section is made to the satisfaction of the court, the court must issue an order approving the subpoena. An order under this subsection constitutes authority of law for the agency to subpoena the documents, records, evidence, or testimony.

(3) The director or director's designee may seek approval and a court may issue an order under this section without prior notice to any person, including the person to whom the subpoena is directed and the person who is the subject of an investigation. An application for court approval is subject to the fee and process set forth in RCW 36.18.012(3).

Sec. 6. RCW 39.19.200 and 1993 c 195 s 1 are each amended to read as follows:

The minority and women's business enterprises account is created in the custody of the state treasurer. All receipts from RCW 39.19.210, 39.19.220, and 39.19.230 and civil penalties imposed under RCW 39.19.090 shall be deposited in the account. Expenditures from the account may be used only for the purposes defraying all or part of the costs of the office in administering this chapter. Only the director or the director's designee may authorize expenditures from the account. Moneys in the account may be spent only after appropriation.

Sec. 7. RCW 39.19.250 and 2009 c 348 s 2 are each amended to read as follows:

(1) For the purpose of annual reporting on progress required by ~~(section 1 of this act)~~ RCW 39.19.020, each state agency and educational institution shall submit data to the office and the office of minority and women's business enterprises on the participation by qualified minority and women-owned and controlled businesses in the agency's or institution's contracts and other related information requested by the director. The director of the office of minority and women's business enterprises shall determine the content and format of the data and the reporting schedule, which must be at least annually.

(2) The office must develop and maintain a list of contact people at each state agency and educational institution ~~(that is)~~ who are able to present to hearings of the appropriate committees of the legislature its progress in carrying out the purposes of chapter 39.19 RCW.

(3) The office must submit a report aggregating the data received from each state agency and educational institution, and the information identified and actions taken under RCW 39.19.060(3) and 39.19.090(4), to the legislature and the governor.

NEW SECTION. Sec. 8. The following acts or parts of acts are each repealed:

(1) RCW 39.19.100 (Enforcement by attorney general--Injunctive relief) and 1987 c 328 s 12; and

(2) RCW 39.19.110 (Enforcement by attorney general--Investigative powers) and 1987 c 328 s 13."

Correct the title.

Representatives Santos and Smith spoke in favor of the adoption of the amendment.

Amendment (666) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Santos, Smith and Stonier spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1674.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1674, and the bill passed the House by the following vote: Yeas, 73; Nays, 25; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Haler, Hargrove, Harris, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, Manweller, Nealey, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Taylor, Vick and Walsh.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1674, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2098, by Representatives Bergquist, Buys, S. Hunt, Manweller, Hudgins, Morrell and Haigh

Making conforming amendments made necessary by reorganizing and streamlining central service functions, powers, and duties of state government.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2098 was substituted for House Bill No. 2098 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2098 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Bergquist and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2098.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2098, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Nealey.

SUBSTITUTE HOUSE BILL NO. 2098, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2121, by Representatives Pollet, S. Hunt, Rodne, Bergquist, Holy, Moeller, Hayes, Carlyle, Fitzgibbon, Liias, Takko, Springer, Appleton, Morrell, Reykdal, Jinkins, Moscoso, Ryu, Fagan, Farrell, Riccelli and Freeman

Concerning training public officials and employees regarding public records, records management, and open public meetings requirements.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2121 was substituted for House Bill No. 2121 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2121 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Pollet spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2121.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2121, and the bill passed the House by the following vote: Yeas, 64; Nays, 34; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hayes, Hurst, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Schmick, Scott, Shea, Short, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

SUBSTITUTE HOUSE BILL NO. 2121, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Substitute House Bill No. 2121.
Representative Parker, 6th District

SECOND READING

SUBSTITUTE HOUSE BILL NO. 2157, by House Committee on Local Government (originally sponsored by Representative Takko)

Concerning per diem compensation for flood control zone district supervisors.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2157 was substituted for House Bill No. 2157 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2157 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Takko and Overstreet spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2157.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2157, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, Fagan, Nealey, Overstreet, Shea and Taylor.

SUBSTITUTE HOUSE BILL NO. 2157, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2215, by Representatives Robinson, Manweller, S. Hunt and Haler

Reconciling election laws.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2215 was substituted for House Bill No. 2215 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2215 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Robinson and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2215.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2215, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter,

Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2215, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2278, by Representatives Takko, Chandler and Ryu

Concerning interlocal agreements for ambulance services between fire protection districts and contiguous cities.

The bill was read the second time.

Representative Pike moved the adoption of amendment (667):

On page 2, after line 12, insert the following:

"Prior to entering into a contract for the furnishing of emergency medical services as authorized by this section, the commissioners of the fire protection district or districts and the legislative authority of the city must, separately or jointly, hold a public hearing on the proposed contract prior to its execution. Each fire protection district and city holding a public hearing in accordance with this section must, separately or jointly, publish notice of the meeting or meetings, and a summary of the proposed contract, including costs to be borne by residents or property owners in the district if the contract is executed, at least once a week for two weeks before the date of the hearing or hearings in one or more newspapers of general circulation within the area to be served by the proposed contract."

Representatives Pike and Takko spoke in favor of the adoption of the amendment.

Amendment (667) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Takko and Pike spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2278.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2278, and the bill passed the House by the following vote: Yeas, 89; Nays, 9; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris,

Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Holy, Orcutt, Overstreet, Scott, Shea, Taylor and Young.

ENGROSSED HOUSE BILL NO. 2278, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2301, by Representatives Robinson, Fitzgibbon, Ryu and Dunshee

Concerning county financial actions for a concluded fiscal year.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Robinson spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2301.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2301, and the bill passed the House by the following vote: Yeas, 90; Nays, 8; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Overstreet, Pike, Shea, Taylor and Young.

HOUSE BILL NO. 2301, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2374, by Representative S. Hunt

Making nonsubstantive changes to procurement law.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2374 was substituted for House Bill No. 2374 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2374 was read the second time.

Representative S. Hunt moved the adoption of amendment (626):

On page 1, line 18, after "subsection," insert "and elsewhere as provided by law"

On page 2, beginning on line 2, after "and 43.03 RCW" strike all material through "~~43.19.637~~" on line 3 and insert ", and RCW 43.19.1917, 43.19.685, (~~39.26.260 through 39.26.271~~), and 43.19.560 through 43.19.637"

Representatives S. Hunt and Taylor spoke in favor of the adoption of the amendment.

Amendment (626) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative S. Hunt spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2374.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2374, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2374, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2433, by Representatives Habib and Ryu

Requiring a city or town to notify light and power businesses and gas distribution businesses of annexed areas and affected properties.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2433 was substituted for House Bill No. 2433 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2433 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Habib and Overstreet spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Seaquist was excused.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2433.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2433, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2433, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2448, by Representatives Fey, Orcutt and Ryu

Transferring the insurance and financial responsibility program.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2448 was substituted for House Bill No. 2448 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2448 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fey and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2448.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2448, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2448, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2547, by Representatives Ormsby, Manweller, Riccelli, Warnick and Parker**Providing for the creation of a less than countywide port district within a county containing no port districts.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby, Manweller and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2547.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2547, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet and Taylor.

Excused: Representative Seaquist.

HOUSE BILL NO. 2547, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2593, by Representatives Stonier, Harris, Wylie, Ryu, Fey and Pike**Revising local government treasury practices and procedures.**

The bill was read the second time.

There being no objection, Substitute House Bill No. 2593 was substituted for House Bill No. 2593 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2593 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier and Overstreet spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2593.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2593, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2593, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2682, by Representatives Green, Muri, Scott, Kirby, Warnick, Wilcox, Haler, Zeiger and Hayes**Modifying provisions governing the competitive bidding process of water-sewer districts.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Stonier spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2682.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2682, and the bill passed the House by the following vote: Yeas, 81; Nays, 16; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, Harris, Holy, Hope, Kretz, Orcutt, Overstreet, Scott, Shea, Short, Taylor, Vick and Young.

Excused: Representative Seaquist.

HOUSE BILL NO. 2682, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

MESSAGE FROM THE SENATE

February 12, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5138
 SUBSTITUTE SENATE BILL NO. 5676
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5886
 SENATE BILL NO. 5931
 SENATE BILL NO. 5981
 SUBSTITUTE SENATE BILL NO. 5991
 ENGROSSED SENATE BILL NO. 6031
 SENATE BILL NO. 6035
 SENATE BILL NO. 6047
 SUBSTITUTE SENATE BILL NO. 6069
 SUBSTITUTE SENATE BILL NO. 6086
 SUBSTITUTE SENATE BILL NO. 6094
 SUBSTITUTE SENATE BILL NO. 6105
 SENATE BILL NO. 6115
 SENATE BILL NO. 6135
 SENATE CONCURRENT RESOLUTION NO. 8409

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1840, by House Committee on Judiciary (originally sponsored by

Representatives Goodman, Hope, Hunter, Pedersen, Bergquist, Habib, Fey, Ryu, Jinkins, Pollet and Tharinger)

Concerning firearms laws for persons subject to no-contact orders, protection orders, and restraining orders.

There being no objection, the rules were suspended, and SUBSTITUTE HOUSE BILL NO. 1840 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Shea moved the adoption of amendment (660):

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 9.41.040 and 2011 c 193 s 1 are each amended to read as follows:

(1)(a) A person, whether an adult or juvenile, is guilty of the crime of unlawful possession of a firearm in the first degree, if the person owns, has in his or her possession, or has in his or her control any firearm after having previously been convicted or found not guilty by reason of insanity in this state or elsewhere of any serious offense as defined in this chapter.

(b) Unlawful possession of a firearm in the first degree is a class B felony punishable according to chapter 9A.20 RCW.

(2)(a) A person, whether an adult or juvenile, is guilty of the crime of unlawful possession of a firearm in the second degree, if the person does not qualify under subsection (1) of this section for the crime of unlawful possession of a firearm in the first degree and the person owns, has in his or her possession, or has in his or her control any firearm:

(i) After having previously been convicted or found not guilty by reason of insanity in this state or elsewhere of any felony not specifically listed as prohibiting firearm possession under subsection (1) of this section, or any of the following crimes when committed by one family or household member against another, committed on or after July 1, 1993: Assault in the fourth degree, coercion, stalking, reckless endangerment, criminal trespass in the first degree, or violation of the provisions of a protection order or no-contact order restraining the person or excluding the person from a residence (RCW 26.50.060, 26.50.070, 26.50.130, or 10.99.040);

(ii) During any period of time that the person is subject to a court order issued under chapter 7.90, 7.92, 9A.46, 10.14, 10.99, 26.09, 26.10, 26.26, or 26.50 RCW that:

(A) Was issued after a hearing of which the person received actual notice, and at which the person had an opportunity to participate;

(B) Restrains the person from harassing, stalking, or threatening an intimate partner of the person or child of the intimate partner or person, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or child; and

(C)(I) Includes a finding that the person represents a credible threat to the physical safety of the intimate partner or child; and

(II) By its terms, explicitly prohibits the use, attempted use, or threatened use of physical force against the intimate partner or child that would reasonably be expected to cause bodily injury;

(iii) After having previously been involuntarily committed for mental health treatment under RCW 71.05.240, 71.05.320, 71.34.740, 71.34.750, chapter 10.77 RCW, or equivalent statutes of another jurisdiction, unless his or her right to possess a firearm has been restored as provided in RCW 9.41.047;

~~((iii))~~ (iv) If the person is under eighteen years of age, except as provided in RCW 9.41.042; and/or

~~((iv))~~ (v) If the person is free on bond or personal recognizance pending trial, appeal, or sentencing for a serious offense as defined in RCW 9.41.010.

(b) Unlawful possession of a firearm in the second degree is a class C felony punishable according to chapter 9A.20 RCW.

(3) Notwithstanding RCW 9.41.047 or any other provisions of law, as used in this chapter, a person has been "convicted", whether in an adult court or adjudicated in a juvenile court, at such time as a plea of guilty has been accepted, or a verdict of guilty has been filed, notwithstanding the pendency of any future proceedings including but not limited to sentencing or disposition, post-trial or post-fact_ finding motions, and appeals. Conviction includes a dismissal entered after a period of probation, suspension or deferral of sentence, and also includes equivalent dispositions by courts in jurisdictions other than Washington state. A person shall not be precluded from possession of a firearm if the conviction has been the subject of a pardon, annulment, certificate of rehabilitation, or other equivalent procedure based on a finding of the rehabilitation of the person convicted or the conviction or disposition has been the subject of a pardon, annulment, or other equivalent procedure based on a finding of innocence. Where no record of the court's disposition of the charges can be found, there shall be a rebuttable presumption that the person was not convicted of the charge.

(4)(a) Notwithstanding subsection (1) or (2) of this section, a person convicted or found not guilty by reason of insanity of an offense prohibiting the possession of a firearm under this section other than murder, manslaughter, robbery, rape, indecent liberties, arson, assault, kidnapping, extortion, burglary, or violations with respect to controlled substances under RCW 69.50.401 and 69.50.410, who received a probationary sentence under RCW 9.95.200, and who received a dismissal of the charge under RCW 9.95.240, shall not be precluded from possession of a firearm as a result of the conviction or finding of not guilty by reason of insanity. Notwithstanding any other provisions of this section, if a person is prohibited from possession of a firearm under subsection (1) or (2) of this section and has not previously been convicted or found not guilty by reason of insanity of a sex offense prohibiting firearm ownership under subsection (1) or (2) of this section and/or any felony defined under any law as a class A felony or with a maximum sentence of at least twenty years, or both, the individual may petition a court of record to have his or her right to possess a firearm restored:

(i) Under RCW 9.41.047; and/or

(ii)(A) If the conviction or finding of not guilty by reason of insanity was for a felony offense, after five or more consecutive years in the community without being convicted or found not guilty by reason of insanity or currently charged with any felony, gross misdemeanor, or misdemeanor crimes, if the individual has no prior felony convictions that prohibit the possession of a firearm counted as part of the offender score under RCW 9.94A.525; or

(B) If the conviction or finding of not guilty by reason of insanity was for a nonfelony offense, after three or more consecutive years in the community without being convicted or found not guilty by reason of insanity or currently charged with any felony, gross misdemeanor, or misdemeanor crimes, if the individual has no prior felony convictions that prohibit the possession of a firearm counted as part of the offender score under RCW 9.94A.525 and the individual has completed all conditions of the sentence.

(b) An individual may petition a court of record to have his or her right to possess a firearm restored under (a) of this subsection (4) only at:

(i) The court of record that ordered the petitioner's prohibition on possession of a firearm; or

(ii) The superior court in the county in which the petitioner resides.

(5) In addition to any other penalty provided for by law, if a person under the age of eighteen years is found by a court to have possessed a firearm in a vehicle in violation of subsection (1) or (2) of this section or to have committed an offense while armed with a firearm during which offense a motor vehicle served an integral function, the court shall notify the department of licensing within twenty-four hours and the person's privilege to drive shall be revoked under RCW 46.20.265.

(6) Nothing in chapter 129, Laws of 1995 shall ever be construed or interpreted as preventing an offender from being charged and subsequently convicted for the separate felony crimes of theft of a firearm or possession of a stolen firearm, or both, in addition to being charged and subsequently convicted under this section for unlawful possession of a firearm in the first or second degree. Notwithstanding any other law, if the offender is convicted under this section for unlawful possession of a firearm in the first or second degree and for the felony crimes of theft of a firearm or possession of a stolen firearm, or both, then the offender shall serve consecutive sentences for each of the felony crimes of conviction listed in this subsection.

(7) Each firearm unlawfully possessed under this section shall be a separate offense.

(8) For purposes of this section, "intimate partner" includes: A spouse, a domestic partner, a former spouse, a former domestic partner, a person with whom the restrained person has a child in common, or a person with whom the restrained person has cohabitated or is cohabitating as part of a dating relationship.

Sec. 2. RCW 9.41.800 and 2013 c 84 s 25 are each amended to read as follows:

(1) Any court when entering an order authorized under chapter 7.92 RCW, RCW 7.90.090, 9A.46.080, 10.14.080, 10.99.040, 10.99.045, 26.09.050, 26.09.060, 26.10.040, 26.10.115, 26.26.130, 26.50.060, 26.50.070, or 26.26.590 shall, upon a showing by clear and convincing evidence, that a party has: Used, displayed, or threatened to use a firearm or other dangerous weapon in a felony, or previously committed any offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040:

(a) Require the party to surrender any firearm or other dangerous weapon;

(b) Require the party to surrender any concealed pistol license issued under RCW 9.41.070;

(c) Prohibit the party from obtaining or possessing a firearm or other dangerous weapon;

(d) Prohibit the party from obtaining or possessing a concealed pistol license.

(2) Any court when entering an order authorized under chapter 7.92 RCW, RCW 7.90.090, 9A.46.080, 10.14.080, 10.99.040, 10.99.045, 26.09.050, 26.09.060, 26.10.040, 26.10.115, 26.26.130, 26.50.060, 26.50.070, or 26.26.590 may, upon a showing by a preponderance of the evidence but not by clear and convincing evidence, that a party has: Used, displayed, or threatened to use a firearm or other dangerous weapon in a felony, or previously committed any offense that makes him or her ineligible to possess a ~~((pistol))~~ firearm under the provisions of RCW 9.41.040:

(a) Require the party to surrender any firearm or other dangerous weapon;

(b) Require the party to surrender a concealed pistol license issued under RCW 9.41.070;

(c) Prohibit the party from obtaining or possessing a firearm or other dangerous weapon;

(d) Prohibit the party from obtaining or possessing a concealed pistol license.

(3) During any period of time that the person is subject to a court order issued under chapter 7.90, 7.92, 9A.46, 10.14, 10.99, 26.09, 26.10, 26.26, or 26.50 RCW that:

(a) Was issued after a hearing of which the person received actual notice, and at which the person had an opportunity to participate;

(b) Restrains the person from harassing, stalking, or threatening an

intimate partner of the person or child of the intimate partner or person, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or child; and

(c)(i) Includes a finding that the person represents a credible threat to the physical safety of the intimate partner or child; and

(ii) By its terms, explicitly prohibits the use, attempted use, or threatened use of physical force against the intimate partner or child that would reasonably be expected to cause bodily injury, the court shall:

(A) Require the party to surrender any firearm or other dangerous weapon;

(B) Require the party to surrender a concealed pistol license issued under RCW 9.41.070;

(C) Prohibit the party from obtaining or possessing a firearm or other dangerous weapon; and

(D) Prohibit the party from obtaining or possessing a concealed pistol license.

(4) The court may order temporary surrender of a firearm or other dangerous weapon without notice to the other party if it finds, on the basis of the moving affidavit or other evidence, that irreparable injury could result if an order is not issued until the time for response has elapsed.

((4)) (5) In addition to the provisions of subsections (1), (2), and ((3)) (4) of this section, the court may enter an order requiring a party to comply with the provisions in subsection (1) of this section if it finds that the possession of a firearm or other dangerous weapon by any party presents a serious and imminent threat to public health or safety, or to the health or safety of any individual.

((5)) (6) The requirements of subsections (1), (2), and ((4)) (5) of this section may be for a period of time less than the duration of the order.

((6)) (7) The court may require the party to surrender any firearm or other dangerous weapon in his or her immediate possession or control or subject to his or her immediate possession or control to the sheriff of the county having jurisdiction of the proceeding, the chief of police of the municipality having jurisdiction, or to the restrained or enjoined party's counsel or to any person designated by the court.

NEW SECTION. Sec. 3. A new section is added to chapter 9.41 RCW to read as follows:

All law enforcement agencies must develop policies and procedures by January 1, 2015, regarding the acceptance, storage, and return of weapons required to be surrendered under RCW 9.41.800.

NEW SECTION. Sec. 4. A new section is added to chapter 9.41 RCW to read as follows:

By December 1, 2014, the administrative office of the courts shall develop a proof of surrender and receipt pattern form to be used to document that a respondent has complied with a requirement to surrender firearms, dangerous weapons, and his or her concealed pistol license, as ordered by a court under RCW 9.41.800. The administrative office of the courts must also develop a declaration of nonsurrender pattern form to document compliance when the respondent has no firearms, dangerous weapons, or concealed pistol license.

NEW SECTION. Sec. 5. A new section is added to chapter 9.41 RCW to read as follows:

A party ordered to surrender firearms, dangerous weapons, and his or her concealed pistol license under RCW 9.41.800 must file with the clerk of the court a proof of surrender and receipt form or a declaration of nonsurrender form within five judicial days of the entry of the order.

NEW SECTION. Sec. 6. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 7. Section 5 of this act takes effect December 1, 2014."

Correct the title.

Representatives Shea and Goodman spoke in favor of the adoption of the amendment.

Amendment (660) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1840.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1840, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1840, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2102, by Representatives Sawyer, Muri, Kirby, Zeiger, Fey, Seaquist, Green, Morrell, Jinkins, Liias, Van De Wege, Ryu and Bergquist

Requiring a prisoner to seek authorization from a court before commencing a civil action against the victim of the prisoner's crimes.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2102 was substituted for House Bill No. 2102 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2102 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sawyer, Rodne, Fey and Muri spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2102.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2102, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2102, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1791, by Representatives Parker, Orwall, Fagan, Riccelli, Ryu, Haler, Moscoso and Santos

Concerning trafficking.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1791 was substituted for House Bill No. 1791 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1791 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Parker and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1791.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1791, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal,

Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 1791, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2057, by Representatives Hayes, Hurst, Klippert, Holy, Van De Wege and Hope

Modifying arrest without warrant provisions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2057 was substituted for House Bill No. 2057 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2057 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hayes and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2057.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2057, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.
Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2057, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2195, by Representatives Morrell, Kochmar, Hurst, Green and Jinkins

Concerning involuntary medication for maintaining the level of restoration in jail.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2195 was substituted for House Bill No. 2195 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2195 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2195.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2195, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2195, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2518, by Representatives Habib, Walsh, Goodman, Haigh and Roberts

Creating the pilot identicard program.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2518 was substituted for House Bill No. 2518 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2518 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Habib, Klippert and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2518.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2518, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2518, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2644, by Representatives Ryu, Nealey, Moscoso, Sells, Appleton, Kagi, Haler, Gregerson, Orwall, Wylie, Roberts, Reykdal, Senn, Robinson, Farrell, Tarleton, Tharinger, Freeman, Walkinshaw, Jinkins, Morrell, Clibborn, Haigh, Pettigrew, Rodne, Moeller, Pollet, Bergquist, S. Hunt, Sawyer, Green, Stanford, Ormsby and Santos

Concerning coercion of involuntary servitude.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2644 was substituted for House Bill No. 2644 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2644 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ryu and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2644.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2644, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Chopp, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, G., Hunt, S., Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet,

Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

Voting nay: Representatives Condotta, Overstreet, Shea, and Taylor

Excused: Representative Seaquist

SUBSTITUTE HOUSE BILL NO. 2644, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1684, by Representatives Reykdal, Manweller, Sells and Ryu.

Defining suitable work to include a minimum age requirement.

The bill was read the third time.

Representatives Reykdal and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1684.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1684, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

HOUSE BILL NO. 1684, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2381, by Representatives Hurst and Dahlquist

Creating an inactive certification, license, or registration status for real estate appraisers.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2381.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2381, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

HOUSE BILL NO. 2381, having received the necessary constitutional majority, was declared passed.

RECONSIDERATION

There being no objection, the House reconsidered the vote by which SUBSTITUTE HOUSE BILL NO. 2644 passed the House.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2644 on reconsideration.

ROLL CALL

The Clerk called the roll on the final passage on reconsideration of Substitute House Bill No. 2644, and the bill passed the House by the following vote: Yeas, 87; Nays, 10; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Johnson, Overstreet, Ross, Schmick, Scott, Shea and Taylor.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2644, on reconsideration, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2541, by Representatives Haigh and MacEwen

Regarding miniature hobby boilers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2541 was substituted for House Bill No. 2541 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2541 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haigh and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2541.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2541, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2541, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2576, by Representatives Reykdal, Kirby and Pollet

Establishing a mandatory occupational disease exposure reporting requirement for firefighters.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2576 was substituted for House Bill No. 2576 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2576 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Reykdal and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2576.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2576, and the bill passed the House by the following vote: Yeas, 83; Nays, 14; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Fagan, Klippert, Kretz, Magendanz, Pike, Schmick, Scott, Shea, Short and Taylor.

Excused: Representative Seaquist.

SUBSTITUTE HOUSE BILL NO. 2576, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2590, by Representatives Kirby and Ryu

Concerning sellers of travel.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby, Parker and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2590.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2590, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz,

Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives MacEwen and Roberts.

Excused: Representative Seaquist.

HOUSE BILL NO. 2590, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2680, by Representatives Springer, Haler, Goodman and Freeman

Establishing a caterer's license to sell spirits, beer, and wine.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2680 was substituted for House Bill No. 2680 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2680 was read the second time.

Representative Springer moved the adoption of amendment (675):

On page 2, line 4, after "shall" strike all material through "board,"

On page 2, line 6, after "served" insert ", sold, or consumed. The board shall create rules detailing notification requirements"

On page 2, after line 17, insert the following:

"(6) The holder of this license is responsible for all sales, service, and consumption of alcohol at the location of the catered event."

Representatives Springer and Condotta spoke in favor of the adoption of the amendment.

Amendment (675) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Springer and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2680.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2680, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G.

Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Riccelli and Stanford.

Excused: Representative Seaquist.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2680, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Blake to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

HOUSE BILL NO. 1024

HOUSE BILL NO. 1060

HOUSE BILL NO. 1072

SUBSTITUTE HOUSE BILL NO. 1298

HOUSE BILL NO. 1367

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1651

HOUSE BILL NO. 2074

HOUSE BILL NO. 2126

HOUSE BILL NO. 2130

HOUSE BILL NO. 2153

HOUSE BILL NO. 2155

HOUSE BILL NO. 2160

HOUSE BILL NO. 2175

HOUSE BILL NO. 2176

HOUSE BILL NO. 2177

HOUSE BILL NO. 2196

HOUSE BILL NO. 2229

HOUSE BILL NO. 2231

HOUSE BILL NO. 2244

HOUSE BILL NO. 2246

HOUSE BILL NO. 2298

HOUSE BILL NO. 2306

HOUSE BILL NO. 2310

HOUSE BILL NO. 2315

HOUSE BILL NO. 2326

HOUSE BILL NO. 2329

HOUSE BILL NO. 2331

HOUSE BILL NO. 2333

HOUSE BILL NO. 2334

HOUSE BILL NO. 2341

HOUSE BILL NO. 2353

HOUSE BILL NO. 2359

HOUSE BILL NO. 2365

HOUSE BILL NO. 2368

HOUSE BILL NO. 2371

HOUSE BILL NO. 2383

HOUSE BILL NO. 2404

HOUSE BILL NO. 2407

HOUSE BILL NO. 2408

HOUSE BILL NO. 2410
HOUSE BILL NO. 2415
HOUSE BILL NO. 2430
HOUSE BILL NO. 2434
HOUSE BILL NO. 2437
HOUSE BILL NO. 2467
HOUSE BILL NO. 2474
HOUSE BILL NO. 2477
HOUSE BILL NO. 2492
HOUSE BILL NO. 2503
HOUSE BILL NO. 2519
HOUSE BILL NO. 2526
HOUSE BILL NO. 2537
HOUSE BILL NO. 2543
HOUSE BILL NO. 2544
HOUSE BILL NO. 2569
HOUSE BILL NO. 2573
HOUSE BILL NO. 2577
HOUSE BILL NO. 2580
HOUSE BILL NO. 2581
HOUSE BILL NO. 2592
HOUSE BILL NO. 2594
HOUSE BILL NO. 2610
HOUSE BILL NO. 2612
HOUSE BILL NO. 2616
HOUSE BILL NO. 2618
HOUSE BILL NO. 2621
HOUSE BILL NO. 2627
HOUSE BILL NO. 2636
HOUSE BILL NO. 2643
HOUSE BILL NO. 2665
HOUSE BILL NO. 2674
HOUSE BILL NO. 2684
HOUSE BILL NO. 2697
HOUSE BILL NO. 2705
HOUSE BILL NO. 2717
HOUSE BILL NO. 2723
HOUSE BILL NO. 2724
HOUSE BILL NO. 2733
HOUSE BILL NO. 2739
HOUSE BILL NO. 2741
HOUSE BILL NO. 2743
HOUSE BILL NO. 2776
HOUSE BILL NO. 2777

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the third reading calendar:

ENGROSSED HOUSE BILL NO. 1013
HOUSE BILL NO. 1225
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
1301
SUBSTITUTE HOUSE BILL NO. 1841

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 13, 2014, the 32nd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY SECOND DAY

House Chamber, Olympia, Thursday, February 13, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Linda Pettigrew and Sydney Fox-Middleton. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Daren Overstreet, Seattle Church of Christ, Issaquah, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4678, by Representatives Bergquist, Carlyle, Roberts, Gregerson, MacEwen, Manweller, Reykdal, Klippert, Sells, Hawkins, Robinson, Kochmar, Seaquist, Senn, Ortiz-Self, Tarleton, Stonier, and S. Hunt

WHEREAS, Civic education is the foundation of a representative democracy and an educated citizenry; and

WHEREAS, It is important to have strong educational resources aimed at teaching students and the public about government to encourage meaningful participation in our democratic institutions and processes; and

WHEREAS, Civic Education Day establishes a forum for civic educators from across the state to collaborate with legislators and other supporters; and

WHEREAS, Many organizations such as TVW, Administrative Office of the Courts, Seattle CityClub, YMCA Youth and Government, 4-H Know Your Government, Legislative Civic Education, and Page School are dedicated to making civic education a priority for Washington State and its citizens; and

WHEREAS, The contributions of committed teachers, principals, community leaders, parents, state employees, and volunteers contribute to the goals of these laudable organizations to create an engaged citizenry; and

WHEREAS, For their role as outstanding civic educators the following individuals have been nominated for the Civic Educator of the Year Award: Jody Bell, Kelly Clark, Peggy Hutt, James Hendrickson, Mike Wilson, Malia Renner-Singer, Joshua Parker, Judi Best, Patti McMaster, Jeff Naslund, and Kelly Stromberg; and

WHEREAS, The House of Representatives celebrate Civic Education Day and recognize the contributions of committed teachers, principals, community leaders, parents, state employees, interns, and volunteers as they help to create an engaged citizenry; and

WHEREAS, The Washington State Civic Education Program was awarded the Kevin B. Harrington Award for Excellence in Democracy Education in 2012, an annual award given each year to the individual or organization that best informs students and the general public of the value and strength of our form of government;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives honor, thank, and celebrate the civic educators of the state; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the civic education organizations participating in Civic Education Day and the colleges and universities participating in the Washington State Legislative Internship Program.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4678.

HOUSE RESOLUTION NO. 4678 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4679, by Representatives Buys and Overstreet

WHEREAS, The Washington state commercial fishing fleet leaves Blaine and Bellingham waters in May; and

WHEREAS, This is the 31st year the Blessing of the Fleet will occur in Blaine Harbor and will be presented at Blaine Boating Center on May 4, 2014; and

WHEREAS, This is the 39th year that the Blessing of the Fleet will occur at the Port of Bellingham and will be presented at Zuanich Point Park in Squalicum Harbor on May 10, 2014; and

WHEREAS, The Washington state commercial fishing fleet is one of the world's largest distant water fleets; and

WHEREAS, The commercial fishing industry directly and indirectly employs thousands of people and is one of the largest industries in Washington state; and

WHEREAS, The annual harvest is vital to the growth and stability of Washington state's economy; and

WHEREAS, The life of a fisher is fraught with danger and hardships that most people will never face; and

WHEREAS, Strength and courage are requirements for anyone who chooses to work on the sea, braving the elements in order to harvest the ocean's resources; and

WHEREAS, The men and women who work on fishing boats, often in dangerous circumstances, deserve our admiration, thanks, and, when tragedy strikes, our remembrance; and

WHEREAS, Too often, the brave men and women of our fishing fleet lose their lives, a tragedy that not only affects the close-knit community of fishing families in our region, but also the sum of our state;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives extend its condolences to the families and friends of all Washington fishers who have lost their lives at sea. We wish the entire commercial fishing fleet a safe and prosperous season and hope that all of our fishers will return home safely to their families, friends, and communities.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4679.

HOUSE RESOLUTION NO. 4679 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4680, by Representatives Chopp, Kristiansen, S. Hunt, Orwall, Johnson, Wylie, Moeller, Fey, Freeman, Seaquist, Riccelli, Pettigrew, Van De Wege, Lytton, Green, Appleton, Morrell, Blake, Reykdal, Haigh, Takko, Tharinger, Warnick, Ryu, Gregerson, Walkinshaw, Hansen, Hurst, Fitzgibbon, Walsh, Smith, Stanford, Goodman, Nealey, Bergquist, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Habib, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, Hunter, Jinkins, Kagi, Kirby, Klippert, Kochmar, Kretz, MacEwen, Magendanz, Manweiler, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pike, Pollet, Roberts, Robinson, Rodne, Ross, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stonier, Sullivan, Tarleton, Taylor, Vick, Wilcox, Young, and Zeiger

WHEREAS, This year marks the quasiquicentennial of Washington Statehood because 125 years ago, on February 22, 1889, fittingly on George Washington's Birthday, President Grover Cleveland signed legislation enabling the Washington Territory to proceed with the steps necessary to become a state; and

WHEREAS, From this date, the process proceeded expeditiously, taking only nine months, with a State Constitutional Convention held in Olympia July 4 to August 22, 1889, the proposed State Constitution approved by Washington's all-male voters on October 1, and the Proclamation of Statehood issued by the President on November 11; and

WHEREAS, Although these steps were achieved quickly, this action culminated a 36-year quest for statehood, which began with the establishment of the Washington Territory in 1853; and

WHEREAS, Prior attempts to achieve statehood involved actions during the 1870s, which included the unsuccessful 1878 Walla Walla Constitutional Convention, and actions during the 1880s, which included an effort to establish a "State of Tacoma"; and

WHEREAS, The Enabling Act specified many significant policies required to be included in the Washington State Constitution, including that "the constitution shall be republican in form," that it shall "make no distinction in civil or political rights on account of race or color, except as to Indians not taxed," that is "not be repugnant to the Constitution of the United States and the principles of the Declaration of Independence," that there be "perfect toleration of religious sentiment," and that "provision shall be made for the establishment and maintenance of systems of public schools, which shall be open to all the children...and free from sectarian control"; and

WHEREAS, The Enabling Act provided that, upon statehood, the national government would transfer significant amounts of land to the state government for purposes of supporting "common schools," "agricultural colleges," "normal schools," "a scientific school," and "charitable, educational, penal, and reformatory institutions"; and

WHEREAS, Provisions of the Enabling Act have been amended by Congress periodically, as the Act continues to guide and inform the principles governing the State to this day; and

WHEREAS, The Enabling Act also provided for the general judicial framework for the State, and appended the State to the Ninth Judicial Circuit of the federal court system; and

WHEREAS, Statehood finally allowed the citizens of the former Territory to have direct representation in Congress; and

WHEREAS, Washington State will commemorate the 125th Anniversary of the admission of Washington State to the Union on November 11, 1889, with events and ceremonies on November 11, 2014, which will include the return to the State Capitol of the "Keepers

of the Capsule" after 25 years, to fulfill the oath they took in 1989 at the age of 10; and

WHEREAS, This historic return will feature the first updating of the State's 400-year time capsule, the swearing-in of the second generation of "Keepers of the Capsule" to watch and ward over the capsule on its journey to the year 2389, and the installation of the first 25 year time capsule materials since 1989 by the new generation of "Keepers of the Capsule";

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives call on the people of the State of Washington to commemorate the 125th Anniversary of the Enabling Act, enacted by Congress, which enabled Washington to become the successful, vibrant state it is today and will continue to be in the future.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4680.

HOUSE RESOLUTION NO. 4680 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4681, by Representative Stonier

WHEREAS, Vancouver and other Clark County communities, as well as our entire state and nation, lost a tremendous young gentleman and warrior for peace on January 7, 2014, when Air Force Capt. Christopher Stover was killed in a helicopter crash on the Norfolk coast of England; and

WHEREAS, Capt. Stover was only twenty-eight years old when he and three other crew members were taken in the crash; and

WHEREAS, Growing up in Vancouver, he was a highly respected Evergreen High School student-leader, and even after his 4.0 graduation he frequently visited local schools; and

WHEREAS, It was only a few years ago when Capt. Stover called on Harmony Elementary School, his own grade school in years past, and talked with young people who recognized a recent Veterans Day by sending him heartfelt letters of respect and gratitude for his courageous military service; and

WHEREAS, A 2008 graduate of the Air Force Academy, Capt. Stover had completed tours of duty in Iraq and Afghanistan prior to his deployment in England, and he was a Pave Hawk helicopter pilot on this tragic training mission; and

WHEREAS, Capt. Stover's Pave Hawks are most-frequently involved in combat search-and-rescue missions, looking to save downed air-crew members and other missing military personnel who have been engaged in frightful battle; and

WHEREAS, Maribel and Richard Stover, Capt. Christopher Stover's grieving parents -- who are also forever and very justly proud parents -- still make their home in Vancouver; and

WHEREAS, Richard Stover issued a statement after his son's passing, saying: "On behalf of the Stover family, my wife, my daughter and my daughter-in-law, I want to express our deepest appreciation of the support and prayers we have received from our extended family, friends, co-workers and people that knew Chris. Chris was doing what he truly enjoyed, flying. Chris touched so many lives and left everyone better for it. We are proud of his service to our country. We all miss him so very much"; and

WHEREAS, Capt. Christopher Stover and his wife, Sarah, who lives in England, were married on December 1, 2012, and certainly she and the rest of Capt. Stover's family exemplify the incredible and all-too-often tragic sacrifice of military spouses and military families; and

WHEREAS, A decade ago, Capt. Stover was an energetic and dynamic competitor on Evergreen High School's "We The People" team, which, according to an article in the Columbian newspaper, "rigorously studied the U.S. Constitution for competitions at the state level"; and

WHEREAS, Also in the Columbian newspaper, Patti McMaster, one of his Evergreen teachers, described Capt. Stover as "brilliant," and emphasized that he was "so outstanding, and to think where he might have led us and what he might have ended up doing . . . it's a true tragedy"; and

WHEREAS, For Evergreen High School's "We The People" contingent, Patti McMaster required that her students do community service, and as she observed, "I think that is very clear that he did that the rest of his life"; and

WHEREAS, Fittingly, a Joint Base Lewis-McChord military honor guard saluted Capt. Stover at the recent "We The People" state competition; and

WHEREAS, Col. Kyle Robinson, commander of the 48th Fighter Wing, emphasized Capt. Stover's rescue-unit motto -- "That Others May Live" -- in his address at a recent memorial for Capt. Stover and the three other valiant Pave Hawk crew members who were lost in the helicopter crash;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives mourn the death and celebrate the life of Capt. Christopher Stover; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to the family of Capt. Christopher Stover, to Joint Base Lewis-McChord, and to the Evergreen Public Schools system.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4681.

HOUSE RESOLUTION NO. 4681 was adopted.

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced students from Winnecka and San Jose, two schools in Chacacayo, Peru, a sister city of Snoqualmie, to the Chamber and asked the members to acknowledge them.

MESSAGES FROM THE SENATE

February 12, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5540
ENGROSSED SENATE BILL NO. 6034
ENGROSSED SUBSTITUTE SENATE BILL NO. 6081

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

February 12, 2014

MR. SPEAKER:

The Senate has passed:

SECOND SUBSTITUTE SENATE BILL NO. 5064
SUBSTITUTE SENATE BILL NO. 5360
SUBSTITUTE SENATE BILL NO. 5965
SUBSTITUTE SENATE BILL NO. 5969
SUBSTITUTE SENATE BILL NO. 6005
SUBSTITUTE SENATE BILL NO. 6007
SUBSTITUTE SENATE BILL NO. 6054
SENATE BILL NO. 6065
SUBSTITUTE SENATE BILL NO. 6074
SUBSTITUTE SENATE BILL NO. 6104
SUBSTITUTE SENATE BILL NO. 6110
SUBSTITUTE SENATE BILL NO. 6129

SENATE BILL NO. 6134
SENATE BILL NO. 6208
SUBSTITUTE SENATE BILL NO. 6339
SENATE BILL NO. 6405
SENATE BILL NO. 6419
SENATE BILL NO. 6522

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

ESSB 5138 by Senate Committee on Ways & Means (originally sponsored by Senators Parlette and Hargrove)

AN ACT Relating to improving the management of state debt; amending RCW 43.88.030 and 43.88.031; reenacting and amending RCW 39.42.070; adding a new section to chapter 39.42 RCW; adding a new section to chapter 43.08 RCW; adding a new section to chapter 43.88 RCW; creating a new section; and repealing 2011 1st sp.s. c 46 ss 1 and 2 (uncodified).

Referred to Committee on Capital Budget.

SSB 5676 by Senate Committee on Governmental Operations (originally sponsored by Senators Braun, Benton, Holmquist Newbry, Padden, Becker, Honeyford, Rivers and Roach)

AN ACT Relating to protecting personal voter signatures; and adding a new section to chapter 42.56 RCW.

Referred to Committee on Government Operations & Elections.

ESSB 5886 by Senate Committee on Transportation (originally sponsored by Senators King and Eide)

AN ACT Relating to department of transportation surplus property; amending RCW 47.12.283, 43.17.400, and 47.12.063; reenacting and amending RCW 43.84.092 and 43.84.092; adding a new section to chapter 47.12 RCW; providing a contingent effective date; and providing a contingent expiration date.

Referred to Committee on Transportation.

SB 5931 by Senators Hargrove, Becker and Keiser

AN ACT Relating to carriers operating outside of the exchange but only relating to requiring that carriers offering health benefit plans that meet the definition of bronze level in the individual or small group market must also offer silver and gold level plans as specified in section 1302 of P.L. 111-148 of 2010 and that nongrandfathered individual and small group health plans must conform with the actuarial value tiers specified in section 1302 of P.L. 111-148 of 2010; and amending RCW 48.43.700 and 48.43.705.

Referred to Committee on Health Care & Wellness.

SB 5981 by Senators Sheldon, Kline, Hewitt and Dammeier

AN ACT Relating to increasing the number of superior court judges in Mason county; amending RCW 2.08.065; and creating a new section.

Referred to Committee on Judiciary.

SSB 5991 by Senate Committee on Energy, Environment & Telecommunications (originally sponsored by Senators Ericksen, Sheldon, Hewitt, Brown, Mullet, Honeyford and Benton)

AN ACT Relating to studying nuclear power as a replacement for electricity generated from the combustion of fossil fuels; and creating new sections.

Referred to Committee on Technology & Economic Development.

ESB 6031 by Senator Sheldon

AN ACT Relating to lake and beach management districts; amending RCW 36.61.010, 36.61.020, 36.61.070, 36.61.220, 36.61.250, and 36.61.260; and adding new sections to chapter 36.61 RCW.

Referred to Committee on Local Government.

SB 6035 by Senators Kline, Mullet and Hargrove

AN ACT Relating to the safety of ski area conveyances; and amending RCW 79A.40.010, 79A.40.020, 79A.40.050, 79A.40.060, 79A.40.070, and 79A.45.060.

Referred to Committee on Environment.

SB 6047 by Senators Rolfes and Hewitt

AN ACT Relating to setting a maximum annual gross sales amount for cottage food operations; and amending RCW 69.22.050.

Referred to Committee on Agriculture & Natural Resources.

SSB 6069 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Rivers, Darneille, King, Litzow, Fain, Becker, Kohl-Welles, Roach and Brown)

AN ACT Relating to community custody conditions for sex offenders; and amending RCW 9.94A.704 and 72.09.340.

Referred to Committee on Public Safety.

SSB 6086 by Senate Committee on Energy, Environment & Telecommunications (originally sponsored by Senators Billig, Ericksen, McCoy and Rolfes)

AN ACT Relating to reducing PCBs in products purchased by agencies; reenacting and amending RCW 39.26.010; adding new sections to chapter 39.26 RCW; and creating a new section.

Referred to Committee on Environment.

SSB 6094 by Senate Committee on Human Services & Corrections (originally sponsored by Senator Hargrove)

AN ACT Relating to the use of jail data for research purposes in the public interest; and amending RCW 70.48.100.

Referred to Committee on Government Operations & Elections.

SSB 6105 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McAuliffe, Litzow, Mullet, Darneille, Kohl-Welles and Fraser)

AN ACT Relating to school library information and technology programs; and amending RCW 28A.320.240.

Referred to Committee on Education.

SB 6115 by Senators Benton, Roach, Billig and Hobbs

AN ACT Relating to process servers; and amending RCW 18.180.010.

Referred to Committee on Judiciary.

SB 6135 by Senators Benton, Mullet, Hatfield, Hobbs and Fain

AN ACT Relating to the modernization, clarification, reorganization, and amendment of the laws respecting the charter and regulation of Washington state nondepository trust companies, fiduciary activities and trust business of state commercial banks, alien banks, state savings banks, and state savings associations, and fiduciary activities and trust business of other trust institutions and persons engaging in trust business in this state; amending RCW 30.04.010, 30.04.020, 30.04.025, 30.04.030, 30.04.050, 30.04.060, 30.04.070, 30.04.075, 30.04.111, 30.04.120, 30.04.127, 30.04.129, 30.04.140, 30.04.212, 30.04.214, 30.04.215, 30.04.220, 30.04.225, 30.04.230, 30.04.232, 30.04.240, 30.04.260, 30.04.285, 30.04.330, 30.04.375, 30.04.380, 30.04.390, 30.04.400, 30.04.405, 30.04.410, 30.04.450, 30.04.455, 30.04.460, 30.04.465, 30.04.470, 30.04.475, 30.04.500, 30.04.505, 30.04.510, 30.04.515, 30.04.555, 30.04.560, 30.04.570, 30.08.020, 30.08.025, 30.08.030, 30.08.055, 30.08.060, 30.08.070, 30.08.080, 30.08.081, 30.08.084, 30.08.086, 30.08.087, 30.08.140, 30.08.140, 30.08.150, 30.08.180, 30.12.020, 30.12.025, 30.12.030, 30.12.040, 30.12.0401, 30.12.042, 30.12.044, 30.12.047, 30.12.060, 30.12.070, 30.12.090, 30.12.100, 30.12.110, 30.12.180, 30.12.190, 30.12.205, 30.12.220, 30.12.240, 30.16.010, 30.20.005, 30.20.025, 30.20.060, 30.20.090, 30.22.041, 30.22.120, 30.22.130, 30.22.190, 30.22.220, 30.32.010, 30.32.020, 30.32.030, 30.32.040, 30.36.010, 30.36.020, 30.36.030, 30.36.040, 30.38.010, 30.38.030, 30.38.070, 30.42.020, 30.42.060, 30.42.070, 30.42.090, 30.42.105, 30.42.115, 30.42.120, 30.42.130, 30.42.155, 30.42.280, 30.42.310, 30.42.340, 30.44.010, 30.44.020, 30.44.030, 30.44.040, 30.44.050, 30.44.100, 30.44.110, 30.44.120, 30.44.150, 30.44.160, 30.44.170, 30.44.180, 30.44.190, 30.44.200, 30.44.210, 30.44.220, 30.44.230, 30.44.240, 30.44.250, 30.44.270, 30.44.280, 30.46.010, 30.46.020, 30.46.030, 30.46.040, 30.46.050, 30.46.060, 30.46.070, 30.46.080, 30.46.090, 30.49.020, 30.49.070, 30.49.125, 30.56.050, 30.56.060, 32.08.210, and 33.12.010; amending 2013 c 76 s 33 (uncodified); reenacting and amending RCW 30.04.125, 30.04.130, 30.04.180, 30.04.210, 30.08.010, 30.08.082, 30.08.090, 30.08.092, 30.08.190, 30.12.010, and 30.22.040; adding a new section to chapter 32.04 RCW; adding a new

section to chapter 33.04 RCW; adding new titles to the Revised Code of Washington to be codified as Title 30A and 30B RCW; creating new sections; recodifying RCW 30.04.010, 30.04.020, 30.04.025, 30.04.030, 30.04.045, 30.04.050, 30.04.060, 30.04.070, 30.04.075, 30.04.111, 30.04.112, 30.04.120, 30.04.125, 30.04.127, 30.04.129, 30.04.130, 30.04.140, 30.04.180, 30.04.210, 30.04.212, 30.04.214, 30.04.215, 30.04.217, 30.04.220, 30.04.225, 30.04.230, 30.04.232, 30.04.238, 30.04.240, 30.04.260, 30.04.280, 30.04.285, 30.04.295, 30.04.300, 30.04.330, 30.04.375, 30.04.380, 30.04.390, 30.04.395, 30.04.400, 30.04.405, 30.04.410, 30.04.450, 30.04.455, 30.04.460, 30.04.465, 30.04.470, 30.04.475, 30.04.500, 30.04.505, 30.04.510, 30.04.515, 30.04.550, 30.04.555, 30.04.560, 30.04.565, 30.04.570, 30.04.575, 30.04.600, 30.04.605, 30.04.610, 30.04.650, 30.04.901, 30.08.010, 30.08.020, 30.08.025, 30.08.030, 30.08.040, 30.08.050, 30.08.055, 30.08.060, 30.08.070, 30.08.080, 30.08.081, 30.08.082, 30.08.083, 30.08.084, 30.08.086, 30.08.087, 30.08.088, 30.08.090, 30.08.092, 30.08.140, 30.08.150, 30.08.160, 30.08.170, 30.08.180, 30.08.190, 30.12.010, 30.12.020, 30.12.025, 30.12.030, 30.12.040, 30.12.0401, 30.12.042, 30.12.044, 30.12.045, 30.12.046, 30.12.047, 30.12.060, 30.12.070, 30.12.090, 30.12.100, 30.12.110, 30.12.115, 30.12.120, 30.12.130, 30.12.180, 30.12.190, 30.12.205, 30.12.220, 30.12.230, 30.12.240, 30.16.010, 30.20.005, 30.20.025, 30.20.060, 30.20.090, 30.22.010, 30.22.020, 30.22.030, 30.22.040, 30.22.041, 30.22.050, 30.22.060, 30.22.070, 30.22.080, 30.22.090, 30.22.100, 30.22.110, 30.22.120, 30.22.130, 30.22.140, 30.22.150, 30.22.160, 30.22.170, 30.22.180, 30.22.190, 30.22.200, 30.22.210, 30.22.220, 30.22.230, 30.22.240, 30.22.245, 30.22.250, 30.22.260, 30.22.900, 30.22.901, 30.22.902, 30.24.080, 30.32.010, 30.32.020, 30.32.030, 30.32.040, 30.36.010, 30.36.020, 30.36.030, 30.36.040, 30.36.050, 30.38.005, 30.38.010, 30.38.015, 30.38.020, 30.38.030, 30.38.040, 30.38.050, 30.38.060, 30.38.070, 30.38.080, 30.38.900, 30.42.010, 30.42.020, 30.42.030, 30.42.040, 30.42.050, 30.42.060, 30.42.070, 30.42.080, 30.42.090, 30.42.100, 30.42.105, 30.42.115, 30.42.120, 30.42.130, 30.42.140, 30.42.145, 30.42.150, 30.42.155, 30.42.160, 30.42.170, 30.42.180, 30.42.190, 30.42.200, 30.42.210, 30.42.220, 30.42.230, 30.42.240, 30.42.250, 30.42.260, 30.42.270, 30.42.280, 30.42.290, 30.42.300, 30.42.310, 30.42.320, 30.42.330, 30.42.340, 30.42.900, 30.43.005, 30.44.010, 30.44.020, 30.44.030, 30.44.040, 30.44.050, 30.44.060, 30.44.070, 30.44.080, 30.44.090, 30.44.100, 30.44.110, 30.44.120, 30.44.130, 30.44.140, 30.44.150, 30.44.160, 30.44.170, 30.44.180, 30.44.190, 30.44.200, 30.44.210, 30.44.220, 30.44.230, 30.44.240, 30.44.250, 30.44.260, 30.44.270, 30.44.280, 30.46.010, 30.46.020, 30.46.030, 30.46.040, 30.46.050, 30.46.060, 30.46.070, 30.46.080, 30.46.090, 30.46.100, 30.49.010, 30.49.020, 30.49.030, 30.49.040, 30.49.050, 30.49.060, 30.49.070, 30.49.080, 30.49.090, 30.49.100, 30.49.110, 30.49.120, 30.49.125, 30.49.130, 30.56.010, 30.56.020, 30.56.030, 30.56.040, 30.56.050, 30.56.060, 30.56.070, 30.56.080, 30.56.090, 30.56.100, 30.60.010, 30.60.020, 30.60.030, 30.60.900, 30.60.901, 30.98.010, 30.98.020, 30.98.030, 30.98.040, 30.98.050, and 30.98.060; repealing RCW 30.08.155, 30.53.010, 30.53.020, 30.53.030, 30.53.040, 30.53.050, 30.53.060, 30.53.070, and 30.53.080; prescribing penalties; providing an effective date; providing a contingent effective date; and providing a contingent expiration date.

Referred to Committee on Business & Financial Services.

SSJM 8007 by Senate Committee on Trade & Economic Development (originally sponsored by Senators Shin, Conway, Harper, Nelson, Kline, Becker, Hobbs, King, Eide, McAuliffe, Bailey, Hasegawa, Honeyford, Chase and Kohl-Welles)

Requesting Congress pass legislation imposing a fee on United States bound cargo when it crosses the Canadian border. Revised for 1st Substitute: Requesting that congress pass legislation reforming the harbor maintenance tax.

Referred to Committee on Technology & Economic Development.

SCR 8409 by Senators Bailey, Kohl-Welles, Chase, Rivers, Frockt, Parlette, Cleveland, Dammeier, McAuliffe, Keiser, Tom, Conway and Mullet

Approving the workforce training and education coordinating board's high skills high wages plan.

Referred to Committee on Labor & Workforce Development.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2739, by Representatives Ortiz-Self, Walsh, Santos, Bergquist, Walkinshaw, Kagi, Johnson, Ryu, Zeiger and Magendanz

Requiring a report analyzing the correlation of certain family factors with academic and behavioral indicators of student success.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2739 was substituted for House Bill No. 2739 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2739 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Ortiz-Self, Roberts, Santos and Haigh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2739.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2739, and the bill passed the House by the following vote: Yeas, 65; Nays, 33; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Hargrove, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox and Young.

SUBSTITUTE HOUSE BILL NO. 2739, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Roberts congratulated Representative Ortiz-Self on the passage of her first bill through the House, and asked the Chamber to acknowledge her accomplishment.

HOUSE BILL NO. 2023, by Representatives Habib, Ryu, Zeiger and Maxwell

Allowing crowdfunding for certain small securities offerings.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2023 was substituted for House Bill No. 2023 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2023 was read the second time.

With the consent of the house, amendments (638), (670) and (647) were withdrawn.

Representative Hudgins moved the adoption of amendment (671):

Strike everything after the enacting clause and insert the following:

"**NEW SECTION. Sec. 1.** This act may be known and cited as the Washington jobs act of 2014.

NEW SECTION. Sec. 2. The legislature finds that start-up companies play a critical role in creating new jobs and revenues. Crowdfunding, or raising money through small contributions from a large number of investors, allows smaller enterprises to access the capital they need to get new businesses off the ground. The legislature further finds that the costs of state securities registration often outweigh the benefits to Washington start-ups seeking to make small securities offerings and that the use of crowdfunding for business financing in Washington is significantly restricted by state securities laws. Helping new businesses access equity crowdfunding within certain boundaries will democratize venture capital and facilitate investment by Washington residents in Washington start-ups while protecting consumers and investors. For these reasons, the legislature intends to provide Washington businesses and investors the opportunity to benefit from equity crowdfunding.

NEW SECTION. Sec. 3. A new section is added to chapter 21.20 RCW to read as follows:

(1) Any offer or sale of a security is exempt from RCW 21.20.040 through 21.20.300 and 21.20.327, except as expressly provided, if:

(a) The offering is first declared exempt by the director after:

(i) The issuer files the offering with the director; or

(ii) A portal working in collaboration with the director files the offering with the director on behalf of the issuer under section 4 of this act;

(b) The offering is conducted in accordance with the requirements of section 3(a)(11) of the securities act of 1933 and securities and exchange commission rule 147, 17 C.F.R. Sec. 230.147;

(c) The issuer is an entity organized and doing business in the state of Washington;

(d) Each investor provides evidence or certification of residency in the state of Washington at the time of purchase;

(e) The issuer files with the director an escrow agreement either directly or through a portal providing that all offering proceeds will be released to the issuer only when the aggregate capital raised from all investors equals or exceeds the minimum target offering, as determined by the director;

(f) The aggregate purchase price of all securities sold by an issuer pursuant to the exemption provided by this section does not exceed one million dollars during any twelve-month period;

(g) The aggregate amount sold to any investor by one or more issuers during the twelve-month period preceding the date of the sale does not exceed:

(i) The greater of two thousand dollars or five percent of the annual income or net worth of the investor, as applicable, if either the annual income or the net worth of the investor is less than one hundred thousand dollars; or

(ii) Ten percent of the annual income or net worth of the investor, as applicable, up to one hundred thousand dollars, if either the annual income or net worth of the investor is one hundred thousand dollars or more;

(h) The investor acknowledges by electronic signature the following statement conspicuously presented at the time of sale on a page separate from other information relating to the offering: "I acknowledge that I am investing in a high-risk, speculative business venture, that I may lose all of my investment, and that I can afford the loss of my investment";

(i) The issuer reasonably believes that all purchasers are purchasing for investment and not for sale in connection with a distribution of the security; and

(j) The issuer and investor provide any other information reasonably requested by the director.

(2) Attempted compliance with the exemption provided by this section does not act as an exclusive election. The issuer may claim any other applicable exemption.

(3) If the issuer elects to use a portal under section 4 of this act, for as long as securities issued under the exemption provided by this section are outstanding, the issuer shall provide a quarterly report within forty-five days of the end of each fiscal quarter to the director and to the portal that the issuer used. The issuer must also provide the report to the issuer's shareholders by making such report publicly accessible, free of charge, at the issuer's internet web site address. The report must contain the following information:

(a) Executive officer and director compensation, including specifically the cash compensation earned by the executive officers and directors since the previous report and on an annual basis, and any bonuses or other compensation, including stock options or other rights to receive equity securities of the issuer or any affiliate of the issuer, received by them;

(b) A brief analysis by management of the issuer of the business operations and financial condition of the issuer;

(c) A summary of the employment positions created in Washington, not to include names of employees, since and attributable to receiving funding under this section. The summary must include:

- (i) The number of employment positions;
- (ii) The number of employment positions according to the following wage bands: Less than thirty thousand dollars; thirty thousand dollars or greater, but less than sixty thousand dollars; and sixty thousand dollars or greater;
- (iii) The nature of benefits, including medical, dental, and retirement benefits, provided to a majority of the employment positions; and
- (d) For an issuer receiving public benefits or resources such as tax incentives, a description of the public resources received.

(4) Securities issued under the exemption provided by this section may not be transferred by the purchaser during a one-year period beginning on the date of purchase, unless the securities are transferred:

- (a) To the issuer of the securities;
- (b) To an accredited investor;
- (c) As part of a registered offering; or
- (d) To a member of the family of the purchaser or the equivalent, or in connection with the death or divorce or other similar circumstances, in the discretion of the director.

NEW SECTION. Sec. 4. A new section is added to chapter 21.20 RCW to read as follows:

(1) Only an economic development organization may work in collaboration with the director to act as a portal under this chapter. For the purposes of this section, "economic development organization" means any local associate development organization, as defined in RCW 43.330.010, or port district.

(2) An economic development organization shall require, at a minimum, the following information from an applicant for exemption prior to offering services to the applicant or forwarding the applicant's materials to the director:

- (a) A description of the issuer, including type of entity, location, and business plan, if any;
- (b) The applicant's intended use of proceeds from an offering under this act;
- (c) Identities of officers, directors, managing members, and ten percent beneficial owners, as applicable;
- (d) A description of any outstanding securities; and
- (e) A description of any litigation or legal proceedings involving the applicant, its officers, directors, managing members, or ten percent beneficial owners, as applicable.

(3) Upon receipt of the information described in subsection (2) of this section, the economic development organization may offer services to the applicant that the economic development organization deems appropriate or necessary to meet the criteria for exemption under sections 3 and 5 of this act. Such services may include assistance with development of a business plan, referral to legal services, and other technical assistance in preparation for a public securities offering.

(4) The economic development organization shall forward the materials necessary for the applicant to qualify for exemption to the director for filing when the economic development organization is satisfied that the applicant has assembled the necessary information and materials to meet the criteria for exemption under sections 3 and 5 of this act.

(5) The economic development organization shall work in collaboration with the director for the purposes of executing the offering upon filing with the director.

NEW SECTION. Sec. 5. A new section is added to chapter 21.20 RCW to read as follows:

The director must adopt rules to implement sections 2 and 3 of this act subject to RCW 21.20.450 including, but not limited to:

- (1) Adopting rules for filing with the director under sections 3 and 4 of this act by October 1, 2014;

(2) Establishing filing and transaction fees sufficient to cover the costs of administering this section and sections 2 through 4 of this act by January 1, 2015; and

(3) Adopting any other rules to implement sections 3 and 4 of this act by April 1, 2015.

The director shall take steps and adopt rules to implement this section by the dates specified in this section.

Sec. 6. RCW 42.56.270 and 2013 c 305 s 14 are each amended to read as follows:

The following financial, commercial, and proprietary information is exempt from disclosure under this chapter:

(1) Valuable formulae, designs, drawings, computer source code or object code, and research data obtained by any agency within five years of the request for disclosure when disclosure would produce private gain and public loss;

(2) Financial information supplied by or on behalf of a person, firm, or corporation for the purpose of qualifying to submit a bid or proposal for (a) a ferry system construction or repair contract as required by RCW 47.60.680 through 47.60.750 or (b) highway construction or improvement as required by RCW 47.28.070;

(3) Financial and commercial information and records supplied by private persons pertaining to export services provided under chapters 43.163 and 53.31 RCW, and by persons pertaining to export projects under RCW 43.23.035;

(4) Financial and commercial information and records supplied by businesses or individuals during application for loans or program services provided by chapters 43.325, 43.163, 43.160, 43.330, and 43.168 RCW, or during application for economic development loans or program services provided by any local agency;

(5) Financial information, business plans, examination reports, and any information produced or obtained in evaluating or examining a business and industrial development corporation organized or seeking certification under chapter 31.24 RCW;

(6) Financial and commercial information supplied to the state investment board by any person when the information relates to the investment of public trust or retirement funds and when disclosure would result in loss to such funds or in private loss to the providers of this information;

(7) Financial and valuable trade information under RCW 51.36.120;

(8) Financial, commercial, operations, and technical and research information and data submitted to or obtained by the clean Washington center in applications for, or delivery of, program services under chapter 70.95H RCW;

(9) Financial and commercial information requested by the public stadium authority from any person or organization that leases or uses the stadium and exhibition center as defined in RCW 36.102.010;

(10)(a) Financial information, including but not limited to account numbers and values, and other identification numbers supplied by or on behalf of a person, firm, corporation, limited liability company, partnership, or other entity related to an application for a horse racing license submitted pursuant to RCW 67.16.260(1)(b), liquor license, gambling license, or lottery retail license;

(b) Internal control documents, independent auditors' reports and financial statements, and supporting documents: (i) Of house-banked social card game licensees required by the gambling commission pursuant to rules adopted under chapter 9.46 RCW; or (ii) submitted by tribes with an approved tribal/state compact for class III gaming;

(11) Proprietary data, trade secrets, or other information that relates to: (a) A vendor's unique methods of conducting business; (b) data unique to the product or services of the vendor; or (c) determining prices or rates to be charged for services, submitted by any vendor to the department of social and health services for purposes of the development, acquisition, or implementation of state purchased health care as defined in RCW 41.05.011;

(12)(a) When supplied to and in the records of the department of commerce:

(i) Financial and proprietary information collected from any person and provided to the department of commerce pursuant to RCW 43.330.050(8); and

(ii) Financial or proprietary information collected from any person and provided to the department of commerce or the office of the governor in connection with the siting, recruitment, expansion, retention, or relocation of that person's business and until a siting decision is made, identifying information of any person supplying information under this subsection and the locations being considered for siting, relocation, or expansion of a business;

(b) When developed by the department of commerce based on information as described in (a)(i) of this subsection, any work product is not exempt from disclosure;

(c) For the purposes of this subsection, "siting decision" means the decision to acquire or not to acquire a site;

(d) If there is no written contact for a period of sixty days to the department of commerce from a person connected with siting, recruitment, expansion, retention, or relocation of that person's business, information described in (a)(ii) of this subsection will be available to the public under this chapter;

(13) Financial and proprietary information submitted to or obtained by the department of ecology or the authority created under chapter 70.95N RCW to implement chapter 70.95N RCW;

(14) Financial, commercial, operations, and technical and research information and data submitted to or obtained by the life sciences discovery fund authority in applications for, or delivery of, grants under chapter 43.350 RCW, to the extent that such information, if revealed, would reasonably be expected to result in private loss to the providers of this information;

(15) Financial and commercial information provided as evidence to the department of licensing as required by RCW 19.112.110 or 19.112.120, except information disclosed in aggregate form that does not permit the identification of information related to individual fuel licensees;

(16) Any production records, mineral assessments, and trade secrets submitted by a permit holder, mine operator, or landowner to the department of natural resources under RCW 78.44.085;

(17)(a) Farm plans developed by conservation districts, unless permission to release the farm plan is granted by the landowner or operator who requested the plan, or the farm plan is used for the application or issuance of a permit;

(b) Farm plans developed under chapter 90.48 RCW and not under the federal clean water act, 33 U.S.C. Sec. 1251 et seq., are subject to RCW 42.56.610 and 90.64.190;

(18) Financial, commercial, operations, and technical and research information and data submitted to or obtained by a health sciences and services authority in applications for, or delivery of, grants under RCW 35.104.010 through 35.104.060, to the extent that such information, if revealed, would reasonably be expected to result in private loss to providers of this information;

(19) Information gathered under chapter 19.85 RCW or RCW 34.05.328 that can be identified to a particular business;

(20) Financial and commercial information submitted to or obtained by the University of Washington, other than information the university is required to disclose under RCW 28B.20.150, when the information relates to investments in private funds, to the extent that such information, if revealed, would reasonably be expected to result in loss to the University of Washington consolidated endowment fund or to result in private loss to the providers of this information;

(21) Financial, commercial, operations, and technical and research information and data submitted to or obtained by innovate Washington in applications for, or delivery of, grants and loans under chapter 43.333 RCW, to the extent that such information, if revealed, would

reasonably be expected to result in private loss to the providers of this information; ~~((and))~~

(22) Market share data submitted by a manufacturer under RCW 70.95N.190(4); and

(23) Financial information supplied to the department of financial institutions or to a portal under section 4 of this act, when filed by or on behalf of an issuer of securities for the purpose of obtaining the exemption from state securities registration for small securities offerings provided under section 3 of this act or when filed by or on behalf of an investor for the purpose of purchasing such securities."

Correct the title.

Representatives Hudgins and Parker spoke in favor of the adoption of the amendment.

Amendment (671) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Habib, Parker, Magendanz and Morris spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2023.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2023, and the bill passed the House by the following vote: Yeas, 89; Nays, 9; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Orcutt, Overstreet, Pike, Rodne, Schmick, Scott, Shea and Taylor.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2023, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2467, by Representatives Jinkins, Manweller, Cody, DeBolt, Green, Lias, Dunshee, Ryu, Tarleton, Goodman, Gregerson, Morrell, Kagi and Ormsby

Allowing dental benefits to be offered in the Washington state health benefit exchange separately or within a qualified health plan.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2467 was substituted for House Bill No. 2467 and the substitute bill was placed on the second reading calendar.

ROLL CALL

SUBSTITUTE HOUSE BILL NO. 2467 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Jinkins spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2467.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2467, and the bill passed the House by the following vote: Yeas, 85; Nays, 13; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Klippert, Kretz, Overstreet, Schmick, Scott, Shea, Short, Smith, Taylor and Van De Wege.

SUBSTITUTE HOUSE BILL NO. 2467, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2612, by Representatives Hansen, Haler, Zeiger and Seaquist**Changing provisions relating to the opportunity scholarship.**

The bill was read the second time.

There being no objection, Substitute House Bill No. 2612 was substituted for House Bill No. 2612 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2612 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hansen and Haler spoke in favor of the passage of the bill.

Representative Dahlquist spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2612.

The Clerk called the roll on the final passage of Substitute House Bill No. 2612, and the bill passed the House by the following vote: Yeas, 75; Nays, 23; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, G. Hunt, Hargrove, Hayes, Klippert, Kretz, Orcutt, Overstreet, Pike, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick and Young.

SUBSTITUTE HOUSE BILL NO. 2612, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1902, by Representatives Holy, Shea, Short, Clibborn, Schmick, Ormsby, Fagan, Crouse, Riccelli, Blake and Kristiansen**Creating intermittent-use trailer license plates.**

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1902 was substituted for House Bill No. 1902 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1902 was read the second time.

Representative Holy moved the adoption of amendment (655):

On page 2, beginning on line 21, after "section" strike all material through "future" on line 30 and insert "is subject to a traffic infraction of a maximum fine of one hundred and fifty dollars including all other applicable assessments and fees."

Representatives Holy and Fey spoke in favor of the adoption of the amendment.

Amendment (655) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Holy and Fey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1902.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1902, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1902, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2080, by Representatives Sawyer, Zeiger, Appleton, Angel, DeBolt, Blake, Haler, McCoy, Wilcox, Fitzgibbon, Hurst, Freeman, S. Hunt, Santos and Ryu

Vacating convictions for certain tribal fishing activities.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2080 was substituted for House Bill No. 2080 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2080 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sawyer, Johnson and Zeiger spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2080.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2080, and the bill passed the House by the following vote: Yeas, 92; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Hope, Klippert, Overstreet, Schmick, Shea and Taylor.

SUBSTITUTE HOUSE BILL NO. 2080, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Substitute House Bill No. 2080.
Representative Hope, 44th District

SECOND READING

HOUSE BILL NO. 2372, by Representatives Klippert and Clibborn

Concerning monetary penalties for failing to register a vehicle.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2372 was substituted for House Bill No. 2372 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2372 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Klippert and Fey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2372.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2372, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2372, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2558, by Representatives Fey, Jinkins and Freeman

Disposing tax foreclosed property to cities for affordable housing purposes.

The bill was read the second time.

Representative Fey moved the adoption of amendment (669):

On page 2, line 9, after "for" strike "the principal amount of the unpaid taxes" and insert "no more than the amount of unpaid taxes, including any tax-deferral lien amounts, interest, penalties, and costs."

On page 2, beginning on line 22, after "payment" strike everything through "property" on line 28 and insert "for any period that the city owns the property"

Representative Fey spoke in favor of the adoption of the amendment.

Representative Holy spoke against the adoption of the amendment.

Amendment (669) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Fey spoke in favor of the passage of the bill.

Representative Holy spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2558.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2558, and the bill passed the House by the following vote: Yeas, 56; Nays, 42; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Young and Zeiger.

ENGROSSED HOUSE BILL NO. 2558, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2331, by Representatives Sells, Ormsby, Moscoso, Moeller, Ryu, Reykdal and Pollet

Concerning certified payroll records on public works projects.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2331 was substituted for House Bill No. 2331 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2331 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Sells spoke in favor of the passage of the bill.

Representative Manweller spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2331.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2331, and the bill passed the House by the following vote: Yeas, 54; Nays, 44; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

SUBSTITUTE HOUSE BILL NO. 2331, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2723, by Representatives Gregerson, Rodne, Orwall, Jinkins, Robinson, Freeman, Takko, Farrell, Bergquist, Riccelli, Fitzgibbon, Senn, Ryu, Morrell, Ortiz-Self, Clibborn, Kagi and Goodman

Modifying certain provisions governing foreclosures.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Gregerson, Rodne and Orwall spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2723.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2723, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2723, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Orwall congratulated Representative Gregerson on the passage of her first bill through the House, and asked the Chamber to acknowledge her accomplishment.

HOUSE BILL NO. 2415, by Representatives Parker, Ormsby, Zeiger, Walsh, Holy, Christian, Lytton, Riccelli, Fagan, Kagi, Gregerson, Orwall and Santos

Creating a temporary homeless status certification. Revised for 1st Substitute: Creating a pilot program to provide certification of homeless status for persons in need of an address for purposes of employment.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2415 was substituted for House Bill No. 2415 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2415 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Parker and Appleton spoke in favor of the passage of the bill.

Representative Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2415.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2415, and the bill passed the House by the following vote: Yeas, 90; Nays, 8; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen,

Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Rodne, Schmick, Scott, Shea, Taylor and Young.

SUBSTITUTE HOUSE BILL NO. 2415, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 6, 2014

HB 2179

Prime Sponsor, Representative Morris: Regarding government surveillance conducted with extraordinary sensing devices. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The substitute bill by Committee on Technology & Economic Development be substituted therefor and the substitute bill do pass. Signed by Representatives Hudgins, Chair; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Parker, Ranking Minority Member; Buys; Christian and Taylor.

Referred to Committee on .

There being no objection, HOUSE BILL NO. 2179 was placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of HOUSE BILL NO. 2582, and the bill was referred to the Committee on Rules.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2519, by Representatives Senn, Walsh, Kagi, Hunter, Roberts, Tharinger, Haigh, Goodman and Freeman

Concerning early education for children involved in the child welfare system.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2519 was substituted for House Bill No. 2519 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2519 was read the second time.

Representative Senn moved the adoption of amendment (697):

On page 2, line 26, after "(6)" strike all material through "prior" and insert "Prior"

On page 2, at the beginning of line 32, strike all of subsection (b)

Representatives Senn, Walsh and Wilcox spoke in favor of the adoption of the amendment.

Amendment (697) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Senn and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2519.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2519, and the bill passed the House by the following vote: Yeas, 90; Nays, 8; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Klippert, Overstreet, Scott, Shea, Short, Taylor and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed Substitute House Bill No. 2519.

Representative Holy, 6th District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed Substitute House Bill No. 2519.

Representative Parker, 6th District

SECOND READING

POINT OF PERSONAL PRIVILEGE

Representative Bergquist congratulated Representative Senn on the passage of her first bill through the House, and asked the Chamber to acknowledge her accomplishment.

HOUSE BILL NO. 2061, by Representatives Harris, Cody and Hope

Clarifying the requirements for health plans offered outside of the exchange.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Harris and Cody spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2061.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2061, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.

HOUSE BILL NO. 2061, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2254, by Representatives Manweller, Sells and Johnson

Concerning telecommunications work experience for purposes of eligibility toward limited energy specialty electrician certification.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2254.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2254, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2254, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2351, by Representatives Tarleton, Harris, Cody, Schmick, Walkinshaw, Riccelli, Ryu, Morrell, Roberts, Zeiger and Freeman

Concerning the practice of out-of-state health care professionals volunteering in Washington.

The bill was read the second time.

With the consent of the house, amendment (619) was withdrawn.

Representative Tarleton moved the adoption of amendment (637):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 43.70 RCW to read as follows:

(1) Persons licensed as health care professionals in another state or territory of the United States or the District of Columbia, but not licensed by a disciplining authority specified in RCW 18.130.040, may practice in this state on a limited voluntary basis only as provided in this section.

(2) The volunteer health care professional's license must be for a profession substantially equivalent to a profession regulated by a disciplining authority listed in RCW 18.130.040.

(3) At least ten working days prior to the first day of volunteer practice, the volunteer health care professional must submit to the department an attestation that includes, but is not limited to, the following:

(a) A confirmation that the health care professional holds an active license to practice in any state or territory of the United States or the District of Columbia;

(b) A confirmation that the health care professional is not presently subject to any disciplinary action or investigation for criminal or professional misconduct in any jurisdiction;

(c) An acknowledgment that the health care professional understands he or she may perform only within the relevant professional scope of practice permitted under Washington law, or state of licensure, whichever is more restrictive;

(d) A confirmation that the health care professional has not volunteered in Washington for more than thirty days in the current calendar year;

(e) The contact information of the organization sponsoring the medical clinic or health care event, if any; and

(f) Anticipated volunteer practice dates.

(4) The attestation must be made on a form established by the secretary.

(5) Neither the volunteer health care professional nor the organization sponsoring a medical clinic or health care event, if any, may charge for any time or services performed in Washington. However, organizations sponsoring a medical clinic or health care event may pay or reimburse the volunteer health care professional for actual incurred travel costs.

(6) No health care professional permitted to practice in Washington under this section may volunteer more than thirty days in any calendar year.

(7) Any organization sponsoring a medical clinic or health care event using the services of any volunteer health care professional permitted to practice under this section must:

(a) Independently verify each requirement in subsection (3) of this section for each volunteer health care professional and retain proof of verification for two years after the last day of the medical clinic or health care event;

(b) Maintain the health care records of all patients evaluated or treated by a volunteer health care professional in compliance with chapter 70.02 RCW; and

(c) Ensure the health care records of all patients evaluated or treated by a volunteer health care professional are accessible to future health care professionals, if needed, in compliance with chapter 70.02 RCW.

(8) This section does not create any civil liability on the part of the state or any state agency, officer, employee, or agent.

(9) This section does not apply to the practice of health care professionals under chapter 38.10 or 38.52 RCW or under an agreement authorized by the United States congress for emergency management assistance."

Correct the title.

Representatives Tarleton and Schmick spoke in favor of the adoption of the amendment.

Amendment (637) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tarleton and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2351.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2351, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter,

Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED HOUSE BILL NO. 2351, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2310, by Representatives Riccelli, Cody, Green, Van De Wege, Tharinger, Morrell, Johnson, Parker, Stonier, Reykdal, Jinkins and Kochmar

Concerning safety equipment for individual providers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2310 was substituted for House Bill No. 2310 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2310 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2310.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2310, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2310, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2410, by Representatives Riccelli, Hawkins, Stonier, Santos, Reykdal, Farrell, Bergquist, Senn, Appleton, Ormsby, Parker, Walkinshaw, Robinson, Tharinger, Ryu, Morrell, Stanford, S. Hunt, Gregerson and Freeman

Creating a competitive equipment assistance grant program to enhance student nutrition in public schools.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2410 was substituted for House Bill No. 2410 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2410 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli, DeBolt, Senn, Stonier and Hawkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2410.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2410, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Klippert, Overstreet, Scott, Shea and Taylor.

SUBSTITUTE HOUSE BILL NO. 2410, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2492, by Representatives Rodne, Jinkins, Morrell and Tharinger

Concerning liability of health care providers responding to an emergency.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2492 was substituted for House Bill No. 2492 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2492 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Rodne and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2492.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2492, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea, Taylor and Young.

SUBSTITUTE HOUSE BILL NO. 2492, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2616, by Representatives Freeman, Walsh, Kagi, Roberts, Smith, Orwall, Tarleton and Pollet

Concerning parents with intellectual or developmental disabilities involved in dependency proceedings.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2616 was substituted for House Bill No. 2616 and the substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2616 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Freeman and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2616.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2616, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen,

Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND SUBSTITUTE HOUSE BILL NO. 2616, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2160, by Representatives Jinkins, Pollet, Appleton, S. Hunt, Buys, Haler, Warnick, Pettigrew, Manweller, Goodman, Clibborn, Santos, Harris and Kagi

Allowing physical therapists to perform spinal manipulation.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2160 was substituted for House Bill No. 2160 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2160 was read the second time.

Representative Jinkins moved the adoption of amendment (661):

On page 1, line 9, after "therapist" strike "," and insert "may perform spinal manipulation only after being issued a spinal manipulation endorsement by the secretary. The secretary, upon approval by the board, shall issue an endorsement to a physical therapist"

On page 1, beginning on line 11, after "week" strike all material through "providing" on line 12 and insert "and who provides"

On page 2, line 7, after "(A)" strike "Is authorized to perform spinal manipulation" and insert "Holds a spinal manipulation endorsement"

On page 2, line 25, after "therapist" strike "authorized to perform spinal manipulation" and insert "holding a spinal manipulation endorsement"

On page 2, line 30, after "therapist" strike "authorized to perform spinal manipulation" and insert "holding a spinal manipulation endorsement"

On page 3, line 1, after "therapist" strike "authorized to perform spinal manipulation" and insert "holding a spinal manipulation endorsement"

On page 3, line 22, after "therapist" strike "," and insert "may perform spinal manipulation only after being issued a spinal manipulation endorsement by the secretary. The secretary, upon approval by the board, shall issue an endorsement to a physical therapist"

On page 3, beginning on line 24, after "week" strike all material through "providing" on line 25 and insert "and who provides"

On page 4, line 1, after "(A)" strike "Is authorized to perform spinal manipulation" and insert "Holds a spinal manipulation endorsement"

On page 4, line 19, after "therapist" strike "authorized to perform spinal manipulation" and insert "holding a spinal manipulation endorsement"

On page 4, line 24, after "therapist" strike "authorized to perform spinal manipulation" and insert "holding a spinal manipulation endorsement"

On page 4, line 33, after "therapist" strike "authorized to perform spinal manipulation" and insert "holding a spinal manipulation endorsement"

Representatives Jinkins and Schmick spoke in favor of the adoption of the amendment.

Amendment (661) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins, Schmick and Cody spoke in favor of the passage of the bill.

Representative Pike spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2160.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2160, and the bill passed the House by the following vote: Yeas, 92; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Hope, Orcutt, Pike, Scott and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2160, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2329, by Representatives Riccelli, Short, Hudgins, Cody, Stanford, Walkinshaw, Bergquist, Farrell, Jinkins, S. Hunt, Green, Tharinger, Morrell, Van De Wege, Clibborn, Harris, Tarleton, Vick, Moeller, Kagi, Roberts, Senn and Pollet

Creating the breastfeeding-friendly Washington designation.

The bill was read the second time.

With the consent of the house, amendments (692) and (614) were withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli, Short, Cody and Stonier spoke in favor of the passage of the bill.

Representatives Schmick, Smith and Scott spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2329.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2329, and the bill passed the House by the following vote: Yeas, 85; Nays, 13; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, G. Hunt, Hayes, Kristiansen, Nealey, Overstreet, Schmick, Scott, Shea, Smith and Taylor.

HOUSE BILL NO. 2329, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2544, by Representatives Riccelli, Holy, Bergquist, Ormsby, Manweller, Christian, Green, Pettigrew and Kretz

Concerning newborn screening.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2544 was substituted for House Bill No. 2544 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2544 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli, Schmick and Holy spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2544.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2544, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea, Taylor and Young.

SUBSTITUTE HOUSE BILL NO. 2544, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2537, by Representatives Robinson, Appleton, Jinkins, Stanford, Riccelli, Pollet and Santos

Concerning tenant screening.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2537 was substituted for House Bill No. 2537 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2537 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Robinson and Hansen spoke in favor of the passage of the bill.

Representatives Rodne, Christian, Wylie and Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2537.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2537, and the bill passed the House by the following vote: Yeas, 53; Nays, 45; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Hansen, Hope, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross,

Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Wylie, Young and Zeiger.

SUBSTITUTE HOUSE BILL NO. 2537, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2451, by Representatives Liias, Walsh, Moeller, Cody, Walkinshaw, Jinkins, Lytton, Goodman, Stanford, Wylie, Riccelli, Pettigrew, Roberts, Orwall, Ryu, Tarleton, Reykdal, Habib, Bergquist, Gregerson, Farrell, Pollet and Ormsby

Restricting the practice of sexual orientation change efforts.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2451 was substituted for House Bill No. 2451 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2451 was read the second time.

With the consent of the house, amendment (659) was withdrawn.

Representative Shea moved the adoption of amendment (704):

On page 1, beginning on line 8, after "eighteen." strike all material through "eighteen." on line 15 and insert "Licensed health care providers may discuss sexual orientation change efforts with patients under the age of eighteen, provided that such discussions do not constitute the performance of sexual orientation change efforts."

On page 1, beginning on line 18, after "minors" strike all material through "youth," on page 2, line 1

On page 2, line 2, after "efforts" insert ", while maintaining a patient-driven process"

On page 2, after line 2, insert the following:

"NEW SECTION. Sec. 2. This act may not be construed to apply to:

(1) Speech that does not constitute performing sexual orientation change efforts by licensed health care providers on patients under age eighteen;

(2) Religious practices or counseling under the auspices of a religious denomination, church, or organization that do not constitute performing sexual orientation change efforts by licensed health care providers on patients under age eighteen; and

(3) Non-licensed counselors acting under the auspices of a religious denomination or church."

Re-number the remaining sections consecutively and correct any internal references accordingly.

On page 3, beginning on line 3, after "sex." strike all material through "therapy." on line 4

Correct the title.

Representatives Shea and Cody spoke in favor of the adoption of the amendment.

Amendment (704) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins, DeBolt and Walsh spoke in favor of the passage of the bill.

Representative Klippert spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2451.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2451, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Hargrove, Klippert, Overstreet and Scott.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2451, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of SENATE BILL NO. 6523, and the bill was referred to the Committee on Rules.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2368, by Representatives Sawyer, Walsh, Gregerson, Jinkins, Orwall, Robinson, Bergquist, Reykdal, Hansen, Van De Wege, Goodman, Sullivan, S. Hunt, Pettigrew, Ryu, Kagi, Lytton, Tarleton, Freeman, Ormsby, Walkinshaw, Morrell, Pollet, Appleton and Riccelli

Concerning a surcharge for local homeless housing and assistance.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2368 was substituted for House Bill No. 2368 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2368 was read the second time.

Representative Sawyer moved the adoption of amendment (710):

On page 2, beginning on line 21, after "program." strike "The remaining eighty-seven and one-half percent is to be used by the department to" and insert "Of the remaining eighty-seven and one-half percent, at least forty-five percent must be set aside for the use of private rental housing payments, and the remainder is to be used by the department to"

On page 3, after line 15, insert the following:

"**Sec. 2.** RCW 43.185C.060 and 2007 c 427 s 6 are each amended to read as follows:

The home security fund account is created in the state treasury, subject to appropriation. The state's portion of the surcharge established in RCW 36.22.179 and 36.22.1791 must be deposited in the account. Expenditures from the account may be used only for homeless housing programs as described in this chapter. If the department fails to comply with the reporting requirements of RCW 43.185C.240, the department is prohibited from expending funds under RCW 36.22.179, and the office of financial management may not allot such funds until it determines the reporting requirements are met."

Renumber the remaining sections consecutively and correct any internal references accordingly. Correct the title.

Representatives Sawyer and Walsh spoke in favor of the adoption of the amendment.

Amendment (710) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sawyer and Walsh spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2368.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2368, and the bill passed the House by the following vote: Yeas, 62; Nays, 36; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick and Wilcox.

SUBSTITUTE HOUSE BILL NO. 2368, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2135, by Representatives Parker, Stanford and Kirby

Addressing the regulation of service contracts and protection product guarantees.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2135 was substituted for House Bill No. 2135 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2135 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Vick spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2135.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2135, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2135, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1286, by Representatives Sawyer, Dahlquist, Clibborn, Jinkins, Ryu, Zeiger, Tharinger, Santos and Pollet

Authorizing the sale or exchange of unused department of transportation lands to federally recognized Indian tribes.

The bill was read the second time.

Representative Shea moved the adoption of amendment (646):

On page 1, at the beginning of line 7, insert "(1)"

On page 1, line 9, after "tribe" insert "unless the land is subject to sale under subsection (2) of this section"

On page 2, after line 3, insert the following:
"(2)(a) Prior to the department's transfer or conveyance of any real property or any interest in real property that was acquired through condemnation within the previous ten years, the department must give the former owner a right of repurchase as described in (b) of this subsection. For the purposes of this subsection, "former owner" means the person from whom or entity from which the department acquired title.

(b) At least ninety days prior to the date on which the property is intended to be sold by the department, the department must mail notice of the planned sale to the former owner of the property at the former owner's last known address or to a forwarding address if that owner has provided the department with a forwarding address. If the former owner of the property's last known address, or forwarding address if a forwarding address has been provided, is no longer the former owner of the property's address, the right of repurchase is extinguished. If the former owner notifies the department within thirty days of the date of the notice that the former owner intends to repurchase the property, the department must proceed with the sale of the property to the former owner for fair market value and may not list the property for sale to other owners. If the former owner does not provide timely written notice to the department of the intent to exercise a right of repurchase, or if the sale to the former owner is not completed within six months of the date of notice that the former owner intends to repurchase the property, the right of repurchase is extinguished."

Representatives Shea and Orcutt spoke in favor of the adoption of the amendment.

Representative Sawyer spoke against the adoption of the amendment.

Amendment (646) was not adopted.

Representative Dahlquist moved the adoption of amendment (698):

On page 1, at the beginning of line 7, insert "(1)"

On page 1, line 9, after "tribe" insert "after first providing the notice and opportunity for the land to be purchased as required by subsection (2) of this section"

On page 2, after line 3, insert the following:

"(2) If required by subsection (1) of this section, before transferring or conveying property pursuant to this section that has been or is currently permitted under chapter 78.44 RCW, the secretary must first provide:

(a) Notice of the planned transfer or conveyance in writing to any person or entity in the county who holds a permit issued under chapter 78.44 RCW; and

(b) An opportunity for any such person or entity to purchase the land for fair market value. If no such person or entity notifies the secretary within 60 days of receiving the notice required by subsection (a) of this section, the secretary may complete the transfer or conveyance pursuant to subsection (1) of this section."

Representative Dahlquist spoke in favor of the adoption of the amendment.

Representative Sawyer spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Orwall presiding) divided the House. The result was 43 - YEAS; 55 - NAYS.

Amendment (698) was not adopted.

Representative Orcutt moved the adoption of amendment (658):

On page 1, line 9, after "tribe" insert "if the land to be transferred or conveyed abuts land owned by the tribe or owned by the federal government and held in trust for the tribe"

Representative Orcutt spoke in favor of the adoption of the amendment.

Representative Sawyer spoke against the adoption of the amendment.

Amendment (658) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sawyer, Dahlquist and Sawyer (again) spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1286.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1286, and the bill passed the House by the following vote: Yeas, 62; Nays, 36; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick and Young.

HOUSE BILL NO. 1286, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2333, by Representatives Ryu, Sells, Moscoso, Seaquist, S. Hunt, Green, Stanford, Appleton, Reykdal, Fitzgibbon, Habib, Bergquist, Goodman, Farrell, Ormsby, Pollet and Walkinshaw

Concerning the employee antiretaliation act.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2333 was substituted for House Bill No. 2333 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2333 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ryu, Pollet and Reykdal spoke in favor of the passage of the bill.

Representatives Manweller, Condotta, Wilcox, Buys, Rodne, Pike, Harris, MacEwen, Klippert, Vick, Nealey, Shea, Orcutt, G. Hunt, Scott and Young spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2333.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2333, and the bill passed the House by the following vote: Yeas, 53; Nays, 45; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

SECOND SUBSTITUTE HOUSE BILL NO. 2333, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2099, by Representatives Vick, Blake, Buys, Van De Wege, Orcutt, Haler, Ross and Fagan

Extending the expiration date for reporting requirements on timber purchases.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Vick, Blake, Wilcox, Stonier and Riccelli spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Green was excused.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2099.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2099, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Green.

HOUSE BILL NO. 2099, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Wilcox congratulated Representative Vick on the passage of his first bill through the House, and asked the Chamber to acknowledge his accomplishment.

HOUSE BILL NO. 2456, by Representatives Gregerson, Freeman, Tarleton, Orwall, Sells, Ryu, Appleton, Van De Wege, Goodman, Morrell and Muri

Correcting the expiration date of a definition of firefighter.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Gregerson and Hope spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2456.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2456, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Green.

HOUSE BILL NO. 2456, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Orwall presiding) called upon Representative Ormsby to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, HOUSE BILL NO. 2698 was removed from the suspension calendar and was placed on the second reading calendar.

The Speaker (Representative Ormsby presiding) called upon Representative Moeller to preside.

MESSAGES FROM THE SENATE

February 13, 2014

MR. SPEAKER:

The Senate has passed:

SENATE BILL NO. 5633
SECOND SUBSTITUTE SENATE BILL NO. 5973
SENATE BILL NO. 5979
SENATE BILL NO. 6022
SUBSTITUTE SENATE BILL NO. 6058
SECOND SUBSTITUTE SENATE BILL NO. 6062
SUBSTITUTE SENATE BILL NO. 6095
SENATE BILL NO. 6128
SUBSTITUTE SENATE BILL NO. 6145
SUBSTITUTE SENATE BILL NO. 6207
SUBSTITUTE SENATE BILL NO. 6280
SUBSTITUTE SENATE BILL NO. 6290
ENGROSSED SUBSTITUTE SENATE BILL NO. 6297
SENATE BILL NO. 6321
SUBSTITUTE SENATE BILL NO. 6387
SUBSTITUTE SENATE BILL NO. 6442

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

February 13, 2014

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 6046
SUBSTITUTE SENATE BILL NO. 6216
SENATE BILL NO. 6299

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House reverted to the seventh order of business.

THIRD READING

HOUSE BILL NO. 1892, by Representatives Reykdal, S. Hunt, Lias, Ryu and Fey.

Modifying certain provisions regarding transportation benefit districts.

The bill was read the third time.

Representative Reykdal spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representative Orwall was excused. On motion of Representative Harris, Representative Walsh was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1892.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1892, and the bill passed the House by the following vote: Yeas, 55; Nays, 41; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox and Young.

Excused: Representatives Orwall and Walsh.

HOUSE BILL NO. 1892, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1654, by Representatives Riccelli, Ormsby, Fitzgibbon, Tarleton, Van De Wege and Ryu

Establishing a regional fire protection service authority within the boundaries of a single city.

There being no objection, the rules were suspended, and SUBSTITUTE HOUSE BILL NO. 1654 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Riccelli moved the adoption of amendment (608):

On page 4, beginning on line 34, after "standards" strike all material through "improve" on page 5, line 14 and insert "and reasonable levels of service which must be published by the authority. Following the preliminary conclusion by the authority that the existing private ambulance service is inadequate, and before establishing an ambulance service or issuing a call for bids, the authority shall allow a minimum of sixty days for the private ambulance service to meet the generally accepted medical standards and accepted levels of service. In the event of a second preliminary conclusion of inadequacy within a twenty-four-month period, the authority may immediately issue a call for bids or establish its own ambulance service and is not required to afford the private ambulance service another sixty-day period to meet the generally accepted medical standards and reasonable levels of"

Representatives Riccelli and Overstreet spoke in favor of the adoption of the amendment.

Amendment (608) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli and Overstreet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1654.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1654, and the bill passed the House by the following vote: Yeas, 71; Nays, 25; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hayes, Holy, Hope, Hudgins, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Carlyle, Chandler, Christian, Condotta, Fagan, Harris, Hawkins, Hunter, Johnson, Kretz, Kristiansen, Magendanz, Nealey, Orcutt, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Taylor and Vick.

Excused: Representatives Orwall and Walsh.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1654, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1298, by House Committee on Government Operations & Elections (originally sponsored by Representatives Springer, S. Hunt, Ryu and Pollet)

Implementing the recommendations of the sunshine committee.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Springer and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1298.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1298, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Orwall and Walsh.

SUBSTITUTE HOUSE BILL NO. 1298, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 1367, by Representatives Kirby, Jinkins, Crouse, Green, Fey, Sawyer, Kochmar, Fitzgibbon and Pollet

Authorizing assessments for nuisance abatement in cities and towns.

The bill was read the second time.

Representative Takko moved the adoption of amendment (707):

Strike everything after the enacting clause and insert the following:

"**NEW SECTION. Sec. 1.** A new section is added to chapter 35.21 RCW to read as follows:

(1) A city or town that exercises its authority under chapter 7.48 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable law to abate a nuisance must provide prior notice to the property owner that abatement is pending and a special assessment may be levied on the property for the expense of abatement. The notice must be sent by regular mail.

(2) A city or town that exercises its authority under chapter 7.48 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable law to declare a nuisance, abate a nuisance, or impose fines or costs upon persons who create, continue, or maintain a nuisance may levy a special assessment on the land or premises where the nuisance is situated to reimburse the city or town for the expense of abatement. A city or town must, before levying a special assessment, notify the property owner and any identifiable mortgage holder that a special assessment will be levied on the property and the amount of the special assessment. The notice must be sent by regular mail.

(3) The special assessment authorized by this section constitutes a lien against the property and is of equal rank with state, county, and municipal taxes.

NEW SECTION. Sec. 2. A new section is added to chapter 35A.21 RCW to read as follows:

(1) A city that exercises its authority under chapter 7.48 RCW or other applicable law to abate a nuisance must provide prior notice to the property owner that abatement is pending and a special assessment may be levied on the property for the expense of abatement. The notice must be sent by regular mail.

(2) A city that exercises its authority under chapter 7.48 RCW or other applicable law to declare a nuisance, abate a nuisance, or impose fines or costs upon persons who create, continue, or maintain a nuisance may levy a special assessment on the land or premises where the nuisance is situated to reimburse the city for the expense of abatement. A city must, before levying a special assessment, notify the property owner and any identifiable mortgage holder that a special assessment will be levied on the property and the amount of the special assessment. The notice must be sent by regular mail.

(3) The special assessment authorized by this section constitutes a lien against the property and is of equal rank with state, county, and municipal taxes."

Correct the title.

Representatives Takko and Overstreet spoke in favor of the adoption of the amendment.

Amendment (707) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Kirby spoke in favor of the passage of the bill.

Representatives Overstreet, Christian and DeBolt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1367.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1367, and the bill passed the House by the following vote: Yeas, 62; Nays, 35; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Orcutt, Overstreet, Parker, Pike, Roberts, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Wilcox and Young.

Excused: Representative Orwall.

ENGROSSED HOUSE BILL NO. 1367, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2074, by Representatives Sawyer, Rodne, Jinkins, Pedersen, Kirby, Cody, Hansen and Hargrove

Concerning fees for health records.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2074 was substituted for House Bill No. 2074 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2074 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sawyer and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2074.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2074, and the bill passed the House by the following vote: Yeas, 84; Nays, 13; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, DeBolt, Hayes, Kretz, Kristiansen, Orcutt, Overstreet, Pike, Scott, Short, Taylor and Vick.

Excused: Representative Orwall.

SUBSTITUTE HOUSE BILL NO. 2074, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2111, by Representatives Farrell, Hayes, Fey, Rodne, Zeiger, Fitzgibbon, Morrell, Jinkins, Moscoso, Ryu and Freeman

Concerning the enforcement of regional transit authority fares.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2111 was substituted for House Bill No. 2111 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2111 was read the second time.

With the consent of the house, amendment (640) was withdrawn.

Representative Orcutt moved the adoption of amendment (699):

On page 2, line 3, after "(iii)" insert "(A)"

On page 2, beginning on line 5, after "requested," strike all material through "infractions" on line 8 and insert the following:

"(B) The notice of infraction form to be used for violations under this subsection must be approved by the administrative office of the courts in the same manner as for parking, standing, and stopping infractions"

Representatives Orcutt and Clibborn spoke in favor of the adoption of the amendment.

Amendment (699) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Farrell and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2111.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2111, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2111, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2126, by Representatives Lytton, Warnick, Tharinger, Chandler, Blake, Van De Wege, MacEwen, Pettigrew, Dunshee, Stanford, Fitzgibbon, Haler, Ross, Buys, Morrell, Roberts and Ryu

Creating the community forest trust account.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2126 was substituted for House Bill No. 2126 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2126 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Lytton and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2126.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2126, and the bill passed the House by the following vote: Yeas, 78; Nays, 19; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, DeBolt, Hawkins, Hayes, Holy, Kretz, Nealey, Orcutt, Overstreet, Pike, Rodne, Scott, Shea, Short, Taylor, Vick, Walsh and Young.

Excused: Representative Orwall.

SUBSTITUTE HOUSE BILL NO. 2126, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2246, by Representatives S. Hunt, Fitzgibbon, Hudgins, Morris, Ryu, Roberts, Bergquist, Goodman and Pollet

Regarding financing for stewardship of mercury-containing lights.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2246 was substituted for House Bill No. 2246 and the substitute bill was placed on the second reading calendar.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

SUBSTITUTE HOUSE BILL NO. 2246 was read the second time.

Representative Short moved the adoption of amendment (688):

On page 12, line 14, after "equivalent to" insert "up to"

On page 12, line 15, after "costs." insert "The annual payment to the department for their administration and enforcement costs may not

exceed ten percent of the annual overall costs of the stewardship program."

On page 14, after line 15, insert the following:

"**NEW SECTION. Sec. 9.** (1) By November 1, 2016, the department of ecology must report to the appropriate committees of the legislature on the status of the mercury light products stewardship program. The report must include an analysis of whether the stewardship program is collecting mercury-containing lights at the least possible cost to the consumer, taking into account the information contained in the annual reports submitted by the stewardship organization pursuant to RCW 70.275.040(5).

(2) This section expires June 1, 2017."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

Representative Short spoke in favor of the adoption of the amendment.

Representative Fitzgibbon spoke against the adoption of the amendment.

Amendment (688) was not adopted.

Representative S. Hunt moved the adoption of amendment (677):

On page 14, beginning on line 22, strike all of section 11

Correct the title.

Representative S. Hunt spoke in favor of the adoption of the amendment.

Amendment (677) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives S. Hunt, Kagi and S. Hunt (again) spoke in favor of the passage of the bill.

Representatives Short, Buys, Harris and Rodne spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2246.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2246, and the bill passed the House by the following vote: Yeas, 56; Nays, 41; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Young and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Zeiger.

Excused: Representative Orwall.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2246, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2306, by Representatives Lytton, Morris and Blake

Concerning current use valuation for farm and agricultural land.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2306 was substituted for House Bill No. 2306 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2306 was read the second time.

Representative Lytton moved the adoption of amendment (700):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature recognizes the increasing diversity of Washington state agriculture, the growing number of smaller farms, and the important contributions that all farms make to the state's economy and the state's ability to produce food, fiber, and forest crops locally.

(2) The legislature intends, through the study and report required in section 2 of this act, to evaluate:

(a) The ongoing viability of small farms and the impact the open space program has on small farms;

(b) The potential modification to the existing gross income thresholds for small farms;

(c) The fiscal impact and other consequences of potentially extending current use valuation to home sites for smaller farms; and

(d) Allowing noncontiguous parcels to qualify under the current use farm and agricultural program that are part of a single farming operation.

(3) It is the legislature's further intent to adopt legislation during the 2015 session substantially conforming to the recommendations embodied in the report required under section 2 of this act.

NEW SECTION. Sec. 2. (1) The department of revenue, in consultation with the stakeholder group described in subsection (3) of this section, must conduct a study and prepare a report to the legislature, by December 31, 2014, as provided in this section. The primary objectives of the study are to evaluate and make recommendations on improving the current use program for farm and agricultural lands, with an emphasis on the viability of small farms. The department's report must specifically include recommendations to update program eligibility requirements, recommendations to modify the program based on current farming practices, and recommendations to allow small farm home sites to qualify for current use valuation. The department must develop its recommendations consistent with the following goals:

(a) To promote current use assessment practices in accord with the legislature's intent in RCW 84.34.010, which is to maintain, preserve, conserve, and otherwise continue in existence adequate open space lands for the production of food, fiber, and forest crops;

(b) To ensure the current use farm and agricultural program for small farm operations benefits these bona fide small farm operations without subsidizing unintended parties;

(c) To ensure the current use farm and agricultural program is consistent with current farming practices;

(d) To ensure that the current income thresholds for the current use farm and agricultural program are consistent with the current farm sector income and finances.

(2) The report must include proposed draft legislation to accomplish the department's recommendation. The report may also include an evaluation of the economic impact of farming and agricultural production on the state's overall economy, with particular focus on small scale agricultural production using a food and agriculture hub approach.

(3) In preparing the report, the department must consult with an agricultural current use stakeholder group, which may include the state conservation commission, the office of farmland preservation, representatives of statewide farm associations, the Washington State University cooperative extension program, small and large farm advocates, county officials including county assessors and county commissioners, other academic institutions, and the agriculture and fiscal committees of the legislature.

(4) Nonpartisan legislative staff on the appropriate fiscal committees must provide assistance in researching and compiling data used in the preparation of the report."

Correct the title.

Representative Lytton spoke in favor of the adoption of the amendment.

Amendment (700) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Lytton and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2306.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2306, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2306, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2365, by Representatives Bergquist, Dahlquist, Santos, Stonier, Haigh, Ryu, Reykdal, Fey, Orwall, Gregerson, Freeman and Pollet

Concerning paraeducator development.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2365 was substituted for House Bill No. 2365 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2365 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Bergquist, Dahlquist, Johnson, Stonier and Hawkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2365.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2365, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

SUBSTITUTE HOUSE BILL NO. 2365, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2407, by Representatives Ormsby, Sullivan and Chandler

Correcting restrictions on collecting a pension in the public employees' retirement system for retirees returning to work in an ineligible position or a position covered by a different state retirement system.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby and Ross spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2407.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2407, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

HOUSE BILL NO. 2407, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2408, by Representatives Ormsby, Chandler, Sullivan and Haler

Removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby and Ross spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2408.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2408, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer,

Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Bergquist, Ortiz-Self and Stonier.
Excused: Representative Orwall.

HOUSE BILL NO. 2408, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2437, by Representative Hunter

Clarifying employee eligibility for benefits from the public employees' benefits board and conforming the eligibility provisions with federal law.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hunter and Ross spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2437.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2437, and the bill passed the House by the following vote: Yeas, 90; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweiler, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, DeBolt, Holy, Overstreet, Scott, Shea and Taylor.

Excused: Representative Orwall.

HOUSE BILL NO. 2437, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2543, by Representatives Shea, Overstreet, Taylor and Short

Concerning electronic monitoring. Revised for 1st Substitute: Establishing a work group on electronic home monitoring.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2543 was substituted for House Bill No. 2543 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2543 was read the second time.

Representative Shea moved the adoption of amendment (684):

On page 3, after line 7, insert the following:

"Sec. 2. RCW 9.94A.030 and 2012 c 143 s 1 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Board" means the indeterminate sentence review board created under chapter 9.95 RCW.

(2) "Collect," or any derivative thereof, "collect and remit," or "collect and deliver," when used with reference to the department, means that the department, either directly or through a collection agreement authorized by RCW 9.94A.760, is responsible for monitoring and enforcing the offender's sentence with regard to the legal financial obligation, receiving payment thereof from the offender, and, consistent with current law, delivering daily the entire payment to the superior court clerk without depositing it in a departmental account.

(3) "Commission" means the sentencing guidelines commission.

(4) "Community corrections officer" means an employee of the department who is responsible for carrying out specific duties in supervision of sentenced offenders and monitoring of sentence conditions.

(5) "Community custody" means that portion of an offender's sentence of confinement in lieu of earned release time or imposed as part of a sentence under this chapter and served in the community subject to controls placed on the offender's movement and activities by the department.

(6) "Community protection zone" means the area within eight hundred eighty feet of the facilities and grounds of a public or private school.

(7) "Community restitution" means compulsory service, without compensation, performed for the benefit of the community by the offender.

(8) "Confinement" means total or partial confinement.

(9) "Conviction" means an adjudication of guilt pursuant to Title 10 or 13 RCW and includes a verdict of guilty, a finding of guilty, and acceptance of a plea of guilty.

(10) "Crime-related prohibition" means an order of a court prohibiting conduct that directly relates to the circumstances of the crime for which the offender has been convicted, and shall not be construed to mean orders directing an offender affirmatively to participate in rehabilitative programs or to otherwise perform affirmative conduct. However, affirmative acts necessary to monitor compliance with the order of a court may be required by the department.

(11) "Criminal history" means the list of a defendant's prior convictions and juvenile adjudications, whether in this state, in federal court, or elsewhere.

(a) The history shall include, where known, for each conviction (i) whether the defendant has been placed on probation and the length and terms thereof; and (ii) whether the defendant has been incarcerated and the length of incarceration.

(b) A conviction may be removed from a defendant's criminal history only if it is vacated pursuant to RCW 9.96.060, 9.94A.640, 9.95.240, or a similar out-of-state statute, or if the conviction has been vacated pursuant to a governor's pardon.

(c) The determination of a defendant's criminal history is distinct from the determination of an offender score. A prior conviction that was not included in an offender score calculated pursuant to a former version of the sentencing reform act remains part of the defendant's criminal history.

(12) "Criminal street gang" means any ongoing organization, association, or group of three or more persons, whether formal or

informal, having a common name or common identifying sign or symbol, having as one of its primary activities the commission of criminal acts, and whose members or associates individually or collectively engage in or have engaged in a pattern of criminal street gang activity. This definition does not apply to employees engaged in concerted activities for their mutual aid and protection, or to the activities of labor and bona fide nonprofit organizations or their members or agents.

(13) "Criminal street gang associate or member" means any person who actively participates in any criminal street gang and who intentionally promotes, furthers, or assists in any criminal act by the criminal street gang.

(14) "Criminal street gang-related offense" means any felony or misdemeanor offense, whether in this state or elsewhere, that is committed for the benefit of, at the direction of, or in association with any criminal street gang, or is committed with the intent to promote, further, or assist in any criminal conduct by the gang, or is committed for one or more of the following reasons:

(a) To gain admission, prestige, or promotion within the gang;

(b) To increase or maintain the gang's size, membership, prestige, dominance, or control in any geographical area;

(c) To exact revenge or retribution for the gang or any member of the gang;

(d) To obstruct justice, or intimidate or eliminate any witness against the gang or any member of the gang;

(e) To directly or indirectly cause any benefit, aggrandizement, gain, profit, or other advantage for the gang, its reputation, influence, or membership; or

(f) To provide the gang with any advantage in, or any control or dominance over any criminal market sector, including, but not limited to, manufacturing, delivering, or selling any controlled substance (chapter 69.50 RCW); arson (chapter 9A.48 RCW); trafficking in stolen property (chapter 9A.82 RCW); promoting prostitution (chapter 9A.88 RCW); human trafficking (RCW 9A.40.100); promoting commercial sexual abuse of a minor (RCW 9.68A.101); or promoting pornography (chapter 9.68 RCW).

(15) "Day fine" means a fine imposed by the sentencing court that equals the difference between the offender's net daily income and the reasonable obligations that the offender has for the support of the offender and any dependents.

(16) "Day reporting" means a program of enhanced supervision designed to monitor the offender's daily activities and compliance with sentence conditions, and in which the offender is required to report daily to a specific location designated by the department or the sentencing court.

(17) "Department" means the department of corrections.

(18) "Determinate sentence" means a sentence that states with exactitude the number of actual years, months, or days of total confinement, of partial confinement, of community custody, the number of actual hours or days of community restitution work, or dollars or terms of a legal financial obligation. The fact that an offender through earned release can reduce the actual period of confinement shall not affect the classification of the sentence as a determinate sentence.

(19) "Disposable earnings" means that part of the earnings of an offender remaining after the deduction from those earnings of any amount required by law to be withheld. For the purposes of this definition, "earnings" means compensation paid or payable for personal services, whether denominated as wages, salary, commission, bonuses, or otherwise, and, notwithstanding any other provision of law making the payments exempt from garnishment, attachment, or other process to satisfy a court-ordered legal financial obligation, specifically includes periodic payments pursuant to pension or retirement programs, or insurance policies of any type, but does not include payments made under Title 50 RCW, except as provided in RCW 50.40.020 and 50.40.050, or Title 74 RCW.

(20) "Domestic violence" has the same meaning as defined in RCW 10.99.020 and 26.50.010.

(21) "Drug offender sentencing alternative" is a sentencing option available to persons convicted of a felony offense other than a violent offense or a sex offense and who are eligible for the option under RCW 9.94A.660.

(22) "Drug offense" means:

(a) Any felony violation of chapter 69.50 RCW except possession of a controlled substance (RCW 69.50.4013) or forged prescription for a controlled substance (RCW 69.50.403);

(b) Any offense defined as a felony under federal law that relates to the possession, manufacture, distribution, or transportation of a controlled substance; or

(c) Any out-of-state conviction for an offense that under the laws of this state would be a felony classified as a drug offense under (a) of this subsection.

(23) "Earned release" means earned release from confinement as provided in RCW 9.94A.728.

(24) "Escape" means:

(a) Sexually violent predator escape (RCW 9A.76.115), escape in the first degree (RCW 9A.76.110), escape in the second degree (RCW 9A.76.120), willful failure to return from furlough (*RCW 72.66.060), willful failure to return from work release (*RCW 72.65.070), or willful failure to be available for supervision by the department while in community custody (RCW 72.09.310); or

(b) Any federal or out-of-state conviction for an offense that under the laws of this state would be a felony classified as an escape under (a) of this subsection.

(25) "Felony traffic offense" means:

(a) Vehicular homicide (RCW 46.61.520), vehicular assault (RCW 46.61.522), eluding a police officer (RCW 46.61.024), felony hit-and-run injury-accident (RCW 46.52.020(4)), felony driving while under the influence of intoxicating liquor or any drug (RCW 46.61.502(6)), or felony physical control of a vehicle while under the influence of intoxicating liquor or any drug (RCW 46.61.504(6)); or

(b) Any federal or out-of-state conviction for an offense that under the laws of this state would be a felony classified as a felony traffic offense under (a) of this subsection.

(26) "Fine" means a specific sum of money ordered by the sentencing court to be paid by the offender to the court over a specific period of time.

(27) "First-time offender" means any person who has no prior convictions for a felony and is eligible for the first-time offender waiver under RCW 9.94A.650.

(28) "Home detention" means a program of partial confinement available to offenders wherein the offender is confined in a private residence subject to electronic surveillance that determines the monitored individual's presence at an approved location through either:

(a) Signaling, which continuously detects whether the monitored individual is at the approved location and notifies the monitoring agency of the time that the monitored individual leaves the approved location, tampers with, or removes the monitoring device; or

(b) Satellite monitoring, which continuously detects the location of the monitored individual and notifies a home detention monitor of the monitored individual's location at all times.

(29) "Homelessness" or "homeless" means a condition where an individual lacks a fixed, regular, and adequate nighttime residence and who has a primary nighttime residence that is:

(a) A supervised, publicly or privately operated shelter designed to provide temporary living accommodations;

(b) A public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings; or

(c) A private residence where the individual stays as a transient invitee.

(30) "Legal financial obligation" means a sum of money that is ordered by a superior court of the state of Washington for legal

financial obligations which may include restitution to the victim, statutorily imposed crime victims' compensation fees as assessed pursuant to RCW 7.68.035, court costs, county or interlocal drug funds, court-appointed attorneys' fees, and costs of defense, fines, and any other financial obligation that is assessed to the offender as a result of a felony conviction. Upon conviction for vehicular assault while under the influence of intoxicating liquor or any drug, RCW 46.61.522(1)(b), or vehicular homicide while under the influence of intoxicating liquor or any drug, RCW 46.61.520(1)(a), legal financial obligations may also include payment to a public agency of the expense of an emergency response to the incident resulting in the conviction, subject to RCW 38.52.430.

(31) "Minor child" means a biological or adopted child of the offender who is under age eighteen at the time of the offender's current offense.

(32) "Most serious offense" means any of the following felonies or a felony attempt to commit any of the following felonies:

(a) Any felony defined under any law as a class A felony or criminal solicitation of or criminal conspiracy to commit a class A felony;

(b) Assault in the second degree;

(c) Assault of a child in the second degree;

(d) Child molestation in the second degree;

(e) Controlled substance homicide;

(f) Extortion in the first degree;

(g) Incest when committed against a child under age fourteen;

(h) Indecent liberties;

(i) Kidnapping in the second degree;

(j) Leading organized crime;

(k) Manslaughter in the first degree;

(l) Manslaughter in the second degree;

(m) Promoting prostitution in the first degree;

(n) Rape in the third degree;

(o) Robbery in the second degree;

(p) Sexual exploitation;

(q) Vehicular assault, when caused by the operation or driving of a vehicle by a person while under the influence of intoxicating liquor or any drug or by the operation or driving of a vehicle in a reckless manner;

(r) Vehicular homicide, when proximately caused by the driving of any vehicle by any person while under the influence of intoxicating liquor or any drug as defined by RCW 46.61.502, or by the operation of any vehicle in a reckless manner;

(s) Any other class B felony offense with a finding of sexual motivation;

(t) Any other felony with a deadly weapon verdict under RCW 9.94A.825;

(u) Any felony offense in effect at any time prior to December 2, 1993, that is comparable to a most serious offense under this subsection, or any federal or out-of-state conviction for an offense that under the laws of this state would be a felony classified as a most serious offense under this subsection;

(v)(i) A prior conviction for indecent liberties under RCW 9A.44.100(1) (a), (b), and (c), chapter 260, Laws of 1975 1st ex. sess. as it existed until July 1, 1979, RCW 9A.44.100(1) (a), (b), and (c) as it existed from July 1, 1979, until June 11, 1986, and RCW 9A.44.100(1) (a), (b), and (d) as it existed from June 11, 1986, until July 1, 1988;

(ii) A prior conviction for indecent liberties under RCW 9A.44.100(1)(c) as it existed from June 11, 1986, until July 1, 1988, if: (A) The crime was committed against a child under the age of fourteen; or (B) the relationship between the victim and perpetrator is included in the definition of indecent liberties under RCW 9A.44.100(1)(c) as it existed from July 1, 1988, through July 27, 1997, or RCW 9A.44.100(1) (d) or (e) as it existed from July 25, 1993, through July 27, 1997;

(w) Any out-of-state conviction for a felony offense with a finding of sexual motivation if the minimum sentence imposed was ten years or more; provided that the out-of-state felony offense must be comparable to a felony offense under this title and Title 9A RCW and the out-of-state definition of sexual motivation must be comparable to the definition of sexual motivation contained in this section.

(33) "Nonviolent offense" means an offense which is not a violent offense.

(34) "Offender" means a person who has committed a felony established by state law and is eighteen years of age or older or is less than eighteen years of age but whose case is under superior court jurisdiction under RCW 13.04.030 or has been transferred by the appropriate juvenile court to a criminal court pursuant to RCW 13.40.110. In addition, for the purpose of community custody requirements under this chapter, "offender" also means a misdemeanor or gross misdemeanor probationer ordered by a superior court to probation pursuant to RCW 9.92.060, 9.95.204, or 9.95.210 and supervised by the department pursuant to RCW 9.94A.501 and 9.94A.5011. Throughout this chapter, the terms "offender" and "defendant" are used interchangeably.

(35) "Partial confinement" means confinement for no more than one year in a facility or institution operated or utilized under contract by the state or any other unit of government, or, if home detention or work crew has been ordered by the court or home detention has been ordered by the department as part of the parenting program, in an approved residence, for a substantial portion of each day with the balance of the day spent in the community. Partial confinement includes work release, home detention, work crew, and a combination of work crew and home detention.

(36) "Pattern of criminal street gang activity" means:

(a) The commission, attempt, conspiracy, or solicitation of, or any prior juvenile adjudication of or adult conviction of, two or more of the following criminal street gang-related offenses:

(i) Any "serious violent" felony offense as defined in this section, excluding Homicide by Abuse (RCW 9A.32.055) and Assault of a Child 1 (RCW 9A.36.120);

(ii) Any "violent" offense as defined by this section, excluding Assault of a Child 2 (RCW 9A.36.130);

(iii) Deliver or Possession with Intent to Deliver a Controlled Substance (chapter 69.50 RCW);

(iv) Any violation of the firearms and dangerous weapon act (chapter 9.41 RCW);

(v) Theft of a Firearm (RCW 9A.56.300);

(vi) Possession of a Stolen Firearm (RCW 9A.56.310);

(vii) Malicious Harassment (RCW 9A.36.080);

(viii) Harassment where a subsequent violation or deadly threat is made (RCW 9A.46.020(2)(b));

(ix) Criminal Gang Intimidation (RCW 9A.46.120);

(x) Any felony conviction by a person eighteen years of age or older with a special finding of involving a juvenile in a felony offense under RCW 9.94A.833;

(xi) Residential Burglary (RCW 9A.52.025);

(xii) Burglary 2 (RCW 9A.52.030);

(xiii) Malicious Mischief 1 (RCW 9A.48.070);

(xiv) Malicious Mischief 2 (RCW 9A.48.080);

(xv) Theft of a Motor Vehicle (RCW 9A.56.065);

(xvi) Possession of a Stolen Motor Vehicle (RCW 9A.56.068);

(xvii) Taking a Motor Vehicle Without Permission 1 (RCW 9A.56.070);

(xviii) Taking a Motor Vehicle Without Permission 2 (RCW 9A.56.075);

(xix) Extortion 1 (RCW 9A.56.120);

(xx) Extortion 2 (RCW 9A.56.130);

(xxi) Intimidating a Witness (RCW 9A.72.110);

(xxii) Tampering with a Witness (RCW 9A.72.120);

(xxiii) Reckless Endangerment (RCW 9A.36.050);

(xxiv) Coercion (RCW 9A.36.070);

(xxv) Harassment (RCW 9A.46.020); or

(xxvi) Malicious Mischief 3 (RCW 9A.48.090);

(b) That at least one of the offenses listed in (a) of this subsection shall have occurred after July 1, 2008;

(c) That the most recent committed offense listed in (a) of this subsection occurred within three years of a prior offense listed in (a) of this subsection; and

(d) Of the offenses that were committed in (a) of this subsection, the offenses occurred on separate occasions or were committed by two or more persons.

(37) "Persistent offender" is an offender who:

(a)(i) Has been convicted in this state of any felony considered a most serious offense; and

(ii) Has, before the commission of the offense under (a) of this subsection, been convicted as an offender on at least two separate occasions, whether in this state or elsewhere, of felonies that under the laws of this state would be considered most serious offenses and would be included in the offender score under RCW 9.94A.525; provided that of the two or more previous convictions, at least one conviction must have occurred before the commission of any of the other most serious offenses for which the offender was previously convicted; or

(b)(i) Has been convicted of: (A) Rape in the first degree, rape of a child in the first degree, child molestation in the first degree, rape in the second degree, rape of a child in the second degree, or indecent liberties by forcible compulsion; (B) any of the following offenses with a finding of sexual motivation: Murder in the first degree, murder in the second degree, homicide by abuse, kidnapping in the first degree, kidnapping in the second degree, assault in the first degree, assault in the second degree, assault of a child in the first degree, assault of a child in the second degree, or burglary in the first degree; or (C) an attempt to commit any crime listed in this subsection (37)(b)(i); and

(ii) Has, before the commission of the offense under (b)(i) of this subsection, been convicted as an offender on at least one occasion, whether in this state or elsewhere, of an offense listed in (b)(i) of this subsection or any federal or out-of-state offense or offense under prior Washington law that is comparable to the offenses listed in (b)(i) of this subsection. A conviction for rape of a child in the first degree constitutes a conviction under (b)(i) of this subsection only when the offender was sixteen years of age or older when the offender committed the offense. A conviction for rape of a child in the second degree constitutes a conviction under (b)(i) of this subsection only when the offender was eighteen years of age or older when the offender committed the offense.

(38) "Predatory" means: (a) The perpetrator of the crime was a stranger to the victim, as defined in this section; (b) the perpetrator established or promoted a relationship with the victim prior to the offense and the victimization of the victim was a significant reason the perpetrator established or promoted the relationship; or (c) the perpetrator was: (i) A teacher, counselor, volunteer, or other person in authority in any public or private school and the victim was a student of the school under his or her authority or supervision. For purposes of this subsection, "school" does not include home-based instruction as defined in RCW 28A.225.010; (ii) a coach, trainer, volunteer, or other person in authority in any recreational activity and the victim was a participant in the activity under his or her authority or supervision; (iii) a pastor, elder, volunteer, or other person in authority in any church or religious organization, and the victim was a member or participant of the organization under his or her authority; or (iv) a teacher, counselor, volunteer, or other person in authority providing home-based instruction and the victim was a student receiving home-based instruction while under his or her authority or supervision. For purposes of this subsection: (A) "Home-based instruction" has the same meaning as defined in RCW 28A.225.010; and (B) "teacher, counselor, volunteer, or other person in authority" does not include the parent or legal guardian of the victim.

(39) "Private school" means a school regulated under chapter 28A.195 or 28A.205 RCW.

(40) "Public school" has the same meaning as in RCW 28A.150.010.

(41) "Repetitive domestic violence offense" means any:

(a)(i) Domestic violence assault that is not a felony offense under RCW 9A.36.041;

(ii) Domestic violence violation of a no-contact order under chapter 10.99 RCW that is not a felony offense;

(iii) Domestic violence violation of a protection order under chapter 26.09, 26.10, 26.26, or 26.50 RCW that is not a felony offense;

(iv) Domestic violence harassment offense under RCW 9A.46.020 that is not a felony offense; or

(v) Domestic violence stalking offense under RCW 9A.46.110 that is not a felony offense; or

(b) Any federal, out-of-state, tribal court, military, county, or municipal conviction for an offense that under the laws of this state would be classified as a repetitive domestic violence offense under (a) of this subsection.

(42) "Restitution" means a specific sum of money ordered by the sentencing court to be paid by the offender to the court over a specified period of time as payment of damages. The sum may include both public and private costs.

(43) "Risk assessment" means the application of the risk instrument recommended to the department by the Washington state institute for public policy as having the highest degree of predictive accuracy for assessing an offender's risk of reoffense.

(44) "Serious traffic offense" means:

(a) Nonfelony driving while under the influence of intoxicating liquor or any drug (RCW 46.61.502), nonfelony actual physical control while under the influence of intoxicating liquor or any drug (RCW 46.61.504), reckless driving (RCW 46.61.500), or hit-and-run an attended vehicle (RCW 46.52.020(5)); or

(b) Any federal, out-of-state, county, or municipal conviction for an offense that under the laws of this state would be classified as a serious traffic offense under (a) of this subsection.

(45) "Serious violent offense" is a subcategory of violent offense and means:

(a)(i) Murder in the first degree;

(ii) Homicide by abuse;

(iii) Murder in the second degree;

(iv) Manslaughter in the first degree;

(v) Assault in the first degree;

(vi) Kidnapping in the first degree;

(vii) Rape in the first degree;

(viii) Assault of a child in the first degree; or

(ix) An attempt, criminal solicitation, or criminal conspiracy to commit one of these felonies; or

(b) Any federal or out-of-state conviction for an offense that under the laws of this state would be a felony classified as a serious violent offense under (a) of this subsection.

(46) "Sex offense" means:

(a)(i) A felony that is a violation of chapter 9A.44 RCW other than RCW 9A.44.132;

(ii) A violation of RCW 9A.64.020;

(iii) A felony that is a violation of chapter 9.68A RCW other than RCW 9.68A.080;

(iv) A felony that is, under chapter 9A.28 RCW, a criminal attempt, criminal solicitation, or criminal conspiracy to commit such crimes; or

(v) A felony violation of RCW 9A.44.132(1) (failure to register) if the person has been convicted of violating RCW 9A.44.132(1) (failure to register) on at least one prior occasion;

(b) Any conviction for a felony offense in effect at any time prior to July 1, 1976, that is comparable to a felony classified as a sex offense in (a) of this subsection;

(c) A felony with a finding of sexual motivation under RCW 9.94A.835 or 13.40.135; or

(d) Any federal or out-of-state conviction for an offense that under the laws of this state would be a felony classified as a sex offense under (a) of this subsection.

(47) "Sexual motivation" means that one of the purposes for which the defendant committed the crime was for the purpose of his or her sexual gratification.

(48) "Standard sentence range" means the sentencing court's discretionary range in imposing a nonappealable sentence.

(49) "Statutory maximum sentence" means the maximum length of time for which an offender may be confined as punishment for a crime as prescribed in chapter 9A.20 RCW, RCW 9.92.010, the statute defining the crime, or other statute defining the maximum penalty for a crime.

(50) "Stranger" means that the victim did not know the offender twenty-four hours before the offense.

(51) "Total confinement" means confinement inside the physical boundaries of a facility or institution operated or utilized under contract by the state or any other unit of government for twenty-four hours a day, or pursuant to RCW 72.64.050 and 72.64.060.

(52) "Transition training" means written and verbal instructions and assistance provided by the department to the offender during the two weeks prior to the offender's successful completion of the work ethic camp program. The transition training shall include instructions in the offender's requirements and obligations during the offender's period of community custody.

(53) "Victim" means any person who has sustained emotional, psychological, physical, or financial injury to person or property as a direct result of the crime charged.

(54) "Violent offense" means:

(a) Any of the following felonies:

(i) Any felony defined under any law as a class A felony or an attempt to commit a class A felony;

(ii) Criminal solicitation of or criminal conspiracy to commit a class A felony;

(iii) Manslaughter in the first degree;

(iv) Manslaughter in the second degree;

(v) Indecent liberties if committed by forcible compulsion;

(vi) Kidnapping in the second degree;

(vii) Arson in the second degree;

(viii) Assault in the second degree;

(ix) Assault of a child in the second degree;

(x) Extortion in the first degree;

(xi) Robbery in the second degree;

(xii) Drive-by shooting;

(xiii) Vehicular assault, when caused by the operation or driving of a vehicle by a person while under the influence of intoxicating liquor or any drug or by the operation or driving of a vehicle in a reckless manner; and

(xiv) Vehicular homicide, when proximately caused by the driving of any vehicle by any person while under the influence of intoxicating liquor or any drug as defined by RCW 46.61.502, or by the operation of any vehicle in a reckless manner;

(b) Any conviction for a felony offense in effect at any time prior to July 1, 1976, that is comparable to a felony classified as a violent offense in (a) of this subsection; and

(c) Any federal or out-of-state conviction for an offense that under the laws of this state would be a felony classified as a violent offense under (a) or (b) of this subsection.

(55) "Work crew" means a program of partial confinement consisting of civic improvement tasks for the benefit of the community that complies with RCW 9.94A.725.

(56) "Work ethic camp" means an alternative incarceration program as provided in RCW 9.94A.690 designed to reduce recidivism and lower the cost of corrections by requiring offenders to complete a

comprehensive array of real-world job and vocational experiences, character-building work ethics training, life management skills development, substance abuse rehabilitation, counseling, literacy training, and basic adult education.

(57) "Work release" means a program of partial confinement available to offenders who are employed or engaged as a student in a regular course of study at school."

Correct the title.

Representatives Shea and Roberts spoke in favor of the adoption of the amendment.

Amendment (684) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Shea and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2543.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2543, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinks, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2543, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2580, by Representatives Tarleton, Haler, Fey, Wylie, Seaquist, Pollet, Ryu and Carlyle

Fostering economic resilience and development in Washington by supporting the maritime industry and other manufacturing sectors.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2580 was substituted for House Bill No. 2580 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2580 was read the second time.

Representative Tarleton moved the adoption of amendment (654):

On page 3, line 5, after "(vii)" insert "Explore public-private sector collaborations that draw on Washington state university research centers and institutes with expertise on maritime interoperability and critical infrastructure resilience;

(viii)"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Tarleton and Smith spoke in favor of the adoption of the amendment.

Amendment (654) was adopted.

Representative Buys moved the adoption of amendment (719):

On page 4, after line 4, insert the following:

"**Sec. 3.** RCW 82.04.240 and 2004 c 24 s 4 are each amended to read as follows:

(1) Upon every person engaging within this state in business as a manufacturer, except persons taxable as manufacturers under other provisions of this chapter; as to such persons the amount of the tax with respect to such business (~~shall be~~) is equal to the value of the products, including byproducts, manufactured, multiplied by the rate of (~~0.484~~) 0.2904 percent.

(2) The measure of the tax is the value of the products, including byproducts, so manufactured regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 4. RCW 82.04.240 and 2010 c 114 s 104 are each amended to read as follows:

(1) Upon every person engaging within this state in business as a manufacturer, except persons taxable as manufacturers under other provisions of this chapter; as to such persons the amount of the tax with respect to such business is equal to the value of the products, including byproducts, manufactured, multiplied by the rate of (~~0.484~~) 0.2904 percent.

(2)(a) Upon every person engaging within this state in the business of manufacturing semiconductor materials, as to such persons the amount of tax with respect to such business is, in the case of manufacturers, equal to the value of the product manufactured, or, in the case of processors for hire, equal to the gross income of the business, multiplied by the rate of 0.275 percent. For the purposes of this subsection "semiconductor materials" means silicon crystals, silicon ingots, raw polished semiconductor wafers, compound semiconductors, integrated circuits, and microchips.

(b) A person reporting under the tax rate provided in this subsection (2) must file a complete annual report with the department under RCW 82.32.534.

(c) This subsection (2) expires twelve years after the effective date of this act.

(3) The measure of the tax is the value of the products, including byproducts, so manufactured regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 5. RCW 82.32.790 and 2010 c 114 s 201 and 2010 c 106 s 401 are each reenacted and amended to read as follows:

(1)(a) Section 4, chapter ---, Laws of 2014 (section 4 of this act), section 206, chapter 106, Laws of 2010, sections 104, 110, 117, 123, 125, 129, 131, and 150, chapter 114, Laws of 2010, section 3, chapter 461, Laws of 2009, section 7, chapter 300, Laws of 2006, and section 4, chapter 149, Laws of 2003 are contingent upon the siting and commercial operation of a significant semiconductor microchip fabrication facility in the state of Washington.

(b) For the purposes of this section:

(i) "Commercial operation" means the same as "commencement of commercial production" as used in RCW 82.08.965.

(ii) "Semiconductor microchip fabrication" means "manufacturing semiconductor microchips" as defined in RCW 82.04.426.

(iii) "Significant" means the combined investment of new buildings and new machinery and equipment in the buildings, at the commencement of commercial production, will be at least one billion dollars.

(2) Chapter 149, Laws of 2003 takes effect the first day of the month in which a contract for the construction of a significant semiconductor fabrication facility is signed, as determined by the director of the department of revenue.

(3)(a) The department of revenue must provide notice of the effective date of section 4, chapter ---, Laws of 2014 (section 4 of this act), sections 104, 110, 117, 123, 125, 129, 131, and 150, chapter 114, Laws of 2010, section 3, chapter 461, Laws of 2009, section 7, chapter 300, Laws of 2006, and section 4, chapter 149, Laws of 2003 to affected taxpayers, the legislature, and others as deemed appropriate by the department.

(b) If, after making a determination that a contract has been signed and chapter 149, Laws of 2003 is effective, the department discovers that commencement of commercial production did not take place within three years of the date the contract was signed, the department must make a determination that chapter 149, Laws of 2003 is no longer effective, and all taxes that would have been otherwise due are deemed deferred taxes and are immediately assessed and payable from any person reporting tax under RCW 82.04.240(2) or claiming an exemption or credit under section 2 or 5 through 10, chapter 149, Laws of 2003. The department is not authorized to make a second determination regarding the effective date of chapter 149, Laws of 2003.

NEW SECTION. Sec. 6. Section 3 of this act expires on the date that section 4 of this act takes effect."

Correct the title.

POINT OF ORDER

Representative Lytton requested a scope and object ruling on amendment (719) to Engrossed Second Substitute House Bill No. 2580.

SPEAKER'S RULING

Mr. Speaker (Representative Moeller presiding): The bill establishes a legislative task force to study issues relating to the maritime industry. The amendment changes business and occupation tax rates for the industry – a substantive change in the law that goes far beyond the establishment of a task force. The Speaker finds the amendment is outside the scope and object of the bill. Representative Lytton, your point of order is well taken.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tarleton and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2580.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2580, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Overstreet, Scott and Taylor.
Excused: Representative Orwall.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2580, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2592, by Representatives Stonier, Pike, Wylie, Harris, Fey, Orcutt and Moeller

Concerning county electronic public auctions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2592 was substituted for House Bill No. 2592 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2592 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2592.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2592, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger,

Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

SUBSTITUTE HOUSE BILL NO. 2592, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2724, by Representatives Ortiz-Self, Appleton, Walkinshaw, Sawyer, Ryu, Roberts, Stanford and Wylie

Exempting information concerning archaeological resources and traditional cultural places from public disclosure.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2724 was substituted for House Bill No. 2724 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2724 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ortiz-Self and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2724.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2724, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Orwall.

SUBSTITUTE HOUSE BILL NO. 2724, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2029, by Representatives Morris and Hudgins

Eliminating economic development-related agencies, boards, and commissions. Revised for 2nd Substitute: Eliminating the economic development-related agencies, boards, and commissions.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2029 was substituted for House Bill No. 2029 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2029 was read the second time.

With the consent of the house, amendment (708) was withdrawn.

Representative Hudgins moved the adoption of amendment (717).

On page 60, line 19, after "(3)" strike all material through "program." on line 25 and insert the following:

"The innovate Washington program terminates June 30, 2015. Until that time, any services provided by the program may be delivered by the department directly or through a contract with a 501(c)(3) nonprofit organization with a principal office located in Washington with experience facilitating interaction between the state's higher education institutions and the state's technology-based companies on technology transfer activities."

On page 61, beginning on line 16, strike "contractor to provide" and insert "department of commerce to provide directly or through contract"

On page 66, line 10, after "(2)(a)" strike "All" and insert "Except as provided in (c) of this subsection, all"

On page 66, line 10, after "Washington" strike ", including real property,"

On page 66, line 12, after "commerce." strike "All" and insert "Except as provided in (c) of this subsection, all"

On page 66, line 15, after "commerce." strike "All" and insert "Except as provided in (c) of this subsection, all"

On page 66, line 18, after "(b)" insert "and (c)"

On page 66, line 36, after "(c)" insert "(i) All real property of Innovate Washington is assigned and transferred to Washington State University, including all real estate, buildings, and facilities located at 665 North Riverpoint Boulevard in Spokane, Washington and any associated tenant leases and building obligations. All cabinets, furniture, office equipment, motor vehicles and other tangible property associated with the facilities located at 665 North Riverpoint Boulevard in Spokane, Washington are assigned and transferred to Washington State University. The master lease for the Spokane Technology Center Building located at 120 North Pine Street in Spokane, Washington is assigned and transferred to Washington State University. The department of commerce shall coordinate with the Department of Enterprise Services in assigning and transferring the master lease. Washington State University shall explore terminating the master lease on the Spokane Technology Center and acquiring the property for re-integration into the campus, if in the best interests of the university.

(ii) In operating the 665 North Riverpoint Boulevard building and the Spokane Technology Center building, Washington State University may offer rental space to public, private, or private nonprofit entities that provided services to Innovate Washington in the Spokane Technology Center building, and not in the 665 North Riverpoint Boulevard building, and only at a gross per square foot rate equal to or greater than the rate charged to Washington State University as subleases prior to the effective date of this act.

(d)"

Representative Hudgins spoke in favor of the adoption of the amendment.

Amendment (717) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris and Ross spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2029.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2029, and the bill passed the House by the following vote: Yeas, 88; Nays, 9; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Dahlquist, Habib, Harris, Klippert, Kretz, MacEwen, Parker, Scott and Short.

Excused: Representative Orwall.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029, having received the necessary constitutional majority, was declared passed.

There being no objection, House Rule 13 (C) was suspended allowing the House to work past 10:00 p.m.

HOUSE BILL NO. 2364, by Representatives Hurst, Blake, Pettigrew, Manweller, Pollet and Vick

Concerning sales by craft and general licensed distilleries of spirits for off-premise consumption and spirits samples for on-premise consumption.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2364 was substituted for House Bill No. 2364 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2364 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hurst and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2364.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2364, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Green, Kagi, Klippert and Van De Wege.

Excused: Representative Orwall.

SUBSTITUTE HOUSE BILL NO. 2364, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, HOUSE BILL NO. 2462 was removed from the suspension calendar and was placed on the second reading calendar:

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:00 a.m., February 14, 2014, the 33rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY THIRD DAY

House Chamber, Olympia, Friday, February 14, 2014

The House was called to order at 9:00 a.m. by the Speaker (Representative Moeller presiding).

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

HOUSE BILL NO. 1005
HOUSE BILL NO. 1118
HOUSE BILL NO. 1170
HOUSE BILL NO. 1402
HOUSE BILL NO. 1484
HOUSE BILL NO. 1574
HOUSE BILL NO. 1635
HOUSE BILL NO. 1643
HOUSE BILL NO. 1709
HOUSE BILL NO. 1820
HOUSE BILL NO. 1888
HOUSE BILL NO. 1960
HOUSE BILL NO. 2055
HOUSE BILL NO. 2125
HOUSE BILL NO. 2141
HOUSE BILL NO. 2146
HOUSE BILL NO. 2149
HOUSE BILL NO. 2163
HOUSE BILL NO. 2166
HOUSE BILL NO. 2192
HOUSE BILL NO. 2198
HOUSE BILL NO. 2201
HOUSE BILL NO. 2208
HOUSE BILL NO. 2216
HOUSE BILL NO. 2226
HOUSE BILL NO. 2251
HOUSE BILL NO. 2275
HOUSE BILL NO. 2281
HOUSE BILL NO. 2318
HOUSE BILL NO. 2339
HOUSE BILL NO. 2347
HOUSE BILL NO. 2373
HOUSE BILL NO. 2376
HOUSE BILL NO. 2377
HOUSE BILL NO. 2378
HOUSE BILL NO. 2414
HOUSE BILL NO. 2428
HOUSE BILL NO. 2432
HOUSE BILL NO. 2436
HOUSE BILL NO. 2447
HOUSE BILL NO. 2458
HOUSE BILL NO. 2461
HOUSE BILL NO. 2486
HOUSE BILL NO. 2493
HOUSE BILL NO. 2512

HOUSE BILL NO. 2535
HOUSE BILL NO. 2536
HOUSE BILL NO. 2540
HOUSE BILL NO. 2552
HOUSE BILL NO. 2553
HOUSE BILL NO. 2555
HOUSE BILL NO. 2572
HOUSE BILL NO. 2604
HOUSE BILL NO. 2613
HOUSE BILL NO. 2624
HOUSE BILL NO. 2626
HOUSE BILL NO. 2639
HOUSE BILL NO. 2646
HOUSE BILL NO. 2675
HOUSE BILL NO. 2694
HOUSE BILL NO. 2711
HOUSE BILL NO. 2725
HOUSE BILL NO. 2694
HOUSE BILL NO. 2711
HOUSE BILL NO. 2725
HOUSE BILL NO. 2746
HOUSE BILL NO. 2752
HOUSE BILL NO. 2759
SENATE BILL NO. 6523

There being no objection, the House reverted to the first order of business.

The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Jessica Swanson and Nicholas Howe. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Steve Williams, New Life Church, Spokane Valley, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced Ava Frisinger, former Issaquah mayor, to the Chamber and asked the members to acknowledge her.

MESSAGE FROM THE SENATE

February 13, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6016
ENGROSSED SUBSTITUTE SENATE BILL NO. 6450
ENGROSSED SUBSTITUTE SENATE BILL NO. 6479

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6552 and the same are herewith transmitted.

Hunter G. Goodman, Secretary

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced Bryan Hoddle to the Chamber and asked the members to acknowledge him.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2787 by Representative Ormsby

AN ACT Relating to the dual eligibles pilot project; adding a new section to chapter 74.48 RCW; adding a new section to chapter 74.46 RCW; and adding a new section to chapter 74.39A RCW.

Referred to Committee on Health Care & Wellness.

2SSB 5064 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove and Kline)

AN ACT Relating to persons sentenced for offenses committed prior to reaching eighteen years of age; amending RCW 9.94A.510, 9.94A.540, 9.94A.6332, 9.95.425, 9.95.430, 9.95.435, 9.95.440, and 10.95.030; reenacting and amending RCW 9.94A.729; adding a new section to chapter 9.94A RCW; adding new sections to chapter 10.95 RCW; prescribing penalties; providing an effective date; and declaring an emergency.

Referred to Committee on Public Safety.

SSB 5360 by Senate Committee on Commerce & Labor (originally sponsored by Senators Conway, Keiser, Hasegawa, Kohl-Welles, Frockt and Kline)

AN ACT Relating to the collection of unpaid wages; and amending RCW 49.48.086 and 82.32.235.

Referred to Committee on Labor & Workforce Development.

E2SSB 5540 by Senate Committee on Ways & Means (originally sponsored by Senators Parlette, Schlicher, Becker, Bailey, Dammeier, Keiser, Rolfes and Frockt)

AN ACT Relating to expanding opportunities to purchase health care coverage from out-of-state carriers; amending RCW 48.05.070 and 48.21.047; adding a new chapter to Title 48 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

SSB 5965 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Padden, Darneille, O'Ban, Mullet, Hargrove, Dammeier, Pearson, Fain, Roach, Kohl-Welles, Kline, Conway, Keiser and McAuliffe)

AN ACT Relating to sexually violent predators; amending RCW 71.09.070 and 71.09.020; and providing an effective date.

Referred to Committee on Public Safety.

SSB 5969 by Senate Committee on Higher Education (originally sponsored by Senators O'Ban, McCoy, Schoesler, Hobbs, Hatfield, Brown, Conway, Rolfes, Braun, McAuliffe and Benton)

AN ACT Relating to awarding academic credit for military training; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

SSB 6005 by Senate Committee on Governmental Operations (originally sponsored by Senators Roach and Hasegawa)

AN ACT Relating to eliminating the position of human resources director; amending RCW 43.41.113, 28A.345.060, 41.80.020, 49.74.020, 48.37.060, 43.131.090, 42.17A.705, 41.06.167, 41.06.157, 41.04.665, 34.12.100, 34.05.030, 43.03.040, 43.06.013, and 41.04.680; reenacting and amending RCW 41.04.340 and 41.06.020; and repealing RCW 41.06.160.

Referred to Committee on Government Operations & Elections.

SSB 6007 by Senate Committee on Governmental Operations (originally sponsored by Senators Rivers, Hatfield, Braun, Tom and Benton)

AN ACT Relating to clarifying the exemption in the public records act for customer information held by public utilities; and amending RCW 42.56.330.

Referred to Committee on Local Government.

ESB 6034 by Senators Pearson, Hargrove, McCoy, Mullet and McAuliffe

AN ACT Relating to state parks partnership opportunities; amending RCW 79A.05.335, 79A.05.340, 79A.05.345, 79A.70.010, 79A.70.020, 79A.70.030, and 79A.70.040; and adding new sections to chapter 79A.05 RCW.

Referred to Committee on Environment.

SSB 6054 by Senate Committee on Transportation (originally sponsored by Senators Honeyford, Hobbs, Schoesler, Cleveland, Rivers, King, Dammeier, Bailey, Hatfield and Parlette)

AN ACT Relating to aeronautic safety; adding a new section to chapter 14.16 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Transportation.

SB 6065 by Senators King, Darneille, Kohl-Welles, Hewitt, Conway and Frockt

AN ACT Relating to protecting children under the age of eighteen from the harmful effects of exposure to ultraviolet

radiation associated with tanning devices; adding a new chapter to Title 18 RCW; and prescribing penalties.

Referred to Committee on Health Care & Wellness.

SSB 6074 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Frockt, O'Ban, Mullet, Litzow, Rolfes, Fain, Billig, Rivers, Hasegawa, Kohl-Welles, Conway, Keiser, McAuliffe, Darneille, Fraser, Ranker, Kline and Brown)

AN ACT Relating to improving educational outcomes for homeless students; amending RCW 28A.300.540 and 28A.175.010; adding a new section to chapter 28A.320 RCW; and creating a new section.

Referred to Committee on Education.

ESSB 6081 by Senate Committee on Ways & Means (originally sponsored by Senators Dammeier, Mullet, Honeyford, Keiser, Kohl-Welles, Conway, McAuliffe and Brown)

AN ACT Relating to grant programs for specialized STEM facilities and all-day kindergarten education facilities; amending 2013 2nd sp.s. c 19 s 5020 (uncodified); adding a new section to chapter 28A.188 RCW; adding a new section to chapter 28.150 RCW; adding new sections to 2013 2nd sp.s. c 19 (uncodified); creating a new section; and making appropriations.

Referred to Committee on Capital Budget.

SSB 6104 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McAuliffe, Litzow, Hargrove, Hill, Billig, Fraser and Brown)

AN ACT Relating to the interactive gaming in schools public-private partnership; adding a new section to chapter 28A.300 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Education.

SSB 6110 by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Ericksen and Hobbs)

AN ACT Relating to retainage bonds on public contracts; and amending RCW 48.28.010 and 60.28.011.

Referred to Committee on Capital Budget.

SSB 6129 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Hill, McAuliffe, Tom, Dammeier, Hobbs, Litzow, Baumgartner and Mullet)

AN ACT Relating to paraeducator development; adding a new section to chapter 28A.410 RCW; adding a new section to chapter 28B.50 RCW; creating new sections; making an appropriation; and providing an expiration date.

Referred to Committee on Education.

SB 6134 by Senators Hobbs, Benton, Hatfield, Mullet and Fain

AN ACT Relating to clarifying the statute of limitations for enforcement actions, sharing of information with federal and state regulatory authorities, and requiring call reports for nondepository institutions regulated by the department of financial institutions; amending RCW 18.44.430, 19.146.220, 31.04.045, 31.04.093, and 31.45.110; adding new sections to chapter 19.230 RCW; and adding new sections to chapter 31.45 RCW.

Referred to Committee on Business & Financial Services.

SB 6208 by Senators Hill, Conway, Braun, Hobbs, Kohl-Welles, Chase and Benton

AN ACT Relating to preserving the integrity of veterans' benefit-related services; and adding a new chapter to Title 19 RCW.

Referred to Committee on Community Development, Housing & Tribal Affairs.

SSB 6339 by Senate Committee on Law & Justice (originally sponsored by Senators Fraser, Roach, Kohl-Welles, Benton, Hasegawa, Chase, Keiser and Kline)

AN ACT Relating to coercion of involuntary servitude; reenacting and amending RCW 9A.40.010; adding a new section to chapter 9A.40 RCW; and prescribing penalties.

Referred to Committee on Public Safety.

SB 6405 by Senators Baumgartner, Padden, Hargrove and Cleveland

AN ACT Relating to providing greater consistency in how nonprofit tax-exempt property may be used without jeopardizing the property's tax-exempt status; amending RCW 84.36.020, 84.36.020, 84.36.030, 84.36.032, 84.36.035, 84.36.037, 84.36.037, 84.36.050, 84.36.060, 84.36.260, 84.36.264, and 84.36.805; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Finance.

SB 6419 by Senators Cleveland, Benton, Keiser, Darneille, Frockt, Billig, Chase, Rolfes, Nelson, Dammeier, Fraser, Eide, Kohl-Welles, Kline, Pedersen, Hargrove, Ranker, Conway and McAuliffe

AN ACT Relating to medicaid programs and expanding access to care in border communities; and adding a new section to chapter 74.09 RCW.

Referred to Committee on Health Care & Wellness.

SB 6522 by Senators Holmquist Newbry and Conway

AN ACT Relating to restricting the use of personal information gathered during the claims resolution structured settlement agreement process; amending RCW 51.04.063; and reenacting and amending RCW 42.56.230.

Referred to Committee on Labor & Workforce Development.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2512, by Representative Kirby

Concerning cosmetology, hair design, barbering, esthetics, and manicuring.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2512 was substituted for House Bill No. 2512 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2512 was read the second time.

Representative Santos moved the adoption of amendment (645):

On page 3, line 25, after "styling," strike "extensions, weaving."

Representatives Santos and Vick spoke in favor of the adoption of the amendment.

Amendment (645) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby, Vick and Klippert spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Habib were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2512.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2512, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger,

Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Overstreet.

Excused: Representatives Farrell and Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2512, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1170, by Representatives Morrell, Cody, Seaquist, Morris, Green, Ormsby, Freeman, Jinkins, Blake, Moeller, Upthegrove, Ryu, Liias, Pollet, Fey, Haigh, Bergquist, S. Hunt and Santos

Modifying the income thresholds for the exemption and deferral property tax relief programs for senior citizens and persons retired because of physical disability.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1170 was substituted for House Bill No. 1170 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1170 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1170.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1170, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

SECOND SUBSTITUTE HOUSE BILL NO. 1170, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2130, by Representatives MacEwen, Orwall, Morrell, Seaquist, Haler, Appleton, Ross, Stanford, Green, Van De Wege, Ormsby and Freeman

Concerning the veterans innovations program.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives MacEwen and Appleton spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2130.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2130, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

HOUSE BILL NO. 2130, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2515, by Representatives Christian, S. Hunt, Kretz and Bergquist

Concerning the treatment of population enumeration data, including exempting it from public inspection and copying.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Christian, S. Hunt, Wilcox, Magendanz and Hunter spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2515.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2515, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller,

Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

HOUSE BILL NO. 2515, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Shea congratulated Representative Christian on the passage of his first bill through the House, and asked the Chamber to acknowledge his accomplishment.

HOUSE BILL NO. 2175, by Representatives Morris, Morrell and Stanford

Removing barriers to economic development in the telecommunications industry.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2175 was substituted for House Bill No. 2175 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2175 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris, Smith and Young spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2175.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2175, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2175, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2177, by Representatives Morris, Morrell, Blake and Fey

Concerning the expansion of natural gas infrastructure in rural or underserved areas.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2177 was substituted for House Bill No. 2177 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2177 was read the second time.

Representative Morris moved the adoption of amendment (712):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. It is the intent of the legislature to make efforts so that all parts of Washington can access economic opportunity. Natural gas is an abundant and domestically produced energy. The plentiful supply of natural gas has decreased the price of this energy resource. Natural gas is the cleanest of the carbon emitting fuels as reflected in chapter 80.80 RCW relating to Washington's greenhouse gas emissions performance standard for new electrical generation. Washington is well-situated to take advantage of natural gas to achieve its policy objectives including economic development and improving environmental conditions.

Many rural and urban areas of Washington do not have the infrastructure necessary to access this low-cost energy resource. It is the intent of the legislature to provide mechanisms to ensure that as many parts of the state as possible have the economic opportunity to utilize natural gas as an energy resource to power businesses and heat homes. In particular, this economic opportunity should be focused on displacing other fuel types that cause harm to state resident's health in the form of pollution.

NEW SECTION. Sec. 2. A new section is added to chapter 80.28 RCW to read as follows:

(1) The commission shall conduct a process that allows customers and utilities to bring forth innovative proposals for the financing and building of natural gas infrastructure. The goals of these innovative proposals are to:

(a) Develop and implement alternatives to general rate case proceedings that will cause the extension or expansion of natural gas infrastructure to occur in order to serve some citizens of Washington. In particular, the commission must pursue alternatives that facilitate the extension or expansion of natural gas infrastructure to rural areas or urban areas referred to as donut holes that have insufficient or no access to natural gas as an energy resource;

(b) Extend natural gas services to areas where woodstoves provide the primary source of residential heating;

(c) Encourage the development of industrial land that lacks natural gas distribution infrastructure; and

(d) Allow gas companies to recover the capital costs of the infrastructure over the life-cycle of that infrastructure while mitigating the risk of stranded assets.

(2) For the purpose of this section, a "donut hole" means an area within a utility's service territory that was underdeveloped when the natural gas system was built out. The previously underdeveloped area now includes homes, businesses, and institutional and industrial facilities that could use natural gas, but does not have access to natural gas services.

NEW SECTION. Sec. 3. A new section is added to chapter 80.28 RCW to read as follows:

(1) By July 1, 2015, the commission shall adopt rules that promote incremental investments in natural gas infrastructure expansions that by December 1, 2025:

(a) Result in the residential conversion from wood or oil-fired boilers for space heating to natural gas, and the conversion from hog fuel and bunker fuel used in industrial processes to natural gas;

(b) Produce two hundred fifty million dollars in pipeline expansion over a ten-year period, starting in 2015; and

(c) Result in fifty thousand residential natural gas conversions that currently use wood or oil-fired boilers for space heating over a ten-year period, starting in 2015.

(2) The progress towards meeting the milestones in subsection (1) of this section must be measured by the commission and reported electronically to the committees of the senate and house of representatives with jurisdiction over energy policy by the commission every four years by December 1st until 2025 using econometric modeling software produced by regional economic models incorporated. If reasonable progress is not being made towards these goals every four years, the legislature shall make adjustments to reach the policy milestones or adjust the milestone goals themselves.

NEW SECTION. Sec. 4. A new section is added to chapter 80.28 RCW to read as follows:

(1) Each natural gas main extension tariff of a gas company must include the following provisions:

(a) A maximum footage and equipment allowance provided by the gas company at no charge to the applicant. The maximum footage and equipment allowance may be differentiated by customer class;

(b) An economic feasibility analysis for those extensions that exceed the maximum footage and equipment allowance prepared by the gas company and provided to an applicant. The economic feasibility analysis must consider the incremental revenues and costs associated with the main extension. In those instances where the requested main extension does not meet the economic feasibility criteria established by the gas company, the gas company may require the customer to provide funds to the gas company, which will make the main extension economically feasible. The methodology employed by the gas company in determining economic feasibility must be applied uniformly and consistently to each applicant requiring a main extension;

(c) The timing and methodology by which the gas company will refund any advances for construction as additional customers are served off the main extension. The customer may request an annual survey to determine if additional customers have been connected to and are using service from the extension. In no case may the amount of the refund exceed the amount originally advanced;

(d) That all advances for construction be noninterest bearing; and

(e) That a customer is eligible to receive refunds on an advance for construction throughout the service life of the main extension.

(2) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Advance for construction" means the money provided to the natural gas company by the applicant under the terms of a main extension agreement the value of which may be refundable.

(b) "Main extension" means the lines and equipment necessary to extend the existing gas distribution system to provide service to additional customers."

Correct the title.

Representatives Morris and Smith spoke in favor of the adoption of the amendment.

Amendment (712) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris, Smith and Fey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2177.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2177, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2177, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1635, by House Committee on Appropriations (originally sponsored by Representatives Morrell, Cody, Jinkins, Ryu and Pollet)

Concerning disproportionate share hospital adjustments.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1635.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1635, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal,

Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 1635, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2153, by Representatives Habib, Tarleton, Ross, Green, Morrell, Springer, Tharinger, Jinkins, Goodman, Van De Wege, Clibborn, Fey and Riccelli

Concerning the treatment of eosinophilic gastrointestinal associated disorders.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2153 was substituted for House Bill No. 2153 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2153 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller, Cody and Christian spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2153.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2153, and the bill passed the House by the following vote: Yeas, 85; Nays, 11; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young and Mr. Speaker.

Voting nay: Representatives Condotta, Hargrove, Kretz, Kristiansen, Overstreet, Pike, Schmick, Shea, Taylor, Vick and Zeiger.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2153, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2378, by Representatives Harris, Rodne, Green, Ryu, Morrell and Roberts

Concerning practice settings for certified chemical dependency professionals and trainees.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2378 was substituted for House Bill No. 2378 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2378 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Harris and Hunter spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2378.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2378, and the bill passed the House by the following vote: Yeas, 89; Nays, 7; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Freeman, Orcutt, Pike, Scott, Shea and Taylor.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2378, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2699, by Representatives Kagi, Walsh, Senn, Zeiger, Roberts, Klippert, Pettigrew, Sawyer, Jinkins, Farrell, Smith, Fey, Goodman and Ormsby

Providing caregivers authority to allow children placed in their care to participate in normal childhood activities based on a reasonable and prudent parent standard.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2699 was substituted for House Bill No. 2699 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2699 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2699.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2699, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2699, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1651, by House Committee on Early Learning & Human Services (originally sponsored by Representatives Kagi, Walsh, Freeman, Roberts, Farrell, Zeiger, Goodman, Pollet, Sawyer, Appleton, Bergquist, S. Hunt, Moscoso, Jinkins, Ryu and Morrell)

Concerning access to juvenile records.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1651 was substituted for Engrossed Substitute House Bill No. 1651 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1651 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kagi, Walsh and Hope spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1651.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1651, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

SECOND SUBSTITUTE HOUSE BILL NO. 1651, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2373, by Representatives Parker, Lytton, Stonier, Dahlquist, Seaquist, Zeiger, Santos, Farrell, Pettigrew, Kagi, Bergquist, Walsh, Pollet, Fey, Ryu, Roberts, Cody, Gregerson, Orwall, Haler, S. Hunt, Tarleton, Freeman, Walkinshaw, Muri and Habib

Enacting provisions to improve educational outcomes for homeless students.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2373 was substituted for House Bill No. 2373 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2373 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier, Haigh, Dahlquist, Young, Parker and Santos spoke in favor of the passage of the bill.

Representative Scott spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2373.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2373, and the bill passed the House by the following vote: Yeas, 92; Nays, 4; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli,

Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2373, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2553, by Representatives Pettigrew, Springer, Lytton, Zeiger, Roberts, Gregerson and Pollet

Authorizing competitive grants to persistently lowest-achieving schools to implement models of family and community engagement.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pettigrew and Fagan spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2553.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2553, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Overstreet, Scott, Shea and Taylor.

Excused: Representatives Farrell and Habib.

HOUSE BILL NO. 2553, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2610, by Representatives Fey, Kagi, Freeman, Fitzgibbon, Sawyer, Senn, Bergquist, Walkinshaw, Lytton, Ryu, Farrell, Jinkins, Robinson, Roberts, Gregerson, Santos and Pollet

Identifying characteristics of the homeless youth population.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2610 was substituted for House Bill No. 2610 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2610 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fey, Fagan and Senn spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2610.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2610, and the bill passed the House by the following vote: Yeas, 71; Nays, 25; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Harris, Hawkins, Hayes, Holy, Kretz, Kristiansen, Manweller, Nealey, Orcutt, Overstreet, Pike, Schmick, Scott, Shea, Short, Smith, Taylor, Warnick and Wilcox.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2610, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2725, by Representatives Cody, Morrell, Jinkins, Harris, Rodne, Bergquist, Robinson and Walsh

Concerning court review of involuntary treatment decisions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2725 was substituted for House Bill No. 2725 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2725 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2725.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2725, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Farrell and Habib.

SUBSTITUTE HOUSE BILL NO. 2725, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2746, by Representatives Green, Morrell, Tharinger, Fitzgibbon, Senn, Tarleton, Robinson, Kagi, Roberts, Ortiz-Self, Jinkins, Walsh, Habib, Bergquist, Dahlquist, Moscoso, Goodman, Riccelli, Pollet, Ormsby and Freeman

Refinancing of medicaid personal care services for individuals with developmental disabilities and individuals with long-term care needs through the community first choice option.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2746 was substituted for House Bill No. 2746 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2746 was read the second time.

Representative Hunter moved the adoption of amendment (716):

On page 2, line 19, after "package." strike everything through "act." on line 26 and insert "In the first full year of implementation, the increase in per capita cost of services directly resulting from meeting the federal requirements of the community first choice option, as well as the cost of new optional services, shall not exceed a three percent increase over the per capita costs of personal care services in the fiscal year prior to full implementation of the community first choice option. The three percent limit on new expenditures shall not apply to cost increases that are not the result of implementing the community first choice option, including case load growth, case mix changes, inflation, vendor rate changes, expenditures necessary to meet state and federal law requirements, and any adjustments made pursuant to collective bargaining."

Representatives Hunter and Wilcox spoke in favor of the adoption of the amendment.

Amendment (716) was adopted.

Representative Ross moved the adoption of amendment (729):

On page 3, after line 11, insert "(3) The department of social and health services shall increase the benchmark rates for community residential service businesses providing supported living, group home, and licensed staff residential services for people with developmental disabilities by two dollars starting July 1, 2016."

Representatives Ross, Walsh and DeBolt spoke in favor of the adoption of the amendment.

Representative Hunter spoke against the adoption of the amendment.

There being no objection, the House deferred action on SUBSTITUTE HOUSE BILL NO. 2746, and the bill held its place on the second reading calendar.

MESSAGE FROM THE SENATE

February 14, 2014

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 5977
 SUBSTITUTE SENATE BILL NO. 6078
 SECOND SUBSTITUTE SENATE BILL NO. 6096
 SECOND SUBSTITUTE SENATE BILL NO. 6163
 SECOND SUBSTITUTE SENATE BILL NO. 6312
 SECOND SUBSTITUTE SENATE BILL NO. 6330
 SUBSTITUTE SENATE BILL NO. 6431
 SUBSTITUTE SENATE BILL NO. 6439

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

SECOND READING

HOUSE BILL NO. 2535, by Representatives Freeman, Goodman, Walsh, Kochmar, S. Hunt, Wylie, Stonier, Haler, Scott, Sawyer, Kagi, Green and Haigh

Concerning review of licensing, unsupervised access to children, and employment decisions by the children's administration.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2535 was substituted for House Bill No. 2535 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2535 was read the second time.

Representative Freeman moved the adoption of amendment (737):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. **Sec. 1.** A new section is added to chapter 74.15 RCW to read as follows:

If an agency operating under contract with the children's administration chooses to hire an individual that would be precluded from employment with the department based on a disqualifying crime or negative action, the department and its officers and employees have no liability arising from any injury or harm to a child or other department client that is attributable to such individual.

Sec. 2. RCW 74.13.700 and 2013 c 162 s 2 are each amended to read as follows:

(1) In determining the character, suitability, and competence of an individual, the department may not:

(a) Deny or delay a license or approval of unsupervised access to children to an individual solely because of a crime or civil infraction involving the individual or entity revealed in the background check process that ~~((is not on the secretary's list of crimes and negative actions and is not related))~~ does not fall within the categories of disqualifying crimes described in the adoption and safe families act of 1997 or does not relate directly to child safety, permanence, or well-being; or

(b) Delay the issuance of a license or approval of unsupervised access to children by requiring the individual to obtain records relating to a crime or civil infraction revealed in the background check process that ~~((is not on the secretary's list of crimes and negative actions and is not related))~~ does not fall within the categories of disqualifying crimes described in the adoption and safe families act of 1997 or does not relate directly to child safety, permanence, or well-being ~~((and is not a permanent disqualifier pursuant to department rule))~~.

(2) If the department determines that an individual does not possess the character, suitability, or competence to provide care or have unsupervised access to a child, it must provide the reasons for its decision in writing with copies of the records or documents related to its decision to the individual within ten days of making the decision.

(3) For purposes of this section, "individual" means a relative as defined in RCW 74.15.020(2)(a), an "other suitable person" under chapter 13.34 RCW, a person pursuing licensing as a foster parent, or a person employed or seeking employment by a business or organization licensed by the department or with whom the department has a contract to provide care, supervision, case management, or treatment of children in the care of the department. "Individual" does not include long-term care workers defined in RCW 74.39A.009(17)(a) whose background checks are conducted as provided in RCW 74.39A.056.

(4) The department or its officers, agents, or employees may not be held civilly liable based upon its decision to grant or deny unsupervised access to children if the background information it relied upon at the time the decision was made did not indicate that child safety, permanence, or well-being would be a concern."

Correct the title.

Representative Freeman spoke in favor of the adoption of the amendment.

Amendment (737) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Freeman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2535.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2535, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2535, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2626, by Representatives Seaquist, Haler, Reykdal, Gregerson, Pollet and Moscoso

Concerning statewide educational attainment goals.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2626 was substituted for House Bill No. 2626 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2626 was read the second time.

Representative Pollet moved the adoption of amendment (725):

On page 3, line 5, after "2023;" strike "and"

On page 3, line 7, after "2023" insert "; and"

(3) The cost of tuition, where an individual resides in the state, economic status, race or ethnicity, or other status of an individual, shall not be a barrier for any resident to obtain a postsecondary certificate or degree from an institution of higher education"

Representatives Pollet, Haler and Magendanz spoke in favor of the adoption of the amendment.

Amendment (725) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Seaquist and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2626.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2626, and the bill passed the House by the following vote: Yeas, 87; Nays, 10; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, G. Hunt, Klippert, Overstreet, Pike, Scott, Shea and Taylor.

Excused: Representative Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2626, having received the necessary constitutional majority, was declared passed.

The House resumed consideration of SUBSTITUTE HOUSE BILL NO. 2746. Amendment (729) had been moved for adoption and remarks were made.

An electronic roll call was requested.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of Amendment (729) to Substitute House Bill No. 2746.

ROLL CALL

The Clerk called the roll on the adoption of amendment (729) to Substitute House Bill No. 2746 and the amendment was not adopted by the following vote: Yeas: 47 Nays: 50 Absent: 0 Excused: 1

Voting yea: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hunt, G., Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Seaquist, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox, Young, and Zeiger

Voting nay: Representatives Appleton, Bergquist, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Hansen, Hudgins, Hunt, S., Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, and Wylie

Excused: Representative Habib

Amendment (729) was not adopted.

Representative Ross moved the adoption of amendment (728):

On page 3, after line 11, insert "(3) The department of social and health services shall increase the benchmark rates for community residential service businesses providing supported living, group home, and licensed staff residential services for people with developmental disabilities by one dollar starting July 1, 2016."

Representatives Ross, Walsh and Johnson spoke in favor of the adoption of the amendment.

Representatives Hunter and Green spoke against the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of amendment (728) to Substitute House Bill No. 2746.

ROLL CALL

The Clerk called the roll on the adoption of amendment (728) to Substitute House Bill No. 2746 and the amendment was not adopted by the following vote: Yeas: 46 Nays: 51 Absent: 0 Excused: 1

Voting yea: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hunt, G., Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Seaquist, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox, Young, and Zeiger

Voting nay: Representatives Appleton, Bergquist, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Hansen, Hudgins, Hunt, S., Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, and Wylie

Excused: Representative Habib

Amendment (728) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Green, Walsh and Ross spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2746.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2746, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2746, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 1287, by Representatives Appleton, Dahlquist, Hurst, McCoy, Ryu, Santos and Pollet

Subjecting federally recognized Indian tribes to the same conditions as state and local governments for property owned exclusively by the tribe.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1287 was substituted for Engrossed House Bill No. 1287 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1287 was read the second time.

With the consent of the house, amendments (680) and (681) were withdrawn.

Representative Appleton moved the adoption of the striking amendment (653):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. This section is the tax preference performance statement for the tax preference contained in section 5 of this act. This performance statement is only intended to be used for subsequent evaluation of the tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(1) The legislature categorizes this tax preference as one intended to create jobs and improve the economic health of tribal communities as indicated in RCW 82.32.808(2) (c) and (f).

(2) It is the legislature's specific public policy objective to create jobs and improve the economic health of tribal communities. It is the legislature's intent to exempt property used by federally recognized Indian tribes for economic development purposes, in order to achieve these policy objectives.

(3) The joint legislative audit and review committee must perform an economic impact report to the legislature as required in section 10 of this act to provide the information necessary to measure the effectiveness of this act.

Sec. 2. RCW 82.29A.010 and 2010 c 281 s 2 are each amended to read as follows:

(1)(a) The legislature hereby recognizes that properties of the state of Washington, counties, school districts, and other municipal corporations are exempted by Article 7, section 1 of the state Constitution from property tax obligations, but that private lessees of such public properties receive substantial benefits from governmental services provided by units of government.

(b) The legislature further recognizes that a uniform method of taxation should apply to such leasehold interests in publicly owned property.

(c) The legislature finds that lessees of publicly owned property or community centers are entitled to those same governmental services and does hereby provide for a leasehold excise tax to fairly compensate governmental units for services rendered to such lessees of publicly owned property or community centers. For the purposes of this subsection, "community center" has the same meaning as provided in RCW 84.36.010.

(d) The legislature also finds that eliminating the property tax on property owned exclusively by federally recognized Indian tribes

within the state requires that the leasehold excise tax also be applied to leasehold interests on tribally owned property.

(2) The legislature further finds that experience gained by lessors, lessees, and the department of revenue since enactment of the leasehold excise tax under this chapter has shed light on areas in the leasehold excise statutes that need explanation and clarification. The purpose of chapter 220, Laws of 1999 is to make those changes.

Sec. 3. RCW 82.29A.020 and 2012 2nd sp.s. c 6 s 501 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context requires otherwise.

(1)(a) "Leasehold interest" means an interest in publicly owned real or personal property which exists by virtue of any lease, permit, license, or any other agreement, written or verbal, between the public owner of the property and a person who would not be exempt from property taxes if that person owned the property in fee, granting possession and use, to a degree less than fee simple ownership. However, no interest in personal property (excluding land or buildings) which is owned by the United States, whether or not as trustee, or by any foreign government may constitute a leasehold interest hereunder when the right to use such property is granted pursuant to a contract solely for the manufacture or production of articles for sale to the United States or any foreign government. The term "leasehold interest" includes the rights of use or occupancy by others of property which is owned in fee or held in trust by a public corporation, commission, or authority created under RCW 35.21.730 or 35.21.660 if the property is listed on or is within a district listed on any federal or state register of historical sites.

(b) The term "leasehold interest" does not include:

(i) Road or utility easements, rights of access, occupancy, or use granted solely for the purpose of removing materials or products purchased from a public owner or the lessee of a public owner, or rights of access, occupancy, or use granted solely for the purpose of natural energy resource exploration(~~—"Leasehold interest" does not include~~);
or

(ii) The preferential use of publicly owned cargo cranes and docks and associated areas used in the loading and discharging of cargo located at a port district marine facility. "Preferential use" means that publicly owned real or personal property is used by a private party under a written agreement with the public owner, but the public owner or any third party maintains a right to use the property when not being used by the private party.

(c) "Publicly owned real or personal property" includes real or personal property owned by a federally recognized Indian tribe in the state and exempt from tax under RCW 84.36.010.

(2)(a) "Taxable rent" means contract rent as defined in (c) of this subsection in all cases where the lease or agreement has been established or renegotiated through competitive bidding, or negotiated or renegotiated in accordance with statutory requirements regarding the rent payable, or negotiated or renegotiated under circumstances, established by public record, clearly showing that the contract rent was the maximum attainable by the lessor. However, after January 1, 1986, with respect to any lease which has been in effect for ten years or more without renegotiation, taxable rent may be established by procedures set forth in (g) of this subsection. All other leasehold interests are subject to the determination of taxable rent under the terms of (g) of this subsection.

(b) For purposes of determining leasehold excise tax on any lands on the Hanford reservation subleased to a private or public entity by the department of ecology, taxable rent includes only the annual cash rental payment made by such entity to the department of ecology as specifically referred to as rent in the sublease agreement between the parties and does not include any other fees, assessments, or charges imposed on or collected by such entity irrespective of whether the private or public entity pays or collects such other fees, assessments, or charges as specified in the sublease agreement.

(c) "Contract rent" means the amount of consideration due as payment for a leasehold interest, including: The total of cash payments made to the lessor or to another party for the benefit of the lessor according to the requirements of the lease or agreement, including any rents paid by a sublessee; expenditures for the protection of the lessor's interest when required by the terms of the lease or agreement; and expenditures for improvements to the property to the extent that such improvements become the property of the lessor. Where the consideration conveyed for the leasehold interest is made in combination with payment for concession or other rights granted by the lessor, only that portion of such payment which represents consideration for the leasehold interest is part of contract rent.

(d) "Contract rent" does not include: (i) Expenditures made by the lessee, which under the terms of the lease or agreement, are to be reimbursed by the lessor to the lessee or expenditures for improvements and protection made pursuant to a lease or an agreement which requires that the use of the improved property be open to the general public and that no profit will inure to the lessee from the lease; (ii) expenditures made by the lessee for the replacement or repair of facilities due to fire or other casualty including payments for insurance to provide reimbursement for losses or payments to a public or private entity for protection of such property from damage or loss or for alterations or additions made necessary by an action of government taken after the date of the execution of the lease or agreement; (iii) improvements added to publicly owned property by a sublessee under an agreement executed prior to January 1, 1976, which have been taxed as personal property of the sublessee prior to January 1, 1976, or improvements made by a sublessee of the same lessee under a similar agreement executed prior to January 1, 1976, and such improvements are taxable to the sublessee as personal property; (iv) improvements added to publicly owned property if such improvements are being taxed as personal property to any person.

(e) Any prepaid contract rent is considered to have been paid in the year due and not in the year actually paid with respect to prepayment for a period of more than one year. Expenditures for improvements with a useful life of more than one year which are included as part of contract rent must be treated as prepaid contract rent and prorated over the useful life of the improvement or the remaining term of the lease or agreement if the useful life is in excess of the remaining term of the lease or agreement. Rent prepaid prior to January 1, 1976, must be prorated from the date of prepayment.

(f) With respect to a "product lease", the value is that value determined at the time of sale under terms of the lease.

(g) If it is determined by the department of revenue, upon examination of a lessee's accounts or those of a lessor of publicly owned property, that a lessee is occupying or using publicly owned property in such a manner as to create a leasehold interest and that such leasehold interest has not been established through competitive bidding, or negotiated in accordance with statutory requirements regarding the rent payable, or negotiated under circumstances, established by public record, clearly showing that the contract rent was the maximum attainable by the lessor, the department may establish a taxable rent computation for use in determining the tax payable under authority granted in this chapter based upon the following criteria: (i) Consideration must be given to rental being paid to other lessors by lessees of similar property for similar purposes over similar periods of time; (ii) consideration must be given to what would be considered a fair rate of return on the market value of the property leased less reasonable deductions for any restrictions on use, special operating requirements or provisions for concurrent use by the lessor, another person or the general public.

(3) "Product lease" as used in this chapter means a lease of property for use in the production of agricultural or marine products to the extent that such lease provides for the contract rent to be paid by the delivery of a stated percentage of the production of such agricultural or marine

products to the credit of the lessor or the payment to the lessor of a stated percentage of the proceeds from the sale of such products.

(4) "Renegotiated" means a change in the lease agreement which changes the agreed time of possession, restrictions on use, the rate of the cash rental or of any other consideration payable by the lessee to or for the benefit of the lessor, other than any such change required by the terms of the lease or agreement. In addition "renegotiated" means a continuation of possession by the lessee beyond the date when, under the terms of the lease agreement, the lessee had the right to vacate the premises without any further liability to the lessor.

(5) "City" means any city or town.

(6) "Products" includes natural resource products such as cut or picked evergreen foliage, Cascara bark, wild edible mushrooms, native ornamental trees and shrubs, ore and minerals, natural gas, geothermal water and steam, and forage removed through the grazing of livestock.

Sec. 4. RCW 82.29A.050 and 1992 c 206 s 6 are each amended to read as follows:

(1) The leasehold excise taxes provided for in RCW 82.29A.030 and 82.29A.040 (~~shall~~) must be paid by the lessee to the lessor and the lessor (~~shall~~) must collect such tax and remit the same to the department (~~of revenue~~). The tax (~~shall~~) must be payable at the same time as payments are due to the lessor for use of the property from which the leasehold interest arises, and in the case of payment of contract rent to a person other than the lessor, at the time of payment. The tax payment (~~shall~~) must be accompanied by such information as the department (~~of revenue~~) may require. In the case of prepaid contract rent the payment may be prorated in accordance with instructions of the department (~~of revenue~~) and the prorated portion of the tax (~~shall be~~) is due, one-half not later than May 31st and the other half not later than November 30th each year.

(2) The lessor receiving taxes payable under the provisions of this chapter (~~shall~~) must remit the same together with a return provided by the department, to the department of revenue on or before the last day of the month following the month in which the tax is collected. The department may relieve any taxpayer or class of taxpayers from the obligation of filing monthly returns and may require the return to cover other reporting periods, but in no event (~~shall~~) may returns be filed for a period greater than one year. The lessor (~~shall be~~) is fully liable for collection and remittance of the tax. The amount of tax until paid by the lessee to the lessor (~~shall~~) constitutes a debt from the lessee to the lessor. The tax required by this chapter (~~shall~~) must be stated separately from contract rent, and if not so separately stated for purposes of determining the tax due from the lessee to the lessor and from the lessor to the department, the contract rent does not include the tax imposed by this chapter. Where a lessee has failed to pay to the lessor the tax imposed by this chapter and the lessor has not paid the amount of the tax to the department, the department may, in its discretion, proceed directly against the lessee for collection of the tax (~~PROVIDED, That~~). However, taxes due where contract rent has not been paid (~~shall~~) must be reported by the lessor to the department and the lessee alone (~~shall be~~) is liable for payment of the tax to the department.

(3) Each person having a leasehold interest subject to the tax provided for in this chapter arising out of a lease of federally owned or federal trust lands (~~shall~~), or property owned by a federally recognized Indian tribe in the state and exempt from tax under RCW 84.36.010, must report and remit the tax due directly to the department of revenue in the same manner and at the same time as the lessor would be required to report and remit the tax if such lessor were a state public entity.

Sec. 5. RCW 84.36.010 and 2010 c 281 s 1 are each amended to read as follows:

(1) All property belonging exclusively to the United States, the state, or any county or municipal corporation; all property belonging exclusively to any federally recognized Indian tribe, if (a) the tribe is located in the state, (~~if that~~) and (b) the property is used exclusively

for essential government services; all state route number 16 corridor transportation systems and facilities constructed under chapter 47.46 RCW; all property under a financing contract pursuant to chapter 39.94 RCW or recorded agreement granting immediate possession and use to the public bodies listed in this section or under an order of immediate possession and use pursuant to RCW 8.04.090; and, for a period of forty years from acquisition, all property of a community center; is exempt from taxation. All property belonging exclusively to a foreign national government is exempt from taxation if that property is used exclusively as an office or residence for a consul or other official representative of the foreign national government, and if the consul or other official representative is a citizen of that foreign nation.

(2) For the purposes of this section the following definitions apply unless the context clearly requires otherwise.

(a) "Community center" means property, including a building or buildings, determined to be surplus to the needs of a district by a local school board, and purchased or acquired by a nonprofit organization for the purposes of converting them into community facilities for the delivery of nonresidential coordinated services for community members. The community center may make space available to businesses, individuals, or other parties through the loan or rental of space in or on the property.

(b) "Essential government services" means services such as tribal administration, public facilities, fire, police, public health, education, sewer, water, environmental and land use, transportation, (~~and~~) utility services, and economic development.

(c) "Economic development" means commercial activities, including those that facilitate the creation or retention of businesses or jobs, or that improve the standard of living or economic health of tribal communities.

Sec. 6. RCW 84.36.451 and 2001 c 26 s 2 are each amended to read as follows:

(1) The following property (~~shall be~~) is exempt from taxation: Any and all rights to occupy or use any real or personal property owned in fee or held in trust by:

(a) The United States, the state of Washington, or any political subdivision or municipal corporation of the state of Washington, or a federally recognized Indian tribe for property exempt under RCW 84.36.010; or

(b) A public corporation, commission, or authority created under RCW 35.21.730 or 35.21.660 if the property is listed on or is within a district listed on any federal or state register of historical sites; and

(c) (~~Including~~) Any leasehold interest arising from the property identified in (a) and (b) of this subsection as defined in RCW 82.29A.020.

(2) The exemption under this section (~~shall~~) does not apply to:

(a) Any such leasehold interests which are a part of operating properties of public utilities subject to assessment under chapter 84.12 RCW; or

(b) Any such leasehold interest consisting of three thousand or more residential and recreational lots that are or may be subleased for residential and recreational purposes.

(3) The exemption under this section (~~shall~~) may not be construed to modify the provisions of RCW 84.40.230.

Sec. 7. RCW 84.40.230 and 1994 c 124 s 25 are each amended to read as follows:

When any real property is sold on contract by the United States of America, the state, (~~or~~) any county or municipality, or any federally recognized Indian tribe, and the contract expresses or implies that the vendee is entitled to the possession, use, benefits and profits thereof and therefrom so long as the vendee complies with the terms of the contract, it (~~shall be~~) is deemed that the vendor retains title merely as security for the fulfillment of the contract, and the property (~~shall~~) must be assessed and taxed in the same manner as other similar property in private ownership is taxed, and the tax roll (~~shall~~) must contain, opposite the description of the property so assessed the

following notation: "Subject to title remaining in the vendor" or other notation of similar significance. No foreclosure for delinquent taxes nor any deed issued pursuant thereto (~~shall~~) may extinguish or otherwise affect the title of the vendor. In any case under former law where the contract and not the property was taxed no deed of the property described in such contract (~~shall~~) may ever be executed and delivered by the state or any county or municipality until all taxes assessed against such contract and local assessments assessed against the land described thereon are fully paid.

NEW SECTION. Sec. 8. A new section is added to chapter 82.29A RCW to read as follows:

(1) Property owned exclusively by a federally recognized Indian tribe that is exempt from property tax under RCW 84.36.010 is subject to payment in lieu of leasehold excise taxes, if:

(a) The tax exempt property is used exclusively for economic development, as defined in RCW 84.36.010;

(b) There is no taxable leasehold interest in the tax exempt property;

(c) The property is located outside of the tribe's reservation; and

(d) The property is not otherwise exempt from taxation by federal law.

(2) The amount of the payment in lieu of leasehold excise taxes must be determined jointly and in good faith negotiation between the tribe that owns the property and the county in which the property is located. However, the amount may not exceed the leasehold excise tax amount that would otherwise be owed by a taxable leasehold interest in the property.

(3) Payment must be made by the tribe to the county. The county treasurer must distribute all such money collected solely to the local taxing districts, including cities, in the same proportion that each local taxing district would have shared if a leasehold excise tax had been levied.

NEW SECTION. Sec. 9. A new section is added to chapter 52.30 RCW to read as follows:

(1) When exempt tribal property is located within the boundaries of a fire protection district or a regional fire protection service authority, the fire protection district or authority is authorized to contract with the tribe for compensation for providing fire protection services in an amount and under such terms as are mutually agreed upon by the fire protection district or authority and the tribe.

(2) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Exempt tribal property" means property that is owned exclusively by a federally recognized Indian tribe and that is exempt from taxation under RCW 84.36.010.

(b) "Regional fire protection service authority" or "authority" has the same meaning as provided in RCW 52.26.020.

NEW SECTION. Sec. 10. A new section is added to chapter 43.136 RCW to read as follows:

By December 1, 2020, and in compliance with RCW 43.01.036, the joint legislative audit and review committee must provide an economic impact report to the legislature evaluating the impacts of changes made in this act regarding the leasehold tax and property tax treatment of property owned by a federally recognized Indian tribe. The economic impact report must indicate: The number of parcels and uses of land involved; the economic impacts to tribal governments; state and local government revenue reductions, increases, and shifts from all tax sources affected; impacts on public infrastructure and public services; impacts on business investment and business competition; a description of the types of business activities affected; impacts on the number of jobs created or lost; and any other data the joint legislative audit and review committee deems necessary in determining the economic impacts of this act.

NEW SECTION. Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder

of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 12. This act takes effect January 1, 2015.

NEW SECTION. Sec. 13. This act expires July 1, 2022."

Correct the title.

Representative Holy moved the adoption of amendment (720) to the striking amendment (653):

On page 7, after line 16, insert the following:

"(4) Regarding a lease of property owned by a federally recognized Indian tribe that is exempt from property tax under RCW 84.36.010, if a lessee has failed to pay the tax imposed by this chapter for a period of at least twelve months, the department may subject the property to a payment in lieu of leasehold excise taxes, under the terms and qualifications of section 8 of this act, for the remainder of the term of the lease."

On page 10, line 3, after "(2)" insert "If there is a taxable leasehold interest in the property otherwise described in subsection (1) of this section, the department may subject the property to payment in lieu of taxes for the remainder of the term of the lease, if a lessee has failed to pay the leasehold excise tax for a period of at least twelve months. Notwithstanding subsections (3) and (4) of this section, the amount payable under this subsection must be the same as the amount of the leasehold excise tax and must be distributed to the state, county, and local taxing districts in the same manner. Nothing in this subsection relieves the lessee from any debt obligations to the lessor-tribe.

(3)"

Renumber the remaining subsection consecutively and correct any internal references accordingly.

Representative Holy spoke in favor of the adoption of the amendment to the striking amendment.

Representative Appleton spoke against the adoption of the amendment to the striking amendment.

Amendment (720) was not adopted.

Representative Holy moved the adoption of amendment (721) to the striking amendment (653):

On page 7, after line 16, insert the following:

"(4) Regarding a lease of property owned exclusively by a federally recognized Indian tribe that is exempt from property tax under RCW 84.36.010, the lessee must provide the department with a bond at the time the lessee enters into a lease agreement with the lessor-tribe, in order to secure payment of the tax as provided in this chapter. The total amount of the bond required of any lessee must be no less than the estimated annual amount of tax to be paid."

Representative Holy spoke in favor of the adoption of the amendment to the striking amendment.

Representative Appleton spoke against the adoption of the amendment to the striking amendment.

Amendment (721) was not adopted.

Representative Appleton spoke in favor of the adoption of the striking amendment (653).

Amendment (653) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Appleton, Dahlquist, Hurst, Smith and Carlyle spoke in favor of the passage of the bill.

Representatives Nealey and Holy spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1287.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1287, and the bill passed the House by the following vote: Yeas, 63; Nays, 34; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Harris, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Chandler, Christian, Condotta, Fagan, G. Hunt, Hargrove, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Takko, Taylor, Vick, Warnick and Wilcox.

Excused: Representative Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1287, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2474, by Representatives Springer, Harris, Sullivan, Haler, Takko, Johnson, Fagan, Tharinger, Walsh, Pettigrew, Goodman, Clibborn, Tarleton, Manweller, Kagi, Moeller, Appleton, Jinkins, Habib, Bergquist, Morrell, Cody, Magendanz, Santos, Pollet and Freeman

Creating the save toward a retirement today retirement savings plan.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2474 was substituted for House Bill No. 2474 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2474 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Springer spoke in favor of the passage of the bill.

Representatives MacEwen and Young spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2474.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2474, and the bill passed the House by the following vote: Yeas, 54; Nays, 43; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haler, Hansen, Harris, Hudgins, Jinkins, Kagi, Kirby, Lytton, Manweller, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haigh, Hargrove, Hawkins, Hayes, Holy, Hope, Hunter, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Habib.

SUBSTITUTE HOUSE BILL NO. 2474, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 2743, by House Committee on Government Operations & Elections (originally sponsored by Representatives S. Hunt, Green, Appleton, Sullivan, Reykdal, Hudgins, Bergquist, Jinkins, Sawyer, Sells, Ormsby, Riccelli, Fitzgibbon, Robinson, Fey, Roberts, Pollet and Freeman)

Protecting taxpayers by providing for accountability and transparency in government contracting.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2743 was substituted for Substitute House Bill No. 2743 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2743 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative S. Hunt spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2743.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2743, and the bill passed the House by the following vote: Yeas, 53; Nays, 44; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Habib.

SECOND SUBSTITUTE HOUSE BILL NO. 2743, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2334, by Representatives Riccelli, Sells, Moscoso, Seaquist, S. Hunt, Green, Appleton, Ryu, Reykdal, Bergquist, Takko, Goodman, Pollet and Ormsby

Simplifying and enforcing employee status under employment laws to ensure fairness to employers and employees and address the underground economy.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Riccelli spoke in favor of the passage of the bill.

Representatives Manweller, G. Hunt, Magendanz and Buys spoke against the passage of the bill.

MOTION

On motion of Representative Harris, Representative Condotta was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2334.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2334, and the bill passed the House by the following vote: Yeas, 51; Nays, 45; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Dahlquist, DeBolt, Fagan, G. Hunt, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick,

Scott, Shea, Short, Smith, Springer, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Condotta and Habib.

HOUSE BILL NO. 2334, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2486, by Representatives Pettigrew, Roberts, Fey, Springer, Freeman, Pollet and Santos

Addressing the implementation of inmate postsecondary education degree programs to reduce recidivism.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2486 was substituted for House Bill No. 2486 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2486 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pettigrew, Haler, Seaquist and Walsh spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2486.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2486, and the bill passed the House by the following vote: Yeas, 59; Nays, 37; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Klippert, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Kochmar, Kretz, Kristiansen, Morrell, Muri, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Wilcox, Young and Zeiger.

Excused: Representatives Condotta and Habib.

SECOND SUBSTITUTE HOUSE BILL NO. 2486, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 2694, by House Committee on Higher Education (originally sponsored by Representatives Hansen, Magendanz, Zeiger, Walsh, Hargrove, Ormsby, Haler, Tharinger and Freeman)

Creating an informational program to increase applications from high-achieving low-income students to selective institutions of higher education.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2694 was substituted for Substitute House Bill No. 2694 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2694 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hansen, Haler, Magendanz and Young spoke in favor of the passage of the bill.

Representative Dahlquist spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2694.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2694, and the bill passed the House by the following vote: Yeas, 81; Nays, 15; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Dahlquist, Holy, Klippert, Kretz, Kristiansen, Orcutt, Overstreet, Pike, Schmick, Scott, Taylor and Vick.

Excused: Representatives Condotta and Habib.

SECOND SUBSTITUTE HOUSE BILL NO. 2694, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2613, by Representatives Gregerson, Zeiger, Seaquist, Haler, Morrell, Pollet and Jinkins

Creating efficiencies for institutions of higher education.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2613 was substituted for House Bill No. 2613 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2613 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Gregerson and Zeiger spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2613.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2613, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Condotta and Habib.

SUBSTITUTE HOUSE BILL NO. 2613, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2582, by Representatives Hargrove, Kagi and Walsh

Concerning filing a petition seeking termination of parental rights.

The bill was read the second time.

Representative Hargrove moved the adoption of amendment (733):

Strike everything after the enacting clause and insert the following: "**Sec. 1.** RCW 13.34.138 and 2009 c 520 s 29 are each amended to read as follows:

(1) The status of all children found to be dependent shall be reviewed by the court at least every six months from the beginning date of the placement episode or the date dependency is established, whichever is first. The purpose of the hearing shall be to review the progress of the parties and determine whether court supervision should continue.

(a) The initial review hearing shall be an in-court review and shall be set six months from the beginning date of the placement episode or no more than ninety days from the entry of the disposition order, whichever comes first. The requirements for the initial review hearing, including the in-court review requirement, shall be accomplished within existing resources.

(b) The initial review hearing may be a permanency planning hearing when necessary to meet the time frames set forth in RCW 13.34.145(1)(a) or 13.34.134.

(2)(a) A child shall not be returned home at the review hearing unless the court finds that a reason for removal as set forth in RCW 13.34.130 no longer exists. The parents, guardian, or legal custodian shall report to the court the efforts they have made to correct the conditions which led to removal. If a child is returned, casework

supervision by the supervising agency or department shall continue for a period of six months, at which time there shall be a hearing on the need for continued intervention.

(b) Prior to the child returning home, the department or supervising agency must complete the following:

(i) Identify all adults residing in the home and conduct background checks on those persons;

(ii) Identify any persons who may act as a caregiver for the child in addition to the parent with whom the child is being placed and determine whether such persons are in need of any services in order to ensure the safety of the child, regardless of whether such persons are a party to the dependency. The department or supervising agency may recommend to the court and the court may order that placement of the child in the parent's home be contingent on or delayed based on the need for such persons to engage in or complete services to ensure the safety of the child prior to placement. If services are recommended for the caregiver, and the caregiver fails to engage in or follow through with the recommended services, the department or supervising agency must promptly notify the court; and

(iii) Notify the parent with whom the child is being placed that he or she has an ongoing duty to notify the department or supervising agency of all persons who reside in the home or who may act as a caregiver for the child both prior to the placement of the child in the home and subsequent to the placement of the child in the home as long as the court retains jurisdiction of the dependency proceeding or the department is providing or monitoring either remedial services to the parent or services to ensure the safety of the child to any caregivers.

Caregivers may be required to engage in services under this subsection solely for the purpose of ensuring the present and future safety of a child who is a ward of the court. This subsection does not grant party status to any individual not already a party to the dependency proceeding, create an entitlement to services or a duty on the part of the department or supervising agency to provide services, or create judicial authority to order the provision of services to any person other than for the express purposes of this section or RCW 13.34.025 or if the services are unavailable or unsuitable or the person is not eligible for such services.

(c) If the child is not returned home, the court shall establish in writing:

(i) Whether the supervising agency or the department is making reasonable efforts to provide services to the family and eliminate the need for placement of the child. If additional services, including housing assistance, are needed to facilitate the return of the child to the child's parents, the court shall order that reasonable services be offered specifying such services;

(ii) Whether there has been compliance with the case plan by the child, the child's parents, and the agency supervising the placement;

(iii) Whether progress has been made toward correcting the problems that necessitated the child's placement in out-of-home care;

(iv) Whether the services set forth in the case plan and the responsibilities of the parties need to be clarified or modified due to the availability of additional information or changed circumstances;

(v) Whether there is a continuing need for placement;

(vi) Whether a parent's homelessness or lack of suitable housing is a significant factor delaying permanency for the child by preventing the return of the child to the home of the child's parent and whether housing assistance should be provided by the department or supervising agency;

(vii) Whether the child is in an appropriate placement which adequately meets all physical, emotional, and educational needs;

(viii) Whether preference has been given to placement with the child's relatives if such placement is in the child's best interests;

(ix) Whether both in-state and, where appropriate, out-of-state placements have been considered;

(x) Whether the parents have visited the child and any reasons why visitation has not occurred or has been infrequent;

(xi) Whether terms of visitation need to be modified;

(xii) Whether the court-approved long-term permanent plan for the child remains the best plan for the child;

(xiii) Whether any additional court orders need to be made to move the case toward permanency; and

(xiv) The projected date by which the child will be returned home or other permanent plan of care will be implemented.

(d) The court at the review hearing may order that a petition seeking termination of the parent and child relationship be filed. If the court determines that the child has been in out-of-home care for at least twelve consecutive months following the filing of a dependency petition and the parents have been non-compliant with court-ordered services and have made no progress towards correcting parental deficiencies, the court shall order that a petition seeking termination of parent and child relationship be filed unless the court makes a good cause exception based on the factors described in RCW 13.34.145.

(3)(a) In any case in which the court orders that a dependent child may be returned to or remain in the child's home, the in-home placement shall be contingent upon the following:

(i) The compliance of the parents with court orders related to the care and supervision of the child, including compliance with the supervising agency's case plan; and

(ii) The continued participation of the parents, if applicable, in available substance abuse or mental health treatment if substance abuse or mental illness was a contributing factor to the removal of the child.

(b) The following may be grounds for removal of the child from the home, subject to review by the court:

(i) Noncompliance by the parents with the department's or supervising agency's case plan or court order;

(ii) The parent's inability, unwillingness, or failure to participate in available services or treatment for themselves or the child, including substance abuse treatment if a parent's substance abuse was a contributing factor to the abuse or neglect; or

(iii) The failure of the parents to successfully and substantially complete available services or treatment for themselves or the child, including substance abuse treatment if a parent's substance abuse was a contributing factor to the abuse or neglect.

(c) In a pending dependency case in which the court orders that a dependent child may be returned home and that child is later removed from the home, the court shall hold a review hearing within thirty days from the date of removal to determine whether the permanency plan should be changed, a termination petition should be filed, or other action is warranted. The best interests of the child shall be the court's primary consideration in the review hearing.

(4) The court's authority to order housing assistance under this chapter is: (a) Limited to cases in which a parent's homelessness or lack of suitable housing is a significant factor delaying permanency for the child and housing assistance would aid the parent in providing an appropriate home for the child; and (b) subject to the availability of funds appropriated for this specific purpose. Nothing in this chapter shall be construed to create an entitlement to housing assistance nor to create judicial authority to order the provision of such assistance to any person or family if the assistance or funding are unavailable or the child or family are not eligible for such assistance.

(5) The court shall consider the child's relationship with siblings in accordance with RCW 13.34.130(~~(3)~~)(6)."

Correct the title.

Representatives Hargrove and Kagi spoke in favor of the adoption of the amendment.

Amendment (733) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hargrove and Kagi spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2582.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2582, and the bill passed the House by the following vote: Yeas, 91; Nays, 5; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Freeman, Reykdal, Santos, Scott and Young.

Excused: Representatives Condotta and Habib.

ENGROSSED HOUSE BILL NO. 2582, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2684, by Representatives Walkinshaw, Zeiger and Young

Modifying time period and monetary limits on ferry vessel and terminal work by state forces. (REVISED FOR ENGROSSED: Removing time period limitations on ferry vessel and terminal work by state forces.)

The bill was read the second time.

Representative Young moved the adoption of amendment (635):

On page 2, line 34, after "than" strike "~~((one))~~ two hundred ~~((twenty))~~" and insert "one hundred twenty"

Representatives Young and Walkinshaw spoke in favor of the adoption of the amendment.

Amendment (635) was adopted.

Representative Young moved the adoption of amendment (636):

On page 2, line 33, after "(a)" insert "(i)"

On page 2, after line 35, insert the following:

"(ii) When the estimated cost of work to be performed by state forces is between sixty thousand dollars and the dollar amount set by (a)(i) of this subsection, the department shall first notify contractors that have been prequalified by the department of the department's intent to do specific work the contractors are qualified to do. The letter must solicit the contractors' interest and availability to do the work with a

deadline to respond within fourteen calendar days from the day the letter is sent. If qualified contractors respond with interest and availability to do the work, the department must put the work out for public bid. If the secretary determines the work to be completed is an emergency this subsection does not apply."

Representatives Young, Orcutt and Young (again) spoke in favor of the adoption of the amendment.

Representatives Tarleton and Clibborn spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 44 - YEAS; 52 - NAYS.

Amendment (636) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Walkinshaw spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2684.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2684, and the bill passed the House by the following vote: Yeas, 55; Nays, 41; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Young and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Dahlquist, DeBolt, Fagan, Freeman, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox and Zeiger.

Excused: Representatives Condotta and Habib.

HOUSE BILL NO. 2359, by Representatives Kochmar, Fagan, Vick, Hurst, Kirby, Morrell, Orwall, Dahlquist, Tarleton and Freeman

Exempting collectible vehicles from emission test requirements.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kochmar, Fitzgibbon, Roberts and Wilcox spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2359.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2359, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Condotta and Habib.

HOUSE BILL NO. 2359, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2684, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Wilcox congratulated Representative Kochmar on the passage of her first bill through the House, and asked the Chamber to acknowledge her accomplishment.

HOUSE BILL NO. 2404, by Representatives Vick, Riccelli, Bergquist, Manweller, Hayes and Orcutt

Expanding the definition of an electric personal assistive mobility device.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Vick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2404.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2404, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove,

Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Condotta and Habib.

HOUSE BILL NO. 2404, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2192, by Representatives Smith, Hansen, Haler, Buys, Hayes, Parker, Short, Seaquist, Pike, Scott, Zeiger, Hargrove, Manweller, Holy, Magendanz, Vick and Wilcox

Promoting economic development through enhancing transparency and predictability of state agency permitting and review processes.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2192 was substituted for House Bill No. 2192 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2192 was read the second time.

Representative Smith moved the adoption of amendment (735):

On page 2, beginning on line 24, after "all the" strike "permits that it issues" and insert "business permits indicated in the December 30, 2013, performance audit report by the state auditor"

Representatives Smith and S. Hunt spoke in favor of the adoption of the amendment.

Amendment (735) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Smith and S. Hunt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2192.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2192, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove,

Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Condotta and Habib.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2192, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2298, by Representatives Pike, Takko, Vick, Harris, Blake, Rodne and Farrell

Changing the definition of capital projects to include technology infrastructure.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2298 was substituted for House Bill No. 2298 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2298 was read the second time.

Representative Pike moved the adoption of amendment (730):

On page 3, line 4, after "purposes;" insert "and"

On page 3, beginning on line 5 after "project" strike all material through "properties" on line 6

Representative Pike spoke in favor of the adoption of the amendment.

Amendment (730) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pike and Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2298.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2298, and the bill passed the House by the following vote: Yeas, 83; Nays, 13; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self,

Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Scott, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Dahlquist, DeBolt, Fagan, Holy, Orcutt, Overstreet, Ross, Schmick, Shea, Short and Taylor.

Excused: Representatives Condotta and Habib.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2298, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1072, by Representatives Chandler, Sells, Ormsby, Reykdal, Freeman, Fagan and Morrell

Creating the agricultural labor skills and safety grant program.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1072 was substituted for House Bill No. 1072 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1072 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Chandler and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1072.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1072, and the bill passed the House by the following vote: Yeas, 82; Nays, 14; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Dahlquist, Holy, Magendanz, Nealey, Orcutt, Overstreet, Pike, Scott, Shea, Taylor, Vick and Young.

Excused: Representatives Condotta and Habib.

SECOND SUBSTITUTE HOUSE BILL NO. 1072, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

HOUSE BILL NO. 1156
HOUSE BILL NO. 1711
HOUSE BILL NO. 2187
HOUSE BILL NO. 2197
HOUSE BILL NO. 2205
HOUSE BILL NO. 2211
HOUSE BILL NO. 2245
HOUSE BILL NO. 2304
HOUSE BILL NO. 2309
HOUSE BILL NO. 2357
HOUSE BILL NO. 2409
HOUSE BILL NO. 2438
HOUSE BILL NO. 2439
HOUSE BILL NO. 2440
HOUSE BILL NO. 2442
HOUSE BILL NO. 2446
HOUSE BILL NO. 2449
HOUSE BILL NO. 2457
HOUSE BILL NO. 2468
HOUSE BILL NO. 2528
HOUSE BILL NO. 2530
HOUSE BILL NO. 2534
ENGROSSED HOUSE BILL NO. 2617
HOUSE BILL NO. 2634
ENGROSSED HOUSE BILL NO. 2617
HOUSE BILL NO. 2634
HOUSE BILL NO. 2647
HOUSE BILL NO. 2677
HOUSE BILL NO. 2695
HOUSE BILL NO. 2706

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:00 a.m., February 17, 2014, the 36th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY SIXTH DAY

House Chamber, Olympia, Monday, February 17, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Columbia River Young Marines Color Guard. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Drew Hansen, 23rd District.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced the family of Air Force Captain Christopher Stover, a veteran of Iraq and Afghanistan who was recently killed in a helicopter accident in England, to the Chamber and asked the members to acknowledge them.

RESOLUTION

HOUSE RESOLUTION NO. 4677, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, The citizens of the state of Washington and of the United States of America for many years have reserved the third Monday in February as an exceptional celebration for Presidents' Day; and

WHEREAS, While Presidents' Day has paid specific, historical tribute both to President George Washington and to President Abraham Lincoln, this yearly tribute generally also extends to embrace and commend other former occupants of the White House, as well as the current United States Commander in Chief; and

WHEREAS, George Washington, born February 22, 1732, led the Revolutionary Army with courage and fortitude, defined the highest office in the land as the first president of the United States, and remained ever-mindful of his actions and the ramifications realized through his deeds; and

WHEREAS, Abraham Lincoln, born February 12, 1809, is remembered as the defender of the Union, as the author of the

Emancipation Proclamation that freed the vast majority of slaves, and as a giant leader who strove mightily to rebuild the Union after the denouement of the Civil War; and

WHEREAS, In 1968, federal legislation, the "Uniform Monday Holiday Act," was approved in Congress. The act went into effect three years later to install the Presidents' Day celebration that we have come to know and respect; and

WHEREAS, In 1985, the Washington State Legislature singled out the third Monday in February as a day for commemorating the births of Presidents Washington and Lincoln; and

WHEREAS, It is recognized all over the world that this diverse, magnificent land of ours stands up for freedom and opportunity, thanks in very large measure to the robust foundation built by the tireless efforts of our forebearers, especially Presidents George Washington and Abraham Lincoln; and

WHEREAS, A Presidents' Day celebration would not be at all complete without recognizing the irreplaceable service of the first ladies in our American presidential history; and

WHEREAS, The first ladies of our nation are tremendous role models, illustrating so very well what it means to be an American, and serving throughout our history as representations of strength and courage; and

WHEREAS, Washington is the only state named for an American president, George Washington, the father of our country, and as such, we Washingtonians hold the presidency and presidents in exceptionally high esteem;

NOW, THEREFORE, BE IT RESOLVED, That on this seventeenth day of February, 2014, the House of Representatives honor the Presidents of the United States of America for their immense, immeasurable contributions to the cause of liberty and justice for all.

Representative Gregerson moved adoption of HOUSE RESOLUTION NO. 4677

Representatives Gregerson and Young spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4677 was adopted.

MESSAGE FROM THE SENATE

February 14, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6040
SENATE BILL NO. 6059
ENGROSSED SUBSTITUTE SENATE BILL NO. 6076
SUBSTITUTE SENATE BILL NO. 6124
SENATE BILL NO. 6133
ENGROSSED SUBSTITUTE SENATE BILL NO. 6137
SENATE BILL NO. 6143
SUBSTITUTE SENATE BILL NO. 6199
SENATE BILL NO. 6201
SENATE BILL NO. 6219

ENGROSSED SUBSTITUTE SENATE BILL NO. 6228
 SUBSTITUTE SENATE BILL NO. 6250
 SENATE BILL NO. 6358
 SUBSTITUTE SENATE BILL NO. 6362
 SENATE BILL NO. 6413
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6436
 SUBSTITUTE SENATE BILL NO. 6446
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6499
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6512

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2788 by Representatives Sawyer, Muri, Haler, Reykdal, Lytton, Seaquist, Zeiger, Sells and Gregerson

AN ACT Relating to a review of employee classification practices and policies at institutions of higher education; and creating a new section.

Referred to Committee on Appropriations.

HB 2789 by Representatives Taylor, Goodman, Shea, Morris, Smith, Walkinshaw, Overstreet, Condotta, Moscoso, Ryu, Short and Scott

AN ACT Relating to technology-enhanced government surveillance; adding new sections to chapter 9.73 RCW; creating a new section; and prescribing penalties.

SB 5633 by Senators Conway and Schoesler

AN ACT Relating to restrictions on collecting a pension in the public employees' retirement system for retirees returning to work in an ineligible position or a position covered by another state retirement system; and amending RCW 41.40.037.

Referred to Committee on Appropriations.

2SSB 5973 by Senate Committee on Ways & Means (originally sponsored by Senators Rolfes, Pearson, Honeyford, Cleveland, Hargrove, Hewitt, Fraser, Litzow, Parlette, Kline and McAuliffe)

AN ACT Relating to the community forest trust account; amending RCW 43.30.385, 79.64.020, 79.64.040, and 79.155.090; reenacting and amending RCW 43.84.092 and 43.84.092; adding a new section to chapter 79.155 RCW; providing a contingent effective date; and providing a contingent expiration date.

Referred to Committee on Agriculture & Natural Resources.

SSB 5977 by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Hobbs and Fain)

AN ACT Relating to the regulation of service contracts and protection product guarantees; and amending RCW 48.110.020.

Referred to Committee on Business & Financial Services.

SB 5979 by Senators Sheldon, King, Pearson and O'Ban

AN ACT Relating to provisions governing commercial motor vehicles; and amending RCW 46.37.140, 46.48.170, and 46.61.350.

Referred to Committee on Transportation.

ESSB 6016 by Senate Committee on Health Care (originally sponsored by Senators Rivers, Keiser, Cleveland, Tom, Kline and McAuliffe)

AN ACT Relating to the grace period for enrollees of the Washington health benefit exchange; adding a new section to chapter 43.71 RCW; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Health Care & Wellness.

SB 6022 by Senators O'Ban, Keiser and Conway

AN ACT Relating to the protection of state hospital workers; amending RCW 9A.36.031; and prescribing penalties.

Referred to Committee on Public Safety.

SSB 6046 by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Rolfes, Conway, Kohl-Welles, Braun, Honeyford and Kline)

AN ACT Relating to whistleblowers; and adding a new section to chapter 49.60 RCW.

Referred to Committee on Labor & Workforce Development.

SSB 6058 by Senate Committee on Energy, Environment & Telecommunications (originally sponsored by Senators Brown, Dinsel, Benton, Rivers, Schoesler, Padden, Bailey, Becker and Honeyford)

AN ACT Relating to allowing incremental electricity produced as a result of efficiency improvements to hydroelectric generation projects whose energy output is marketed by the Bonneville power administration to qualify as an eligible renewable resource under the energy independence act; amending RCW 19.285.040; and reenacting and amending RCW 19.285.030.

Referred to Committee on Technology & Economic Development.

2SSB 6062 by Senate Committee on Ways & Means (originally sponsored by Senators Hill, Litzow, Becker, Honeyford, Bailey, Hobbs, Angel, Fain, Braun and Tom)

AN ACT Relating to providing internet access to public school data and expenditure information; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

SSB 6078 by Senate Committee on Governmental Operations (originally sponsored by Senators McCoy, Kohl-Welles and Conway)

AN ACT Relating to recognizing "Native American Heritage Day"; amending RCW 1.16.050 and 28A.150.050; and creating a new section.

Referred to Committee on Community Development, Housing & Tribal Affairs.

SSB 6095 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Kline and Roach)

AN ACT Relating to background checks for persons who will have access to children or vulnerable adults; and amending RCW 13.34.130, 43.43.842, and 43.20A.710.

Referred to Committee on Early Learning & Human Services.

2SSB 6096 by Senate Committee on Ways & Means (originally sponsored by Senators Pearson, McCoy, Brown and Roach)

AN ACT Relating to providing for property tax exemption for the value of new construction of industrial/manufacturing facilities in targeted urban areas; and adding a new chapter to Title 84 RCW.

Referred to Committee on Finance.

SB 6128 by Senators Litzow, McAuliffe, Hobbs, Dammeier, Tom and Mullet

AN ACT Relating to the delivery of medication and services by unlicensed school employees; adding a new section to chapter 28A.210 RCW; and creating a new section.

Referred to Committee on Education.

SSB 6145 by Senate Committee on Governmental Operations (originally sponsored by Senators Hatfield, Roach, Chase, Sheldon, Fraser and McAuliffe)

AN ACT Relating to declaring the *Ostrea lurida* the official oyster of the state of Washington; adding a new section to chapter 1.20 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

2SSB 6163 by Senate Committee on Ways & Means (originally sponsored by Senators Billig, Litzow, Frockt, Dammeier, McAuliffe, Rolfes, King, Tom, Kohl-Welles and Keiser)

AN ACT Relating to expanded learning opportunities; adding a new chapter to Title 28A RCW; and declaring an emergency.

Referred to Committee on Education.

SSB 6179 by Senate Committee on Commerce & Labor (originally sponsored by Senators Braun, Benton, Becker, Sheldon, Baumgartner, Brown, Schoesler, Rivers, Honeyford, Tom, Hewitt and Parlette)

AN ACT Relating to workers' compensation group self-insurance plans; and adding new sections to chapter 51.14 RCW.

Referred to Committee on Labor & Workforce Development.

SSB 6207 by Senate Committee on Natural Resources & Parks (originally sponsored by Senator Angel)

AN ACT Relating to fee immunity for certain water facilities; and amending RCW 4.24.210.

Referred to Committee on Judiciary.

SSB 6216 by Senate Committee on Transportation (originally sponsored by Senators Eide and King)

AN ACT Relating to county ferries; and adding a new chapter to Title 36 RCW.

Referred to Committee on Transportation.

SSB 6280 by Senate Committee on Transportation (originally sponsored by Senators King, Hobbs, Hatfield and Schoesler)

AN ACT Relating to department of transportation numbers for certain farm vehicles; and amending RCW 46.32.080.

Referred to Committee on Transportation.

SSB 6290 by Senate Committee on Commerce & Labor (originally sponsored by Senators Sheldon, Roach and Hill)

AN ACT Relating to miniature hobby boilers; and amending RCW 70.79.070 and 70.79.080.

Referred to Committee on Labor & Workforce Development.

ESSB 6297 by Senate Committee on Health Care (originally sponsored by Senators Becker and Kohl-Welles)

AN ACT Relating to providing information regarding childhood immunizations to pregnant women; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care & Wellness.

SB 6299 by Senators Becker, Keiser and Kohl-Welles

AN ACT Relating to prenatal nutrition education; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care & Wellness.

2SSB 6312 by Senate Committee on Ways & Means (originally sponsored by Senators Darneille, Hargrove, Rolfes, McAuliffe, Ranker, Conway, Cleveland, Fraser, McCoy, Keiser and Kohl-Welles)

AN ACT Relating to state purchasing of mental health and chemical dependency treatment services; amending RCW 71.24.015, 71.24.016, 71.24.025, 71.24.035, 71.24.045, 71.24.100, 71.24.110, 71.24.340, 71.24.420, 70.96A.020, 70.96A.040, 70.96A.050, 70.96A.080, and 70.96A.320; amending 2013 c 338 s 1 (uncodified); adding a new section to chapter 71.24 RCW; adding a new section to chapter 43.20A

RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care & Wellness.

SB 6321 by Senators Bailey and Conway

AN ACT Relating to removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year; and amending RCW 41.34.040.

Referred to Committee on Appropriations.

SSB 6330 by Senate Committee on Ways & Means (originally sponsored by Senator Sheldon)

AN ACT Relating to promoting affordable housing in unincorporated areas of rural counties within urban growth areas; amending RCW 84.14.007, 84.14.040, and 84.14.060; reenacting and amending RCW 84.14.010; and creating a new section.

Referred to Committee on Finance.

SSB 6387 by Senate Committee on Ways & Means (originally sponsored by Senators Hill, Hargrove, Ranker, Fain, Braun, Tom, Dammeier, Parlette, Becker, Schoesler, Hewitt, Bailey, King, Angel, Roach, Keiser, Litzow, Kohl-Welles, O'Ban, Conway and Benton)

AN ACT Relating to reducing the number of individuals with developmental disabilities who have requested a service but the provision of a specific service would exceed program capacity; amending RCW 71A.10.020 and 71A.16.050; and creating new sections.

Referred to Committee on Early Learning & Human Services.

SSB 6431 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Hargrove, Kohl-Welles, Liias, Kline, Rolfes, Parlette, Frockt, Pedersen and Conway)

AN ACT Relating to assistance for schools in implementing youth suicide prevention activities; amending RCW 28A.300.288; and creating a new section.

Referred to Committee on Education.

SSB 6439 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Liias, Litzow, McAuliffe, Billig, Kohl-Welles, Keiser, Pedersen, Mullet, Rolfes, Cleveland, Fraser and Frockt)

AN ACT Relating to preventing harassment, intimidation, and bullying in public schools; and amending RCW 28A.300.285.

Referred to Committee on Education.

SSB 6442 by Senate Committee on Commerce & Labor (originally sponsored by Senators Brown, Hatfield, Schoesler, Hobbs, Honeyford, Hewitt, Kohl-Welles, Keiser, Kline and Rolfes)

AN ACT Relating to allowing sales of growlers of cider; and adding a new section to chapter 66.28 RCW.

Referred to Committee on Government Accountability & Oversight.

ESSB 6450 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Pedersen, Kohl-Welles, Pearson, Liias, Ericksen and Kline)

AN ACT Relating to on-water dwellings; amending RCW 90.58.270; and creating new sections.

Referred to Committee on Environment.

ESSB 6479 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Frockt, Fain, Darneille, Kohl-Welles, Rivers and Kline)

AN ACT Relating to providing caregivers authority to allow children placed in their care to participate in normal childhood activities based on a reasonable and prudent parent standard; reenacting and amending RCW 74.15.030; and adding a new section to chapter 74.13 RCW.

Referred to Committee on Early Learning & Human Services.

E2SSB 6552 by Senate Committee on Ways & Means (originally sponsored by Senators Rolfes, Dammeier, Litzow, Rivers, Tom, Fain, Hill, Kohl-Welles, Mullet, McAuliffe and Cleveland)

AN ACT Relating to improving student success by modifying instructional hour and graduation requirements; amending RCW 28A.700.070, 28A.230.097, 28A.150.220, 28A.230.090, and 28A.150.260; and creating a new section.

Referred to Committee on Education.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, HOUSE BILL NO. 2789 and HOUSE BILL NO. 2168 were removed from the suspension calendar and the bills were placed on the second reading calendar.

MESSAGES FROM THE SENATE

February 14, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6181 and the same are herewith transmitted.

Hunter G. Goodman, Secretary

February 14, 2014

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 6179
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1773, by House Committee on Health Care & Wellness (originally sponsored by Representatives Morrell, Rodne, Cody, Green, Ryu, Lias, Farrell and Santos)

Concerning the practice of midwifery.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1773 was substituted for Engrossed Substitute House Bill No. 1773 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1773 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Schmick spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representative Hurst was excused. On motion of Representative Holy, Representative Parker was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1773.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1773, and the bill passed the House by the following vote: Yeas, 91; Nays, 5; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea, Taylor and Young.

Excused: Representatives Hurst and Parker.

SECOND SUBSTITUTE HOUSE BILL NO. 1773, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2646, by Representatives Cody, Tharinger, Harris, Senn, Morrell and Freeman

Providing certification exemptions and training requirements for certain individual provider long-term care workers.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody and Harris spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2646.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2646, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 2646, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2647, by Representatives Jinkins, Harris, Tharinger, Cody, Morrell and Freeman

Concerning electronic timekeeping for in-home personal care or respite services.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Harris spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2647.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2647, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Scott.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 2647, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2446, by Representatives Gregerson, Rodne, Carlyle, Dahlquist, Farrell, Springer, Freeman, Senn, Sullivan, Moscoso, Pettigrew, Magendanz, Pollet, Tarleton, Ryu, Stanford, Bergquist, Morrell and Tharinger

Simplifying procedures for obtaining an order for refund of property taxes.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Gregerson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2446.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2446, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 2446, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1156, by Representatives Blake and Orcutt

Consolidating designated forest lands and open space timber lands for ease of administration.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1156 was substituted for House Bill No. 1156 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1156 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1156.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1156, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Stanford.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 1156, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2376, by Representatives Hayes, S. Hunt, Haler, Appleton, Zeiger, Farrell, Reykdal, MacEwen, Sawyer, Holy, Harris, Ross, Roberts, Springer, Wylie, Ryu, Morrell, Parker and Freeman

Exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying. (REVISED FOR ENGROSSED: Exempting agency employee driver's license numbers and identicard numbers from public inspection and copying.)

The bill was read the second time.

There being no objection, Substitute House Bill No. 2376 was substituted for House Bill No. 2376 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2376 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Hayes spoke in favor of the passage of the bill.

There being no objection, the House deferred action on SUBSTITUTE HOUSE BILL NO. 2376, and the bill held its place on the third reading calendar.

HOUSE BILL NO. 1820, by Representatives Bergquist, Fitzgibbon and Hurst

Determining average salary for the pension purposes of state and local government employees as certified by their employer.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1820 was substituted for House Bill No. 1820 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1820 was read the second time.

Representative Bergquist moved the adoption of amendment (736).

On page 46, line 22, after "July 1," strike "2013" and insert "2014"

Representatives Bergquist and Chandler spoke in favor of the adoption of the amendment.

Amendment (736) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Bergquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1820.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1820, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell,

Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Harris, Overstreet, Pike, Scott and Vick.

Excused: Representatives Hurst and Parker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1820, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2253, by Representatives Manweller, Sells, Johnson and Ryu

Concerning telecommunications installations.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2253.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2253, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 2253, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2318, by Representatives Seaquist and Appleton

Addressing contractor liability for industrial insurance premiums for not-for-profit nonemergency Medicaid transportation brokers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2318 was substituted for House Bill No. 2318 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2318 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Seaquist and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2318.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2318, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Ormsby.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 2318, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1402, by Representatives Stanford and Morrell

Adopting the insurer state of entry model act.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1402 was substituted for House Bill No. 1402 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1402 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stanford and Vick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1402.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1402, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 1402, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2461, by Representatives Kirby and Ryu

Addressing the financial solvency of insurance companies.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2461 was substituted for House Bill No. 2461 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2461 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Vick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2461.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2461, and the bill passed the House by the following vote: Yeas, 82; Nays, 14; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, DeBolt, G. Hunt, Holy, Overstreet, Pike, Roberts, Schmick, Scott, Shea, Taylor, Wilcox and Young.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 2461, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2440, by Representatives Fitzgibbon, Tharinger, Short and Ryu

Modifying the definition of "oil" or "oils."

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2440.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2440, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, DeBolt, Overstreet, Pike, Shea and Taylor.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 2440, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2556, by Representatives Freeman, Rodne, Kagi and Pollet

Encouraging the establishment of therapeutic courts.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2556 was substituted for House Bill No. 2556 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2556 was read the second time.

Representative Shea moved the adoption of amendment (753):

On page 5, after line 30, insert the following:

"(9) No therapeutic or specialty court may be established specifically for the purpose of applying foreign law, including foreign criminal, civil, or religious law, that is otherwise not required by treaty.

(10) No therapeutic or specialty court established by court rule shall enforce a foreign law, if doing so would violate a right guaranteed by the Constitution of this state or of the United States."

Representatives Shea and Jinkins spoke in favor of the adoption of the amendment.

Amendment (753) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Freeman and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2556.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2556, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Overstreet.

Excused: Representatives Hurst and Parker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2556, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2205, by Representative Takko

Modifying mental status evaluation provisions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2205 was substituted for House Bill No. 2205 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2205 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Takko and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2205.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2205, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 2205, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1118, by Representatives Fitzgibbon, Nealey, Goodman, Rodne, Pedersen, Hansen and Ryu

Revising the uniform interstate family support act.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1118.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1118, and the bill passed the House by the following vote: Yeas, 94; Nays, 2; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott,

Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Klippert and Overstreet.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 1118, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2534, by Representative Kirby

Requiring fingerprint background checks for the licensing of vehicle dealers and security guards.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Kirby spoke in favor of the passage of the bill.

Representative Vick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2534.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2534, and the bill passed the House by the following vote: Yeas, 59; Nays, 37; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Hope, Hudgins, Hunter, Jinkins, Kagi, Kirby, Klippert, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Harris, Hawkins, Hayes, Holy, Johnson, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst and Parker.

HOUSE BILL NO. 2534, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2705, by Representatives Moscoso, Ryu and Goodman

Concerning reserve peace officers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2705 was substituted for House Bill No. 2705 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2705 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Moscoso and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2705.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2705, and the bill passed the House by the following vote: Yeas, 91; Nays, 5; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea, Taylor and Young.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 2705, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2675, by Representatives Shea, Blake, Moscoso, Reykdal, Sells, Condotta, Scott and Young

Modifying provisions applicable to off-road, nonhighway, and wheeled all-terrain vehicles and their drivers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2675 was substituted for House Bill No. 2675 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2675 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Shea and Clibborn spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2675.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2675, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Bergquist, Fey, Habib, Klippert, Ryu and Tarleton.

Excused: Representatives Hurst and Parker.

SUBSTITUTE HOUSE BILL NO. 2675, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2711, by Representatives Habib, Magendanz, Tarleton, Morrell, Bergquist, Freeman and Muri

Concerning electric vehicle charging stations. Revised for 1st Substitute: Concerning public charging stations for electric vehicles.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2711 was substituted for House Bill No. 2711 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2711 was read the second time.

Representative Klippert moved the adoption of amendment (746):

On page 3, line 22, after "both." insert "Owners and operators of public charging stations should consider allowing users to pay with cash."

Representatives Klippert and Clibborn spoke in favor of the adoption of the amendment.

Amendment (746) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Habib and Magendanz spoke in favor of the passage of the bill.

Representative MacEwen spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2711.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2711, and the bill passed the House by the following vote: Yeas, 61; Nays, 35; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Kretz, Kristiansen, MacEwen, Manweller, Nealey, Orcutt, Overstreet, Pike, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst and Parker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2711, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2752, by Representatives Walkinshaw, Clibborn, Tarleton, Riccelli, Moscoso, Ortiz-Self, Johnson and Bergquist

Creating Washington state tree special license plates.

The bill was read the second time.

Representative Holy moved the adoption of amendment (726):

On page 7, beginning on line 26, after "State tree" strike all material through "arboretum" on line 31 and insert "Provide funds to support the Washington park arboretum and John A. Finch arboretum in the following manner: (a) eighty-five percent of the proceeds to the arboretum foundation to support the University of Washington botanic gardens' environmental education programs for children at the Washington park arboretum and to the University of Washington botanic gardens and the city of Seattle for maintenance of the Washington park arboretum; and (b) fifteen percent of the proceeds to the city of Spokane for maintenance of the John A. Finch arboretum"

Representatives Holy and Riccelli spoke in favor of the adoption of the amendment.

Amendment (726) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Walkinshaw and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2752.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2752, and the bill passed the House by the following vote: Yeas, 81; Nays, 15; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Klippert, Kretz, Nealey, Overstreet, Pike, Scott, Shea, Taylor, Vick and Young.

Excused: Representatives Hurst and Parker.

ENGROSSED HOUSE BILL NO. 2752, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2617, by Representatives Jinkins, S. Hunt, Haler, Appleton, Hope, Moscoso, Harris, Fitzgibbon, Morrell, Sawyer, Bergquist, Pollet, Green, Riccelli, Fey, MacEwen, Freeman, Tarleton, Gregerson and Santos

Regulating interpreter services.

The bill was read the second time.

Representative Jinkins moved the adoption of amendment (744):

On page 2, line 33, after "the state" strike ". When a state-certified" and insert ", or be nationally certified by the certification commission for health care interpreters or the national board for certification of medical interpreters. When a nationally-certified, state-certified,"

On page 3, after line 11, insert the following:

"(8) The department of social and health services, the health care authority, the department of labor and industries, and the department of enterprise services may not impose reimbursement rates or obligations established through collective bargaining under RCW 41.56.510 in contracts with entities that do not provide interpreter services through language access providers as defined in RCW 41.56.030(10)."

On page 4, line 21, after "ethics," strike "and make recommendations" and insert "the certification standards of other states, and national certification standards, and make recommendations for improving state certifications and authorizations"

Representatives Jinkins and Haler spoke in favor of the adoption of the amendment.

Amendment (744) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Jinkins spoke in favor of the passage of the bill.

Representatives Manweller and Buys spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2617.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2617, and the bill passed the House by the following vote: Yeas, 56; Nays, 40; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hope, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Hawkins, Hayes, Holy, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Hurst and Parker.

ENGROSSED HOUSE BILL NO. 2617, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1841, by House Committee on Capital Budget (originally sponsored by Representatives Stonier, Warnick, Dunshee, Morrell, Ryu and Freeman).

Authorizing electronic competitive bidding for state public works contracting.

The bill was read the third time.

Representatives Stonier and Warnick spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1841.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1841, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller,

Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 1841, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1005, by Representatives Moeller, Wylie, Reykdal, Appleton, Ryu, Morrell, McCoy, Seaquist, Moscoso, Hudgins, Ormsby and Pollet

Concerning responsibilities and funding of the public disclosure commission. Revised for 3rd Substitute: Requiring certain campaign reports to be filed electronically.

The bill was read the second time.

There being no objection, Third Substitute House Bill No. 1005 was substituted for House Bill No. 1005 and the third substitute bill was placed on the second reading calendar.

THIRD SUBSTITUTE HOUSE BILL NO. 1005 was read the second time.

Representative Moeller moved the adoption of amendment (722):

On page 1, line 14, after "January 1," strike "2015" and insert "2016"

Representatives Moeller and Taylor spoke in favor of the adoption of the amendment.

Amendment (722) was adopted.

Representative Moeller moved the adoption of amendment (668):

On page 2, after line 7, insert the following:

"NEW SECTION. Sec. 3. A new section is added to chapter 42.17A RCW to read as follows:

(1) The following persons and individuals must pay an annual fee to the commission:

(a) Every political committee and candidate must pay a fee of two hundred dollars to the commission each calendar year that the political committee or candidate is required to report under RCW 42.17A.205, 42.17A.210, 42.17A.220, 42.17A.225, 42.17A.235, or 42.17A.250;

(b) Every lobbyist whose total reportable accrued compensation for lobbying, whether from or on behalf of one or more lobbyists' employers, was ten thousand dollars or more for the previous calendar year must pay a fee of two hundred dollars to the commission each calendar year that it is required to report under RCW 42.17A.600, 42.17A.615, 42.17A.630, or 42.17A.640;

(c) Every lobbyist employer whose total reportable accrued expenses and payments for lobbying, including those through or on behalf of one or more lobbyists, was ten thousand dollars or more for

the previous calendar year, must pay a fee of two hundred dollars to the commission each calendar year that it is required to report under RCW 42.17A.600, 42.17A.615, 42.17A.630, or 42.17A.640;

(d) Every government entity that employs more than fifty full-time equivalent employees must pay a fee of one hundred fifty dollars each calendar year that it is required to report under RCW 42.17A.635(5); and

(e) Every elected official that receives a salary for duties performed related to that office in excess of ten thousand dollars and is required to report under RCW 42.17A.700 must pay a fee of two hundred dollars to the commission for each calendar year he or she is an elected official and is required to report.

(2) No person or individual may be required to pay more than one fee in a calendar year under this section. Any person may appeal a fee to the commission if more than one fee under this section is imposed on the person in a calendar year.

(3) The commission shall adopt rules and procedures to implement this section.

(4) The legislature shall have the authority to adjust fees commensurate to the amount appropriate to support the functions of this program.

NEW SECTION. Sec. 4. A new section is added to chapter 42.17A RCW to read as follows:

(1) The public disclosure electronic filing account is created in the custody of the state treasurer. All receipts from fees paid under section 3 of this act must be deposited into the account. Expenditures from the account may be used only for costs incurred as a result of the design, development, implementation, and maintenance of:

(a) Computer hardware and software or other applications to accommodate electronic filing of the reports required by this chapter; and

(b) A database and query system compatible with current architecture, technology, and operating systems that result in readily available data to the public for review and analysis.

(2) Only the executive director of the public disclosure commission, or the executive director's designee, may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures."

Renumber the remaining section consecutively and correct any internal references accordingly.

Correct the title.

Representative Moeller and Moeller (again) spoke in favor of the adoption of the amendment.

Representatives Taylor and Hunter spoke against the adoption of the amendment.

Amendment (668) was not adopted.

Representative S. Hunt moved the adoption of amendment (755):

On page 2, beginning on line 8, strike all of section 3

Correct the title.

Representative S. Hunt spoke in favor of the adoption of the amendment.

Amendment (755) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Moeller and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Third Substitute House Bill No. 1005.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Third Substitute House Bill No. 1005, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO. 1005, having received the necessary constitutional majority, was declared passed.

SECOND READING SUSPENSION

HOUSE BILL NO. 1171, by Representatives Hurst, Dahlquist, Haler and Parker

Prohibiting the release of defendants charged with a sex or violent offense without the payment of bail pending trial. Revised for 1st Substitute: Clarifying pretrial release programs.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 1171 was read the second time.

The bill was placed on final passage.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1171.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1171, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 1171, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1742, by Representatives Wylie, Ryu, Hunter, S. Hunt and Moscoso

Allowing sales of growlers of wine.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 1742 was read the second time.

The bill was placed on final passage.

Representatives Wylie and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1742.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1742, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 1742, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2150, by Representative Blake

Encouraging recreational access to private property.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2150 was read the second time.

The bill was placed on final passage.

Representatives Blake and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2150.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2150, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2150, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2169, by Representatives Goodman, Rodne, Morrell and Jinkins

Creating the international commercial arbitration act.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Goodman and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2169.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2169, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist,

DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet and Young.

Excused: Representative Hurst.

HOUSE BILL NO. 2169, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2302, by Representatives Moscoso and Reykdal

Concerning snack bar licenses.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Moscoso and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2302.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2302, and the bill passed the House by the following vote: Yeas, 90; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Goodman, Green, Harris, Morrell, Nealey, Orcutt and Stanford.

Excused: Representative Hurst.

HOUSE BILL NO. 2302, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2420, by Representatives Klippert, Moscoso, Muri, Fey, Hayes, Seaquist, Hargrove, MacEwen, Haler, Ryu, Smith, Tarleton, Zeiger, Bergquist, Morrell, Shea, Santos, Ormsby and Freeman

Authorizing Congressional Medal of Honor recipients to receive special license plates for up to two motor vehicles. Revised for 1st Substitute: Concerning Medal of Honor special license plates.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2420 was read the second time.

The bill was placed on final passage.

Representatives Klippert and Fey spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2420.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2420, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2420, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2567, by Representatives Zeiger, Morrell, Rodne and Jinkins

Concerning the approval of minutes from annual meetings of homeowners' associations. Revised for 1st Substitute: Concerning the approval of minutes from meetings of homeowners' associations.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2567 was read the second time.

The bill was placed on final passage.

Representatives Zeiger and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2567.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2567, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2567, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2585, by Representatives Walsh and Pettigrew

Concerning income eligibility for temporary assistance for needy families benefits for a child.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Walsh and Kagi spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2585.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2585, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor,

Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

HOUSE BILL NO. 2585, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2598, by Representative Kagi

Clarifying the lead agency for the early support for infant and toddlers program.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2598.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2598, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet and Taylor.

Excused: Representative Hurst.

HOUSE BILL NO. 2598, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2642, by Representatives Walkinshaw, Kochmar, Clibborn and Klippert

Modifying the deadline for annual regulatory fees for charter party and excursion service carriers.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Walkinshaw and Kochmar spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2642.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2642, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

HOUSE BILL NO. 2642, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2691, by Representative Kirby

Regulating legal service contractors.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2691 was read the second time.

The bill was placed on final passage.

Representatives Kirby and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2691.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2691, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor,

Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2691, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2744, by Representatives G. Hunt, Appleton, Tarleton and Freeman

Modifying certain provisions governing veteran-owned businesses.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives G. Hunt, Appleton, Hunter and S. Hunt spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2744.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2744, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

HOUSE BILL NO. 2744, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Wilcox congratulated Representative G. Hunt on the passage of his first bill through the House, and asked the Chamber to acknowledge his accomplishment.

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

ENGROSSED HOUSE BILL NO. 1013, by Representatives Appleton, Seaquist, Ryu and Hansen.

Authorizing regular meetings of county legislative authorities to be held at alternate locations within the county.

The bill was read the third time.

Representative Appleton spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1013.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1013, and the bill passed the House by the following vote: Yeas, 65; Nays, 32; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Kristiansen, MacEwen, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Wilcox and Young.

Excused: Representative Hurst.

ENGROSSED HOUSE BILL NO. 1013, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Engrossed House Bill No. 1013.
Representative Klippert, 8 District

THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117, by House Committee on Judiciary (originally sponsored by Representatives Hansen, Rodne and Pedersen)

Concerning the transfer of real property by deed taking effect at the grantor's death.

There being no objection, the rules were suspended, and ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Hansen moved the adoption of amendment (602):

Beginning on page 26, after line 20, strike all of section 27 and insert the following:

"Sec. 27. RCW 84.33.140 and 2013 2nd sp.s. c 11 s 13 are each amended to read as follows:

(1) When land has been designated as forest land under RCW 84.33.130, a notation of the designation must be made each year upon the assessment and tax rolls. A copy of the notice of approval together with the legal description or assessor's parcel numbers for the land must, at the expense of the applicant, be filed by the assessor in the same manner as deeds are recorded.

(2) In preparing the assessment roll as of January 1, 2002, for taxes payable in 2003 and each January 1st thereafter, the assessor must list each parcel of designated forest land at a value with respect to the grade and class provided in this subsection and adjusted as provided in subsection (3) of this section. The assessor must compute the assessed value of the land using the same assessment ratio applied generally in computing the assessed value of other property in the county. Values for the several grades of bare forest land are as follows:

LAND GRADE	OPERABILITY CLASS	VALUES PER ACRE
	1	\$234
1	2	229
	3	217
	4	157
	1	198
2	2	190
	3	183
	4	132
	1	154
3	2	149
	3	148
	4	113
	1	117
4	2	114
	3	113
	4	86
	1	85
5	2	78
	3	77
	4	52

	1	43
6	2	39
	3	39
	4	37
	1	21
7	2	21
	3	20
	4	20
8		1

(3) On or before December 31, 2001, the department must adjust by rule under chapter 34.05 RCW, the forest land values contained in subsection (2) of this section in accordance with this subsection, and must certify the adjusted values to the assessor who will use these values in preparing the assessment roll as of January 1, 2002. For the adjustment to be made on or before December 31, 2001, for use in the 2002 assessment year, the department must:

(a) Divide the aggregate value of all timber harvested within the state between July 1, 1996, and June 30, 2001, by the aggregate harvest volume for the same period, as determined from the harvester excise tax returns filed with the department under RCW 84.33.074; and

(b) Divide the aggregate value of all timber harvested within the state between July 1, 1995, and June 30, 2000, by the aggregate harvest volume for the same period, as determined from the harvester excise tax returns filed with the department under RCW 84.33.074; and

(c) Adjust the forest land values contained in subsection (2) of this section by a percentage equal to one-half of the percentage change in the average values of harvested timber reflected by comparing the resultant values calculated under (a) and (b) of this subsection.

(4) For the adjustments to be made on or before December 31, 2002, and each succeeding year thereafter, the same procedure described in subsection (3) of this section must be followed using harvester excise tax returns filed under RCW 84.33.074. However, this adjustment must be made to the prior year's adjusted value, and the five-year periods for calculating average harvested timber values must be successively one year more recent.

(5) Land graded, assessed, and valued as forest land must continue to be so graded, assessed, and valued until removal of designation by the assessor upon the occurrence of any of the following:

(a) Receipt of notice from the owner to remove the designation;

(b) Sale or transfer to an ownership making the land exempt from ad valorem taxation;

(c) Sale or transfer of all or a portion of the land to a new owner, unless the new owner has signed a notice of forest land designation continuance, except transfer to an owner who is an heir or devisee of a deceased owner or transfer by a transfer on death deed, does not, by itself, result in removal of designation. The signed notice of continuance must be attached to the real estate excise tax affidavit provided for in RCW 82.45.150. The notice of continuance must be on a form prepared by the department. If the notice of continuance is not signed by the new owner and attached to the real estate excise tax affidavit, all compensating taxes calculated under subsection (11) of this section are due and payable by the seller or transferor at time of sale. The auditor may not accept an instrument of conveyance regarding designated forest land for filing or recording unless the new owner has signed the notice of continuance or the compensating tax has

been paid, as evidenced by the real estate excise tax stamp affixed thereto by the treasurer. The seller, transferor, or new owner may appeal the new assessed valuation calculated under subsection (11) of this section to the county board of equalization in accordance with the provisions of RCW 84.40.038. Jurisdiction is hereby conferred on the county board of equalization to hear these appeals;

(d) Determination by the assessor, after giving the owner written notice and an opportunity to be heard, that:

(i) The land is no longer primarily devoted to and used for growing and harvesting timber. However, land may not be removed from designation if a governmental agency, organization, or other recipient identified in subsection (13) or (14) of this section as exempt from the payment of compensating tax has manifested its intent in writing or by other official action to acquire a property interest in the designated forest land by means of a transaction that qualifies for an exemption under subsection (13) or (14) of this section. The governmental agency, organization, or recipient must annually provide the assessor of the county in which the land is located reasonable evidence in writing of the intent to acquire the designated land as long as the intent continues or within sixty days of a request by the assessor. The assessor may not request this evidence more than once in a calendar year;

(ii) The owner has failed to comply with a final administrative or judicial order with respect to a violation of the restocking, forest management, fire protection, insect and disease control, and forest debris provisions of Title 76 RCW or any applicable rules under Title 76 RCW; or

(iii) Restocking has not occurred to the extent or within the time specified in the application for designation of such land.

(6) Land may not be removed from designation if there is a governmental restriction that prohibits, in whole or in part, the owner from harvesting timber from the owner's designated forest land. If only a portion of the parcel is impacted by governmental restrictions of this nature, the restrictions cannot be used as a basis to remove the remainder of the forest land from designation under this chapter. For the purposes of this section, "governmental restrictions" includes: (a) Any law, regulation, rule, ordinance, program, or other action adopted or taken by a federal, state, county, city, or other governmental entity; or (b) the land's zoning or its presence within an urban growth area designated under RCW 36.70A.110.

(7) The assessor has the option of requiring an owner of forest land to file a timber management plan with the assessor upon the occurrence of one of the following:

(a) An application for designation as forest land is submitted; or

(b) Designated forest land is sold or transferred and a notice of continuance, described in subsection (5)(c) of this section, is signed.

(8) If land is removed from designation because of any of the circumstances listed in subsection (5)(a) through (c) of this section, the removal applies only to the land affected. If land is removed from designation because of subsection (5)(d) of this section, the removal applies only to the actual area of land that is no longer primarily devoted to the growing and harvesting of timber, without regard to any other land that may have been included in the application and approved for designation, as long as the remaining designated forest land meets the definition of forest land contained in RCW 84.33.035.

(9) Within thirty days after the removal of designation as forest land, the assessor must notify the owner in writing, setting forth the reasons for the removal. The seller, transferor, or owner may appeal the removal to the county board of equalization in accordance with the provisions of RCW 84.40.038.

(10) Unless the removal is reversed on appeal a copy of the notice of removal with a notation of the action, if any, upon appeal, together with the legal description or assessor's parcel numbers for the land removed from designation must, at the expense of the applicant, be filed by the assessor in the same manner as deeds are recorded and a notation of removal from designation must immediately be made upon

the assessment and tax rolls. The assessor must revalue the land to be removed with reference to its true and fair value as of January 1st of the year of removal from designation. Both the assessed value before and after the removal of designation must be listed. Taxes based on the value of the land as forest land are assessed and payable up until the date of removal and taxes based on the true and fair value of the land are assessed and payable from the date of removal from designation.

(11) Except as provided in subsection (5)(c), (13), or (14) of this section, a compensating tax is imposed on land removed from designation as forest land. The compensating tax is due and payable to the treasurer thirty days after the owner is notified of the amount of this tax. As soon as possible after the land is removed from designation, the assessor must compute the amount of compensating tax and mail a notice to the owner of the amount of compensating tax owed and the date on which payment of this tax is due. The amount of compensating tax is equal to the difference between the amount of tax last levied on the land as designated forest land and an amount equal to the new assessed value of the land multiplied by the dollar rate of the last levy extended against the land, multiplied by a number, in no event greater than nine, equal to the number of years for which the land was designated as forest land, plus compensating taxes on the land at forest land values up until the date of removal and the prorated taxes on the land at true and fair value from the date of removal to the end of the current tax year.

(12) Compensating tax, together with applicable interest thereon, becomes a lien on the land, which attaches at the time the land is removed from designation as forest land and has priority and must be fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation, or responsibility to or with which the land may become charged or liable. The lien may be foreclosed upon expiration of the same period after delinquency and in the same manner provided by law for foreclosure of liens for delinquent real property taxes as provided in RCW 84.64.050. Any compensating tax unpaid on its due date will thereupon become delinquent. From the date of delinquency until paid, interest is charged at the same rate applied by law to delinquent ad valorem property taxes.

(13) The compensating tax specified in subsection (11) of this section may not be imposed if the removal of designation under subsection (5) of this section resulted solely from:

(a) Transfer to a government entity in exchange for other forest land located within the state of Washington;

(b) A taking through the exercise of the power of eminent domain, or sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of such power;

(c) A donation of fee title, development rights, or the right to harvest timber, to a government agency or organization qualified under RCW 84.34.210 and 64.04.130 for the purposes enumerated in those sections, or the sale or transfer of fee title to a governmental entity or a nonprofit nature conservancy corporation, as defined in RCW 64.04.130, exclusively for the protection and conservation of lands recommended for state natural area preserve purposes by the natural heritage council and natural heritage plan as defined in chapter 79.70 RCW or approved for state natural resources conservation area purposes as defined in chapter 79.71 RCW, or for acquisition and management as a community forest trust as defined in chapter 79.155 RCW. At such time as the land is not used for the purposes enumerated, the compensating tax specified in subsection (11) of this section is imposed upon the current owner;

(d) The sale or transfer of fee title to the parks and recreation commission for park and recreation purposes;

(e) Official action by an agency of the state of Washington or by the county or city within which the land is located that disallows the present use of the land;

(f) The creation, sale, or transfer of forestry riparian easements under RCW 76.13.120;

(g) The creation, sale, or transfer of a conservation easement of private forest lands within unconfined channel migration zones or containing critical habitat for threatened or endangered species under RCW 76.09.040;

(h) The sale or transfer of land within two years after the death of the owner of at least a fifty percent interest in the land if the land has been assessed and valued as classified forest land, designated as forest land under this chapter, or classified under chapter 84.34 RCW continuously since 1993. The date of death shown on a death certificate is the date used for the purposes of this subsection (13)(h); or

(i)(i) The discovery that the land was designated under this chapter in error through no fault of the owner. For purposes of this subsection (13)(i), "fault" means a knowingly false or misleading statement, or other act or omission not in good faith, that contributed to the approval of designation under this chapter or the failure of the assessor to remove the land from designation under this chapter.

(ii) For purposes of this subsection (13), the discovery that land was designated under this chapter in error through no fault of the owner is not the sole reason for removal of designation under subsection (5) of this section if an independent basis for removal exists. An example of an independent basis for removal includes the land no longer being devoted to and used for growing and harvesting timber.

(14) In a county with a population of more than six hundred thousand inhabitants or in a county with a population of at least two hundred forty-five thousand inhabitants that borders Puget Sound as defined in RCW 90.71.010, the compensating tax specified in subsection (11) of this section may not be imposed if the removal of designation as forest land under subsection (5) of this section resulted solely from:

(a) An action described in subsection (13) of this section; or

(b) A transfer of a property interest to a government entity, or to a nonprofit historic preservation corporation or nonprofit nature conservancy corporation, as defined in RCW 64.04.130, to protect or enhance public resources, or to preserve, maintain, improve, restore, limit the future use of, or otherwise to conserve for public use or enjoyment, the property interest being transferred. At such time as the property interest is not used for the purposes enumerated, the compensating tax is imposed upon the current owner."

On page 37, line 37, after "during the" strike "2013" and insert "2014"

Representatives Hansen and Nealey spoke in favor of the adoption of the amendment.

Amendment (602) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hansen and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1117.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1117, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117, having received the necessary constitutional majority, was declared passed.

THIRD READING

The House resumed consideration of. SUBSTITUTE HOUSE BILL NO. 2376 on third reading.

SUBSTITUTE HOUSE BILL NO. 2376, by House Committee on Government Operations & Elections (originally sponsored by Representatives Hayes, S. Hunt, Haler, Appleton, Zeiger, Farrell, Reykdal, MacEwen, Sawyer, Holy, Harris, Ross, Roberts, Springer, Wylie, Ryu, Morrell, Parker and Freeman)

Exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying. (REVISED FOR ENGROSSED: Exempting agency employee driver's license numbers and identicard numbers from public inspection and copying.)

There being no objection, the rules were suspended, and SUBSTITUTE HOUSE BILL NO. 2376 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

The bill was read the second time.

Representative Pollet moved the adoption of amendment (714):

On page 1, line 14, after "The" insert "following information held by any public agency in personnel records, public employment related records, volunteer rosters, or included in any mailing list of employees or volunteers of any public agency:"

One page 2, line 3, after "a public agency" strike "that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency" and insert "~~((that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency))~~"

Representatives Pollet and Hayes spoke in favor of the adoption of the amendment.

Amendment (714) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hayes and S. Hunt spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2376.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2376, and the bill passed the House by the following vote: Yeas, 89; Nays, 8; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, Orcutt, Overstreet, Pike, Scott, Shea and Taylor.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2376, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2594, by Representatives Riccelli, Jinkins, Cody, Moscoso, Morrell, Fitzgibbon, Ryu, Tarleton, Farrell, Van De Wege, Robinson, Habib, Ormsby, Tharinger, Freeman, Walkinshaw, Hudgins, Gregerson, Pettigrew, Reykdal, Roberts, Carlyle, Moeller, Stanford, Goodman, Seaquist, Appleton, Clibborn, Bergquist, Kagi, Sells, Pollet and Green

Requiring the health care authority to develop a blueprint for the establishment of a federal basic health program. Revised for 1st Substitute: Requiring the health care authority to begin econometric modeling to review enrollment and costs to the state, enrollees, and the insurance market.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2594 was substituted for House Bill No. 2594 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2594 was read the second time.

Representative Riccelli moved the adoption of amendment (694):

On page 2, beginning on line 5, after "enrollees," strike all material through "144" on line 7 and insert "health care provider and facility reimbursement, and the insurance marketplace. By December 31, 2014, the authority shall publish a report on the findings of the econometric modeling. The report shall include impacts on:

(1) Reimbursement levels affecting provider participation and its relationship to network adequacy in the program;

(2) The financial stability of the Washington health benefit exchange, including enrollment, risk profile, and fees for operational sustainability; and

(3) Continuity of care, access, and affordability of coverage for potential enrollees in the federal basic health program compared to the insurance marketplace"

Representatives Riccelli and Schmick spoke in favor of the adoption of the amendment.

Amendment (694) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli, Cody and Riccelli (again) spoke in favor of the passage of the bill.

Representatives Schmick, Manweller, Klippert and Scott spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2594.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2594, and the bill passed the House by the following vote: Yeas, 54; Nays, 43; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2594, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2430, by Representatives Riccelli, Schmick and Ormsby

Concerning athletic trainers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2430 was substituted for House Bill No. 2430 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2430 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2430.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2430, and the bill passed the House by the following vote: Yeas, 81; Nays, 16; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, DeBolt, G. Hunt, Haler, Klippert, Magendanz, Orcutt, Overstreet, Pike, Scott, Shea, Taylor, Vick, Wilcox and Young.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2430, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2315, by Representatives Orwall, Harris, Cody, Roberts, Short, Morrell, Manweller, Green, Jinkins, Fitzgibbon, Tharinger, Ryu, Goodman, Ormsby, Pollet and Walkinshaw

Concerning suicide prevention.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2315 was substituted for House Bill No. 2315 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2315 was read the second time.

Representative Orwall moved the adoption of amendment (691):

On page 3, line 28, after "in" strike "suicide" and insert "the"

On page 3, line 29, after "management" insert "of suicide and related behavioral health conditions"

On page 8, line 6, after "(g)" insert "Primary care providers; (h)"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representative Orwall spoke in favor of the adoption of the amendment.

Representative Schmick spoke against the adoption of the amendment.

Amendment (691) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Orwall and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2315.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2315, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott and Taylor.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2315, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2618, by Representatives Gregerson, Ryu, Takko and Jinkins

Modifying provisions governing public works projects of code cities.

The bill was read the second time.

Representative Gregerson moved the adoption of amendment (693):

On page 1, line 15, after "than" strike "nine" and insert "ten"

On page 2, line 2, after "(i)" strike "Two hundred" and insert "One hundred twenty-five"

Representative Gregerson spoke in favor of the adoption of the amendment.

Amendment (693) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Gregerson spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2618.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2618, and the bill passed the House by the following vote: Yeas, 61; Nays, 36; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Dahlquist, DeBolt, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representative Hurst.

ENGROSSED HOUSE BILL NO. 2618, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2481, by Representatives Senn, Bergquist, Farrell, Riccelli, Fitzgibbon, Appleton, Walkinshaw, Sawyer, Fey, Gregerson and Pollet

Concerning food and yard waste collection space for qualifying new residential occupancies with more than two dwelling units.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2481 was substituted for House Bill No. 2481 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2481 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Senn and Takko spoke in favor of the passage of the bill.

Representatives Overstreet and Manweller spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2481.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2481, and the bill passed the House by the following vote: Yeas, 57; Nays, 40; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hawkins, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2481, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2706, by Representative Moscoso

Ensuring safe, responsible, and legal acquisition of marijuana by adults.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2706 was substituted for House Bill No. 2706 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2706 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Moscoso and Condotta spoke in favor of the passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Representative Lytton: "How many votes does this bill take on final passage?"

SPEAKER'S RULING

Mr. Speaker (Representative Moeller presiding): "Representative Lytton has raised a point of parliamentary inquiry as to whether House Bill 2706 amends Initiative 502 and therefore requires a two-thirds vote for passage.

Under Article 2, Section 41 of the Washington Constitution, a bill which amends an initiative within two years of the measure's passage requires a two-thirds vote in each house of the legislature.

In determining whether a bill amends an initiative, it is necessary to recognize the difference between an "amendment" and a "supplemental act". An amendment creates an alternation or change to the law, while a supplemental act simply adds to or extends that which is in existing law without changing or modifying the original. The legislature may validly enact by majority vote new legislation that deals with the same general subject matter as the initiative so long as the essential purpose and effect of the initiative is not altered. Such legislation would not be considered an amendment for purposes of Article 2, Section 41.

The initiative prohibits persons under the age of 21 both from entering licensed marijuana retail locations and from possessing marijuana. House 2706 establishes penalties for persons who violate these prohibitions and defines valid identification for purchase of marijuana. While provisions of Initiative 502 and House Bill 2706 deal with the same general subject matter – access to marijuana – House Bill 2706 adds to the law without altering the essential purpose or effect of the initiative.

The Speaker therefore finds and rules that House Bill 2706 does not amend Initiative 502 within the meaning of Article 2, Section 41, and that only a majority vote is required for passage."

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2706.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2706, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2706, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2405, by Representatives Buys, Blake, Condotta, Warnick and Tharinger

Regarding hemp as a component of commercial animal feed.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Buys and Blake spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2405.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2405, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

HOUSE BILL NO. 2405, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1888, by Representatives Shea, Hurst, Condotta, Holy, Taylor and Overstreet

Regarding industrial hemp.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1888 was substituted for House Bill No. 1888 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1888 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Shea and Wylie spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1888.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1888, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-

Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SECOND SUBSTITUTE HOUSE BILL NO. 1888, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2438, by Representatives Takko, Tharinger, Fitzgibbon and Ryu

Making technical corrections to various environmental statutes of the department of ecology and the pollution control hearings board.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Takko and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2438.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2438, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

HOUSE BILL NO. 2438, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2439, by Representatives Takko, Fitzgibbon, Tharinger, Ryu and Roberts

Updating specified environmental statutes of the department of ecology to improve efficiency and provide for increased flexibility for local governments.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2439 was substituted for House Bill No. 2439 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2439 was read the second time.

Representative Fitzgibbon moved the adoption of amendment (748):

On page 16, beginning on line 30, strike all of section 13
Renumber the remaining sections consecutively and correct any internal references accordingly.
Correct the title.

Representatives Fitzgibbon and Short spoke in favor of the adoption of the amendment.

Amendment (748) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Takko and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2439.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2439, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler and Scott.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2439, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2627, by Representatives Roberts, Hayes, Moscoso, Robinson and Freeman

Concerning the arrest of individuals who suffer from chemical dependency.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2627 was substituted for House Bill No. 2627 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2627 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Roberts and Hayes spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2627.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2627, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SECOND SUBSTITUTE HOUSE BILL NO. 2627, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1643, by Representatives Fey, Short, Upthegrove, Nealey, Pollet, Liias, Ormsby, Ryu and Moscoso

Regarding energy conservation under the energy independence act.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 1643 was substituted for House Bill No. 1643 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1643 was read the second time.

Representative Fey moved the adoption of amendment (739):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 19.285.040 and 2013 c 158 s 2 are each amended to read as follows:

(1) Each qualifying utility shall pursue all available conservation that is cost-effective, reliable, and feasible.

(a) By January 1, 2010, using methodologies consistent with those used by the Pacific Northwest electric power and conservation planning council in ~~((its))~~ the most recently published regional power plan as it existed on the effective date of this section or a subsequent date as may be provided by the department or the commission by rule, each qualifying utility shall identify its achievable cost-effective

conservation potential through 2019. Nothing in the rule adopted under this subsection precludes a qualifying utility from using its utility specific conservation measures, values, and assumptions in identifying its achievable cost-effective conservation potential. At least every two years thereafter, the qualifying utility shall review and update this assessment for the subsequent ten-year period.

(b) Beginning January 2010, each qualifying utility shall establish and make publicly available a biennial acquisition target for cost-effective conservation consistent with its identification of achievable opportunities in (a) of this subsection, and meet that target during the subsequent two-year period. At a minimum, each biennial target must be no lower than the qualifying utility's pro rata share for that two-year period of its cost-effective conservation potential for the subsequent ten-year period.

(c)(i) Except as provided in (c)(ii) and (iii) of this subsection, beginning on January 1, 2014, cost-effective conservation achieved by a qualifying utility in excess of its biennial acquisition target may be used to help meet the immediately subsequent two biennial acquisition targets, such that no more than twenty percent of any biennial target may be met with excess conservation savings.

(ii) Beginning January 1, 2014, a qualifying utility may use single large facility conservation savings in excess of its biennial target to meet up to an additional five percent of the immediately subsequent two biennial acquisition targets, such that no more than twenty-five percent of any biennial target may be met with excess conservation savings allowed under all of the provisions of this section combined. For the purposes of this subsection (1)(c)(ii), "single large facility conservation savings" means cost-effective conservation savings achieved in a single biennial period at the premises of a single customer of a qualifying utility whose annual electricity consumption prior to the conservation savings exceeded five average megawatts.

(iii) Beginning January 1, 2012, and until December 31, 2017, a qualifying utility with an industrial facility located in a county with a population between ninety-five thousand and one hundred fifteen thousand that is directly interconnected with electricity facilities that are capable of carrying electricity at transmission voltage, may use cost-effective conservation from that industrial facility in excess of its biennial acquisition target to help meet the immediately subsequent two biennial acquisition targets, such that no more than twenty-five percent of any biennial target may be met with excess conservation savings allowed under all of the provisions of this section combined.

(d) In meeting its conservation targets, a qualifying utility may count high-efficiency cogeneration owned and used by a retail electric customer to meet its own needs. High-efficiency cogeneration is the sequential production of electricity and useful thermal energy from a common fuel source, where, under normal operating conditions, the facility has a useful thermal energy output of no less than thirty- three percent of the total energy output. The reduction in load due to high-efficiency cogeneration shall be: (i) Calculated as the ratio of the fuel chargeable to power heat rate of the cogeneration facility compared to the heat rate on a new and clean basis of a best-commercially available technology combined-cycle natural gas-fired combustion turbine; and (ii) counted towards meeting the biennial conservation target in the same manner as other conservation savings.

~~((d))~~ (e) The commission may determine if a conservation program implemented by an investor-owned utility is cost-effective based on the commission's policies and practice.

~~((e))~~ (f) The commission may rely on its standard practice for review and approval of investor-owned utility conservation targets.

(2)(a) Except as provided in (j) of this subsection, each qualifying utility shall use eligible renewable resources or acquire equivalent renewable energy credits, or any combination of them, to meet the following annual targets:

(i) At least three percent of its load by January 1, 2012, and each year thereafter through December 31, 2015;

(ii) At least nine percent of its load by January 1, 2016, and each year thereafter through December 31, 2019; and

(iii) At least fifteen percent of its load by January 1, 2020, and each year thereafter.

(b) A qualifying utility may count distributed generation at double the facility's electrical output if the utility: (i) Owns or has contracted for the distributed generation and the associated renewable energy credits; or (ii) has contracted to purchase the associated renewable energy credits.

(c) In meeting the annual targets in (a) of this subsection, a qualifying utility shall calculate its annual load based on the average of the utility's load for the previous two years.

(d) A qualifying utility shall be considered in compliance with an annual target in (a) of this subsection if: (i) The utility's weather-adjusted load for the previous three years on average did not increase over that time period; (ii) after December 7, 2006, the utility did not commence or renew ownership or incremental purchases of electricity from resources other than coal transition power or renewable resources other than on a daily spot price basis and the electricity is not offset by equivalent renewable energy credits; and (iii) the utility invested at least one percent of its total annual retail revenue requirement that year on eligible renewable resources, renewable energy credits, or a combination of both.

(e) The requirements of this section may be met for any given year with renewable energy credits produced during that year, the preceding year, or the subsequent year. Each renewable energy credit may be used only once to meet the requirements of this section.

(f) In complying with the targets established in (a) of this subsection, a qualifying utility may not count:

(i) Eligible renewable resources or distributed generation where the associated renewable energy credits are owned by a separate entity; or

(ii) Eligible renewable resources or renewable energy credits obtained for and used in an optional pricing program such as the program established in RCW 19.29A.090.

(g) Where fossil and combustible renewable resources are cofired in one generating unit located in the Pacific Northwest where the cofiring commenced after March 31, 1999, the unit shall be considered to produce eligible renewable resources in direct proportion to the percentage of the total heat value represented by the heat value of the renewable resources.

(h)(i) A qualifying utility that acquires an eligible renewable resource or renewable energy credit may count that acquisition at one and two-tenths times its base value:

(A) Where the eligible renewable resource comes from a facility that commenced operation after December 31, 2005; and

(B) Where the developer of the facility used apprenticeship programs approved by the council during facility construction.

(ii) The council shall establish minimum levels of labor hours to be met through apprenticeship programs to qualify for this extra credit.

(i) A qualifying utility shall be considered in compliance with an annual target in (a) of this subsection if events beyond the reasonable control of the utility that could not have been reasonably anticipated or ameliorated prevented it from meeting the renewable energy target. Such events include weather-related damage, mechanical failure, strikes, lockouts, and actions of a governmental authority that adversely affect the generation, transmission, or distribution of an eligible renewable resource under contract to a qualifying utility.

~~((j))~~ (i) Beginning January 1, 2016, only a qualifying utility that owns or is directly interconnected to a qualified biomass energy facility may use qualified biomass energy to meet its compliance obligation under ~~((RCW 19.285.040(2)))~~ this subsection.

(ii) A qualifying utility may no longer use electricity and associated renewable energy credits from a qualified biomass energy facility if the associated industrial pulping or wood manufacturing facility ceases operation other than for purposes of maintenance or upgrade.

(k) An industrial facility that hosts a qualified biomass energy facility may only transfer or sell renewable energy credits associated with its facility to the qualifying utility with which it is directly interconnected with facilities owned by such a qualifying utility and that are capable of carrying electricity at transmission voltage. The qualifying utility may only use an amount of renewable energy credits associated with qualified biomass energy that are equivalent to the proportionate amount of its annual targets under (a)(ii) and (iii) of this subsection that was created by the load of the industrial facility. A qualifying utility that owns a qualified biomass energy facility may not transfer or sell renewable energy credits associated with qualified biomass energy to another person, entity, or qualifying utility.

(3) Utilities that become qualifying utilities after December 31, 2006, shall meet the requirements in this section on a time frame comparable in length to that provided for qualifying utilities as of December 7, 2006."

Correct the title.

Representatives Fey and Short spoke in favor of the adoption of the amendment.

Amendment (739) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fey and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1643.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1643, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1643, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2759, by Representatives Seaquist, Smith, Young, Ryu and Muri

Modifying certain requirements for ferry vessel construction.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2759 was substituted for House Bill No. 2759 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2759 was read the second time.

Representative Seaquist moved the adoption of amendment (742):

On page 3, line 28, after "ferries" insert "pursuant to a contract advertised for bid after the effective date of this section"

On page 3, line 32, after "(2)" strike "Throughout" and insert "Unless the use of a direct owner's representative is specifically authorized by the office of financial management, throughout"

On page 4, line 19, after "vessels," insert "after the effective date of this section,"

On page 6, line 11, after "that" strike "all"

On page 6, line 13, after "guard" insert ", in accordance with federal regulatory requirements,"

On page 6, beginning on line 14, after "(20)" strike all material through "guard" on line 16 and insert "A requirement that all designs, construction, and operational maintenance of a vessel comply with all relevant standards promulgated by the American bureau of shipping"

On page 6, after line 19, insert the following:

"NEW SECTION, Sec. 5. A new section is added to chapter 47.60 RCW to read as follows:

The department must maintain a minimum of two vessels in the ferry fleet that comply with the international convention for the safety of life at sea."

Re-number the remaining sections consecutively and correct any internal references accordingly.

On page 6, line 24, after "department" strike "must" and insert "after consulting with the office of financial management and finding that it is in the state's financial interests to do so, may"

On page 8, beginning on line 11, after "legislature" strike "and held in reserve until the office of financial management approves the expenditure" and insert ". The office of financial management must approve any expenditure for a change order that exceeds \$250,000"

Correct the title.

Representatives Seaquist and Orcutt spoke in favor of the adoption of the amendment.

Amendment (742) was adopted.

With the consent of the house, amendment (703) was withdrawn.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Seaquist and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2759.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2759, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2759, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2155, by Representatives Dahlquist, Hurst, S. Hunt, Morrell and Moscoso

Preventing theft of alcoholic spirits from licensed retailers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2155 was substituted for House Bill No. 2155 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2155 was read the second time.

Representative Wylie moved the adoption of amendment (690):

On page 1, beginning on line 17, after "minors" insert ", and where such thefts result in an incident report being generated by a law enforcement agency"

On page 2, beginning on line 1, after "section" strike "include the imposition of the following requirements on licensees" and insert "may require the imposition of one or more of the following requirements on licensees"

Representatives Wylie and Condotta spoke in favor of the adoption of the amendment.

Amendment (690) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dahlquist and Wylie spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2155.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2155, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Pike, Scott and Young.
Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2155, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2353, by Representatives Rodne and Haler

Concerning actions for trespass upon a business owner's premises.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2353 was substituted for House Bill No. 2353 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2353 was read the second time.

Representative Rodne moved the adoption of amendment (670):

On page 1, after line 16, insert the following:

"(3) As used in this section, the word "person" does not include an employee or government contractor performing duties pursuant to law on behalf of: (a) Any department, agency, or office of the state; or (b) any political subdivision of the state."

Representatives Rodne and Jinkins spoke in favor of the adoption of the amendment.

Amendment (670) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Rodne and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2353.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2353, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet and Sawyer.

Excused: Representative Hurst.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2353, having received the necessary constitutional majority, was declared passed.

SECOND READING SUSPENSION

HOUSE BILL NO. 2171, by Representatives Orwall, Johnson, Tarleton, Ross, Nealey, Hayes, Sullivan, Farrell, Kirby, Hansen, Chandler, Green, Shea, Moscoso, Parker, Smith, Magendanz, Klippert, Rodne, Pollet, Seaquist, Appleton, Carlyle, Stanford, Buys, Morrell, Goodman, Liias, Haigh, Short, Fagan, Bergquist, Fey, Riccelli and Ryu

Strengthening economic protections for veterans and military personnel.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2171 was read the second time.

The bill was placed on final passage.

Representatives Orwall and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2171.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2171, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith,

Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Hurst.

SUBSTITUTE HOUSE BILL NO. 2171, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1620	HOUSE BILL NO. 2426
	HOUSE BILL NO. 2454
	HOUSE BILL NO. 2463
	HOUSE BILL NO. 2482
	HOUSE BILL NO. 2718

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2163, by Representatives Harris, Halder and Morrell

Establishing dextromethorphan provisions.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2163 was substituted for House Bill No. 2163 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2163 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Harris and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2163.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2163, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller,

Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Habib, Overstreet, Pike, Santos, Shea, Taylor and Young.

SECOND SUBSTITUTE HOUSE BILL NO. 2163, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2294, by Representatives Pike, Wylie, Stonier, Vick, Harris, Blake, Farrell, Moeller, Fitzgibbon, Sawyer, Bergquist and Pollet

Increasing penalties for littering.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pike and Fitzgibbon spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2294.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2294, and the bill passed the House by the following vote: Yeas, 81; Nays, 17; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, Fagan, G. Hunt, Holy, Manweller, Overstreet, Roberts, Santos, Schmick, Scott, Shea, Taylor, Wilcox and Young.

HOUSE BILL NO. 2294, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2674, by Representatives Warnick and Sawyer

Concerning the processing of quick titles by subagents.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Warnick and Clibborn spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Ortiz-Self was excused.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2674.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2674, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Ortiz-Self.

HOUSE BILL NO. 2674, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2741, by Representatives Orcutt and Clibborn

Concerning requirements before issuance of an initial vehicle registration.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Orcutt and Clibborn spoke in favor of the passage of the bill.

Representative Moeller spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2741.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2741, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter,

Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Fey, Moeller, Roberts and Stonier.
Excused: Representative Ortiz-Self.

HOUSE BILL NO. 2741, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2639, by Representatives Moeller, Harris, Green, Cody, Morrell, Clibborn, Riccelli, Van De Wege, Bergquist and Freeman

Concerning state purchasing of mental health and chemical dependency treatment services.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2639 was substituted for House Bill No. 2639 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2639 was read the second time.

Representative Cody moved the adoption of amendment (760):

Strike everything after the enacting clause and insert the following:

"Sec. 1. 2013 c 338 s 1 (uncodified) is amended to read as follows:

(1)(a) Beginning (~~May~~) April 1, 2014, the legislature shall convene a task force to examine reform of the adult behavioral health system, with voting members as provided in this subsection.

(i) The president of the senate shall appoint (~~one~~) two members from each of the two largest caucuses of the senate.

(ii) The speaker of the house of representatives shall appoint (~~one~~) two members from each of the two largest caucuses in the house of representatives.

(iii) The governor shall appoint five members consisting of the secretary of the department of social and health services or the secretary's designee, the director of the health care authority or the director's designee, the director of the office of financial management or the director's designee, the secretary of the department of corrections or the secretary's designee, and a representative of the governor.

(iv) The Washington state association of counties shall appoint three members.

(v) The governor shall request participation by a representative of tribal governments.

(b) The task force shall choose two cochairs from among its legislative members.

(c) The task force shall adopt a bottom-up approach and welcome input and participation from all stakeholders interested in the improvement of the adult behavioral health system. To that end, the task force must invite participation from, at a minimum, the following: The department of commerce, behavioral health service recipients and their families; local government; representatives of regional support networks; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers; housing providers; labor representatives; counties with state hospitals; mental health advocates; chemical dependency advocates;

public defenders with involuntary mental health commitment or mental health court experience; chemical dependency experts working with drug courts; medicaid managed care plan and associated delivery system representatives; long-term care service providers; the Washington state hospital association; and individuals with expertise in evidence-based and research-based behavioral health service practices. Leadership of subcommittees formed by the task force may be drawn from this body of invited participants.

(2) The task force shall undertake a systemwide review of the adult behavioral health system and make recommendations for reform concerning, but not limited to, the following:

(a) The means by which services are purchased and delivered for adults with mental illness and chemical dependency disorders through the department of social and health services and the health care authority, including:

(i) Guidance for the creation of common regional service areas for purchasing behavioral health services and medical care services by the department and the authority, taking into consideration any proposal submitted by the Washington state association of counties under section 2 of this act; or

(ii) Identification of key issues that must be addressed by the health care authority and the department of social and health services to achieve the full integration of medical and behavioral health services by January 1, 2019;

(b) Availability of effective means to promote recovery and prevent harm associated with mental illness and chemical dependency;

(c) Crisis services, including boarding of mental health patients outside of regularly certified treatment beds;

(d) Best practices for cross-system collaboration between behavioral health treatment providers, medical care providers, long-term care service providers, entities providing health home services to high-risk medicaid clients, law enforcement, and criminal justice agencies; and

(e) Public safety practices involving persons with mental illness and chemical dependency with forensic involvement.

(3) Staff support for the task force must be provided by the senate committee services and the house of representatives office of program research.

(4) Legislative members of the task force must be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(5) The expenses of the task force must be paid jointly by the senate and house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

(6) The task force shall report its findings and recommendations to the governor and the appropriate committees of the legislature by January 1, 2015, except that recommendations under subsection (2)(a)(i) of this section must be submitted to the governor by August 1, 2014, and recommendations under subsection (2)(a)(ii) of this section must be submitted to the governor by September 1, 2014.

(7) This section expires June 1, 2015.

NEW SECTION. Sec. 2. A new section is added to chapter 43.20A RCW to read as follows:

(1) The department and the health care authority shall jointly establish regional service areas by September 1, 2014, as provided in this section.

(2) Counties, through the Washington state association of counties, must be given the opportunity to propose the composition of no more than nine regional service areas. Each service area must:

(a) Include a sufficient number of medicaid lives to support full financial risk managed care contracting for services included in contracts with the department or the health care authority;

(b) Include full counties that are contiguous with one another; and
 (c) Reflect natural medical and behavioral health service referral patterns and shared clinical, health care service, behavioral health service, and behavioral health crisis response resources.

(3) The Washington state association of counties must submit their recommendations to the department, the health care authority, and the task force described in section 1 of this act on or before July 1, 2014.

NEW SECTION. Sec. 3. A new section is added to chapter 43.20A RCW to read as follows:

(1) Any agreement or contract by the department or the health care authority to provide behavioral health services as defined under RCW 71.24.025 to persons eligible for benefits under medicaid, Title XIX of the social security act, and to persons not eligible for medicaid must include the following:

(a) Contractual provisions consistent with the intent expressed in RCW 71.24.015, 71.36.005, 70.96A.010, and 70.96A.011;

(b) Standards regarding the quality of services to be provided, including increased use of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025;

(c) Accountability for the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes;

(d) Standards requiring behavioral health organizations to maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the department or the health care authority and to protect essential existing behavioral health system infrastructure and capacity, including a continuum of chemical dependency services;

(e) Provisions to require that behavioral health organizations offer contracts to managed health care systems under chapter 74.09 RCW or primary care practice settings to provide access to chemical dependency professional services and mental health services integrated in primary care settings for individuals with behavioral health and medical comorbidities;

(f) Provisions to require that medically necessary chemical dependency treatment services be available to clients;

(g) Standards requiring the use of behavioral health service provider reimbursement methods that incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895 and 71.36.025, integration of behavioral health and primary care services at the clinical level, and improved care coordination for individuals with complex care needs;

(h) Standards related to the financial integrity of the responding organization. The department shall adopt rules establishing the solvency requirements and other financial integrity standards for behavioral health organizations. This subsection does not limit the authority of the department to take action under a contract upon finding that a behavioral health organization's financial status jeopardizes the organization's ability to meet its contractual obligations;

(i) Mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial deductions, termination of the contract, receivership, repurchase of the contract, and injunctive remedies;

(j) Provisions to maintain the decision-making independence of designated mental health professionals or designated chemical dependency specialists; and

(k) Provisions stating that public funds appropriated by the legislature may not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(2) The following factors must be given significant weight in any purchasing process:

(a) Demonstrated commitment and experience in serving low-income populations;

(b) Demonstrated commitment and experience serving persons who have mental illness, chemical dependency, or co-occurring disorders;

(c) Demonstrated commitment to and experience with partnerships with county and municipal criminal justice systems, housing services, and other critical support services necessary to achieve the outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025;

(d) Recognition that meeting enrollees' physical and behavioral health care needs is a shared responsibility of contracted behavioral health organizations, managed health care systems, service providers, the state, and communities;

(e) Consideration of past and current performance and participation in other state or federal behavioral health programs as a contractor; and

(f) The ability to meet requirements established by the department.

(3) For purposes of purchasing behavioral health services and medical care services for persons eligible for benefits under medicaid, Title XIX of the social security act and for persons not eligible for medicaid, the department and the health care authority must use common regional service areas. The regional service areas must be established by the department and the health care authority as provided in section 2 of this act.

(4) Consideration must be given to using multiple-biennia contracting periods.

(5) Each behavioral health organization operating pursuant to a contract issued under this section shall enroll clients within its regional service area who meet the department's eligibility criteria for mental health and chemical dependency services.

NEW SECTION. Sec. 4. A new section is added to chapter 71.24 RCW to read as follows:

(1) The secretary shall purchase mental health and chemical dependency treatment services primarily through managed care contracting.

(2)(a) The secretary shall request a detailed plan from the entities identified in (b) of this subsection that demonstrates compliance with federal regulations related to medicaid managed care contracting, including, but not limited to: Having a sufficient network of providers to provide adequate access to mental health and chemical dependency services for residents of the regional service area that meet eligibility criteria for services, ability to maintain and manage adequate reserves, and maintenance of quality assurance processes. Any responding entity that submits a detailed plan that demonstrates that it can meet the requirements of this section must be awarded the contract to serve as the behavioral health organization.

(b)(i) For purposes of responding to the request for a detailed plan under (a) of this subsection, all counties within a regional service area that includes more than one county shall form a responding entity through the adoption of an interlocal agreement. The interlocal agreement must specify the terms by which the responding entity shall serve as the behavioral health organization within the regional service area.

(ii) In the event that a county has made a decision prior to January 1, 2014, not to participate in a regional support network, any private entity that had previously been certified for that county must be offered the opportunity to serve as the single responding entity for that county or group of counties.

(iii) In the event that a regional service area is comprised of multiple counties including one that has made a decision prior to January 1, 2014, not to participate in a regional support network the counties shall adopt an interlocal agreement and may respond to the request for a detailed plan under (a) of this subsection and the private entity may also respond to the request for a detailed plan. If both responding entities meet the requirements of this section, the responding entities shall follow the department's procurement process established in subsection (2) of this section.

(2) If an entity that has received a request under this section to submit a detailed plan does not respond to the request, a responding entity under subsection (1) of this section is unable to substantially meet the requirements of the request for a detailed plan, or more than one responding entity substantially meet the requirements for the request for a detailed plan, the department shall use a procurement process in which other entities recognized by the secretary may bid to serve as the behavioral health organization in that regional service area.

(3) Contracts for behavioral health organizations must begin on April 1, 2016.

(4) Upon request of one or more county authorities, the department and the health care authority may jointly purchase behavioral health services through an integrated medical and behavioral health services contract with a behavioral health organization or a managed health care system as defined in RCW 74.09.522. Any contract for such a purchase must comply with all federal medicaid and state law requirements related to managed health care contracting.

Sec. 5. RCW 71.24.015 and 2005 c 503 s 1 are each amended to read as follows:

It is the intent of the legislature to establish a community mental health program which shall help people experiencing mental illness to retain a respected and productive position in the community. This will be accomplished through programs that focus on resilience and recovery, and practices that are evidence-based, research-based, consensus-based, or, where these do not exist, promising or emerging best practices, which provide for:

(1) Access to mental health services for adults ~~((of the state who are acutely mentally ill, chronically mentally ill,))~~ with acute mental illness, chronic mental illness, or who are seriously disturbed and children ~~((of the state who are acutely mentally ill))~~ with acute mental illness, or who are severely emotionally disturbed, or seriously disturbed, which services recognize the special needs of underserved populations, including minorities, children, the elderly, ~~((disabled))~~ individuals with disabilities, and low-income persons. Access to mental health services shall not be limited by a person's history of confinement in a state, federal, or local correctional facility. It is also the purpose of this chapter to promote the early identification of ~~((mentally ill))~~ children with mental illness and to ensure that they receive the mental health care and treatment which is appropriate to their developmental level. This care should improve home, school, and community functioning, maintain children in a safe and nurturing home environment, and should enable treatment decisions to be made in response to clinical needs in accordance with sound professional judgment while also recognizing parents' rights to participate in treatment decisions for their children;

(2) The involvement of persons with mental illness, their family members, and advocates in designing and implementing mental health services that reduce unnecessary hospitalization and incarceration and promote the recovery and employment of persons with mental illness. To improve the quality of services available and promote the rehabilitation, recovery, and reintegration of persons with mental illness, consumer and advocate participation in mental health services is an integral part of the community mental health system and shall be supported;

(3) Accountability of efficient and effective services through state-of-the-art outcome and performance measures and statewide standards for monitoring client and system outcomes, performance, and reporting of client and system outcome information. These processes shall be designed so as to maximize the use of available resources for direct care of people with a mental illness and to assure uniform data collection across the state;

(4) Minimum service delivery standards;

(5) Priorities for the use of available resources for the care of ~~((the mentally ill))~~ individuals with mental illness consistent with the priorities defined in the statute;

(6) Coordination of services within the department, including those divisions within the department that provide services to children, between the department and the office of the superintendent of public instruction, and among state mental hospitals, county authorities, ~~((regional support networks))~~ behavioral health organizations, community mental health services, and other support services, which shall to the maximum extent feasible also include the families of ~~((the mentally ill))~~ individuals with mental illness, and other service providers; and

(7) Coordination of services aimed at reducing duplication in service delivery and promoting complementary services among all entities that provide mental health services to adults and children.

It is the policy of the state to encourage the provision of a full range of treatment and rehabilitation services in the state for mental disorders including services operated by consumers and advocates. The legislature intends to encourage the development of regional mental health services with adequate local flexibility to assure eligible people in need of care access to the least-restrictive treatment alternative appropriate to their needs, and the availability of treatment components to assure continuity of care. To this end, counties ~~((are encouraged to))~~ must enter into joint operating agreements with other counties to form regional systems of care that are consistent with the regional service areas established under section 2 of this act. Regional systems of care, whether operated by a county, group of counties, or another entity shall integrate planning, administration, and service delivery duties under chapters 71.05 and 71.24 RCW to consolidate administration, reduce administrative layering, and reduce administrative costs. The legislature hereby finds and declares that sound fiscal management requires vigilance to ensure that funds appropriated by the legislature for the provision of needed community mental health programs and services are ultimately expended solely for the purpose for which they were appropriated, and not for any other purpose.

It is further the intent of the legislature to integrate the provision of services to provide continuity of care through all phases of treatment. To this end, the legislature intends to promote active engagement with ~~((mentally ill))~~ persons with mental illness and collaboration between families and service providers.

Sec. 6. RCW 71.24.016 and 2006 c 333 s 102 are each amended to read as follows:

(1) The legislature intends that eastern and western state hospitals shall operate as clinical centers for handling the most complicated long-term care needs of patients with a primary diagnosis of mental disorder. It is further the intent of the legislature that the community mental health service delivery system focus on maintaining ~~((mentally ill))~~ individuals with mental illness in the community. The program shall be evaluated and managed through a limited number of outcome and performance measures ~~((designed to hold each regional support network accountable for program success))~~, as provided in RCW 43.20A.895, 70.320.020, and 71.36.025.

(2) The legislature intends to address the needs of people with mental disorders with a targeted, coordinated, and comprehensive set of evidence-based practices that are effective in serving individuals in their community and will reduce the need for placements in state mental hospitals. The legislature further intends to explicitly hold ~~((regional support networks))~~ behavioral health organizations accountable for serving people with mental disorders within the boundaries of their ~~((geographic boundaries))~~ regional service area and for not exceeding their allocation of state hospital beds. ~~((Within funds appropriated by the legislature for this purpose, regional support networks shall develop the means to serve the needs of people with mental disorders within their geographic boundaries. Elements of the program may include:~~

— (a) Crisis triage;

— (b) Evaluation and treatment and community hospital beds;

— (c) Residential beds;

— (d) Programs for community treatment teams; and

~~—(e) Outpatient services.~~

~~—(3) The regional support network shall have the flexibility, within the funds appropriated by the legislature for this purpose, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Regional support networks are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.)~~

NEW SECTION. Sec. 7. A new section is added to chapter 71.24 RCW to read as follows:

By January 1, 2019, the department and the health care authority must transition community behavioral health services to a system of fully integrated managed health care purchasing that provides mental health services, chemical dependency services, and medical care services to medicaid clients.

NEW SECTION. Sec. 8. A new section is added to chapter 71.24 RCW to read as follows:

(1) Within funds appropriated by the legislature for this purpose, behavioral health organizations shall develop the means to serve the needs of people with mental disorders within the boundaries of their regional service area. Elements of the program may include:

- (a) Crisis diversion services;
- (b) Evaluation and treatment and community hospital beds;
- (c) Residential treatment;
- (d) Programs for community treatment teams;
- (e) Outpatient services;
- (f) Peer support services;
- (g) Community support services;
- (h) Resource management services; and
- (i) Supported housing and supported employment services.

(2) The behavioral health organization shall have the flexibility, within the funds appropriated by the legislature for this purpose and the terms of their contract, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Behavioral health organizations are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.

Sec. 9. RCW 71.24.025 and 2013 c 338 s 5 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Acutely mentally ill" means a condition which is limited to a short-term severe crisis episode of:

(a) A mental disorder as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020;

(b) Being gravely disabled as defined in RCW 71.05.020 or, in the case of a child, a gravely disabled minor as defined in RCW 71.34.020; or

(c) Presenting a likelihood of serious harm as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020.

(2) "Available resources" means funds appropriated for the purpose of providing community mental health programs, federal funds, except those provided according to Title XIX of the Social Security Act, and state funds appropriated under this chapter or chapter 71.05 RCW by the legislature during any biennium for the purpose of providing residential services, resource management services, community support services, and other mental health services. This does not include funds appropriated for the purpose of operating and administering the state psychiatric hospitals.

(3) "Child" means a person under the age of eighteen years.

(4) "Chronically mentally ill adult" or "adult who is chronically mentally ill" means an adult who has a mental disorder and meets at least one of the following criteria:

(a) Has undergone two or more episodes of hospital care for a mental disorder within the preceding two years; or

(b) Has experienced a continuous psychiatric hospitalization or residential treatment exceeding six months' duration within the preceding year; or

(c) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months. "Substantial gainful activity" shall be defined by the department by rule consistent with Public Law 92-603, as amended.

(5) "Clubhouse" means a community-based program that provides rehabilitation services and is certified by the department of social and health services.

(6) "Community mental health program" means all mental health services, activities, or programs using available resources.

(7) "Community mental health service delivery system" means public or private agencies that provide services specifically to persons with mental disorders as defined under RCW 71.05.020 and receive funding from public sources.

(8) "Community support services" means services authorized, planned, and coordinated through resource management services including, at a minimum, assessment, diagnosis, emergency crisis intervention available twenty-four hours, seven days a week, prescreening determinations for persons who are mentally ill being considered for placement in nursing homes as required by federal law, screening for patients being considered for admission to residential services, diagnosis and treatment for children who are acutely mentally ill or severely emotionally disturbed discovered under screening through the federal Title XIX early and periodic screening, diagnosis, and treatment program, investigation, legal, and other nonresidential services under chapter 71.05 RCW, case management services, psychiatric treatment including medication supervision, counseling, psychotherapy, assuring transfer of relevant patient information between service providers, recovery services, and other services determined by ~~((regional support networks))~~ behavioral health organizations.

(9) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(10) "County authority" means the board of county commissioners, county council, or county executive having authority to establish a community mental health program, or two or more of the county authorities specified in this subsection which have entered into an agreement to provide a community mental health program.

(11) "Department" means the department of social and health services.

(12) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(13) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in subsection (14) of this section.

(14) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based"

also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(15) "Licensed service provider" means an entity licensed according to this chapter or chapter 71.05 RCW or an entity deemed to meet state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department, that meets state minimum standards or persons licensed under chapter 18.57, 18.71, 18.83, or 18.79 RCW, as it applies to registered nurses and advanced registered nurse practitioners.

(16) "Long-term inpatient care" means inpatient services for persons committed for, or voluntarily receiving intensive treatment for, periods of ninety days or greater under chapter 71.05 RCW. "Long-term inpatient care" as used in this chapter does not include: (a) Services for individuals committed under chapter 71.05 RCW who are receiving services pursuant to a conditional release or a court-ordered less restrictive alternative to detention; or (b) services for individuals voluntarily receiving less restrictive alternative treatment on the grounds of the state hospital.

(17) "Mental health services" means all services provided by ~~((regional support networks))~~ behavioral health organizations and other services provided by the state for persons who are mentally ill.

(18) "Mentally ill persons," "persons who are mentally ill," and "the mentally ill" mean persons and conditions defined in subsections (1), (4), (27), and (28) of this section.

(19) "Recovery" means the process in which people are able to live, work, learn, and participate fully in their communities.

(20) "~~((Regional support network))~~ Behavioral health organization" means ~~((a))~~ any county authority or group of county authorities or other entity recognized by the secretary in contract in a defined region.

(21) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(22) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in subsection (14) of this section but does not meet the full criteria for evidence-based.

(23) "Residential services" means a complete range of residences and supports authorized by resource management services and which may involve a facility, a distinct part thereof, or services which support community living, for persons who are acutely mentally ill, adults who are chronically mentally ill, children who are severely emotionally disturbed, or adults who are seriously disturbed and determined by the ~~((regional support network))~~ behavioral health organization to be at risk of becoming acutely or chronically mentally ill. The services shall include at least evaluation and treatment services as defined in chapter 71.05 RCW, acute crisis respite care, long-term adaptive and rehabilitative care, and supervised and supported living services, and shall also include any residential services developed to service persons who are mentally ill in nursing homes, assisted living facilities, and adult family homes, and may include outpatient services provided as an element in a package of services in a supported housing model. Residential services for children in out-of-home placements related to their mental disorder shall not include the costs of food and shelter, except for children's long-term residential facilities existing prior to January 1, 1991.

(24) "Resilience" means the personal and community qualities that enable individuals to rebound from adversity, trauma, tragedy, threats, or other stresses, and to live productive lives.

(25) "Resource management services" mean the planning, coordination, and authorization of residential services and community support services administered pursuant to an individual service plan for: (a) Adults and children who are acutely mentally ill; (b) adults who are chronically mentally ill; (c) children who are severely emotionally disturbed; or (d) adults who are seriously disturbed and determined solely by a ~~((regional support network))~~ behavioral health organization to be at risk of becoming acutely or chronically mentally ill. Such planning, coordination, and authorization shall include mental health screening for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program. Resource management services include seven day a week, twenty-four hour a day availability of information regarding enrollment of adults and children who are mentally ill in services and their individual service plan to designated mental health professionals, evaluation and treatment facilities, and others as determined by the ~~((regional support network))~~ behavioral health organization.

(26) "Secretary" means the secretary of social and health services.

(27) "Seriously disturbed person" means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or herself or others, or to the property of others, as a result of a mental disorder as defined in chapter 71.05 RCW;

(b) Has been on conditional release status, or under a less restrictive alternative order, at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital;

(c) Has a mental disorder which causes major impairment in several areas of daily living;

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child diagnosed by a mental health professional, as defined in chapter 71.34 RCW, as experiencing a mental disorder which is clearly interfering with the child's functioning in family or school or with peers or is clearly interfering with the child's personality development and learning.

(28) "Severely emotionally disturbed child" or "child who is severely emotionally disturbed" means a child who has been determined by the ~~((regional support network))~~ behavioral health organization to be experiencing a mental disorder as defined in chapter 71.34 RCW, including those mental disorders that result in a behavioral or conduct disorder, that is clearly interfering with the child's functioning in family or school or with peers and who meets at least one of the following criteria:

(a) Has undergone inpatient treatment or placement outside of the home related to a mental disorder within the last two years;

(b) Has undergone involuntary treatment under chapter 71.34 RCW within the last two years;

(c) Is currently served by at least one of the following child-serving systems: Juvenile justice, child-protection/welfare, special education, or developmental disabilities;

(d) Is at risk of escalating maladjustment due to:

(i) Chronic family dysfunction involving a caretaker who is mentally ill or inadequate;

(ii) Changes in custodial adult;

(iii) Going to, residing in, or returning from any placement outside of the home, for example, psychiatric hospital, short-term inpatient, residential treatment, group or foster home, or a correctional facility;

(iv) Subject to repeated physical abuse or neglect;

(v) Drug or alcohol abuse; or

(vi) Homelessness.

(29) "State minimum standards" means minimum requirements established by rules adopted by the secretary and necessary to implement this chapter for: (a) Delivery of mental health services; (b) licensed service providers for the provision of mental health services; (c) residential services; and (d) community support services and resource management services.

(30) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received

services for mental illness, which are maintained by the department, by ~~((regional support networks)) behavioral health organizations~~ and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks)) behavioral health organizations~~, or a treatment facility if the notes or records are not available to others.

(31) "Tribal authority," for the purposes of this section and RCW 71.24.300 only, means: The federally recognized Indian tribes and the major Indian organizations recognized by the secretary insofar as these organizations do not have a financial relationship with any ~~((regional support network)) behavioral health organization~~ that would present a conflict of interest.

(32) "Behavioral health services" means mental health services as described in this chapter and chapter 71.36 RCW and chemical dependency treatment services as described in chapter 70.96A RCW.

Sec. 10. RCW 71.24.035 and 2013 c 200 s 24 are each amended to read as follows:

(1) The department is designated as the state mental health authority.

(2) The secretary shall provide for public, client, and licensed service provider participation in developing the state mental health program, developing contracts with ~~((regional support networks)) behavioral health organizations~~, and any waiver request to the federal government under medicaid.

(3) The secretary shall provide for participation in developing the state mental health program for children and other underserved populations, by including representatives on any committee established to provide oversight to the state mental health program.

(4) The secretary shall be designated as the ~~((regional support network)) behavioral health organization~~ if the ~~((regional support network)) behavioral health organization~~ fails to meet state minimum standards or refuses to exercise responsibilities under RCW 71.24.045, until such time as a new ~~((regional support network)) behavioral health organization~~ is designated ~~((under RCW 71.24.320))~~.

(5) The secretary shall:

(a) Develop a biennial state mental health program that incorporates regional biennial needs assessments and regional mental health service plans and state services for adults and children with mental illness ~~((The secretary shall also develop a six year state mental health plan))~~;

(b) Assure that any ~~((regional)) behavioral health organization~~ or county community mental health program provides ~~((access to treatment for the region's residents, including parents who are respondents in dependency cases, in the following order of priority: (i) Persons with acute mental illness; (ii) adults with chronic mental illness and children who are severely emotionally disturbed; and (iii) persons who are seriously disturbed. Such programs shall provide:~~

~~—(A) Outpatient services;~~

~~—(B) Emergency care services for twenty four hours per day;~~

~~—(C) Day treatment for persons with mental illness which includes training in basic living and social skills, supported work, vocational rehabilitation, and day activities. Such services may include therapeutic treatment. In the case of a child, day treatment includes age appropriate basic living and social skills, educational and prevocational services, day activities, and therapeutic treatment;~~

~~—(D) Screening for patients being considered for admission to state mental health facilities to determine the appropriateness of admission;~~

~~—(E) Employment services, which may include supported employment, transitional work, placement in competitive employment, and other work related services, that result in persons with mental illness becoming engaged in meaningful and gainful full or part time work. Other sources of funding such as~~

~~the division of vocational rehabilitation may be utilized by the secretary to maximize federal funding and provide for integration of services;~~

~~—(F) Consultation and education services; and~~

~~—(G) Community support services)) medically necessary services to medicaid recipients consistent with the state's medicaid state plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;~~

(c) Develop and adopt rules establishing state minimum standards for the delivery of mental health services pursuant to RCW 71.24.037 including, but not limited to:

(i) Licensed service providers. These rules shall permit a county-operated mental health program to be licensed as a service provider subject to compliance with applicable statutes and rules. The secretary shall provide for deeming of compliance with state minimum standards for those entities accredited by recognized behavioral health accrediting bodies recognized and having a current agreement with the department;

(ii) ~~((Regional support networks)) Behavioral health organizations;~~ and

(iii) Inpatient services, evaluation and treatment services and facilities under chapter 71.05 RCW, resource management services, and community support services;

(d) Assure that the special needs of persons who are minorities, elderly, disabled, children, low-income, and parents who are respondents in dependency cases are met within the priorities established in this section;

(e) Establish a standard contract or contracts, consistent with state minimum standards ~~((RCW 71.24.320 and 71.24.330))~~ which shall be used in contracting with ~~((regional support networks)) behavioral health organizations~~. The standard contract shall include a maximum fund balance, which shall be consistent with that required by federal regulations or waiver stipulations;

(f) Establish, to the extent possible, a standardized auditing procedure which is designed to assure compliance with contractual agreements authorized by this chapter and minimizes paperwork requirements of ~~((regional support networks)) behavioral health organizations~~ and licensed service providers. The audit procedure shall focus on the outcomes of service ~~((and not the processes for accomplishing them)) as provided in RCW 43.20A.895, 70.320.020, and 71.36.025;~~

(g) Develop and maintain an information system to be used by the state and ~~((regional support networks)) behavioral health organizations~~ that includes a tracking method which allows the department and ~~((regional support networks)) behavioral health organizations~~ to identify mental health clients' participation in any mental health service or public program on an immediate basis. The information system shall not include individual patient's case history files. Confidentiality of client information and records shall be maintained as provided in this chapter and chapter 70.02 RCW;

(h) License service providers who meet state minimum standards;

(i) ~~((Certify regional support networks that meet state minimum standards;~~

~~(j)) Periodically monitor the compliance of certified ((regional support networks)) behavioral health organizations and their network of licensed service providers for compliance with the contract between the department, the ((regional support network)) behavioral health organization, and federal and state rules at reasonable times and in a reasonable manner;~~

~~((k)) (j) Fix fees to be paid by evaluation and treatment centers to the secretary for the required inspections;~~

~~((l)) (k) Monitor and audit ((regional support networks)) behavioral health organizations and licensed service providers as needed to assure compliance with contractual agreements authorized by this chapter;~~

~~((m))~~ (l) Adopt such rules as are necessary to implement the department's responsibilities under this chapter;

~~((n))~~ (m) Assure the availability of an appropriate amount, as determined by the legislature in the operating budget by amounts appropriated for this specific purpose, of community-based, geographically distributed residential services;

~~((o))~~ (n) Certify crisis stabilization units that meet state minimum standards;

~~((p))~~ (o) Certify clubhouses that meet state minimum standards; and

~~((q))~~ (p) Certify triage facilities that meet state minimum standards.

(6) The secretary shall use available resources only for ~~((regional support networks))~~ behavioral health organizations, except:

(a) To the extent authorized, and in accordance with any priorities or conditions specified, in the biennial appropriations act; or

(b) To incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025, integration of behavioral health and medical services at the clinical level, and improved care coordination for individuals with complex care needs.

(7) Each ~~((certified regional support network))~~ behavioral health organization and licensed service provider shall file with the secretary, on request, such data, statistics, schedules, and information as the secretary reasonably requires. A ~~((certified regional support network))~~ behavioral health organization or licensed service provider which, without good cause, fails to furnish any data, statistics, schedules, or information as requested, or files fraudulent reports thereof, may have its certification or license revoked or suspended.

(8) The secretary may suspend, revoke, limit, or restrict a certification or license, or refuse to grant a certification or license for failure to conform to: (a) The law; (b) applicable rules and regulations; (c) applicable standards; or (d) state minimum standards.

(9) The superior court may restrain any ~~((regional support network))~~ behavioral health organization or service provider from operating without certification or a license or any other violation of this section. The court may also review, pursuant to procedures contained in chapter 34.05 RCW, any denial, suspension, limitation, restriction, or revocation of certification or license, and grant other relief required to enforce the provisions of this chapter.

(10) Upon petition by the secretary, and after hearing held upon reasonable notice to the facility, the superior court may issue a warrant to an officer or employee of the secretary authorizing him or her to enter at reasonable times, and examine the records, books, and accounts of any ~~((regional support network))~~ behavioral health organizations or service provider refusing to consent to inspection or examination by the authority.

(11) Notwithstanding the existence or pursuit of any other remedy, the secretary may file an action for an injunction or other process against any person or governmental unit to restrain or prevent the establishment, conduct, or operation of a ~~((regional support network))~~ behavioral health organization or service provider without certification or a license under this chapter.

(12) The standards for certification of evaluation and treatment facilities shall include standards relating to maintenance of good physical and mental health and other services to be afforded persons pursuant to this chapter and chapters 71.05 and 71.34 RCW, and shall otherwise assure the effectuation of the purposes of these chapters.

(13) The standards for certification of crisis stabilization units shall include standards that:

(a) Permit location of the units at a jail facility if the unit is physically separate from the general population of the jail;

(b) Require administration of the unit by mental health professionals who direct the stabilization and rehabilitation efforts; and

(c) Provide an environment affording security appropriate with the alleged criminal behavior and necessary to protect the public safety.

(14) The standards for certification of a clubhouse shall at a minimum include:

(a) The facilities may be peer-operated and must be recovery-focused;

(b) Members and employees must work together;

(c) Members must have the opportunity to participate in all the work of the clubhouse, including administration, research, intake and orientation, outreach, hiring, training and evaluation of staff, public relations, advocacy, and evaluation of clubhouse effectiveness;

(d) Members and staff and ultimately the clubhouse director must be responsible for the operation of the clubhouse, central to this responsibility is the engagement of members and staff in all aspects of clubhouse operations;

(e) Clubhouse programs must be comprised of structured activities including but not limited to social skills training, vocational rehabilitation, employment training and job placement, and community resource development;

(f) Clubhouse programs must provide in-house educational programs that significantly utilize the teaching and tutoring skills of members and assist members by helping them to take advantage of adult education opportunities in the community;

(g) Clubhouse programs must focus on strengths, talents, and abilities of its members;

(h) The work-ordered day may not include medication clinics, day treatment, or other therapy programs within the clubhouse.

(15) The department shall distribute appropriated state and federal funds in accordance with any priorities, terms, or conditions specified in the appropriations act.

(16) The secretary shall assume all duties assigned to the nonparticipating ~~((regional support networks))~~ behavioral health organizations under chapters 71.05 and 71.34 RCW and this chapter. Such responsibilities shall include those which would have been assigned to the nonparticipating counties in regions where there are not participating ~~((regional support networks))~~ behavioral health organizations.

The ~~((regional support networks))~~ behavioral health organizations, or the secretary's assumption of all responsibilities under chapters 71.05 and 71.34 RCW and this chapter, shall be included in all state and federal plans affecting the state mental health program including at least those required by this chapter, the medicaid program, and P.L. 99-660. Nothing in these plans shall be inconsistent with the intent and requirements of this chapter.

(17) The secretary shall:

(a) Disburse funds for the ~~((regional support networks))~~ behavioral health organizations within sixty days of approval of the biennial contract. The department must either approve or reject the biennial contract within sixty days of receipt.

(b) Enter into biennial contracts with ~~((regional support networks))~~ behavioral health organizations. The contracts shall be consistent with available resources. No contract shall be approved that does not include progress toward meeting the goals of this chapter by taking responsibility for: (i) Short-term commitments; (ii) residential care; and (iii) emergency response systems.

(c) Notify ~~((regional support networks))~~ behavioral health organizations of their allocation of available resources at least sixty days prior to the start of a new biennial contract period.

(d) Deny all or part of the funding allocations to ~~((regional support networks))~~ behavioral health organizations based solely upon formal findings of noncompliance with the terms of the ~~((regional support network's))~~ behavioral health organization's contract with the department. ~~((Regional support networks))~~ Behavioral health organizations disputing the decision of the secretary to withhold funding allocations are limited to the remedies provided in the

department's contracts with the ~~((regional support networks))~~ behavioral health organizations.

(18) The department, in cooperation with the state congressional delegation, shall actively seek waivers of federal requirements and such modifications of federal regulations as are necessary to allow federal medicaid reimbursement for services provided by freestanding evaluation and treatment facilities certified under chapter 71.05 RCW. The department shall periodically report its efforts to the appropriate committees of the senate and the house of representatives.

Sec. 11. RCW 71.24.045 and 2006 c 333 s 105 are each amended to read as follows:

The ~~((regional support network))~~ behavioral health organization shall:

(1) Contract as needed with licensed service providers. The ~~((regional support network))~~ behavioral health organization may, in the absence of a licensed service provider entity, become a licensed service provider entity pursuant to minimum standards required for licensing by the department for the purpose of providing services not available from licensed service providers;

(2) Operate as a licensed service provider if it deems that doing so is more efficient and cost effective than contracting for services. When doing so, the ~~((regional support network))~~ behavioral health organization shall comply with rules promulgated by the secretary that shall provide measurements to determine when a ~~((regional support network))~~ behavioral health organization provided service is more efficient and cost effective;

(3) Monitor and perform biennial fiscal audits of licensed service providers who have contracted with the ~~((regional support network))~~ behavioral health organization to provide services required by this chapter. The monitoring and audits shall be performed by means of a formal process which insures that the licensed service providers and professionals designated in this subsection meet the terms of their contracts;

(4) Assure that the special needs of minorities, the elderly, ~~((disabled))~~ individuals with disabilities, children, and low-income persons are met within the priorities established in this chapter;

(5) Maintain patient tracking information in a central location as required for resource management services and the department's information system;

(6) Collaborate to ensure that policies do not result in an adverse shift of ~~((mentally ill))~~ persons with mental illness into state and local correctional facilities;

(7) Work with the department to expedite the enrollment or re-enrollment of eligible persons leaving state or local correctional facilities and institutions for mental diseases;

(8) ~~((If a regional support network is not operated by the county,))~~ Work closely with the county designated mental health professional or county designated crisis responder to maximize appropriate placement of persons into community services; and

(9) Coordinate services for individuals who have received services through the community mental health system and who become patients at a state mental hospital to ensure they are transitioned into the community in accordance with mutually agreed upon discharge plans and upon determination by the medical director of the state mental hospital that they no longer need intensive inpatient care.

Sec. 12. RCW 71.24.100 and 2012 c 117 s 442 are each amended to read as follows:

A county authority or a group of county authorities may enter into a joint operating agreement to ~~((form))~~ respond to a request for a detailed plan and contract with the state to operate a ((regional support network)) behavioral health organization whose boundaries are consistent with the regional service areas established under section 2 of this act. Any agreement between two or more county authorities ~~((for the establishment of a regional support network))~~ shall provide:

(1) That each county shall bear a share of the cost of mental health services; and

(2) That the treasurer of one participating county shall be the custodian of funds made available for the purposes of such mental health services, and that the treasurer may make payments from such funds upon audit by the appropriate auditing officer of the county for which he or she is treasurer.

Sec. 13. RCW 71.24.110 and 1999 c 10 s 7 are each amended to read as follows:

An agreement ~~((for the establishment of a community mental health program))~~ to contract with the state to operate a behavioral health organization under RCW 71.24.100 may also provide:

(1) For the joint supervision or operation of services and facilities, or for the supervision or operation of service and facilities by one participating county under contract for the other participating counties; and

(2) For such other matters as are necessary or proper to effectuate the purposes of this chapter.

Sec. 14. RCW 71.24.340 and 2005 c 503 s 13 are each amended to read as follows:

The secretary shall require the ~~((regional support networks))~~ behavioral health organizations to develop ~~((interlocal agreements pursuant to RCW 74.09.555. To this end, the regional support networks shall))~~ agreements with city and county jails to accept referrals for enrollment on behalf of a confined person, prior to the person's release.

Sec. 15. RCW 71.24.420 and 2001 c 323 s 2 are each amended to read as follows:

The department shall operate the community mental health service delivery system authorized under this chapter within the following constraints:

(1) The full amount of federal funds for mental health services, plus qualifying state expenditures as appropriated in the biennial operating budget, shall be appropriated to the department each year in the biennial appropriations act to carry out the provisions of the community mental health service delivery system authorized in this chapter.

(2) The department may expend funds defined in subsection (1) of this section in any manner that will effectively accomplish the outcome measures ~~((defined in section 5 of this act))~~ established in RCW 43.20A.895 and 71.36.025 and performance measures linked to those outcomes.

(3) The department shall implement strategies that accomplish the outcome measures ~~((identified in section 5 of this act that are within the funding constraints in this section))~~ established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes.

(4) The department shall monitor expenditures against the appropriation levels provided for in subsection (1) of this section.

Sec. 16. RCW 70.96A.020 and 2001 c 13 s 1 are each amended to read as follows:

For the purposes of this chapter the following words and phrases shall have the following meanings unless the context clearly requires otherwise:

(1) "Alcoholic" means a person who suffers from the disease of alcoholism.

(2) "Alcoholism" means a disease, characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(3) "Approved treatment program" means a discrete program of chemical dependency treatment provided by a treatment program certified by the department of social and health services as meeting standards adopted under this chapter.

(4) "Chemical dependency" means:

(a) Alcoholism; (b) drug addiction; or (c) dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

(5) "Chemical dependency program" means expenditures and activities of the department designed and conducted to prevent or treat alcoholism and other drug addiction, including reasonable administration and overhead.

(6) "Department" means the department of social and health services.

(7) "Designated chemical dependency specialist" or "specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and qualified to do so by meeting standards adopted by the department.

(8) "Director" means the person administering the chemical dependency program within the department.

(9) "Drug addict" means a person who suffers from the disease of drug addiction.

(10) "Drug addiction" means a disease characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(11) "Emergency service patrol" means a patrol established under RCW 70.96A.170.

(12) "Gravely disabled by alcohol or other psychoactive chemicals" or "gravely disabled" means that a person, as a result of the use of alcohol or other psychoactive chemicals: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by a repeated and escalating loss of cognition or volitional control over his or her actions and is not receiving care as essential for his or her health or safety.

(13) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility, or a long-term alcoholism or drug treatment facility, or in confinement.

(14) "Incapacitated by alcohol or other psychoactive chemicals" means that a person, as a result of the use of alcohol or other psychoactive chemicals, is gravely disabled or presents a likelihood of serious harm to himself or herself, to any other person, or to property.

(15) "Incompetent person" means a person who has been adjudged incompetent by the superior court.

(16) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

(17) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(18) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on one's self; (ii) physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused the harm or that places another person or persons in reasonable fear of sustaining the harm; or (iii) physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

(19) "Medical necessity" for inpatient care of a minor means a requested certified inpatient service that is reasonably calculated to: (a) Diagnose, arrest, or alleviate a chemical dependency; or (b) prevent the worsening of chemical dependency conditions that endanger life or cause suffering and pain, or result in illness or infirmity or threaten to cause or aggravate a handicap, or cause physical deformity or

malfunction, and there is no adequate less restrictive alternative available.

(20) "Minor" means a person less than eighteen years of age.

(21) "Parent" means the parent or parents who have the legal right to custody of the child. Parent includes custodian or guardian.

(22) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

(23) "Person" means an individual, including a minor.

(24) "Professional person in charge" or "professional person" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission, continuing care, and discharge decisions on behalf of the certified program.

(25) "Secretary" means the secretary of the department of social and health services.

(26) "Treatment" means the broad range of emergency, detoxification, residential, and outpatient services and care, including diagnostic evaluation, chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation and career counseling, which may be extended to alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(27) "Treatment program" means an organization, institution, or corporation, public or private, engaged in the care, treatment, or rehabilitation of alcoholics or other drug addicts.

(28) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

(29) "Behavioral health organization" means a county authority or group of county authorities or other entity recognized by the secretary in contract in a defined regional service area.

(30) "Behavioral health services" means mental health services as described in chapters 71.24 and 71.36 RCW and chemical dependency treatment services as described in this chapter.

Sec. 17. RCW 70.96A.040 and 1989 c 270 s 5 are each amended to read as follows:

The department, in the operation of the chemical dependency program may:

(1) Plan, establish, and maintain prevention and treatment programs as necessary or desirable;

(2) Make contracts necessary or incidental to the performance of its duties and the execution of its powers, including managed care contracts for behavioral health services, contracts entered into under RCW 74.09.522, and contracts with public and private agencies, organizations, and individuals to pay them for services rendered or furnished to alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, or intoxicated persons;

(3) Enter into agreements for monitoring of verification of qualifications of counselors employed by approved treatment programs;

(4) Adopt rules under chapter 34.05 RCW to carry out the provisions and purposes of this chapter and contract, cooperate, and coordinate with other public or private agencies or individuals for those purposes;

(5) Solicit and accept for use any gift of money or property made by will or otherwise, and any grant of money, services, or property from the federal government, the state, or any political subdivision thereof or any private source, and do all things necessary to cooperate with the federal government or any of its agencies in making an application for any grant;

(6) Administer or supervise the administration of the provisions relating to alcoholics, other drug addicts, and intoxicated persons of any state plan submitted for federal funding pursuant to federal health, welfare, or treatment legislation;

(7) Coordinate its activities and cooperate with chemical dependency programs in this and other states, and make contracts and other joint or cooperative arrangements with state, local, or private agencies in this and other states for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and for the common advancement of chemical dependency programs;

(8) Keep records and engage in research and the gathering of relevant statistics;

(9) Do other acts and things necessary or convenient to execute the authority expressly granted to it;

(10) Acquire, hold, or dispose of real property or any interest therein, and construct, lease, or otherwise provide treatment programs.

Sec. 18. RCW 70.96A.050 and 2001 c 13 s 2 are each amended to read as follows:

The department shall:

(1) Develop, encourage, and foster statewide, regional, and local plans and programs for the prevention of alcoholism and other drug addiction, treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons in cooperation with public and private agencies, organizations, and individuals and provide technical assistance and consultation services for these purposes;

(2) Assure that any behavioral health organization contract or managed care contract under RCW 74.09.522 for behavioral health services or program for the treatment of persons with alcohol or drug use disorders provides medically necessary services to medicaid recipients. This must include a continuum of mental health and chemical dependency services consistent with the state's medicaid plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;

(3) Coordinate the efforts and enlist the assistance of all public and private agencies, organizations, and individuals interested in prevention of alcoholism and drug addiction, and treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

(4) Cooperate with public and private agencies in establishing and conducting programs to provide treatment for alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons who are clients of the correctional system;

(5) Cooperate with the superintendent of public instruction, state board of education, schools, police departments, courts, and other public and private agencies, organizations and individuals in establishing programs for the prevention of alcoholism and other drug addiction, treatment of alcoholics or other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and preparing curriculum materials thereon for use at all levels of school education;

(6) Prepare, publish, evaluate, and disseminate educational material dealing with the nature and effects of alcohol and other psychoactive chemicals and the consequences of their use;

(7) Develop and implement, as an integral part of treatment programs, an educational program for use in the treatment of alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, which program shall include the dissemination of information concerning the nature and effects of alcohol and other psychoactive chemicals, the consequences of their use, the principles of recovery, and HIV and AIDS;

(8) Organize and foster training programs for persons engaged in treatment of alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

(9) Sponsor and encourage research into the causes and nature of alcoholism and other drug addiction, treatment of alcoholics

and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and serve as a clearinghouse for information relating to alcoholism or other drug addiction;

(10) Specify uniform methods for keeping statistical information by public and private agencies, organizations, and individuals, and collect and make available relevant statistical information, including number of persons treated, frequency of admission and readmission, and frequency and duration of treatment;

(11) Advise the governor in the preparation of a comprehensive plan for treatment of alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons for inclusion in the state's comprehensive health plan;

(12) Review all state health, welfare, and treatment plans to be submitted for federal funding under federal legislation, and advise the governor on provisions to be included relating to alcoholism and other drug addiction, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

(13) Assist in the development of, and cooperate with, programs for alcohol and other psychoactive chemical education and treatment for employees of state and local governments and businesses and industries in the state;

(14) Use the support and assistance of interested persons in the community to encourage alcoholics and other drug addicts voluntarily to undergo treatment;

(15) Cooperate with public and private agencies in establishing and conducting programs designed to deal with the problem of persons operating motor vehicles while intoxicated;

(16) Encourage general hospitals and other appropriate health facilities to admit without discrimination alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and to provide them with adequate and appropriate treatment;

(17) Encourage all health and disability insurance programs to include alcoholism and other drug addiction as a covered illness; and

(18) Organize and sponsor a statewide program to help court personnel, including judges, better understand the disease of alcoholism and other drug addiction and the uses of chemical dependency treatment programs.

Sec. 19. RCW 70.96A.080 and 1989 c 270 s 18 are each amended to read as follows:

(1) In coordination with the health care authority, the department shall establish by (all) appropriate means, ((including contracting for services)) a comprehensive and coordinated ((discrete)) program for the treatment of ((alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated)) persons with chemical dependency.

(2)(a) The program shall include, but not necessarily be limited to, a continuum of chemical dependency treatment services that includes:

(i) Detoxification services available twenty-four hours a day;

(ii) Residential treatment; ((and

—(e)) (iii) Outpatient treatment, including medication assisted treatment; and

(iv) Contracts with at least one provider in operation as of January 1, 2014, for case management and residential treatment services for pregnant and parenting women.

(b) The program may include peer support, supported housing, supported employment, crisis diversion, or recovery support services.

(3) All appropriate public and private resources shall be coordinated with and used in the program when possible.

(4) The department may contract for the use of an approved treatment program or other individual or organization if the secretary considers this to be an effective and economical course to follow.

(5) By April 1, 2016, treatment provided under this chapter must be purchased primarily through managed care contracts.

Sec. 20. RCW 70.96A.320 and 2013 c 320 s 8 are each amended to read as follows:

(1) A county legislative authority, or two or more counties acting jointly, may establish an alcoholism and other drug addiction program. If two or more counties jointly establish the program, they shall designate one county to provide administrative and financial services.

(2) To be eligible for funds from the department for the support of the county alcoholism and other drug addiction program, the county legislative authority shall establish a county alcoholism and other drug addiction board under RCW 70.96A.300 and appoint a county alcoholism and other drug addiction program coordinator under RCW 70.96A.310.

(3) The county legislative authority may apply to the department for financial support for the county program of alcoholism and other drug addiction. To receive financial support, the county legislative authority shall submit a plan that meets the following conditions:

(a) It shall describe the prevention, early intervention, or recovery support services and activities to be provided;

(b) It shall include anticipated expenditures and revenues;

(c) It shall be prepared by the county alcoholism and other drug addiction program board and be adopted by the county legislative authority;

(d) It shall reflect maximum effective use of existing services and programs; and

(e) It shall meet other conditions that the secretary may require.

(4) The county may accept and spend gifts, grants, and fees, from public and private sources, to implement its program of alcoholism and other drug addiction.

(5) The department shall require that any agreement to provide financial support to a county that performs the activities of a service coordination organization for alcoholism and other drug addiction services must incorporate the expected outcomes and criteria to measure the performance of service coordination organizations as provided in chapter 70.320 RCW.

(6) The county may subcontract for prevention, early intervention, or recovery support services with approved prevention or treatment programs.

(7) To continue to be eligible for financial support from the department for the county alcoholism and other drug addiction program, an increase in state financial support shall not be used to supplant local funds from a source that was used to support the county alcoholism and other drug addiction program before the effective date of the increase.

Sec. 21. RCW 71.24.049 and 2001 c 323 s 13 are each amended to read as follows:

By January 1st of each odd-numbered year, the ~~((regional support network))~~ behavioral health organization shall identify: (1) The number of children in each priority group, as defined by this chapter, who are receiving mental health services funded in part or in whole under this chapter, (2) the amount of funds under this chapter used for children's mental health services, (3) an estimate of the number of unserved children in each priority group, and (4) the estimated cost of serving these additional children and their families.

Sec. 22. RCW 71.24.061 and 2007 c 359 s 7 are each amended to read as follows:

(1) The department shall provide flexibility in provider contracting to ~~((regional support networks))~~ behavioral health organizations for children's mental health services. Beginning with 2007-2009 biennium contracts, ~~((regional support network))~~ behavioral health organization contracts shall authorize ~~((regional support networks))~~ behavioral health organizations to allow and encourage licensed community mental health centers to subcontract with individual licensed mental health professionals when necessary to meet the need for an adequate,

culturally competent, and qualified children's mental health provider network.

(2) To the extent that funds are specifically appropriated for this purpose or that nonstate funds are available, a children's mental health evidence-based practice institute shall be established at the University of Washington division of public behavioral health and justice policy. The institute shall closely collaborate with entities currently engaged in evaluating and promoting the use of evidence-based, research-based, promising, or consensus-based practices in children's mental health treatment, including but not limited to the University of Washington department of psychiatry and behavioral sciences, children's hospital and regional medical center, the University of Washington school of nursing, the University of Washington school of social work, and the Washington state institute for public policy. To ensure that funds appropriated are used to the greatest extent possible for their intended purpose, the University of Washington's indirect costs of administration shall not exceed ten percent of appropriated funding. The institute shall:

(a) Improve the implementation of evidence-based and research-based practices by providing sustained and effective training and consultation to licensed children's mental health providers and child-serving agencies who are implementing evidence-based or researched-based practices for treatment of children's emotional or behavioral disorders, or who are interested in adapting these practices to better serve ethnically or culturally diverse children. Efforts under this subsection should include a focus on appropriate oversight of implementation of evidence-based practices to ensure fidelity to these practices and thereby achieve positive outcomes;

(b) Continue the successful implementation of the "partnerships for success" model by consulting with communities so they may select, implement, and continually evaluate the success of evidence-based practices that are relevant to the needs of children, youth, and families in their community;

(c) Partner with youth, family members, family advocacy, and culturally competent provider organizations to develop a series of information sessions, literature, and online resources for families to become informed and engaged in evidence-based and research-based practices;

(d) Participate in the identification of outcome-based performance measures under RCW 71.36.025(2) and partner in a statewide effort to implement statewide outcomes monitoring and quality improvement processes; and

(e) Serve as a statewide resource to the department and other entities on child and adolescent evidence-based, research-based, promising, or consensus-based practices for children's mental health treatment, maintaining a working knowledge through ongoing review of academic and professional literature, and knowledge of other evidence-based practice implementation efforts in Washington and other states.

(3) To the extent that funds are specifically appropriated for this purpose, the department in collaboration with the evidence-based practice institute shall implement a pilot program to support primary care providers in the assessment and provision of appropriate diagnosis and treatment of children with mental and behavioral health disorders and track outcomes of this program. The program shall be designed to promote more accurate diagnoses and treatment through timely case consultation between primary care providers and child psychiatric specialists, and focused educational learning collaboratives with primary care providers.

Sec. 23. RCW 71.24.155 and 2001 c 323 s 14 are each amended to read as follows:

Grants shall be made by the department to ~~((regional support networks))~~ behavioral health organizations for community mental health programs totaling not less than ninety-five percent of available resources. The department may use up to forty percent of the remaining five percent to provide community demonstration projects,

including early intervention or primary prevention programs for children, and the remainder shall be for emergency needs and technical assistance under this chapter.

Sec. 24. RCW 71.24.160 and 2011 c 343 s 6 are each amended to read as follows:

The ~~((regional support networks))~~ behavioral health organizations shall make satisfactory showing to the secretary that state funds shall in no case be used to replace local funds from any source being used to finance mental health services prior to January 1, 1990. Maintenance of effort funds devoted to judicial services related to involuntary commitment reimbursed under RCW 71.05.730 must be expended for other purposes that further treatment for mental health and chemical dependency disorders.

Sec. 25. RCW 71.24.250 and 2001 c 323 s 16 are each amended to read as follows:

The ~~((regional support network))~~ behavioral health organization may accept and expend gifts and grants received from private, county, state, and federal sources.

Sec. 26. RCW 71.24.300 and 2008 c 261 s 4 are each amended to read as follows:

(1) Upon the request of a tribal authority or authorities within a ~~((regional support network))~~ behavioral health organization the joint operating agreement or the county authority shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health organization.

(2) The roles and responsibilities of the county and tribal authorities shall be determined by the terms of that agreement including a determination of membership on the governing board and advisory committees, the number of tribal representatives to be party to the agreement, and the provisions of law and shall assure the provision of culturally competent services to the tribes served.

(3) The state mental health authority may not determine the roles and responsibilities of county authorities as to each other under ~~((regional support networks))~~ behavioral health organizations by rule, except to assure that all duties required of ~~((regional support networks))~~ behavioral health organizations are assigned and that counties and the ~~((regional support network))~~ behavioral health organization do not duplicate functions and that a single authority has final responsibility for all available resources and performance under the ~~((regional support network's))~~ behavioral health organization's contract with the secretary.

(4) If a ~~((regional support network))~~ behavioral health organization is a private entity, the department shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health organization.

(5) The roles and responsibilities of the private entity and the tribal authorities shall be determined by the department, through negotiation with the tribal authority.

(6) ~~((Regional support networks))~~ Behavioral health organizations shall submit an overall six-year operating and capital plan, timeline, and budget and submit progress reports and an updated two-year plan biennially thereafter, to assume within available resources all of the following duties:

(a) Administer and provide for the availability of all resource management services, residential services, and community support services.

(b) Administer and provide for the availability of all investigation, transportation, court-related, and other services provided by the state or counties pursuant to chapter 71.05 RCW.

(c) Provide within the boundaries of each ~~((regional support network))~~ behavioral health organization evaluation and treatment services for at least ninety percent of persons detained or committed for periods up to seventeen days according to chapter 71.05 RCW. ~~((Regional support networks))~~ Behavioral health organizations may contract to purchase evaluation and treatment services from other ~~((networks))~~ organizations if they are unable to provide for appropriate

resources within their boundaries. Insofar as the original intent of serving persons in the community is maintained, the secretary is authorized to approve exceptions on a case-by-case basis to the requirement to provide evaluation and treatment services within the boundaries of each ~~((regional support network))~~ behavioral health organization. Such exceptions are limited to:

(i) Contracts with neighboring or contiguous regions; or

(ii) Individuals detained or committed for periods up to seventeen days at the state hospitals at the discretion of the secretary.

(d) Administer and provide for the availability of all other mental health services, which shall include patient counseling, day treatment, consultation, education services, employment services as ~~((defined))~~ described in RCW 71.24.035, and mental health services to children.

(e) Establish standards and procedures for reviewing individual service plans and determining when that person may be discharged from resource management services.

(7) A ~~((regional support network))~~ behavioral health organization may request that any state-owned land, building, facility, or other capital asset which was ever purchased, deeded, given, or placed in trust for the care of the persons with mental illness and which is within the boundaries of a ~~((regional support network))~~ behavioral health organization be made available to support the operations of the ~~((regional support network))~~ behavioral health organization. State agencies managing such capital assets shall give first priority to requests for their use pursuant to this chapter.

(8) Each ~~((regional support network))~~ behavioral health organization shall appoint a mental health advisory board which shall review and provide comments on plans and policies developed under this chapter, provide local oversight regarding the activities of the ~~((regional support network))~~ behavioral health organization, and work with the ~~((regional support network))~~ behavioral health organization to resolve significant concerns regarding service delivery and outcomes. The department shall establish statewide procedures for the operation of regional advisory committees including mechanisms for advisory board feedback to the department regarding ~~((regional support network))~~ behavioral health organization performance. The composition of the board shall be broadly representative of the demographic character of the region and shall include, but not be limited to, representatives of consumers and families, law enforcement, and where the county is not the ~~((regional support network))~~ behavioral health organization, county elected officials. Composition and length of terms of board members may differ between ~~((regional support networks))~~ behavioral health organizations but shall be included in each ~~((regional support network's))~~ behavioral health organization's contract and approved by the secretary.

(9) ~~((Regional support networks))~~ Behavioral health organizations shall assume all duties specified in their plans and joint operating agreements through biennial contractual agreements with the secretary.

(10) ~~((Regional support networks))~~ Behavioral health organizations may receive technical assistance from the housing trust fund and may identify and submit projects for housing and housing support services to the housing trust fund established under chapter 43.185 RCW. Projects identified or submitted under this subsection must be fully integrated with the ~~((regional support network))~~ behavioral health organization six-year operating and capital plan, timeline, and budget required by subsection (6) of this section.

Sec. 27. RCW 71.24.310 and 2013 2nd sp.s. c 4 s 994 are each amended to read as follows:

The legislature finds that administration of chapter 71.05 RCW and this chapter can be most efficiently and effectively implemented as part of the ~~((regional support network))~~ behavioral health organization defined in RCW 71.24.025. For this reason, the legislature intends that the department and the ~~((regional support networks))~~ behavioral health organizations shall work together to implement chapter 71.05 RCW as follows:

(1) By June 1, 2006, ~~((regional support networks))~~ behavioral health organizations shall recommend to the department the number of state hospital beds that should be allocated for use by each ~~((regional support network))~~ behavioral health organization. The statewide total allocation shall not exceed the number of state hospital beds offering long-term inpatient care, as defined in this chapter, for which funding is provided in the biennial appropriations act.

(2) If there is consensus among the ~~((regional support networks))~~ behavioral health organizations regarding the number of state hospital beds that should be allocated for use by each ~~((regional support network))~~ behavioral health organization, the department shall contract with each ~~((regional support network))~~ behavioral health organization accordingly.

(3) If there is not consensus among the ~~((regional support networks))~~ behavioral health organizations regarding the number of beds that should be allocated for use by each ~~((regional support network))~~ behavioral health organization, the department shall establish by emergency rule the number of state hospital beds that are available for use by each ~~((regional support network))~~ behavioral health organization. The emergency rule shall be effective September 1, 2006. The primary factor used in the allocation shall be the estimated number of adults with acute and chronic mental illness in each ~~((regional support network))~~ behavioral health organization area, based upon population-adjusted incidence and utilization.

(4) The allocation formula shall be updated at least every three years to reflect demographic changes, and new evidence regarding the incidence of acute and chronic mental illness and the need for long-term inpatient care. In the updates, the statewide total allocation shall include (a) all state hospital beds offering long-term inpatient care for which funding is provided in the biennial appropriations act; plus (b) the estimated equivalent number of beds or comparable diversion services contracted in accordance with subsection (5) of this section.

(5) The department is encouraged to enter performance-based contracts with ~~((regional support networks))~~ behavioral health organizations to provide some or all of the ~~((regional support networks))~~ behavioral health organization's allocated long-term inpatient treatment capacity in the community, rather than in the state hospital. The performance contracts shall specify the number of patient days of care available for use by the ~~((regional support network))~~ behavioral health organization in the state hospital.

(6) If a ~~((regional support network))~~ behavioral health organization uses more state hospital patient days of care than it has been allocated under subsection (3) or (4) of this section, or than it has contracted to use under subsection (5) of this section, whichever is less, it shall reimburse the department for that care, except during the period of July 1, 2012, through December 31, 2013, where reimbursements may be temporarily altered per section 204, chapter 4, Laws of 2013 2nd sp. sess. The reimbursement rate per day shall be the hospital's total annual budget for long-term inpatient care, divided by the total patient days of care assumed in development of that budget.

(7) One-half of any reimbursements received pursuant to subsection (6) of this section shall be used to support the cost of operating the state hospital and, during the 2007-2009 fiscal biennium, implementing new services that will enable a ~~((regional support network))~~ behavioral health organization to reduce its utilization of the state hospital. The department shall distribute the remaining half of such reimbursements among ~~((regional support networks))~~ behavioral health organizations that have used less than their allocated or contracted patient days of care at that hospital, proportional to the number of patient days of care not used.

Sec. 28. RCW 71.24.350 and 2013 c 23 s 189 are each amended to read as follows:

The department shall require each ~~((regional support network))~~ behavioral health organization to provide for a separately funded mental health ombuds office in each ~~((regional support network))~~ behavioral health organization that is independent of the ~~((regional~~

support network)) behavioral health organization. The ombuds office shall maximize the use of consumer advocates.

Sec. 29. RCW 71.24.370 and 2006 c 333 s 103 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the ~~((regional support networks))~~ behavioral health organizations after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, ~~((regional support networks))~~ behavioral health organizations, and entities which contract to provide ~~((regional support network))~~ behavioral health organization services and their subcontractors, agents, or employees.

Sec. 30. RCW 71.24.455 and 1997 c 342 s 2 are each amended to read as follows:

(1) The secretary shall select and contract with a ~~((regional support network))~~ behavioral health organization or private provider to provide specialized access and services to ~~((mentally ill))~~ offenders with mental illness upon release from total confinement within the department of corrections who have been identified by the department of corrections and selected by the ~~((regional support network))~~ behavioral health organization or private provider as high-priority clients for services and who meet service program entrance criteria. The program shall enroll no more than twenty-five offenders at any one time, or a number of offenders that can be accommodated within the appropriated funding level, and shall seek to fill any vacancies that occur.

(2) Criteria shall include a determination by department of corrections staff that:

(a) The offender suffers from a major mental illness and needs continued mental health treatment;

(b) The offender's previous crime or crimes have been determined by either the court or department of corrections staff to have been substantially influenced by the offender's mental illness;

(c) It is believed the offender will be less likely to commit further criminal acts if provided ongoing mental health care;

(d) The offender is unable or unlikely to obtain housing and/or treatment from other sources for any reason; and

(e) The offender has at least one year remaining before his or her sentence expires but is within six months of release to community housing and is currently housed within a work release facility or any department of corrections' division of prisons facility.

(3) The ~~((regional support network))~~ behavioral health organization or private provider shall provide specialized access and services to the selected offenders. The services shall be aimed at lowering the risk of recidivism. An oversight committee composed of a representative of the department, a representative of the selected ~~((regional support network))~~ behavioral health organization or private provider, and a representative of the department of corrections shall develop policies to guide the pilot program, provide dispute resolution including making determinations as to when entrance criteria or required services may be waived in individual cases, advise the department of corrections and the ~~((regional support network))~~ behavioral health organization or private provider on the selection of eligible offenders, and set minimum requirements for service contracts. The selected ~~((regional support network))~~ behavioral health organization or private provider shall implement the policies and service contracts. The following services shall be provided:

(a) Intensive case management to include a full range of intensive community support and treatment in client-to-staff ratios of not more than ten offenders per case manager including: (i) A minimum of weekly group and weekly individual counseling; (ii) home visits by the program manager at least two times per month; and (iii) counseling focusing on relapse prevention and past, current, or future behavior of the offender.

(b) The case manager shall attempt to locate and procure housing appropriate to the living and clinical needs of the offender and as needed to maintain the psychiatric stability of the offender. The entire range of emergency, transitional, and permanent housing and involuntary hospitalization must be considered as available housing options. A housing subsidy may be provided to offenders to defray housing costs up to a maximum of six thousand six hundred dollars per offender per year and be administered by the case manager. Additional funding sources may be used to offset these costs when available.

(c) The case manager shall collaborate with the assigned prison, work release, or community corrections staff during release planning, prior to discharge, and in ongoing supervision of the offender while under the authority of the department of corrections.

(d) Medications including the full range of psychotropic medications including atypical antipsychotic medications may be required as a condition of the program. Medication prescription, medication monitoring, and counseling to support offender understanding, acceptance, and compliance with prescribed medication regimens must be included.

(e) A systematic effort to engage offenders to continuously involve themselves in current and long-term treatment and appropriate rehabilitative activities shall be made.

(f) Classes appropriate to the clinical and living needs of the offender and appropriate to his or her level of understanding.

(g) The case manager shall assist the offender in the application and qualification for entitlement funding, including medicaid, state assistance, and other available government and private assistance at any point that the offender is qualified and resources are available.

(h) The offender shall be provided access to daily activities such as drop-in centers, prevocational and vocational training and jobs, and volunteer activities.

(4) Once an offender has been selected into the pilot program, the offender shall remain in the program until the end of his or her sentence or unless the offender is released from the pilot program earlier by the department of corrections.

(5) Specialized training in the management and supervision of high- crime risk (~~mentally ill~~) offenders with mental illness shall be provided to all participating mental health providers by the department and the department of corrections prior to their participation in the program and as requested thereafter.

(6) The pilot program provided for in this section must be providing services by July 1, 1998.

Sec. 31. RCW 71.24.470 and 2009 c 319 s 1 are each amended to read as follows:

(1) The secretary shall contract, to the extent that funds are appropriated for this purpose, for case management services and such other services as the secretary deems necessary to assist offenders identified under RCW 72.09.370 for participation in the offender reentry community safety program. The contracts may be with (~~regional support networks~~) behavioral health organizations or any other qualified and appropriate entities.

(2) The case manager has the authority to assist these offenders in obtaining the services, as set forth in the plan created under RCW 72.09.370(2), for up to five years. The services may include coordination of mental health services, assistance with unfunded medical expenses, obtaining chemical dependency treatment, housing, employment services, educational or vocational training, independent living skills, parenting education, anger management services, and such other services as the case manager deems necessary.

(3) The legislature intends that funds appropriated for the purposes of RCW 72.09.370, 71.05.145, and 71.05.212, and this section and distributed to the (~~regional support networks~~) behavioral health organizations are to supplement and not to supplant general funding. Funds appropriated to implement RCW 72.09.370, 71.05.145, and 71.05.212, and this section are not to be considered available resources as defined in RCW 71.24.025 and are not subject to the priorities, terms, or conditions in the appropriations act established pursuant to RCW 71.24.035.

(4) The offender reentry community safety program was formerly known as the community integration assistance program.

Sec. 32. RCW 71.24.480 and 2009 c 319 s 2 are each amended to read as follows:

(1) A licensed service provider or (~~regional support network~~) behavioral health organization, acting in the course of the provider's or (~~network's~~) organization's duties under this chapter, is not liable for civil damages resulting from the injury or death of another caused by a participant in the offender reentry community safety program who is a client of the provider or (~~network~~) organization, unless the act or omission of the provider or (~~network~~) organization constitutes:

(a) Gross negligence;

(b) Willful or wanton misconduct; or

(c) A breach of the duty to warn of and protect from a client's threatened violent behavior if the client has communicated a serious threat of physical violence against a reasonably ascertainable victim or victims.

(2) In addition to any other requirements to report violations, the licensed service provider and (~~regional support network~~) behavioral health organization shall report an offender's expressions of intent to harm or other predatory behavior, regardless of whether there is an ascertainable victim, in progress reports and other established processes that enable courts and supervising entities to assess and address the progress and appropriateness of treatment.

(3) A licensed service provider's or (~~regional support network's~~) behavioral health organization's mere act of treating a participant in the offender reentry community safety program is not negligence. Nothing in this subsection alters the licensed service provider's or (~~regional support network's~~) behavioral health organization's normal duty of care with regard to the client.

(4) The limited liability provided by this section applies only to the conduct of licensed service providers and (~~regional support networks~~) behavioral health organizations and does not apply to conduct of the state.

(5) For purposes of this section, "participant in the offender reentry community safety program" means a person who has been identified under RCW 72.09.370 as an offender who: (a) Is reasonably believed to be dangerous to himself or herself or others; and (b) has a mental disorder.

Sec. 33. RCW 71.24.845 and 2013 c 230 s 1 are each amended to read as follows:

The (~~regional support networks~~) behavioral health organizations shall jointly develop a uniform transfer agreement to govern the transfer of clients between (~~regional support networks~~) behavioral health organizations. By September 1, 2013, the (~~regional support networks~~) behavioral health organizations shall submit the uniform transfer agreement to the department. By December 1, 2013, the department shall establish guidelines to implement the uniform transfer agreement and may modify the uniform transfer agreement as necessary to avoid impacts on state administrative systems.

Sec. 34. RCW 71.24.055 and 2007 c 359 s 4 are each amended to read as follows:

As part of the system transformation initiative, the department of social and health services shall undertake the following activities related specifically to children's mental health services:

(1) The development of recommended revisions to the access to care standards for children. The recommended revisions shall reflect

the policies and principles set out in RCW 71.36.005, 71.36.010, and 71.36.025, and recognize that early identification, intervention and prevention services, and brief intervention services may be provided outside of the ~~((regional support network))~~ behavioral health organization system. Revised access to care standards shall assess a child's need for mental health services based upon the child's diagnosis and its negative impact upon his or her persistent impaired functioning in family, school, or the community, and should not solely condition the receipt of services upon a determination that a child is engaged in high risk behavior or is in imminent need of hospitalization or out-of-home placement. Assessment and diagnosis for children under five years of age shall be determined using a nationally accepted assessment tool designed specifically for children of that age. The recommendations shall also address whether amendments to RCW 71.24.025 ~~((26) and~~) (27) and (28) and 71.24.035(5) are necessary to implement revised access to care standards;

(2) Development of a revised children's mental health benefit package. The department shall ensure that services included in the children's mental health benefit package reflect the policies and principles included in RCW 71.36.005 and 71.36.025, to the extent allowable under medicaid, Title XIX of the federal social security act. Strong consideration shall be given to developmentally appropriate evidence-based and research-based practices, family-based interventions, the use of natural and peer supports, and community support services. This effort shall include a review of other states' efforts to fund family-centered children's mental health services through their medicaid programs;

(3) Consistent with the timeline developed for the system transformation initiative, recommendations for revisions to the children's access to care standards and the children's mental health services benefits package shall be presented to the legislature by January 1, 2009.

Sec. 35. RCW 71.24.065 and 2007 c 359 s 10 are each amended to read as follows:

To the extent funds are specifically appropriated for this purpose, the department of social and health services shall contract for implementation of a wraparound model of integrated children's mental health services delivery in up to four ~~((regional support network))~~ behavioral health organization regions in Washington state in which wraparound programs are not currently operating, and in up to two ~~((regional support network))~~ behavioral health organization regions in which wraparound programs are currently operating. Contracts in regions with existing wraparound programs shall be for the purpose of expanding the number of children served.

(1) Funding provided may be expended for: Costs associated with a request for proposal and contracting process; administrative costs associated with successful bidders' operation of the wraparound model; the evaluation under subsection (5) of this section; and funding for services needed by children enrolled in wraparound model sites that are not otherwise covered under existing state programs. The services provided through the wraparound model sites shall include, but not be limited to, services covered under the medicaid program. The department shall maximize the use of medicaid and other existing state-funded programs as a funding source. However, state funds provided may be used to develop a broader service package to meet needs identified in a child's care plan. Amounts provided shall supplement, and not supplant, state, local, or other funding for services that a child being served through a wraparound site would otherwise be eligible to receive.

(2) The wraparound model sites shall serve children with serious emotional or behavioral disturbances who are at high risk of residential or correctional placement or psychiatric hospitalization, and who have been referred for services from the department, a county juvenile court, a tribal court, a school, or a licensed mental health provider or agency.

(3) Through a request for proposal process, the department shall contract, with ~~((regional support network))~~ behavioral health

organizations, alone or in partnership with either educational service districts or entities licensed to provide mental health services to children with serious emotional or behavioral disturbances, to operate the wraparound model sites. The contractor shall provide care coordination and facilitate the delivery of services and other supports to families using a strength-based, highly individualized wraparound process. The request for proposal shall require that:

(a) The ~~((regional support network))~~ behavioral health organization agree to use its medicaid revenues to fund services included in the existing ~~((regional support network))~~ behavioral health organization's benefit package that a medicaid-eligible child participating in the wraparound model site is determined to need;

(b) The contractor provide evidence of commitments from at least the following entities to participate in wraparound care plan development and service provision when appropriate: Community mental health agencies, schools, the department of social and health services children's administration, juvenile courts, the department of social and health services juvenile rehabilitation administration, and managed health care systems contracting with the department under RCW 74.09.522; and

(c) The contractor will operate the wraparound model site in a manner that maintains fidelity to the wraparound process as defined in RCW 71.36.010.

(4) Contracts for operation of the wraparound model sites shall be executed on or before April 1, 2008, with enrollment and service delivery beginning on or before July 1, 2008.

(5) The evidence-based practice institute established in RCW 71.24.061 shall evaluate the wraparound model sites, measuring outcomes for children served. Outcomes measured shall include, but are not limited to: Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, school attendance, school performance, recidivism, emergency room utilization, involvement with the juvenile justice system, decreased use of psychotropic medication, and decreased hospitalization.

(6) The evidence-based practice institute shall provide a report and recommendations to the appropriate committees of the legislature by December 1, 2010.

Sec. 36. RCW 71.24.240 and 2005 c 503 s 10 are each amended to read as follows:

In order to establish eligibility for funding under this chapter, any ~~((regional support network))~~ behavioral health organization seeking to obtain federal funds for the support of any aspect of a community mental health program as defined in this chapter shall submit program plans to the secretary for prior review and approval before such plans are submitted to any federal agency.

Sec. 37. RCW 71.24.320 and 2008 c 261 s 5 are each amended to read as follows:

(1) If an existing ~~((regional support network))~~ behavioral health organization chooses not to respond to a request for qualifications, or is unable to substantially meet the requirements of a request for qualifications, or notifies the department of social and health services it will no longer serve as a ~~((regional support network))~~ behavioral health organization, the department shall utilize a procurement process in which other entities recognized by the secretary may bid to serve as the ~~((regional support network))~~ behavioral health organization.

(a) The request for proposal shall include a scoring factor for proposals that include additional financial resources beyond that provided by state appropriation or allocation.

(b) The department shall provide detailed briefings to all bidders in accordance with department and state procurement policies.

(c) The request for proposal shall also include a scoring factor for proposals submitted by nonprofit entities that include a component to maximize the utilization of state provided resources and the leverage of other funds for the support of mental health services to persons with mental illness.

(2) A ~~((regional support network))~~ behavioral health organization that voluntarily terminates, refuses to renew, or refuses to sign a mandatory amendment to its contract to act as a ~~((regional support network))~~ behavioral health organization is prohibited from responding to a procurement under this section or serving as a ~~((regional support network))~~ behavioral health organization for five years from the date that the department signs a contract with the entity that will serve as the ~~((regional support network))~~ behavioral health organization.

Sec. 38. RCW 71.24.330 and 2013 c 320 s 9 are each amended to read as follows:

(1)(a) Contracts between a ~~((regional support network))~~ behavioral health organization and the department shall include mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial penalties, termination of the contract, and reprourement of the contract.

(b) The department shall incorporate the criteria to measure the performance of service coordination organizations into contracts with ~~((regional support networks))~~ behavioral health organizations as provided in chapter 70.320 RCW.

(2) The ~~((regional support network))~~ behavioral health organization procurement processes shall encourage the preservation of infrastructure previously purchased by the community mental health service delivery system, the maintenance of linkages between other services and delivery systems, and maximization of the use of available funds for services versus profits. However, a ~~((regional support network))~~ behavioral health organization selected through the procurement process is not required to contract for services with any county-owned or operated facility. The ~~((regional support network))~~ behavioral health organization procurement process shall provide that public funds appropriated by the legislature shall not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(3) In addition to the requirements of RCW 71.24.035, contracts shall:

(a) Define administrative costs and ensure that the ~~((regional support network))~~ behavioral health organization does not exceed an administrative cost of ten percent of available funds;

(b) Require effective collaboration with law enforcement, criminal justice agencies, and the chemical dependency treatment system;

(c) Require substantial implementation of department adopted integrated screening and assessment process and matrix of best practices;

(d) Maintain the decision-making independence of designated mental health professionals;

(e) Except at the discretion of the secretary or as specified in the biennial budget, require ~~((regional support networks))~~ behavioral health organizations to pay the state for the costs associated with individuals who are being served on the grounds of the state hospitals and who are not receiving long-term inpatient care as defined in RCW 71.24.025;

(f) Include a negotiated alternative dispute resolution clause; and

(g) Include a provision requiring either party to provide one hundred eighty days' notice of any issue that may cause either party to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to act as a ~~((regional support network))~~ behavioral health organization. If either party decides to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to serve as a ~~((regional support network))~~ behavioral health organization they shall provide ninety days' advance notice in writing to the other party.

Sec. 39. RCW 71.24.360 and 2012 c 91 s 1 are each amended to read as follows:

(1) The department may establish new ~~((regional support network))~~ behavioral health organization boundaries in any part of the state:

(a) Where more than one ~~((network))~~ organization chooses not to respond to, or is unable to substantially meet the requirements of, the request for qualifications under RCW 71.24.320;

(b) Where a ~~((regional support network))~~ behavioral health organization is subject to reprourement under RCW 71.24.330; or

(c) Where two or more ~~((regional support networks))~~ behavioral health organizations propose to reconfigure themselves to achieve consolidation, in which case the procurement process described in RCW 71.24.320 and 71.24.330(2) does not apply.

(2) The department may establish no fewer than six and no more than fourteen ~~((regional support networks))~~ behavioral health organizations under this chapter. No entity shall be responsible for more than three ~~((regional support networks))~~ behavioral health organizations.

Sec. 40. RCW 71.24.405 and 2001 c 323 s 19 are each amended to read as follows:

The department shall establish a comprehensive and collaborative effort within ~~((regional support networks))~~ behavioral health organizations and with local mental health service providers aimed at creating innovative and streamlined community mental health service delivery systems, in order to carry out the purposes set forth in RCW 71.24.400 and to capture the diversity of the community mental health service delivery system.

The department must accomplish the following:

(1) Identification, review, and cataloging of all rules, regulations, duplicative administrative and monitoring functions, and other requirements that currently lead to inefficiencies in the community mental health service delivery system and, if possible, eliminate the requirements;

(2) The systematic and incremental development of a single system of accountability for all federal, state, and local funds provided to the community mental health service delivery system. Systematic efforts should be made to include federal and local funds into the single system of accountability;

(3) The elimination of process regulations and related contract and reporting requirements. In place of the regulations and requirements, a set of outcomes for mental health adult and children clients according to chapter 71.24 RCW must be used to measure the performance of mental health service providers and ~~((regional support networks))~~ behavioral health organizations. Such outcomes shall focus on stabilizing out-of-home and hospital care, increasing stable community living, increasing age-appropriate activities, achieving family and consumer satisfaction with services, and system efficiencies;

(4) Evaluation of the feasibility of contractual agreements between the department of social and health services and ~~((regional support networks))~~ behavioral health organizations and mental health service providers that link financial incentives to the success or failure of mental health service providers and ~~((regional support networks))~~ behavioral health organizations to meet outcomes established for mental health service clients;

(5) The involvement of mental health consumers and their representatives. Mental health consumers and their representatives will be involved in the development of outcome standards for mental health clients under section 5 of this act; and

(6) An independent evaluation component to measure the success of the department in fully implementing the provisions of RCW 71.24.400 and this section.

Sec. 41. RCW 71.24.430 and 2001 c 323 s 3 are each amended to read as follows:

(1) The department shall ensure the coordination of allied services for mental health clients. The department shall implement strategies for resolving organizational, regulatory, and funding issues at all levels

of the system, including the state, the ~~((regional support networks))~~ behavioral health organizations, and local service providers.

(2) The department shall propose, in operating budget requests, transfers of funding among programs to support collaborative service delivery to persons who require services from multiple department programs. The department shall report annually to the appropriate committees of the senate and house of representatives on actions and projects it has taken to promote collaborative service delivery.

Sec. 42. RCW 74.09.522 and 2013 2nd sp.s. c 17 s 13 are each amended to read as follows:

(1) For the purposes of this section:

(a) "Managed health care system" means any health care organization, including health care providers, insurers, health care service contractors, health maintenance organizations, health insuring organizations, or any combination thereof, that provides directly or by contract health care services covered under this chapter and rendered by licensed providers, on a prepaid capitated basis and that meets the requirements of section 1903(m)(1)(A) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(b) "Nonparticipating provider" means a person, health care provider, practitioner, facility, or entity, acting within their scope of practice, that does not have a written contract to participate in a managed health care system's provider network, but provides health care services to enrollees of programs authorized under this chapter whose health care services are provided by the managed health care system.

(2) The authority shall enter into agreements with managed health care systems to provide health care services to recipients of temporary assistance for needy families under the following conditions:

(a) Agreements shall be made for at least thirty thousand recipients statewide;

(b) Agreements in at least one county shall include enrollment of all recipients of temporary assistance for needy families;

(c) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act, recipients shall have a choice of systems in which to enroll and shall have the right to terminate their enrollment in a system: PROVIDED, That the authority may limit recipient termination of enrollment without cause to the first month of a period of enrollment, which period shall not exceed twelve months: AND PROVIDED FURTHER, That the authority shall not restrict a recipient's right to terminate enrollment in a system for good cause as established by the authority by rule;

(d) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act, participating managed health care systems shall not enroll a disproportionate number of medical assistance recipients within the total numbers of persons served by the managed health care systems, except as authorized by the authority under federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(e)(i) In negotiating with managed health care systems the authority shall adopt a uniform procedure to enter into contractual arrangements, to be included in contracts issued or renewed on or after January 1, 2015, including:

(A) Standards regarding the quality of services to be provided;

(B) The financial integrity of the responding system;

(C) Provider reimbursement methods that incentivize chronic care management within health homes, including comprehensive medication management services for patients with multiple chronic conditions consistent with the findings and goals established in RCW 74.09.5223;

(D) Provider reimbursement methods that reward health homes that, by using chronic care management, reduce emergency department and inpatient use;

(E) Promoting provider participation in the program of training and technical assistance regarding care of people with chronic conditions described in RCW 43.70.533, including allocation of funds to support provider participation in the training, unless the managed care system is an integrated health delivery system that has programs in place for chronic care management;

(F) Provider reimbursement methods within the medical billing processes that incentivize pharmacists or other qualified providers licensed in Washington state to provide comprehensive medication management services consistent with the findings and goals established in RCW 74.09.5223; ~~((and))~~

(G) Evaluation and reporting on the impact of comprehensive medication management services on patient clinical outcomes and total health care costs, including reductions in emergency department utilization, hospitalization, and drug costs; and

(H) Established consistent processes to incentivize integration of behavioral health services in the primary care setting, promoting care that is integrated, collaborative, co-located, and preventive.

(ii)(A) Health home services contracted for under this subsection may be prioritized to enrollees with complex, high cost, or multiple chronic conditions.

(B) Contracts that include the items in (e)(i)(C) through (G) of this subsection must not exceed the rates that would be paid in the absence of these provisions;

(f) The authority shall seek waivers from federal requirements as necessary to implement this chapter;

(g) The authority shall, wherever possible, enter into prepaid capitation contracts that include inpatient care. However, if this is not possible or feasible, the authority may enter into prepaid capitation contracts that do not include inpatient care;

(h) The authority shall define those circumstances under which a managed health care system is responsible for out-of-plan services and assure that recipients shall not be charged for such services;

(i) Nothing in this section prevents the authority from entering into similar agreements for other groups of people eligible to receive services under this chapter; and

(j) The authority must consult with the federal center for medicare and medicaid innovation and seek funding opportunities to support health homes.

(3) The authority shall ensure that publicly supported community health centers and providers in rural areas, who show serious intent and apparent capability to participate as managed health care systems are seriously considered as contractors. The authority shall coordinate its managed care activities with activities under chapter 70.47 RCW.

(4) The authority shall work jointly with the state of Oregon and other states in this geographical region in order to develop recommendations to be presented to the appropriate federal agencies and the United States congress for improving health care of the poor, while controlling related costs.

(5) The legislature finds that competition in the managed health care marketplace is enhanced, in the long term, by the existence of a large number of managed health care system options for medicaid clients. In a managed care delivery system, whose goal is to focus on prevention, primary care, and improved enrollee health status, continuity in care relationships is of substantial importance, and disruption to clients and health care providers should be minimized. To help ensure these goals are met, the following principles shall guide the authority in its healthy options managed health care purchasing efforts:

(a) All managed health care systems should have an opportunity to contract with the authority to the extent that minimum contracting requirements defined by the authority are met, at payment rates that enable the authority to operate as far below appropriated spending levels as possible, consistent with the principles established in this section.

(b) Managed health care systems should compete for the award of contracts and assignment of medicaid beneficiaries who do not voluntarily select a contracting system, based upon:

(i) Demonstrated commitment to or experience in serving low-income populations;

(ii) Quality of services provided to enrollees;

(iii) Accessibility, including appropriate utilization, of services offered to enrollees;

(iv) Demonstrated capability to perform contracted services, including ability to supply an adequate provider network;

(v) Payment rates; and

(vi) The ability to meet other specifically defined contract requirements established by the authority, including consideration of past and current performance and participation in other state or federal health programs as a contractor.

(c) Consideration should be given to using multiple year contracting periods.

(d) Quality, accessibility, and demonstrated commitment to serving low-income populations shall be given significant weight in the contracting, evaluation, and assignment process.

(e) All contractors that are regulated health carriers must meet state minimum net worth requirements as defined in applicable state laws. The authority shall adopt rules establishing the minimum net worth requirements for contractors that are not regulated health carriers. This subsection does not limit the authority of the Washington state health care authority to take action under a contract upon finding that a contractor's financial status seriously jeopardizes the contractor's ability to meet its contract obligations.

(f) Procedures for resolution of disputes between the authority and contract bidders or the authority and contracting carriers related to the award of, or failure to award, a managed care contract must be clearly set out in the procurement document.

(6) The authority may apply the principles set forth in subsection (5) of this section to its managed health care purchasing efforts on behalf of clients receiving supplemental security income benefits to the extent appropriate.

(7) By April 1, 2016, any contract with a managed health care system to provide services to medical assistance enrollees shall require that managed health care systems offer contracts to behavioral health organizations, mental health providers, or chemical dependency treatment providers to provide access to primary care services integrated into behavioral health clinical settings, for individuals with behavioral health and medical comorbidities.

(8) Managed health care system contracts effective on or after April 1, 2016, shall serve geographic areas that correspond to the regional service areas established in section 2 of this act.

(9) A managed health care system shall pay a nonparticipating provider that provides a service covered under this chapter to the system's enrollee no more than the lowest amount paid for that service under the managed health care system's contracts with similar providers in the state.

~~((8))~~ (10) For services covered under this chapter to medical assistance or medical care services enrollees and provided on or after August 24, 2011, nonparticipating providers must accept as payment in full the amount paid by the managed health care system under subsection (7) of this section in addition to any deductible, coinsurance, or copayment that is due from the enrollee for the service provided. An enrollee is not liable to any nonparticipating provider for covered services, except for amounts due for any deductible, coinsurance, or copayment under the terms and conditions set forth in the managed health care system contract to provide services under this section.

~~((9))~~ (11) Pursuant to federal managed care access standards, 42 C.F.R. Sec. 438, managed health care systems must maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the authority, including hospital-based physician

services. The authority will monitor and periodically report on the proportion of services provided by contracted providers and nonparticipating providers, by county, for each managed health care system to ensure that managed health care systems are meeting network adequacy requirements. No later than January 1st of each year, the authority will review and report its findings to the appropriate policy and fiscal committees of the legislature for the preceding state fiscal year.

~~((10))~~ (12) Payments under RCW 74.60.130 are exempt from this section.

~~((11))~~ (13) Subsections ~~((7))~~ (9) through ~~((9))~~ (11) of this section expire July 1, 2016.

NEW SECTION. Sec. 43. Section 1 of this act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

NEW SECTION. Sec. 44. Sections 6, 7, and 9 through 41 of this act take effect April 1, 2016."

Correct the title.

Representative Cody spoke in favor of the adoption of the amendment.

Amendment (760) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Moeller and Harris spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2639.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2639, and the bill passed the House by the following vote: Yeas, 66; Nays, 31; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Fagan, G. Hunt, Haler, Hargrove, Hawkins, Holy, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Ross, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Ortiz-Self.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2639, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2339, by Representatives Cody and Ormsby

Concerning disclosure of health care information.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2339 was substituted for House Bill No. 2339 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2339 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2339.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2339, and the bill passed the House by the following vote: Yeas, 89; Nays, 8; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, G. Hunt, Overstreet, Pike, Scott, Shea, Taylor and Young.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2339, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2530, by Representatives Robinson, Jinkins, Morrell, Freeman and Santos**Requiring free infectious disease testing for good samaritans.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Robinson and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2530.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2530, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Ortiz-Self.

HOUSE BILL NO. 2530, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

HOUSE BILL NO. 2777, by Representatives Tharinger, Jinkins, Appleton, Ryu, Fitzgibbon, Ormsby, Pollet and Morrell**Concerning a study to determine the feasibility of coverage for long-term care services and support needs.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tharinger and Johnson spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2777.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2777, and the bill passed the House by the following vote: Yeas, 78; Nays, 19; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Fagan, G. Hunt, Hargrove, Holy, Klippert, MacEwen,

Overstreet, Pike, Roberts, Schmick, Scott, Shea, Taylor, Vick and Young.

Excused: Representative Ortiz-Self.

HOUSE BILL NO. 2777, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 1960, by House Committee on Finance (originally sponsored by Representative Seaquist)

Establishing benefit assessment charges for metropolitan park districts.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1960 was substituted for Substitute House Bill No. 1960 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1960 was read the second time.

Representative Seaquist moved the adoption of amendment (618):

On page 1, line 12, after "35.61.210" insert ", not subject to the limitations in RCW 84.52.043 or 84.52.050, in any one year"

On page 1, line 14, after "adjustments" insert "on at least an annual basis"

Representatives Seaquist and Nealey spoke in favor of the adoption of the amendment.

Amendment (618) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Seaquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1960.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1960, and the bill passed the House by the following vote: Yeas, 67; Nays, 30; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Hawkins, Hayes, Holy, Hurst, Klippert, Kretz, Kristiansen, MacEwen, Manweller,

Muri, Orcutt, Overstreet, Parker, Pike, Schmick, Scott, Shea, Short, Smith, Taylor, Vick and Wilcox.

Excused: Representative Ortiz-Self.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1960, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2552, by Representatives Reykdal, Appleton, Sawyer, Kirby, Smith, Ormsby, Buys, Vick, S. Hunt, Fey and Tarleton

Concerning signature gathering for initiatives, referenda, and recall petitions. Revised for 1st Substitute: Concerning signature gathering for initiative, referendum, and recall petitions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2552 was substituted for House Bill No. 2552 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2552 was read the second time.

With the consent of the house, amendment (731) was withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Reykdal spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2552.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2552, and the bill passed the House by the following vote: Yeas, 71; Nays, 26; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Christian, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Orwall, Pettigrew, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Carlyle, Chandler, Condotta, DeBolt, G. Hunt, Hargrove, Harris, Hawkins, Holy, Johnson, Kretz, MacEwen, Magendanz, Manweller, Orcutt, Overstreet, Parker, Pike, Pollet, Rodne, Ross, Scott, Shea, Taylor, Wilcox and Young.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2552, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2309, by Representatives Condotta, Shea, Overstreet and Taylor

Providing fairness and flexibility in the payment of property taxes.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2309 was substituted for House Bill No. 2309 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2309 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Condotta and Carlyle spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2309.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2309, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2309, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2125, by Representatives Schmick, Cody and Buys

Removing the requirements that all fines collected be credited to the Washington horse racing commission class C purse fund account.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2125 was substituted for House Bill No. 2125 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2125 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Schmick and Hudgins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2125.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2125, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2125, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2442, by Representatives Moscoso, Robinson, Ryu, Tarleton, Stanford and Tharinger

Concerning electronic salary and wage payments by counties.

The bill was read the second time.

With the consent of the house, amendment (758) was withdrawn.

Representative Taylor moved the adoption of amendment (629):

On page 1, beginning on line 6, strike all of subsection (1) and insert the following:

"(1)(a) Except with regard to institutions of higher education as defined in RCW 28B.10.016, any official of the state or of any political subdivision, municipal corporation, or quasi-municipal corporation authorized to disburse funds in payment of salaries and wages of employees is authorized upon written request of at least twenty-five employees to pay all or part of such salaries or wages to any financial institution for either: ((a)) (i) Credit to the employees' accounts in such financial institution; or ((b)) (ii) immediate transfer therefrom to the employees' accounts in any other financial institutions.

(b) As an alternative to dispersing funds to a financial institution as authorized by (a) of this subsection, a county may disperse salaries or wages in a method agreed to by the county and the employee.

(c) Counties that disperse funds in accordance with this (a) of this subsection, may elect, by ordinance of the county legislative authority, to use the payment methods authorized by (a) or (b) of this subsection for all employees."

On page 2, beginning on line 25, after "(5)" strike all material through "(6)" on line 31

Representative Taylor spoke in favor of the adoption of the amendment.

Representative Moscoso spoke against the adoption of the amendment.

Amendment (629) was not adopted.

Representative Dahlquist moved the adoption of amendment (775):

On page 3, after line 2, insert the following:

"NEW SECTION. Sec. 2. (1) The Washington state institute of public policy must conduct a study of all counties that elect to disburse funds in accordance with RCW 41.04.240(5) for payment of salaries and wages for all county employees. This study must identify:

(a) The percentages of county employees who receive payment of salaries and wages under RCW 41.04.240(2)(a) and under RCW 41.04.240(2)(b); and

(b) With regard to county employees' salaries and wages that are disbursed in accordance with RCW 41.04.240(b):

(i) The average amount and range of salaries and wages disbursed under RCW 41.04.240(b);

(ii) Each method of payment used to disburse funds; and

(iii) Whether each method of payment used to disburse funds is subject to a fee or charge and the amount of the fee or charge, if any.

(2) The Washington state institute of public policy must report its findings to the legislature by December 31, 2014."

Correct the title.

Representatives Dahlquist and Moscoso spoke in favor of the adoption of the amendment.

Amendment (775) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Moscoso spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2442.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2442, and the bill passed the House by the following vote: Yeas, 84; Nays, 13; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Parker, Pettigrew, Pollet, Reykdal,

Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Harris, Holy, Overstreet, Pike, Scott, Shea, Smith, Taylor and Vick.

Excused: Representative Ortiz-Self.

ENGROSSED HOUSE BILL NO. 2442, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2436, by Representatives Hunter and Freeman

Creating the public employees' benefits board benefits account.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Hunter spoke in favor of the passage of the bill.

Representative Chandler spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2436.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2436, and the bill passed the House by the following vote: Yeas, 53; Nays, 44; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Ortiz-Self.

HOUSE BILL NO. 2436, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2196, by Representative Jinkins

Concerning the use of the judicial information system by courts before granting certain orders.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2196 was substituted for House Bill No. 2196 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2196 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

Representative Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2196.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2196, and the bill passed the House by the following vote: Yeas, 75; Nays, 22; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Fagan, G. Hunt, Hawkins, Holy, Hope, Johnson, Kretz, MacEwen, Overstreet, Parker, Ross, Schmick, Scott, Shea, Short, Taylor, Vick, Wilcox and Young.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2196, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2197, by Representative Jinkins

Concerning objecting to relocation in child custody cases.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2197 was substituted for House Bill No. 2197 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2197 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2197.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2197, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2197, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2231, by Representatives Appleton, Roberts and Santos

Clarifying legal financial obligation provisions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Appleton and Goodman spoke in favor of the passage of the bill.

Representatives Klippert and Young spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2231.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2231, and the bill passed the House by the following vote: Yeas, 63; Nays, 34; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Ormsby, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Klippert, Kretz, Kristiansen, MacEwen, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Ortiz-Self.

HOUSE BILL NO. 2231, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2371, by Representatives Vick, Kirby, Rodne, Blake and Hurst

Concerning the sale of beer by grocery store licensees.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2371 was substituted for House Bill No. 2371 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2371 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Vick and Hurst spoke in favor of the passage of the bill.

Representative Van De Wege spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2371.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2371, and the bill passed the House by the following vote: Yeas, 77; Nays, 20; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Chandler, Clibborn, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Ormsby, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Carlyle, Christian, Cody, Condotta, Freeman, Goodman, Harris, Hawkins, Kagi, Klippert, Morrell, Nealey, Orcutt, Orwall, Pike, S. Hunt, Scott, Smith, Tharinger and Van De Wege.

Excused: Representative Ortiz-Self.

SUBSTITUTE HOUSE BILL NO. 2371, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2789, by Representatives Taylor, Goodman, Shea, Morris, Smith, Walkinshaw, Overstreet, Condotta, Moscoso, Ryu, Short and Scott

Concerning technology-enhanced government surveillance.

The bill was read the second time.

Representative Morris moved the adoption of amendment (769):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that technological advances have provided new, unique equipment that may be utilized for surveillance purposes. These technological advances often outpace statutory protections and can lead to inconsistent or contradictory interpretations between jurisdictions. The legislature finds that regardless of application or size, the use of these extraordinary surveillance technologies, without public debate or clear legal authority, creates uncertainty for citizens and agencies throughout Washington state. The legislature finds that extraordinary surveillance technologies do present a substantial privacy risk potentially contrary to the strong privacy protections enshrined in Article I, section 7 of the Washington state Constitution that reads "No person shall be disturbed in his private affairs, or his home invaded, without authority of law." The legislature further finds that the lack of clear statutory authority for the use of surveillance technologies may increase liability to state and local jurisdictions. It is the intent of the legislature to provide clear standards for the lawful use of extraordinary surveillance technologies by state and local jurisdictions.

NEW SECTION. Sec. 2. The definitions in this section apply throughout this subchapter unless the context clearly requires otherwise.

(1)(a) "Agency" means the state of Washington, its agencies, and political subdivisions.

(b) "Agency" also includes any entity or individual, whether public or private, with which any of the entities identified in (a) of this subsection has entered into a contractual relationship or any other type of relationship, with or without consideration, for the operation of an extraordinary sensing device that acquires, collects, or indexes personal information to accomplish an agency function.

(2) "Biometric identification system" is a system that collects unique physical and behavioral characteristics including, but not limited to, biographical data, facial photographs, fingerprints, and iris scans to identify individuals.

(3) "Court of competent jurisdiction" means any district court of the United States or any United States court of appeals that has jurisdiction over the offense being investigated or is located in a district in which surveillance with the assistance of the extraordinary sensing device will be conducted, or a court of general jurisdiction authorized by the state of Washington to issue search warrants.

(4) "Extraordinary sensing device" means an unmanned aircraft system.

(5) "Governing body" means the council, commission, board, or other controlling body of an agency in which legislative powers are vested, except that for a state agency for which there is no governing body other than the state legislature, "governing body" means the chief executive officer responsible for the governance of the agency.

(6) "Personal information" means all information that:

(a) Describes, locates, or indexes anything about a person including, but not limited to:

(i) His or her social security number, driver's license number, agency-issued identification number, student identification number, real or personal property holdings derived from tax returns, and the person's education, financial transactions, medical history, ancestry, religion, political ideology, or criminal or employment record; or

(ii) Intellectual property, trade secrets, proprietary information, or operational information;

(b) Affords a basis for inferring personal characteristics, such as finger and voice prints, photographs, or things done by or to such person; and the record of the person's presence, registration, or

membership in an organization or activity, or admission to an institution; or

(c) Indexes anything about a person including, but not limited to, his or her activities, behaviors, pursuits, conduct, interests, movements, occupations, or associations.

(7)(a) "Sensing device" means a device capable of remotely acquiring personal information from its surroundings, using any frequency of the electromagnetic spectrum.

(b) "Sensing device" does not include equipment whose sole function is to provide information directly necessary for safe air navigation or operation of a vehicle.

(8) "Unmanned aircraft system" means an aircraft that is operated without the possibility of human intervention from within or on the aircraft, together with associated elements, including communication links and components that control the unmanned aircraft that are required for the pilot in command to operate safely and efficiently in the national airspace system.

NEW SECTION. Sec. 3. Except as otherwise specifically authorized in this subchapter, it is unlawful for an agency to operate an extraordinary sensing device or disclose personal information about any person acquired through the operation of an extraordinary sensing device.

NEW SECTION. Sec. 4. (1) Agency procurement and use of extraordinary sensing devices must be conducted in a transparent manner that is open to public scrutiny, as provided in this section.

(2) For a state agency having jurisdiction over criminal law enforcement including, but not limited to, the Washington state patrol, the agency may not procure an extraordinary sensing device for criminal law enforcement without the explicit approval of the legislature, given for that specific extraordinary sensing device to be used for a specific purpose.

(3) For a local agency having jurisdiction over criminal law enforcement, the agency may not procure an extraordinary sensing device without the explicit approval of the governing body of such locality, given for that specific extraordinary sensing device to be used for a specific purpose.

(4) For a state or local agency seeking to use an extraordinary sensing device for a purpose described in section 10(1) (b), (c), (d), or (e) of this act, the agency may not procure an extraordinary sensing device without first obtaining explicit approval from the agency's governing body.

(5) For an agency other than as described in subsections (2) through (4) of this section, the agency may not procure an extraordinary sensing device.

NEW SECTION. Sec. 5. The governing body for each agency must develop and make publicly available written policies and procedures for the use of any extraordinary sensing device procured, and provide notice and opportunity for public comment prior to adoption of the written policies and procedures.

NEW SECTION. Sec. 6. All operations of an extraordinary sensing device or disclosure of personal information about any person acquired through the operation of an extraordinary sensing device must be conducted in such a way as to minimize the collection and disclosure of personal information not authorized under this subchapter.

NEW SECTION. Sec. 7. (1) An extraordinary sensing device may be operated and personal information from such operation disclosed, if the operation and collection of personal information is pursuant to a search warrant issued by a court of competent jurisdiction as provided in this section, and the operation, collection, and disclosure are compliant with the provisions of this chapter.

(2) Each petition for a search warrant from a judicial officer to permit the use of an extraordinary sensing device and personal information collected from such operation must be made in writing, upon oath or affirmation, to a judicial officer in a court of competent jurisdiction for the geographic area in which an extraordinary sensing device is to be operated or where there is probable cause to believe the

offense for which the extraordinary sensing device is sought has been committed, is being committed, or will be committed.

(3) The law enforcement officer shall submit an affidavit that includes:

(a) The identity of the applicant and the identity of the agency conducting the investigation;

(b) The identity of the individual and area for which use of the extraordinary sensing device is being sought;

(c) Specific and articulable facts demonstrating probable cause to believe that there has been, is, or will be criminal activity and that the operation of the extraordinary sensing device will uncover evidence of such activity or facts to support the finding that there is probable cause for issuance of a search warrant pursuant to applicable requirements; and

(d) A statement that other methods of data collection have been investigated and found to be either cost prohibitive or pose an unacceptable safety risk to a law enforcement officer or to the public.

(4) If the judicial officer finds, based on the affidavit submitted, there is probable cause to believe a crime has been committed, is being committed, or will be committed and there is probable cause to believe the personal information likely to be obtained from the use of the extraordinary sensing device will be evidence of the commission of such offense, the judicial officer may issue a search warrant authorizing the use of the extraordinary sensing device. The search warrant must authorize the collection of personal information contained in or obtained from the extraordinary sensing device, but must not authorize the use of a biometric identification system.

(5) Warrants may not be issued for a period greater than ten days. Extensions may be granted, but no longer than the authorizing judicial officer deems necessary to achieve the purposes for which it was granted and in no event for longer than thirty days.

(6) Within ten days of the execution of a search warrant, the officer executing the warrant must serve a copy of the warrant upon the target of the warrant, except if notice is delayed pursuant to section 8 of this act.

NEW SECTION. Sec. 8. (1) A governmental entity acting under this section may, when a warrant is sought, include in the petition a request, which the court shall grant, for an order delaying the notification required under section 7(6) of this act for a period not to exceed ninety days if the court determines that there is a reason to believe that notification of the existence of the warrant may have an adverse result.

(2) An adverse result for the purposes of this section is:

(a) Placing the life or physical safety of an individual in danger;

(b) Causing a person to flee from prosecution;

(c) Causing the destruction of or tampering with evidence;

(d) Causing the intimidation of potential witnesses; or

(e) Jeopardizing an investigation or unduly delaying a trial.

(3) The governmental entity shall maintain a copy of certification.

(4) Extension of the delay of notification of up to ninety days each may be granted by the court upon application or by certification by a governmental entity.

(5) Upon expiration of the period of delay of notification under subsection (2) or (4) of this section, the governmental entity shall serve a copy of the warrant upon, or deliver it by registered or first-class mail to, the target of the warrant, together with notice that:

(a) States with reasonable specificity the nature of the law enforcement inquiry; and

(b) Informs the target of the warrant: (i) That notification was delayed; (ii) what governmental entity or court made the certification or determination pursuant to which that delay was made; and (iii) which provision of this section allowed such delay.

NEW SECTION. Sec. 9. (1) It is lawful under this section for any law enforcement officer or other public official to operate an extraordinary sensing device and disclose personal information from such operation if such officer reasonably determines that an emergency

situation exists that involves criminal activity and presents immediate danger of death or serious physical injury to any person and:

(a) Requires operation of an extraordinary sensing device before a warrant authorizing such interception can, with due diligence, be obtained;

(b) There are grounds upon which such a warrant could be entered to authorize such operation; and

(c) An application for a warrant providing such operation is made within forty-eight hours after the operation has occurred or begins to occur.

(2) In the absence of a warrant, an operation of an extraordinary sensing device carried out under this section must immediately terminate when the personal information sought is obtained or when the application for the warrant is denied, whichever is earlier.

(3) In the event such application for approval is denied, the personal information obtained from the operation of a device must be treated as having been obtained in violation of this subchapter, except for purposes of section 15 of this act, and an inventory must be served on the person named in the application.

NEW SECTION. Sec. 10. (1) It is lawful under this section for a law enforcement officer, agency employee, or authorized agent to operate an extraordinary sensing device and disclose personal information from such operation if:

(a) An officer, employee, or agent reasonably determines that an emergency situation exists that:

(i) Does not involve criminal activity;

(ii) Presents immediate danger of death or serious physical injury to any person; and

(iii) Requires operation of an extraordinary sensing device to reduce the danger of death or serious physical injury;

(b) An officer, employee, or agent reasonably determines that the operation does not intend to collect personal information and is unlikely to accidentally collect personal information, and such operation is not for purposes of regulatory enforcement. Allowable purposes under this subsection (1)(b) are limited to:

(i) Monitoring to discover, locate, observe, and prevent forest fires;

(ii) Monitoring an environmental or weather-related catastrophe or damage from such an event;

(iii) Surveying for wildlife management, habitat preservation, or environmental damage; and

(iv) Surveying for the assessment and evaluation of environmental or weather-related damage, erosion, flood, or contamination;

(c) The operation is part of a training exercise conducted on a military base and the extraordinary sensing device does not collect personal information on persons located outside the military base;

(d) The operation is for training and testing purposes by an agency and does not collect personal information; or

(e) The operation is part of the response to an emergency or disaster for which the governor has proclaimed a state of emergency under RCW 43.06.010(12).

(2) Upon completion of the operation of an extraordinary sensing device pursuant to this section, any personal information obtained must be treated as information collected on an individual other than a target for purposes of section 14 of this act.

NEW SECTION. Sec. 11. An unmanned aircraft system may not be utilized for the purposes of investigation or enforcement of regulatory violations or noncompliance until the legislature has adopted legislation specifically permitting such use.

NEW SECTION. Sec. 12. Operation of an extraordinary sensing device by an agency is prohibited unless the agency has affixed a unique identifier registration number assigned by the agency, and designed as far as practical to be viewable by the public while the device is in use.

NEW SECTION. Sec. 13. Whenever any personal information from an extraordinary sensing device has been acquired, no part of such personal information and no evidence derived therefrom may be

received in evidence in any trial, hearing, or other proceeding in or before any court, grand jury, department, officer, agency, regulatory body, legislative committee, or other authority of the state or a political subdivision thereof if the collection or disclosure of that personal information would be in violation of this subchapter.

NEW SECTION. Sec. 14. Personal information collected during the operation of an extraordinary sensing device authorized by and consistent with this subchapter may not be used, copied, or disclosed for any purpose after conclusion of the operation, unless there is probable cause that the personal information is evidence of criminal activity. Personal information must be deleted as soon as possible after there is no longer probable cause that the personal information is evidence of criminal activity; this must be within thirty days if the personal information was collected on the target of a warrant authorizing the operation of the extraordinary sensing device, and within ten days for other personal information collected incidentally to the operation of an extraordinary sensing device otherwise authorized by and consistent with this subchapter. There is a presumption that personal information is not evidence of criminal activity if that personal information is not used in a criminal prosecution within one year of collection.

NEW SECTION. Sec. 15. Any person who knowingly violates this subchapter is subject to legal action for damages, to be brought by any other person claiming that a violation of this subchapter has injured his or her business, his or her person, or his or her reputation. A person so injured is entitled to actual damages or liquidated damages, computed at the rate of one dollar per day for each day of violation. In addition, the individual is entitled to reasonable attorneys' fees and other costs of litigation.

NEW SECTION. Sec. 16. Any use of an extraordinary sensing device must fully comply with all federal aviation administration requirements and guidelines. Compliance with the terms of this subchapter is mandatory and supplemental to compliance with federal aviation administration requirements and guidelines.

NEW SECTION. Sec. 17. (1) For a state agency having jurisdiction over criminal law enforcement including, but not limited to, the Washington state patrol, the agency must maintain records of each use of an extraordinary sensing device and, for any calendar year in which an agency has used an extraordinary sensing device, prepare an annual report including, at a minimum, the following:

(a) The number of uses of an extraordinary sensing device organized by types of incidents and types of justification for use;

(b) The number of crime investigations aided by the use and how the use was helpful to the investigation;

(c) The number of uses of an extraordinary sensing device for reasons other than criminal investigations and how the use was helpful;

(d) The frequency and type of data collected for individuals or areas other than targets;

(e) The total cost of the extraordinary sensing device;

(f) The dates when personal information and other data was deleted or destroyed in compliance with the act;

(g) The number of warrants requested, issued, and extended; and

(h) Additional information and analysis the governing body deems useful.

(2) For a state agency other than that in subsection (1) of this section, the agency must maintain records of each use of an extraordinary sensing device and, for any calendar year in which an agency has used an extraordinary sensing device, prepare an annual report including, at a minimum, the following:

(a) The types of extraordinary sensing devices used, the purposes for which each type of extraordinary sensing device was used, the circumstances under which use was authorized, and the name of the officer or official who authorized the use;

(b) Whether deployment of the device was imperceptible to the public;

(c) The specific kinds of personal information that the extraordinary sensing device collected about individuals;

(d) The length of time for which any personal information collected by the extraordinary sensing device was retained;

(e) The specific steps taken to mitigate the impact on an individual's privacy, including protections against unauthorized use and disclosure and a data minimization protocol; and

(f) An individual point of contact for citizen complaints and concerns.

(3) For a local agency having jurisdiction over criminal law enforcement or regulatory violations, the agency must maintain records of each use of an extraordinary sensing device including, at a minimum, the following:

(a) The number of uses of an extraordinary sensing device organized by types of incidents and types of justification for use;

(b) The number of investigations aided by the use and how the use was helpful to the investigation;

(c) The number of uses of an extraordinary sensing device for reasons other than criminal investigations and how the use was helpful;

(d) The frequency and type of data collected for individuals or areas other than targets;

(e) The total cost of the extraordinary sensing device;

(f) The dates when personal information and other data was deleted or destroyed in compliance with the act;

(g) The number of warrants requested, issued, and extended; and

(h) Additional information and analysis the governing body deems useful.

(4) The annual reports required pursuant to subsections (1) and (2) of this section must be filed electronically to the office of financial management, who must compile the results and submit them electronically to the relevant committees of the legislature by September 1st of each year, beginning in 2015.

NEW SECTION. Sec. 18. Sections 2 through 17 of this act are each added to chapter 9.73 RCW and codified with the subchapter heading of "extraordinary sensing devices."

NEW SECTION. Sec. 19. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Correct the title.

Representative Morris moved the adoption of amendment (779) to the striking amendment (769):

On page 6, line 28 of the striking amendment, after "providing" insert "for"

Representatives Morris and Taylor spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (779) to the striking amendment (769) was adopted.

Representative Morris and Taylor spoke in favor of the adoption of the amendment (779) as amended.

Amendment (769) was adopted as amended.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Taylor, Goodman, Smith and Morris spoke in favor of the passage of the bill.

Representatives Klippert, Hurst and Hansen spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2789.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2789, and the bill passed the House by the following vote: Yeas, 83; Nays, 15; Absent, 0; Excused, 0.

Voting yea: Representatives Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Condotta, Dahlquist, DeBolt, Fagan, Farrell, Fey, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Bergquist, Cody, Dunshee, Fitzgibbon, Green, Haigh, Hansen, Hunter, Hurst, Jinkins, Klippert, Morrell, Pettigrew and Reykdal.

ENGROSSED HOUSE BILL NO. 2789, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2178, by Representatives Morris and Morrell

Concerning unmanned aircraft.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2178 was substituted for House Bill No. 2178 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2178 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris and Smith spoke in favor of the passage of the bill.

Representative Klippert spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2178.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2178, and the bill passed the House by the following vote: Yeas, 92; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen,

Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Cody, Hurst, Klippert, Magendanz, Pettigrew and Sullivan.

SUBSTITUTE HOUSE BILL NO. 2178, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2493, by Representatives Wilcox, Tharinger, Buys, Lytton, Vick, Orcutt, Reykdal, Springer and Haigh

Concerning current use valuation for land primarily used for commercial horticultural purposes.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2493 was substituted for House Bill No. 2493 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2493 was read the second time.

Representative Wilcox moved the adoption of amendment (764):

On page 5, beginning on line 3, after "subsection." strike all material through "thousand" on line 8 and insert "Any parcel that is less than five acres and used primarily to grow plants in containers does not qualify as "farm and agricultural land" if more than twenty- five percent of the parcel is open to the general public for on-site retail sales"

Representatives Wilcox and Carlyle spoke in favor of the adoption of the amendment.

Amendment (764) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Wilcox and Carlyle spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2493.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2493, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G.

Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2493, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

There being no objection, House Rule 13 (C) was suspended allowing the House to work past 10:00 p.m.

HOUSE BILL NO. 2698, by Representatives Freeman, Overstreet, Smith and Tharinger

Expanding the products considered to be potentially nonhazardous as they apply to cottage food operations.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2698 was substituted for House Bill No. 2698 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2698 was read the second time.

With the consent of the house, amendment (713) was withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Freeman and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2698.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2698, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith,

Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2698, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2208, by Representatives Haigh and Buys

Concerning heavy civil construction projects.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haigh and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2208.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2208, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2208, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2454, by Representatives Blake, Buys, Lytton and Smith

Developing a water quality trading program in Washington.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2454 was substituted for House Bill No. 2454 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2454 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2454.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2454, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea and Taylor.

SUBSTITUTE HOUSE BILL NO. 2454, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2251, by Representatives Wilcox, Blake, Orcutt and Clibborn

Concerning fish barrier removals.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2251 was substituted for House Bill No. 2251 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2251 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Wilcox, Blake, and Wilcox (again) spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2251.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2251, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter,

Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND SUBSTITUTE HOUSE BILL NO. 2251, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2414, by Representatives Fitzgibbon, Farrell, Senn, Ryu and Pollet

Concerning water conservation appliances.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2414 was substituted for House Bill No. 2414 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2414 was read the second time.

Representative Fitzgibbon moved the adoption of amendment (749):

On page 2, line 18, after "building" strike "code, state" and insert "and"

On page 2, line 19, after "plumbing" strike "code, and the international green construction code adopt" and insert "codes have adopted"

Representatives Fitzgibbon and Short spoke in favor of the adoption of the amendment.

Amendment (749) was adopted.

With the consent of the house, amendment (734) was withdrawn.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Fitzgibbon spoke in favor of the passage of the bill.

Representative Short spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2414.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2414, and the bill passed the House by the following vote: Yeas, 57; Nays, 41; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler,

Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2414, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2733, by Representatives Haler and Magendanz

Designating certain hydroelectric generation from a generation facility located in irrigation canals and certain pipes as an eligible renewable resource under chapter 19.285 RCW.

The bill was read the second time.

Representative Haler moved the adoption of amendment (723):

On page 3, line 6, after "for" strike "domestic" and insert "municipal"

Representative Haler spoke in favor of the adoption of the amendment.

Amendment (723) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haler and Morris spoke in favor of the passage of the bill.

MOTION

On motion of Representative Harris, Representative Dahlquist was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2733.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2733, and the bill passed the House by the following vote: Yeas, 89; Nays, 8; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Fagan, Farrell, Fey, Freeman, G. Hunt, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt,

Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Dunshee, Fitzgibbon, Goodman, Jinkins, Morrell, Reykdal, Senn and Stanford.

Excused: Representative Dahlquist.

ENGROSSED HOUSE BILL NO. 2733, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2225, by Representatives Manweller, Senn, Magendanz, Fey, Tharinger, Fitzgibbon and Roberts

Concerning the Milwaukee Road corridor.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller and Fitzgibbon spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2225.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2225, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Dahlquist.

HOUSE BILL NO. 2225, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2386, by Representatives Van De Wege, Appleton, Hayes, Moscoso, Pettigrew, S. Hunt, Takko, Zeiger, Muri, Tharinger, Ryu and Freeman

Designating Washington's shoreline as a state maritime heritage area.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Van De Wege spoke in favor of the passage of the bill.

Representative Short spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2386.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2386, and the bill passed the House by the following vote: Yeas, 57; Nays, 40; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Takko, Taylor, Vick, Warnick, Wilcox and Young.

Excused: Representative Dahlquist.

HOUSE BILL NO. 2386, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2457, by Representatives Hansen, Smith, Fagan, Springer, Rodne, Reykdal, Magendanz, Fitzgibbon, Vick, Lytton, Wilcox, Pollet, Tharinger, Ryu, Van De Wege, Buys and Hayes

Concerning derelict and abandoned vessels.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2457 was substituted for House Bill No. 2457 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2457 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hansen and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2457.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2457, and the bill passed the House by the following vote: Yeas, 88; Nays, 9; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green,

Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Hargrove, Klippert, Overstreet, Pike, Scott, Shea and Taylor.

Excused: Representative Dahlquist.

SECOND SUBSTITUTE HOUSE BILL NO. 2457, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2624, by Representatives Haler, Tarleton, Klippert and Freeman

Clarifying the applicability of child abduction statutes to residential provisions ordered by a court.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2624 was substituted for House Bill No. 2624 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2624 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haler, Jinkins and Rodne spoke in favor of the passage of the bill.

MOTION

On motion of Representative Harris, Representative DeBolt was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2624.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2624, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Dahlquist and DeBolt.

SUBSTITUTE HOUSE BILL NO. 2624, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2363, by Representatives Muri, Seaquist, Zeiger, Morrell, Freeman, Christian, Kochmar, Dahlquist and Appleton

Concerning home and community-based services programs for dependents of military service members.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2363 was substituted for House Bill No. 2363 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2363 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Muri, Bergquist and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2363.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2363, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Dahlquist and DeBolt.

SUBSTITUTE HOUSE BILL NO. 2363, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Wilcox congratulated Representative Muri on the passage of his first bill through the House, and asked the Chamber to acknowledge his accomplishment.

HOUSE BILL NO. 2527, by Representatives Ormsby, Appleton, Moscoso, Sells, Stanford, Bergquist, Reykdal, S. Hunt, Roberts, Cody, Fey, Freeman, Riccelli and Pollet

Establishing the prevailing rate of wage based on collective bargaining agreements or other methods if collective bargaining agreements are not available.

The bill was read the second time.

Representative Manweller moved the adoption of amendment (772):

Strike everything after the enacting clause and insert the following:
"Sec. 1. RCW 39.12.015 and 1965 ex.s. c 133 s 2 are each amended to read as follows:

(1) All determinations of the prevailing rate of wage shall be made by the industrial statistician of the department of labor and industries.

(2) Beginning on the effective date of this section and for five years after, the industrial statistician shall establish the prevailing rate of wage by adopting the hourly wage established in collective bargaining agreements for those trades and occupations that have collective bargaining agreements. If there are multiple collective bargaining agreements in a particular locality, the statistician shall use the average hourly wage of the collective bargaining agreements to establish the prevailing rate of wage. For trades and occupations in which there are no collective bargaining agreements, the industrial statistician shall establish the prevailing rate of wage by conducting wage and hour surveys. In instances when there are no collective bargaining agreements and conducting wage and hour surveys is not feasible, the industrial statistician may employ other appropriate methods to establish the prevailing rate of wage. After the fifth year of establishing the prevailing rate of wage under this subsection (2), the prevailing rate of wage shall be established using wage surveys as provided by rule."

Representative Manweller spoke in favor of the adoption of the amendment.

Representative Sells spoke against the adoption of the amendment.

Amendment (772) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Ormsby spoke in favor of the passage of the bill.

Representative Manweller spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2527.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2527, and the bill passed the House by the following vote: Yeas, 59; Nays, 37; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representatives Dahlquist and DeBolt.

HOUSE BILL NO. 2527, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2146, by Representative Condotta

Concerning department of labor and industries appeal bonds.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2146 was substituted for House Bill No. 2146 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2146 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Condotta and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2146.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2146, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Dahlquist and DeBolt.

SUBSTITUTE HOUSE BILL NO. 2146, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2482, by Representatives Klippert and Clibborn

Creating a fee exemption for the disclosure of vehicle owner information.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Klippert and Clibborn spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2482.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2482, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Dahlquist and DeBolt.

HOUSE BILL NO. 2482, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 2463, by House Committee on Transportation (originally sponsored by Representatives S. Hunt, Johnson, Reykdal, Pike, Clibborn, Orcutt and Freeman)

Concerning special parking privileges for persons with disabilities.

The bill was read the second time.

Representative S. Hunt moved the adoption of amendment (781):

On page 7, beginning on line 10, after "(5)" strike all material through "~~posted.~~)" on line 14 and insert "**Time Restrictions.** A local jurisdiction may impose by ordinance time restrictions of no less than four hours on the use of nonreserved, on-street parking spaces by vehicles displaying the special parking placards or special license plates issued under this chapter. All time restrictions must be clearly posted.

(6)"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 9, line 30, after "permitted" insert ", except zones in which parking is limited pursuant to RCW 46.19.050(5)"

Representative S. Hunt spoke in favor of the adoption of the amendment.

Amendment (781) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives S. Hunt and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2463.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2463, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Hurst.

Excused: Representatives Dahlquist and DeBolt.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2463, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2447, by Representatives Kirby, Kretz, Sawyer, Ormsby, Riccelli, Short, Ryu, Magendanz and Freeman

Concerning a property tax exemption for qualified nonprofit small business incubators that assist in the creation and expansion of innovative small commercial enterprises.

The bill was read the second time.

Representative Kirby moved the adoption of amendment (773):

On page 2, line 20, after "state" insert "or local"

On page 3, line 4, after "must" insert "annually"

On page 3, beginning on line 9, strike all of subsection (c) and insert the following:

"(c) Specific details for the businesses served, including but not limited to: The name of the business, the unified business identifier of the business, the type of business identified by the North American industry classification system, and detailed information about the business required under subsection (5)(b)(i) and (c)(i) of this section; and"

On page 3, line 22, after "section." insert "It is presumed that a small business incubator is meeting the requirements of subsection (1)(b) of this section if the incubator files the annual reports required under subsection (3) of this section and the small start-up and emerging businesses served by the incubator meet the requirements under subsection (5)(b)(ii) and (c)(ii) of this section."

Representative Kirby spoke in favor of the adoption of the amendment.

Amendment (773) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2447.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2447, and the bill passed the House by the following vote: Yeas, 73; Nays, 23; Absent, 0; Excused, 2.

Voting yea: Representatives Bergquist, Blake, Chandler, Christian, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Hope, Hudgins, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Buys, Carlyle, Condotta, Fagan, Hawkins, Holy, Hunter, Kristiansen, Morrell, Morris, Overstreet, Pike, Pollet, Reykdal, Roberts, Rodne, Scott, Shea, Tarleton, Taylor, Tharinger and Young.

Excused: Representatives Dahlquist and DeBolt.

ENGROSSED HOUSE BILL NO. 2447, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed House Bill No. 2447.

Representative Parker, 6 District

SECOND READING

HOUSE BILL NO. 2229, by Representatives Morris, Smith, Appleton, Haler, Moscoso, Tarleton, Roberts, Ryu, Habib and Bergquist

Concerning long-term funding for a state tourism marketing program.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2229 was substituted for House Bill No. 2229 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2229 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Morris spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2229.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2229, and the bill passed the House by the following vote: Yeas, 88; Nays, 8; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Overstreet, Pike, Scott, Shea and Taylor.

Excused: Representatives Dahlquist and DeBolt.

SUBSTITUTE HOUSE BILL NO. 2229, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2426, by Representatives Fey, Farrell, Jinkins and Pollet

Authorizing local authorities to continue operating automated traffic safety cameras to detect speed violations outside of school speed zones after participating in a pilot program for at least three consecutive years.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Fey spoke in favor of the passage of the bill.

Representatives Orcutt and Hurst spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2426.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2426, and the bill passed the House by the following vote: Yeas, 51; Nays, 45; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Green, Gregerson, Habib, Haler, Hansen, Hayes, Hudgins, Hunter, Jinkins, Kagi, Klippert, Kochmar, Lytton, Moeller, Morrell, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli,

Roberts, Ryu, S. Hunt, Santos, Seaquist, Sells, Senn, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Walkinshaw, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Chandler, Christian, Condotta, Fagan, G. Hunt, Goodman, Haigh, Hargrove, Harris, Hawkins, Holy, Hope, Hurst, Johnson, Kirby, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Morris, Nealey, Orcutt, Overstreet, Parker, Pike, Robinson, Rodne, Ross, Sawyer, Schmick, Scott, Shea, Short, Stonier, Taylor, Tharinger, Van De Wege, Vick, Walsh, Wilcox, Young and Zeiger.

Excused: Representatives Dahlquist and DeBolt.

HOUSE BILL NO. 2426, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2524, by Representatives Kirby, Vick, Ryu, Chandler, Blake, Santos, Stanford, Zeiger, Hurst, Fagan, Takko, Habib, Harris, Sullivan, Kretz, MacEwen, Wylie, Moeller, Morrell, Haigh, Freeman, Springer and Stonier

Concerning manufacturer and new motor vehicle dealer franchise agreements.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2524 was substituted for House Bill No. 2524 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2524 was read the second time.

With the consent of the house, amendments (664), (665) and (745) were withdrawn.

Representative Kirby moved the adoption of amendment (788):

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 46.70.045 and 1997 c 432 s 2 are each amended to read as follows:

The director may deny a license under this chapter when the application is a subterfuge that conceals the real person in interest whose license has been denied, suspended, or revoked for cause under this chapter and the terms have not been fulfilled or a civil penalty has not been paid, ~~((the))~~ the director finds that the application was not filed in good faith, or the issuance of a new license or subagency would cause a manufacturer, distributor, factory branch, or factory representative, or an agent, officer, parent company, wholly or partially owned subsidiary, affiliated entity, or other person controlled by or under common control with a manufacturer, distributor, factory branch, or factory representative, to be in violation of chapter 46.96 RCW. This section does not preclude the department from taking an action against a current licensee.

Sec. 2. RCW 46.96.020 and 2003 c 21 s 1 are each amended to read as follows:

In addition to the definitions contained in RCW 46.70.011, which are incorporated by reference into this chapter, the definitions set forth in this section apply only for the purposes of this chapter.

(1) A "new motor vehicle" is a vehicle that has not been titled by a state and ownership of which may be transferred on a manufacturer's statement of origin (MSO).

(2) "New motor vehicle dealer" means a motor vehicle dealer engaged in the business of buying, selling, exchanging, or otherwise dealing in new motor vehicles or new and used motor vehicles at an established place of business, under a franchise, sales and service agreement, or contract with the manufacturer of the new motor vehicles. However, ~~((the term))~~ "new motor vehicle dealer" does not include a miscellaneous vehicle dealer as defined in RCW 46.70.011~~((3))~~ (17)(c) or a motorcycle dealer as defined in chapter 46.94 RCW.

(3) "Franchise" means one or more agreements, whether oral or written, between a manufacturer and a new motor vehicle dealer, under which the new motor vehicle dealer is authorized to sell, service, and repair new motor vehicles, parts, and accessories under a common name, trade name, trademark, or service mark of the manufacturer.

"Franchise" includes an oral or written contract and includes a dealer agreement, either expressed or implied, between a manufacturer and a new motor vehicle dealer that purports to fix the legal rights and liabilities between the parties and under which (a) the dealer is granted the right to purchase and resell motor vehicles manufactured, distributed, or imported by the manufacturer; (b) the dealer's business is associated with the trademark, trade name, commercial symbol, or advertisement designating the franchisor or the products distributed by the manufacturer; and (c) the dealer's business relies on the manufacturer for a continued supply of motor vehicles, parts, and accessories.

(4) "Good faith" means honesty in fact and fair dealing in the trade as defined and interpreted in RCW 62A.2-103.

(5) "Designated successor" means:

(a) The spouse, biological or adopted child, stepchild, grandchild, parent, brother, or sister of the owner of a new motor vehicle dealership who, in the case of the owner's death, is entitled to inherit the ownership interest in the new motor vehicle dealership under the terms of the owner's will or similar document, and if there is no such will or similar document, then under applicable intestate laws;

(b) A qualified person experienced in the business of a new motor vehicle dealer who has been nominated by the owner of a new motor vehicle dealership as the successor in a written, notarized, and witnessed instrument submitted to the manufacturer; or

(c) In the case of an incapacitated owner of a new motor vehicle dealership, the person who has been appointed by a court as the legal representative of the incapacitated owner's property.

(6) "Owner" means a person holding an ownership interest in the business entity operating as a new motor vehicle dealer and who is the designated dealer in the new motor vehicle franchise agreement.

(7) "Person" means every natural person, partnership, corporation, association, trust, estate, or any other legal entity.

(8) "Completed vehicle" means a vehicle that requires no further manufacturing operations to perform its intended function.

(9) "Dealer management computer system" means a computer hardware and software system that is owned or leased by a new motor vehicle dealer, including the dealer's use of internet applications, software, or hardware, whether located at an existing dealership facility or provided at a remote location, that provides access to customer records and transactions by a motor vehicle dealer located in this state, and that allows the new motor vehicle dealer timely information in order to sell vehicles, parts, or services through the existing dealership facility.

(10) "Dealer management computer system vendor" means a seller or reseller of dealer management computer systems, to the extent that the seller or reseller is engaged in such activities.

(11) "Final-stage manufacturer" means a person who purchases an incomplete vehicle from a licensed motor vehicle dealer and performs such manufacturing operations that the incomplete vehicle becomes a completed vehicle.

(12) "Incomplete vehicle" means an assemblage consisting of, at a minimum, chassis (including the frame) structure, power train, steering

system, suspension system, and braking system, in the state that those systems are to be part of the completed vehicle, but requires further manufacturing operations to become a completed vehicle.

(13) "Security breach" means an incident of unauthorized access to and acquisition of records or data containing new motor vehicle dealer or dealer customer information where unauthorized use of the dealer's customer or dealer information has occurred or is reasonably likely to occur or that creates a material risk of harm to the dealer or dealer's customer. Any incident of unauthorized access to and acquisition of records or data containing dealer or dealer customer information, or any incident of disclosure of dealer customer information to one or more third parties that has not been specifically authorized by the dealer or dealer's customer, constitutes a security breach.

Sec. 3. RCW 46.96.060 and 1989 c 415 s 6 are each amended to read as follows:

(1) Notwithstanding the terms of a franchise or the terms of a waiver, and except as otherwise provided in RCW 46.96.070(2) (a) through (d), good cause exists for termination, cancellation, or nonrenewal when there is a failure by the new motor vehicle dealer to comply with a provision of the franchise that is both reasonable and of material significance to the franchise relationship, if the new motor vehicle dealer was notified of the failure within one hundred eighty days after the manufacturer first acquired knowledge of the failure and the new motor vehicle dealer did not correct the failure after being requested to do so.

If, however, the failure of the new motor vehicle dealer relates to the performance of the new motor vehicle dealer in sales, service, or level of customer satisfaction, good cause is the failure of the new motor vehicle dealer to comply with reasonable performance standards determined by the manufacturer in accordance with uniformly applied criteria, and:

(a) The new motor vehicle dealer was advised, in writing, by the manufacturer of the failure;

(b) The notice under this subsection stated that notice was provided of a failure of performance under this section;

(c) The manufacturer provided the new motor vehicle dealer with specific, reasonable goals or reasonable performance standards with which the dealer must comply, together with a suggested timetable or program for attaining those goals or standards, and the new motor vehicle dealer was given a reasonable opportunity, for a period not less than one hundred eighty days, to comply with the goals or standards; and

(d) The new motor vehicle dealer did not substantially comply with the manufacturer's performance standards during that period and the failure to demonstrate substantial compliance was not due to market or economic factors within the new motor vehicle dealer's relevant market area that were beyond the control of the dealer .

(2) If the new motor vehicle dealer claims insufficient allocation, a manufacturer does not have good cause for termination, cancellation, or nonrenewal, unless:

(a) The manufacturer or distributor allocated sufficient inventory in the new motor vehicle dealer's primary allocation, both in quantity and product mix, for the dealers' assigned market area. The inventory must have been delivered in a manner that allowed the dealer to reasonably meet the manufacturer's performance standards; and

(b) The manufacturer provides to the new motor vehicle dealer, upon the dealers' request, documentation sufficient to develop a market analysis. This documentation must include, but is not limited to, the allocation of inventory to the dealer and other dealers in the same zone during the period established by the manufacturer, and must not be shared by the dealer with any party not involved in preparing a market analysis or otherwise engaged in the termination proceeding.

(3) The manufacturer has the burden of proof of establishing good cause and good faith for the termination, cancellation, or nonrenewal of the franchise under this section.

Sec. 4. RCW 46.96.080 and 2009 c 12 s 1 are each amended to read as follows:

(1) Upon the termination, cancellation, or nonrenewal of a franchise, the manufacturer shall pay the new motor vehicle dealer, at a minimum:

(a) Dealer cost plus any charges by the manufacturer for distribution, delivery, and taxes, less all allowances paid or credited to the dealer by the manufacturer, of unused, undamaged, and unsold new motor vehicles in the new motor vehicle dealer's inventory that were acquired from the manufacturer or another new motor vehicle dealer of the same line make in the ordinary course of business within the previous twelve months;

(b) Dealer cost for all unused, undamaged, and unsold supplies, parts, and accessories in original packaging, except that in the case of sheet metal, a comparable substitute for original packaging may be used, if the supply, part, or accessory was acquired from the manufacturer or from another new motor vehicle dealer ceasing operations as a part of the new motor vehicle dealer's initial inventory as long as the supplies, parts, and accessories appear in the manufacturer's current parts catalog, list, or current offering;

(c) Dealer cost for all unused, undamaged, and unsold inventory, whether vehicles, parts, or accessories, the purchase of which was required by the manufacturer;

(d) The fair market value of each undamaged sign owned by the new motor vehicle dealer that bears a common name, trade name, or trademark of the manufacturer, if acquisition of the sign was recommended or required by the manufacturer and the sign is in good and usable condition less reasonable wear and tear, and has not been depreciated by the dealer more than fifty percent of the value of the sign;

(e) The fair market value of all equipment, furnishings, and special tools owned or leased by the new motor vehicle dealer that were acquired from the manufacturer or sources approved by the manufacturer and that were recommended or required by the manufacturer and are in good and usable condition, less reasonable wear and tear. However, if the equipment, furnishings, or tools are leased by the new motor vehicle dealer, the manufacturer shall pay the new motor vehicle dealer such amounts that are required by the lessor to terminate the lease under the terms of the lease agreement; and

(f) The cost of transporting, handling, packing, and loading of new motor vehicles, supplies, parts, accessories, signs, special tools, equipment, and furnishings purchased from the manufacturer or manufacturer-approved vendor.

To the extent the franchise agreement provides for payment or reimbursement to the new motor vehicle dealer in excess of that specified in this section, the provisions of the franchise agreement shall control.

(2)(a) For the nonrenewal or termination of a franchise that is implemented as a result of the sale of assets or stock of the motor vehicle dealer, the party purchasing the assets or stock of the motor vehicle dealer may negotiate for the purchase or other transfer of some or all unused, undamaged, and unsold new motor vehicles in the selling new motor vehicle dealer's inventory that were acquired from the manufacturer or another new motor vehicle dealer of the same line make in the ordinary course of business within the previous twelve months.

(b) For the nonrenewal or termination of a franchise that is implemented as a result of the sale of assets or stock of the motor vehicle dealer, this section does not prohibit a manufacturer from negotiating with the purchasing party for the purchase or other transfer of some or all unused, undamaged, and unsold new motor vehicles in the selling new motor vehicle dealer's inventory that were acquired from the manufacturer or another new motor vehicle dealer of the same line make in the ordinary course of business within the previous twelve months.

(c) A manufacturer's obligation under (a) of this subsection extends only to vehicles not purchased or otherwise transferred to the party purchasing the assets or stock of the motor vehicle dealer.

(3) The manufacturer shall pay the new motor vehicle dealer the sums specified in subsection (1) of this section (a) within ninety days after the termination, cancellation, or nonrenewal of the franchise, if the new motor vehicle dealer has clear title to the property or can provide clear title to the property upon payment by the manufacturer and is in a position to convey that title to the manufacturer, or (b) on the date of delivery of the assets to the manufacturer, whichever is earlier.

(4) In the case of motor homes, this section applies only to manufacturer-initiated termination, cancellation, or nonrenewal of a franchise.

Sec. 5. RCW 46.96.090 and 2010 c 178 s 3 are each amended to read as follows:

(1) In the event of a termination, cancellation, or nonrenewal under this chapter, except for termination, cancellation, or nonrenewal under RCW 46.96.070(2) or a voluntary termination, cancellation, or nonrenewal initiated by the dealer, the manufacturer shall, at the request and option of the new motor vehicle dealer, also pay to the new motor vehicle dealer the dealer costs for any relocation, substantial alteration, or remodeling of a dealer's facilities required by a manufacturer for the granting of a franchise or the continuance or renewal of a franchise agreement completed within three years of the termination, cancellation, or nonrenewal and:

(a) A sum equivalent to rent for the unexpired term of the lease or one year, whichever is less, or such longer term as provided in the franchise, if the new motor vehicle dealer is leasing the new motor vehicle dealership facilities from a lessor other than the manufacturer; or

(b) A sum equivalent to the reasonable rental value of the new motor vehicle dealership facilities for one year or until the facilities are leased or sold, whichever is less, if the new motor vehicle dealer owns the new motor vehicle dealership facilities.

(2) The rental payment required under subsection (1) of this section is only required to the extent that the facilities were used for activities under the franchise and only to the extent the facilities were not leased for unrelated purposes. If the rental payment under subsection (1) of this section is made, the manufacturer is entitled to possession and use of the new motor vehicle dealership facilities for the period rent is paid.

Sec. 6. RCW 46.96.105 and 2010 c 178 s 4 are each amended to read as follows:

(1) Each manufacturer shall specify in its franchise agreement, or in a separate written agreement, with each of its dealers licensed in this state, the dealer's obligation to perform warranty work or service on the manufacturer's products. Each manufacturer shall provide each of its dealers with a schedule of compensation to be paid to the dealer for any warranty work or service, including parts, labor, and diagnostic work, required of the dealer by the manufacturer in connection with the manufacturer's products. The schedule of compensation must not be less than the rates charged by the dealer for similar service to retail customers for nonwarranty service and repairs, and must not be less than the schedule of compensation for an existing dealer as of June 10, 2010.

(a) The rates charged by the dealer for nonwarranty service or work for parts means the price paid by the dealer for those parts, including all shipping and other charges, increased by the franchisee's average percentage markup. A dealer must establish and declare the dealer's average percentage markup by submitting to the manufacturer one hundred sequential customer-paid service repair orders or ninety days of customer-paid service repair orders, whichever is less, covering repairs made no more than one hundred eighty days before the submission. A change in a dealer's established average percentage markup takes effect thirty days following the submission. A manufacturer may not require a dealer to establish average percentage

markup by another methodology. A manufacturer may not require information that the dealer believes is unduly burdensome or time consuming to provide, including, but not limited to, part-by-part or transaction-by-transaction calculations. In calculating the retail rate customarily charged by the dealer for parts and labor, the following work must not be included in the calculation:

- (i) Repairs for manufacturer or distributor special events, specials, or promotional discounts for retail customer repairs;
- (ii) Parts sold at wholesale or at reduced or specially negotiated rates for insurance repairs;
- (iii) Routine maintenance not covered under warranty, such as fluids, filters, and belts not provided in the course of repairs;
- (iv) Nuts, bolts, fasteners, and similar items that do not have an individual part number;
- (v) Tires;
- (vi) Batteries and light bulbs; and
- (vii) Vehicle reconditioning.

(b) A manufacturer shall compensate a dealer for labor and diagnostic work at the rates charged by the dealer to its retail customers for such work and for any documentation work required by the manufacturer to authorize or verify the work including, but not limited to, photographs, paperwork, and electronic data entry. However, a manufacturer is not required to compensate a dealer more than once for the same documentation work. If a manufacturer can demonstrate that the rates unreasonably exceed those of all other franchised motor vehicle dealers in the same relevant market area offering the same or a competitive motor vehicle line, the manufacturer is not required to honor the rate increase proposed by the dealer. If the manufacturer is not required to honor the rate increase proposed by the dealer, the dealer is entitled to resubmit a new proposed rate for labor and diagnostic work.

(c) A dealer may not be granted an increase in the average percentage markup or labor and diagnostic work rate more than ~~((twice))~~ once in one calendar year.

(2) All claims for warranty work for parts and labor made by dealers under this section ~~((shall))~~ must be submitted to the manufacturer within ~~((one year))~~ ninety days of the date the work was performed. All claims submitted must be paid by the manufacturer within thirty days following receipt, provided the claim has been approved by the manufacturer. The manufacturer has the right to audit claims for warranty work and to charge the dealer for any unsubstantiated, incorrect, or false claims for a period of ~~((one year))~~ nine months following payment. However, the manufacturer may audit and charge the dealer for any fraudulent claims during any period for which an action for fraud may be commenced under applicable state law.

(3) All claims submitted by dealers on the forms and in the manner specified by the manufacturer shall be either approved or disapproved within thirty days following their receipt. The manufacturer shall notify the dealer in writing of any disapproved claim, and shall set forth the reasons why the claim was not approved. Any claim not specifically disapproved in writing within thirty days following receipt is approved, and the manufacturer is required to pay that claim within thirty days of receipt of the claim.

(4) A manufacturer may not otherwise recover all or any portion of its costs for compensating its dealers licensed in this state for warranty parts and service either by reduction in the amount due to the dealer or by separate charge, surcharge, or other imposition.

Sec. 7. RCW 46.96.185 and 2010 c 178 s 6 are each amended to read as follows:

(1) Notwithstanding the terms of a franchise agreement, a manufacturer, distributor, factory branch, or factory representative, or an agent, officer, parent company, wholly or partially owned subsidiary, affiliated entity, or other person controlled by or under common control with a manufacturer, distributor, factory branch, or factory representative, shall not:

(a) Discriminate between new motor vehicle dealers by selling or offering to sell a like vehicle to one dealer at a lower actual price than the actual price offered to another dealer for the same model similarly equipped;

(b) Discriminate between new motor vehicle dealers by selling or offering to sell parts or accessories to one dealer at a lower actual price than the actual price offered to another dealer;

(c) Discriminate between new motor vehicle dealers by using a promotion plan, marketing plan, or other similar device that results in a lower actual price on vehicles, parts, or accessories being charged to one dealer over another dealer;

(d) Discriminate between new motor vehicle dealers by adopting a method, or changing an existing method, for the allocation, scheduling, or delivery of new motor vehicles, parts, or accessories to its dealers that is not fair, reasonable, and equitable. Upon the request of a dealer, a manufacturer, distributor, factory branch, or factory representative shall disclose in writing to the dealer the method by which new motor vehicles, parts, and accessories are allocated, scheduled, or delivered to its dealers handling the same line or make of vehicles;

(e) Discriminate against a new motor vehicle dealer by preventing, offsetting, or otherwise impairing the dealer's right to request a documentary service fee on affinity or similar program purchases. This prohibition applies to, but is not limited to, any promotion plan, marketing plan, manufacturer or dealer employee or employee friends or family purchase programs, or similar plans or programs;

(f) Give preferential treatment to some new motor vehicle dealers over others by refusing or failing to deliver, in reasonable quantities and within a reasonable time after receipt of an order, to a dealer holding a franchise for a line or make of motor vehicles sold or distributed by the manufacturer, distributor, factory branch, or factory representative, a new vehicle, parts, or accessories, if the vehicle, parts, or accessories are being delivered to other dealers, or require a dealer to purchase unreasonable advertising displays or other materials, or unreasonably require a dealer to remodel or renovate existing facilities as a prerequisite to receiving a model or series of vehicles;

(g) Compete with a new motor vehicle dealer of any make or line by acting in the capacity of a new motor vehicle dealer, or by owning, operating, or controlling, whether directly or indirectly, a motor vehicle dealership in this state. It is not, however, a violation of this subsection for:

(i) A manufacturer, distributor, factory branch, or factory representative to own or operate a dealership for a temporary period, not to exceed two years, during the transition from one owner of the dealership to another where the dealership was previously owned by a franchised dealer and is currently for sale to any qualified independent person at a fair and reasonable price. The temporary operation may be extended for one twelve-month period on petition of the temporary operator to the department. The matter will be handled as an adjudicative proceeding under chapter 34.05 RCW. A dealer who is a franchisee of the petitioning manufacturer or distributor may intervene and participate in a proceeding under this subsection (1)(g)(i). The temporary operator has the burden of proof to show justification for the extension and a good faith effort to sell the dealership to an independent person at a fair and reasonable price;

(ii) A manufacturer, distributor, factory branch, or factory representative to own or operate a dealership in conjunction with an independent person in a bona fide business relationship for the purpose of broadening the diversity of its dealer body and enhancing opportunities for qualified persons who are part of a group who have historically been underrepresented in its dealer body, or other qualified persons who lack the resources to purchase a dealership outright, and where the independent person: (A) Has made, or within a period of two years from the date of commencement of operation will have made, a significant, bona fide capital investment in the dealership that is subject to loss; (B) has an ownership interest in the dealership; and (C) operates the dealership under a bona fide written agreement with

the manufacturer, distributor, factory branch, or factory representative under which he or she will acquire all of the ownership interest in the dealership within a reasonable period of time and under reasonable terms and conditions. The manufacturer, distributor, factory branch, or factory representative has the burden of proof of establishing that the acquisition of the dealership by the independent person was made within a reasonable period of time and under reasonable terms and conditions. Nothing in this subsection (1)(g)(ii) relieves a manufacturer, distributor, factory branch, or factory representative from complying with (a) through (f) of this subsection;

(iii) A manufacturer, distributor, factory branch, or factory representative to own or operate a dealership in conjunction with an independent person in a bona fide business relationship where the independent person: (A) Has made, or within a period of two years from the date of commencement of operation will have made, a significant, bona fide capital investment in the dealership that is subject to loss; (B) has an ownership interest in the dealership; and (C) operates the dealership under a bona fide written agreement with the manufacturer, distributor, factory branch, or factory representative under which he or she will acquire all of the ownership interest in the dealership within a reasonable period of time and under reasonable terms and conditions. The manufacturer, distributor, factory branch, or factory representative has the burden of proof of establishing that the acquisition of the dealership by the independent person was made within a reasonable period of time and under reasonable terms and conditions. The number of dealerships operated under this subsection (1)(g)(iii) may not exceed four percent rounded up to the nearest whole number of a manufacturer's total of new motor vehicle dealer franchises in this state. Nothing in this subsection (1)(g)(iii) relieves a manufacturer, distributor, factory branch, or factory representative from complying with (a) through (f) of this subsection;

(iv) A truck manufacturer to own, operate, or control a new motor vehicle dealership that sells only trucks of that manufacturer's line make with a gross vehicle weight rating of 12,500 pounds or more, and the truck manufacturer has been continuously engaged in the retail sale of the trucks at least since January 1, 1993; ~~((e))~~

(v) A manufacturer to own, operate, or control a new motor vehicle dealership trading exclusively in a single line make of the manufacturer if (A) the manufacturer does not own, directly or indirectly, in the aggregate, in excess of forty-five percent of the total ownership interest in the dealership, (B) at the time the manufacturer first acquires ownership or assumes operation or control of any such dealership, the distance between any dealership thus owned, operated, or controlled and the nearest new motor vehicle dealership trading in the same line make of vehicle and in which the manufacturer has no ownership or control is not less than fifteen miles and complies with the applicable provisions in the relevant market area sections of this chapter, (C) all of the manufacturer's franchise agreements confer rights on the dealer of that line make to develop and operate within a defined geographic territory or area, as many dealership facilities as the dealer and the manufacturer agree are appropriate, and (D) as of January 1, 2000, the manufacturer had no more than four new motor vehicle dealers of that manufacturer's line make in this state, and at least half of those dealers owned and operated two or more dealership facilities in the geographic territory or area covered by their franchise agreements with the manufacturer;

(vi) A final-stage manufacturer to own, operate, or control a new motor vehicle dealership; or

(vii) A manufacturer that held a vehicle dealer license in this state on January 1, 2014, to own, operate, or control a new motor vehicle dealership that sells new vehicles that are only of that manufacturer's makes or lines and that are not sold new by a licensed independent franchise dealer, or to own, operate, or control or contract with companies that provide finance, leasing, or service for vehicles that are of that manufacturer's makes or lines;

(h) Compete with a new motor vehicle dealer by owning, operating, or controlling, whether directly or indirectly, a service facility in this state for the repair or maintenance of motor vehicles under the manufacturer's new car warranty and extended warranty. Nothing in this subsection (1)(h), however, prohibits a manufacturer, distributor, factory branch, or factory representative from owning or operating a service facility for the purpose of providing or performing maintenance, repair, or service work on motor vehicles that are owned by the manufacturer, distributor, factory branch, or factory representative;

(i) Use confidential or proprietary information obtained from a new motor vehicle dealer to unfairly compete with the dealer. For purposes of this subsection (1)(i), "confidential or proprietary information" means trade secrets as defined in RCW 19.108.010, business plans, marketing plans or strategies, customer lists, contracts, sales data, revenues, or other financial information;

(j)(i) Terminate, cancel, or fail to renew a franchise with a new motor vehicle dealer based upon any of the following events, which do not constitute good cause for termination, cancellation, or nonrenewal under RCW 46.96.060: (A) The fact that the new motor vehicle dealer owns, has an investment in, participates in the management of, or holds a franchise agreement for the sale or service of another make or line of new motor vehicles; (B) the fact that the new motor vehicle dealer has established another make or line of new motor vehicles or service in the same dealership facilities as those of the manufacturer or distributor; (C) that the new motor vehicle dealer has or intends to relocate the manufacturer or distributor's make or line of new motor vehicles or service to an existing dealership facility that is within the relevant market area, as defined in RCW 46.96.140, of the make or line to be relocated, except that, in any nonemergency circumstance, the dealer must give the manufacturer or distributor at least sixty days' notice of his or her intent to relocate and the relocation must comply with RCW 46.96.140 and 46.96.150 for any same make or line facility; or (D) the failure of a franchisee to change the location of the dealership or to make substantial alterations to the use or number of franchises on the dealership premises or facilities.

(ii) Notwithstanding the limitations of this section, a manufacturer may, for separate consideration, enter into a written contract with a dealer to exclusively sell and service a single make or line of new motor vehicles at a specific facility for a defined period of time. The penalty for breach of the contract must not exceed the amount of consideration paid by the manufacturer plus a reasonable rate of interest;

(k) Coerce or attempt to coerce a motor vehicle dealer to refrain from, or prohibit or attempt to prohibit a new motor vehicle dealer from acquiring, owning, having an investment in, participating in the management of, or holding a franchise agreement for the sale or service of another make or line of new motor vehicles or related products, or establishing another make or line of new motor vehicles or service in the same dealership facilities, if the prohibition against acquiring, owning, investing, managing, or holding a franchise for such additional make or line of vehicles or products, or establishing another make or line of new motor vehicles or service in the same dealership facilities, is not supported by reasonable business considerations. The burden of proving that reasonable business considerations support or justify the prohibition against the additional make or line of new motor vehicles or products or nonexclusive facilities is on the manufacturer;

(l) Require, by contract or otherwise, a new motor vehicle dealer to make a material alteration, expansion, or addition to any dealership facility, unless the required alteration, expansion, or addition is uniformly required of other similarly situated new motor vehicle dealers of the same make or line of vehicles and is reasonable in light of all existing circumstances, including economic conditions. In any proceeding in which a required facility alteration, expansion, or addition is an issue, the manufacturer or distributor has the burden of proof. Except for a program or any renewal or modification of a program that is in effect with one or more new motor vehicle dealers in

this state on the effective date of this section, a manufacturer shall not require, coerce, or attempt to coerce any new motor vehicle dealer by program, policy, standard, or otherwise to change the location of the dealership or construct, replace, renovate, or make any substantial changes, alterations, or remodeling to a new motor vehicle dealer's sales or service facilities, except as necessary to comply with health or safety laws or to comply with technology requirements without which a dealer would be unable to service a vehicle the dealer has elected to sell, before the tenth anniversary of the date of issuance of the certificate of occupancy or the manufacturer's approval, whichever is later.

from:
(i) The date construction of the dealership at that location was completed if the construction was in substantial compliance with standards or plans provided by a manufacturer, distributor, or representative or through a subsidiary or agent of the manufacturer, distributor, or representative; or

(ii) The date a prior change, alteration, or remodel of the dealership at that location was completed if the construction was in substantial compliance with standards or plans provided by a manufacturer, distributor, or representative or through a subsidiary or agent of the manufacturer, distributor, or representative;

(m) Prevent or attempt to prevent by contract or otherwise any new motor vehicle dealer from changing the executive management of a new motor vehicle dealer unless the manufacturer or distributor, having the burden of proof, can show that a proposed change of executive management will result in executive management by a person or persons who are not of good moral character or who do not meet reasonable, preexisting, and equitably applied standards of the manufacturer or distributor. If a manufacturer or distributor rejects a proposed change in the executive management, the manufacturer or distributor shall give written notice of its reasons to the dealer within sixty days after receiving written notice from the dealer of the proposed change and all related information reasonably requested by the manufacturer or distributor, or the change in executive management must be considered approved; ((o))

(n) Condition the sale, transfer, relocation, or renewal of a franchise agreement or condition manufacturer, distributor, factory branch, or factory representative sales, services, or parts incentives upon the manufacturer obtaining site control, including rights to purchase or lease the dealer's facility, or an agreement to make improvements or substantial renovations to a facility. For purposes of this section, a substantial renovation has a gross cost to the dealer in excess of five thousand dollars;

(o) Fail to provide to a new motor vehicle dealer purchasing or leasing building materials or other facility improvements the right to purchase or lease franchisor image elements of like kind and quality from an alternative vendor selected by the dealer if the goods or services are to be supplied by a vendor selected, identified, or designated by the manufacturer or distributor. If the vendor selected by the manufacturer or distributor is the only available vendor of like kind and quality materials, the new motor vehicle dealer must be given the opportunity to purchase the franchisor image elements at a price substantially similar to the capitalized lease costs of the elements. This subsection (1)(o) must not be construed to allow a new motor vehicle dealer or vendor to gain additional intellectual property rights they are not otherwise entitled to or to impair or eliminate the intellectual property rights of the manufacturer or distributor or to permit a new motor vehicle dealer to erect or maintain signs that do not conform to the reasonable intellectual property usage guidelines of the manufacturer or distributor;

(p) Take any adverse action against a new motor vehicle dealer including, but not limited to, charge backs or reducing vehicle allocations, for sales and service performance within a designated area of primary responsibility unless that area is reasonable in light of proximity to relevant census tracts to the dealership and competing dealerships, highways and road networks, state borders, any natural or

man-made barriers, demographics, including economic factors, and buyer behavior information; or

(q) Require, coerce, or attempt to coerce any new motor vehicle dealer by program, policy, facility guide, standard, or otherwise to order or accept delivery of any service or repair appliances, equipment, parts, or accessories, or any other commodity not required by law, which the dealer has not voluntarily ordered or which the dealer does not have the right to return unused for a full refund within ninety days or a longer period as mutually agreed upon by the dealer and manufacturer.

(2) Subsection (1)(a), (b), and (c) of this section do not apply to sales to a motor vehicle dealer: (a) For resale to a federal, state, or local government agency; (b) where the vehicles will be sold or donated for use in a program of driver's education; (c) where the sale is made under a manufacturer's bona fide promotional program offering sales incentives or rebates; (d) where the sale of parts or accessories is under a manufacturer's bona fide quantity discount program; or (e) where the sale is made under a manufacturer's bona fide fleet vehicle discount program. For purposes of this subsection, "fleet" means a group of fifteen or more new motor vehicles purchased or leased by a dealer at one time under a single purchase or lease agreement for use as part of a fleet, and where the dealer has been assigned a fleet identifier code by the department of licensing.

(3) The following definitions apply to this section:

(a) "Actual price" means the price to be paid by the dealer less any incentive paid by the manufacturer, distributor, factory branch, or factory representative, whether paid to the dealer or the ultimate purchaser of the vehicle.

(b) "Control" or "controlling" means (i) the possession of, title to, or control of ten percent or more of the voting equity interest in a person, whether directly or indirectly through a fiduciary, agent, or other intermediary, or (ii) the possession, direct or indirect, of the power to direct or cause the direction of the management or policies of a person, whether through the ownership of voting securities, through director control, by contract, or otherwise, except as expressly provided under the franchise agreement.

(c) "Motor vehicles" does not include trucks that are 14,001 pounds gross vehicle weight and above or recreational vehicles as defined in RCW 43.22.335.

(d) "Operate" means to manage a dealership, whether directly or indirectly.

(e) "Own" or "ownership" means to hold the beneficial ownership of one percent or more of any class of equity interest in a dealership, whether the interest is that of a shareholder, partner, limited liability company member, or otherwise. To hold an ownership interest means to have possession of, title to, or control of the ownership interest, whether directly or indirectly through a fiduciary, agent, or other intermediary.

(4) A violation of this section is deemed to affect the public interest and constitutes an unlawful and unfair practice under chapter 19.86 RCW. A person aggrieved by an alleged violation of this section may petition the department to have the matter handled as an adjudicative proceeding under chapter 34.05 RCW.

NEW SECTION. Sec. 8. A new section is added to chapter 46.96 RCW to read as follows:

(1) Notwithstanding the terms or conditions of any consent, authorization, release, novation, franchise, or other contract or agreement, whenever any manufacturer, factory branch, distributor, distributor branch, dealer management computer system vendor, or any third party acting on behalf of or through, or approved, referred, endorsed, authorized, certified, granted preferred status, or recommended by, any manufacturer, factory branch, distributor, distributor branch, or dealer management computer system vendor, requires that a new motor vehicle dealer provide any other new motor vehicle dealer, consumer, or customer data or information through direct access to the dealer's management computer system, the new

motor vehicle dealer is not required to provide, and may not be required to consent to provide in any written agreement, such direct access to its management computer system.

However, the new motor vehicle dealer may provide any other new motor vehicle dealer, consumer, or customer data or information specified by the requesting party by timely obtaining and pushing or otherwise furnishing the requested data to the requesting party in a widely accepted file format, such as comma delimited, provided that when a new motor vehicle dealer would otherwise be required to provide direct access to its management computer system under the terms of a consent, authorization, release, novation, franchise, or other contract or agreement, a new motor vehicle dealer that elects to provide data or information through other means may be charged a reasonable initial set-up fee and reasonable processing fee based on the actual incremental costs incurred by the party requesting the data for establishing and implementing the process for the dealer. Any term or provision contained in any consent, authorization, release, novation, franchise, or other contract or agreement that is inconsistent with this subsection is voidable at the option of the new motor vehicle dealer.

(2) Notwithstanding the terms or conditions of any consent, authorization, release, novation, franchise, or other contract or agreement, every manufacturer, factory branch, distributor, distributor branch, or any third party acting on behalf of or through any manufacturer, factory branch, distributor, or distributor branch, having electronic access to consumer or customer data or other information in a computer system utilized by a new motor vehicle dealer, or who has otherwise been provided consumer or customer data or information by the dealer, shall fully indemnify and hold harmless the dealer from whom it has acquired the consumer or customer data or other information from all damages, costs, and expenses incurred by the dealer including, but not limited to, judgments, settlements, fines, penalties, litigation costs, defense costs, court costs, costs related to the disclosure of security breaches, and attorneys' fees arising out of complaints, claims, security breaches, civil or administrative actions, and, to the fullest extent allowable under the law, governmental investigations and prosecutions to the extent caused by the manufacturer, factory branch, distributor, distributor branch, or third party acting on behalf of the manufacturer, factory branch, distributor, or distributor branch's access, storage, maintenance, use, sharing, disclosure, or retention of the dealer's consumer or customer data or other information, or maintenance or services provided to any computer system utilized by the dealer by the manufacturer, factory branch, distributor, distributor branch, or third party acting on behalf of or through the manufacturer, factory branch, distributor, or distributor branch.

(3) Notwithstanding the terms or conditions of any consent, authorization, release, novation, franchise, or other contract or agreement, a dealer management computer system vendor or any third party acting on behalf of or through any dealer management computer system vendor, having electronic access to consumer or customer data or other information in a computer system utilized by a new motor vehicle dealer, or who has otherwise been provided consumer or customer data or information by the dealer, shall fully indemnify and hold harmless the dealer from whom it has acquired the consumer or customer data or other information from all damages, costs, and expenses incurred by the dealer including, but not limited to, judgments, settlements, fines, penalties, litigation costs, defense costs, court costs, costs related to the disclosure of security breaches, and attorneys' fees arising out of complaints, claims, security breaches, civil or administrative actions, and, to the fullest extent allowable under the law, governmental investigations and prosecutions to the extent caused by the dealer management computer system vendor or any third party acting on behalf of the dealer management computer system vendor's access, storage, maintenance, use, sharing, disclosure, or retention of the dealer's consumer or customer data or other information, or maintenance or services provided to any computer system utilized by

the dealer, by the dealer management computer system vendor or third party acting on behalf of or through the dealer management computer system vendor.

NEW SECTION. Sec. 9. This act applies to all franchises and contracts between manufacturers and new motor vehicle dealers amended, renewed, or entered into after the effective date of this section. For purposes of chapter 46.96 RCW, an agreement between a manufacturer and new motor vehicle dealer entered into after the effective date of this section, addressing any issues governed by chapter 46.96 RCW, is considered an amendment to an existing franchise."

Correct the title.

Representative Kirby spoke in favor of the adoption of the amendment.

Amendment (788) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Parker spoke in favor of the passage of the bill.

Representative Condotta spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2524.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2524, and the bill passed the House by the following vote: Yeas, 93; Nays, 3; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Hawkins and Scott.

Excused: Representatives Dahlquist and DeBolt.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2524, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2149, by Representatives Cody, Carlyle, Johnson, Jinkins, Morrell and Santos

Concerning medical marijuana.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2149 was substituted for House Bill No. 2149 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2149 was read the second time.

Representative Cody moved the adoption of amendment (757):

On page 3, line 34, after "condition" insert "or has been directly referred to a health care professional from the principle health care professional treating the patient's terminal or debilitating medical condition"

On page 3, line 37, after "by" strike "that health care professional" and insert "((that health care professional)) a health care professional under (b) of this subsection"

On page 4, line 1, after "by" strike "that health care professional" and insert "((that health care professional)) a health care professional under (b) of this subsection"

On page 8, line 8, after "is" strike "the primary" and insert ":

(i) The principle"

On page 8, line 10, after "documentation" insert "; or

(ii) A health care professional who has examined the patient upon direct referral from the principle health care professional treating the patient's terminal or debilitating medical condition that is the basis for the issuance of the valid documentation"

Representatives Cody and Schmick spoke in favor of the adoption of the amendment.

Amendment (757) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

Representative Manweller and Condotta spoke against the passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Representative Lytton: "How many votes are required for final passage of this bill, Mr. Speaker?"

SPEAKER'S RULING

Mr. Speaker (Representative Moeller presiding): "Initiative 502, passed by the voters in November 2012, established a system for the lawful production, manufacture, distribution and possession of recreational marijuana by persons over the age of 21.

The constitution requires a 2/3 vote to amend an initiative within the first two years of passage. Case law differentiates between "amendatory" acts and "supplemental" acts in determining whether the 2/3 requirement applies: An amendment creates an alteration or change. A supplemental act simply supplies a deficiency, adds to, extends or completes that which is already in existence without changing or modifying the original.

The Legislature may validly enact with a majority vote new legislation that deals with the same general subject matter as an initiative so long as the essential purpose and effect of the prior initiative is not altered. The question presented is whether the provisions of 2SHB 2149 are "amendatory" or "supplemental". The initiative establishes a licensing system for retailers to sell marijuana and marijuana-infused products to consumers. Second Substitute House Bill 2149 adds provisions for a "medical marijuana"

endorsement to the retail license established by the initiative. Because the bill changes the licensing system established in the initiative, the Speaker finds that the bill amends the initiative within the meaning of Article 2, section 31, and that a 2/3 vote is required for passage.”

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2149.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2149, and the bill passed the House by the following vote: Yeas, 67; Nays, 29; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Buys, Carlyle, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Blake, Chandler, Christian, Condotta, G. Hunt, Haler, Hawkins, Holy, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Orcutt, Overstreet, Parker, Pike, Pollet, Reykdal, Scott, Shea, Short, Taylor, Vick, Walsh, Wilcox, Young and Zeiger.

Excused: Representatives Dahlquist and DeBolt.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2149, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2643, by Representatives Farrell, Riccelli, Cody, Bergquist, Stanford, Gregerson, Sawyer, Tarleton, Fey, Stonier, Robinson, Walkinshaw, Morrell, Pollet, Ormsby and Freeman

Concerning efforts with private and public partnerships to help produce Washington's healthiest next generation.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2643 was substituted for House Bill No. 2643 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2643 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Farrell and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2643.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2643, and the bill passed the House by the following vote: Yeas, 68; Nays, 28; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Fagan, G. Hunt, Haler, Hargrove, Hawkins, Holy, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Pike, Schmick, Scott, Shea, Short, Taylor, Vick, Wilcox, Young and Zeiger.

Excused: Representatives Dahlquist and DeBolt.

SECOND SUBSTITUTE HOUSE BILL NO. 2643, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2573, by Representative Hudgins

Requiring the department of licensing to conduct a review of the need for regulation of theatrical wrestling events.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hudgins, Parker and Muri spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2573.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2573, and the bill passed the House by the following vote: Yeas, 82; Nays, 14; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Christian, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Condotta, Harris, Kretz, Kristiansen, Magendanz, Nealey, Orcutt, Overstreet, Scott, Shea, Taylor, Warnick and Wilcox.

Excused: Representatives Dahlquist and DeBolt.

HOUSE BILL NO. 2573, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1224, by Representatives Kretz, Takko and Short**Providing a process for county legislative authorities to withdraw from voluntary planning under the growth management act.**

The bill was read the second time.

Representative Fitzgibbon moved the adoption of amendment (787):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 36.70A.040 and 2000 c 36 s 1 are each amended to read as follows:

(1) Each county that has both a population of fifty thousand or more and, until May 16, 1995, has had its population increase by more than ten percent in the previous ten years or, on or after May 16, 1995, has had its population increase by more than seventeen percent in the previous ten years, and the cities located within such county, and any other county regardless of its population that has had its population increase by more than twenty percent in the previous ten years, and the cities located within such county, shall conform with all of the requirements of this chapter. However, the county legislative authority of such a county with a population of less than fifty thousand population may adopt a resolution removing the county, and the cities located within the county, from the requirements of adopting comprehensive land use plans and development regulations under this chapter if this resolution is adopted and filed with the department by December 31, 1990, for counties initially meeting this set of criteria, or within sixty days of the date the office of financial management certifies that a county meets this set of criteria under subsection (5) of this section. For the purposes of this subsection, a county not currently planning under this chapter is not required to include in its population count those persons confined in a correctional facility under the jurisdiction of the department of corrections that is located in the county.

Once a county meets either of these sets of criteria, the requirement to conform with all of the requirements of this chapter remains in effect, even if the county no longer meets one of these sets of criteria.

(2)(a) The county legislative authority of any county that does not meet either of the sets of criteria established under subsection (1) of this section may adopt a resolution indicating its intention to have subsection (1) of this section apply to the county. Each city, located in a county that chooses to plan under this subsection, shall conform with all of the requirements of this chapter. Once such a resolution has been adopted, the county and the cities located within the county, except as provided otherwise by this chapter, remain subject to all ~~((of the))~~ requirements of this chapter.

(b) Until December 31, 2014, the legislative authority of a county may adopt a withdrawal resolution exempting the county and the cities located within the county from, except as provided otherwise by this chapter, requirements to adopt comprehensive land use plans and development regulations under this section if:

(i) The county has a population of twenty thousand or fewer inhabitants at any time between January 1, 2010, and December 31, 2014;

(ii) The county previously adopted a resolution indicating its intention to have subsection (1) of this section apply to the county;

(iii) At least sixty days prior to adopting the withdrawal resolution, the county provides written notification to the legislative body of each city within the county of its intent to consider adopting the resolution; and

(iv) Before the county legislative authority adopts the withdrawal resolution, the legislative bodies of at least sixty percent of those cities

having an aggregate population of at least seventy-five percent of the incorporated county population adopt resolutions supporting the action by the county and provide written notification of this support to the county.

(c) Upon adoption of a withdrawal resolution under (b) of this subsection, the county and the cities within the county are no longer obligated to plan under this section and, except as provided otherwise by this chapter, are exempt from this chapter. However, if a county meets the population criteria for mandatory planning under subsection (1) of this section as of January 1, 2010, or on any subsequent date, the withdrawal resolution of the county is invalid and the county and each city located within the county is required to comply with all the requirements of this chapter.

(d) The county legislative authority of a county that has adopted a withdrawal resolution under (b) of this subsection may subsequently pass a resolution indicating its intention to have subsection (1) of this section apply to the county.

(3) Any county or city that is initially required to conform with all of the requirements of this chapter under subsection (1) of this section shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall designate critical areas, agricultural lands, forest lands, and mineral resource lands, and adopt development regulations conserving these designated agricultural lands, forest lands, and mineral resource lands and protecting these designated critical areas, under RCW 36.70A.170 and 36.70A.060; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; (d) if the county has a population of fifty thousand or more, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan on or before July 1, 1994, and if the county has a population of less than fifty thousand, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan by January 1, 1995, but if the governor makes written findings that a county with a population of less than fifty thousand or a city located within such a county is not making reasonable progress toward adopting a comprehensive plan and development regulations the governor may reduce this deadline for such actions to be taken by no more than one hundred eighty days. Any county or city subject to this subsection may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department ~~((of community, trade, and economic development))~~ of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(4)(a) Any county or city that is required to conform with all the requirements of this chapter, as a result of the county legislative authority adopting its resolution of intention under subsection (2) of this section, shall take actions under this chapter as follows: ~~((a))~~ (i) The county legislative authority shall adopt a county-wide planning policy under RCW 36.70A.210; ~~((b))~~ (ii) the county and each city that is located within the county shall adopt development regulations conserving agricultural lands, forest lands, and mineral resource lands it designated under RCW 36.70A.060 within one year of the date the county legislative authority adopts its resolution of intention; ~~((c))~~ (iii) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and ~~((d))~~ (iv) the county and each city that is located within the county shall adopt a comprehensive plan and development regulations that are consistent with and implement the comprehensive plan not later than four years from the date the county legislative authority adopts its resolution of intention, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department ~~((of community, trade, and economic~~

development)) of its need prior to the deadline for adopting both a comprehensive plan and development regulations. The requirements of this subsection (4)(a)(iv), as they apply to the rural element required by RCW 36.70A.070(5), are not affected or otherwise modified by the adoption of a withdrawal resolution under subsection (2)(b) of this section.

(b) The requirements of (a)(ii) of this subsection, as they apply to the requirements of RCW 36.70A.060(1), are not affected or otherwise modified by the adoption of a withdrawal resolution under subsection (2)(b) of this section.

(5) If the office of financial management certifies that the population of a county that previously had not been required to plan under subsection (1) or (2) of this section has changed sufficiently to meet either of the sets of criteria specified under subsection (1) of this section, and where applicable, the county legislative authority has not adopted a resolution removing the county from these requirements as provided in subsection (1) of this section, the county and each city within such county shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall adopt development regulations under RCW 36.70A.060 conserving agricultural lands, forest lands, and mineral resource lands it designated within one year of the certification by the office of financial management; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city located within the county shall adopt a comprehensive land use plan and development regulations that are consistent with and implement the comprehensive plan within four years of the certification by the office of financial management, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department ~~((of community, trade, and economic development))~~ of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(6) A copy of each document that is required under this section shall be submitted to the department at the time of its adoption.

(7) Cities and counties planning under this chapter must amend the transportation element of the comprehensive plan to be in compliance with this chapter and chapter 47.80 RCW no later than December 31, 2000.

(8)(a) Each county that adopts a withdrawal resolution under subsection (2)(b) of this section that is not in compliance with RCW 36.70A.060, 36.70A.170, or 36.70A.172 on the date of the adoption of the resolution must, within one year of the adoption of the resolution, adopt an ordinance complying with the applicable provisions of RCW 36.70A.060, 36.70A.170, and 36.70A.172.

(b) Each city that is both within a county that adopts a withdrawal resolution under subsection (2)(b) of this section that is not in compliance with RCW 36.70A.060, 36.70A.170, or 36.70A.172 on the date of the adoption of the resolution, must, within one year of the adoption of the resolution, adopt an ordinance complying with the applicable provisions of RCW 36.70A.060, 36.70A.170, and 36.70A.172.

Sec. 2. RCW 36.70A.070 and 2010 1st sp.s. c 26 s 6 are each amended to read as follows:

The comprehensive plan of a county or city that is required or chooses to plan under RCW 36.70A.040 shall consist of a map or maps, and descriptive text covering objectives, principles, and standards used to develop the comprehensive plan. The plan shall be an internally consistent document and all elements shall be consistent with the future land use map. A comprehensive plan shall be adopted and amended with public participation as provided in RCW 36.70A.140.

Each comprehensive plan shall include a plan, scheme, or design for each of the following:

(1) A land use element designating the proposed general distribution and general location and extent of the uses of land, where

appropriate, for agriculture, timber production, housing, commerce, industry, recreation, open spaces, general aviation airports, public utilities, public facilities, and other land uses. The land use element shall include population densities, building intensities, and estimates of future population growth. The land use element shall provide for protection of the quality and quantity of groundwater used for public water supplies. Wherever possible, the land use element should consider utilizing urban planning approaches that promote physical activity. Where applicable, the land use element shall review drainage, flooding, and storm water run-off in the area and nearby jurisdictions and provide guidance for corrective actions to mitigate or cleanse those discharges that pollute waters of the state, including Puget Sound or waters entering Puget Sound.

(2) A housing element ensuring the vitality and character of established residential neighborhoods that: (a) Includes an inventory and analysis of existing and projected housing needs that identifies the number of housing units necessary to manage projected growth; (b) includes a statement of goals, policies, objectives, and mandatory provisions for the preservation, improvement, and development of housing, including single-family residences; (c) identifies sufficient land for housing, including, but not limited to, government-assisted housing, housing for low-income families, manufactured housing, multifamily housing, and group homes and foster care facilities; and (d) makes adequate provisions for existing and projected needs of all economic segments of the community.

(3) A capital facilities plan element consisting of: (a) An inventory of existing capital facilities owned by public entities, showing the locations and capacities of the capital facilities; (b) a forecast of the future needs for such capital facilities; (c) the proposed locations and capacities of expanded or new capital facilities; (d) at least a six-year plan that will finance such capital facilities within projected funding capacities and clearly identifies sources of public money for such purposes; and (e) a requirement to reassess the land use element if probable funding falls short of meeting existing needs and to ensure that the land use element, capital facilities plan element, and financing plan within the capital facilities plan element are coordinated and consistent. Park and recreation facilities shall be included in the capital facilities plan element.

(4) A utilities element consisting of the general location, proposed location, and capacity of all existing and proposed utilities, including, but not limited to, electrical lines, telecommunication lines, and natural gas lines.

(5) Rural element. Counties shall include a rural element including lands that are not designated for urban growth, agriculture, forest, or mineral resources. The following provisions shall apply to the rural element:

(a) Growth management act goals and local circumstances. Because circumstances vary from county to county, in establishing patterns of rural densities and uses, a county may consider local circumstances, but shall develop a written record explaining how the rural element harmonizes the planning goals in RCW 36.70A.020 and meets the requirements of this chapter.

(b) Rural development. The rural element shall permit rural development, forestry, and agriculture in rural areas. The rural element shall provide for a variety of rural densities, uses, essential public facilities, and rural governmental services needed to serve the permitted densities and uses. To achieve a variety of rural densities and uses, counties may provide for clustering, density transfer, design guidelines, conservation easements, and other innovative techniques that will accommodate appropriate rural densities and uses that are not characterized by urban growth and that are consistent with rural character.

(c) Measures governing rural development. The rural element shall include measures that apply to rural development and protect the rural character of the area, as established by the county, by:

(i) Containing or otherwise controlling rural development;

(ii) Assuring visual compatibility of rural development with the surrounding rural area;

(iii) Reducing the inappropriate conversion of undeveloped land into sprawling, low-density development in the rural area;

(iv) Protecting critical areas, as provided in RCW 36.70A.060, and surface water and groundwater resources; and

(v) Protecting against conflicts with the use of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170.

(d) Limited areas of more intensive rural development. Subject to the requirements of this subsection and except as otherwise specifically provided in this subsection (5)(d), the rural element may allow for limited areas of more intensive rural development, including necessary public facilities and public services to serve the limited area as follows:

(i) Rural development consisting of the infill, development, or redevelopment of existing commercial, industrial, residential, or mixed-use areas, whether characterized as shoreline development, villages, hamlets, rural activity centers, or crossroads developments.

(A) A commercial, industrial, residential, shoreline, or mixed-use area shall be subject to the requirements of (d)(iv) of this subsection, but shall not be subject to the requirements of (c)(ii) and (iii) of this subsection.

(B) Any development or redevelopment other than an industrial area or an industrial use within a mixed-use area or an industrial area under this subsection (5)(d)(i) must be principally designed to serve the existing and projected rural population.

(C) Any development or redevelopment in terms of building size, scale, use, or intensity shall be consistent with the character of the existing areas. Development and redevelopment may include changes in use from vacant land or a previously existing use so long as the new use conforms to the requirements of this subsection (5);

(ii) The intensification of development on lots containing, or new development of, small-scale recreational or tourist uses, including commercial facilities to serve those recreational or tourist uses, that rely on a rural location and setting, but that do not include new residential development. A small-scale recreation or tourist use is not required to be principally designed to serve the existing and projected rural population. Public services and public facilities shall be limited to those necessary to serve the recreation or tourist use and shall be provided in a manner that does not permit low-density sprawl;

(iii) The intensification of development on lots containing isolated nonresidential uses or new development of isolated cottage industries and isolated small-scale businesses that are not principally designed to serve the existing and projected rural population and nonresidential uses, but do provide job opportunities for rural residents. Rural counties may allow the expansion of small-scale businesses as long as those small-scale businesses conform with the rural character of the area as defined by the local government according to RCW 36.70A.030(15). Rural counties may also allow new small-scale businesses to utilize a site previously occupied by an existing business as long as the new small-scale business conforms to the rural character of the area as defined by the local government according to RCW 36.70A.030(15). Public services and public facilities shall be limited to those necessary to serve the isolated nonresidential use and shall be provided in a manner that does not permit low-density sprawl;

(iv) A county shall adopt measures to minimize and contain the existing areas or uses of more intensive rural development, as appropriate, authorized under this subsection. Lands included in such existing areas or uses shall not extend beyond the logical outer boundary of the existing area or use, thereby allowing a new pattern of low-density sprawl. Existing areas are those that are clearly identifiable and contained and where there is a logical boundary delineated predominately by the built environment, but that may also include undeveloped lands if limited as provided in this subsection. The county shall establish the logical outer boundary of an area of more intensive rural development. In establishing the logical outer boundary, the county shall address (A) the need to preserve the

character of existing natural neighborhoods and communities, (B) physical boundaries, such as bodies of water, streets and highways, and land forms and contours, (C) the prevention of abnormally irregular boundaries, and (D) the ability to provide public facilities and public services in a manner that does not permit low-density sprawl;

(v) For purposes of (d) of this subsection, an existing area or existing use is one that was in existence:

(A) On July 1, 1990, in a county that was initially required to plan under all of the provisions of this chapter;

(B) On the date the county adopted a resolution under RCW 36.70A.040(2), in a county that is planning under all of the provisions of this chapter under RCW 36.70A.040(2); or

(C) On the date the office of financial management certifies the county's population as provided in RCW 36.70A.040(5), in a county that is planning under all of the provisions of this chapter pursuant to RCW 36.70A.040(5).

(e) Exception. This subsection shall not be interpreted to permit in the rural area a major industrial development or a master planned resort unless otherwise specifically permitted under RCW 36.70A.360 and 36.70A.365.

(f) The requirements of this subsection (5) are not affected or otherwise modified by the adoption of a withdrawal resolution under RCW 36.70A.040(2)(b).

(g) A transportation element that implements, and is consistent with, the land use element.

(a) The transportation element shall include the following subelements:

(i) Land use assumptions used in estimating travel;

(ii) Estimated traffic impacts to state-owned transportation facilities resulting from land use assumptions to assist the department of transportation in monitoring the performance of state facilities, to plan improvements for the facilities, and to assess the impact of land-use decisions on state-owned transportation facilities;

(iii) Facilities and services needs, including:

(A) An inventory of air, water, and ground transportation facilities and services, including transit alignments and general aviation airport facilities, to define existing capital facilities and travel levels as a basis for future planning. This inventory must include state-owned transportation facilities within the city or county's jurisdictional boundaries;

(B) Level of service standards for all locally owned arterials and transit routes to serve as a gauge to judge performance of the system. These standards should be regionally coordinated;

(C) For state-owned transportation facilities, level of service standards for highways, as prescribed in chapters 47.06 and 47.80 RCW, to gauge the performance of the system. The purposes of reflecting level of service standards for state highways in the local comprehensive plan are to monitor the performance of the system, to evaluate improvement strategies, and to facilitate coordination between the county's or city's six-year street, road, or transit program and the office of financial management's ten-year investment program. The concurrency requirements of (b) of this subsection do not apply to transportation facilities and services of statewide significance except for counties consisting of islands whose only connection to the mainland are state highways or ferry routes. In these island counties, state highways and ferry route capacity must be a factor in meeting the concurrency requirements in (b) of this subsection;

(D) Specific actions and requirements for bringing into compliance locally owned transportation facilities or services that are below an established level of service standard;

(E) Forecasts of traffic for at least ten years based on the adopted land use plan to provide information on the location, timing, and capacity needs of future growth;

(F) Identification of state and local system needs to meet current and future demands. Identified needs on state-owned transportation

facilities must be consistent with the statewide multimodal transportation plan required under chapter 47.06 RCW;

(iv) Finance, including:

(A) An analysis of funding capability to judge needs against probable funding resources;

(B) A multiyear financing plan based on the needs identified in the comprehensive plan, the appropriate parts of which shall serve as the basis for the six-year street, road, or transit program required by RCW 35.77.010 for cities, RCW 36.81.121 for counties, and RCW 35.58.2795 for public transportation systems. The multiyear financing plan should be coordinated with the ten-year investment program developed by the office of financial management as required by RCW 47.05.030;

(C) If probable funding falls short of meeting identified needs, a discussion of how additional funding will be raised, or how land use assumptions will be reassessed to ensure that level of service standards will be met;

(v) Intergovernmental coordination efforts, including an assessment of the impacts of the transportation plan and land use assumptions on the transportation systems of adjacent jurisdictions;

(vi) Demand-management strategies;

(vii) Pedestrian and bicycle component to include collaborative efforts to identify and designate planned improvements for pedestrian and bicycle facilities and corridors that address and encourage enhanced community access and promote healthy lifestyles.

(b) After adoption of the comprehensive plan by jurisdictions required to plan or who choose to plan under RCW 36.70A.040, local jurisdictions must adopt and enforce ordinances which prohibit development approval if the development causes the level of service on a locally owned transportation facility to decline below the standards adopted in the transportation element of the comprehensive plan, unless transportation improvements or strategies to accommodate the impacts of development are made concurrent with the development. These strategies may include increased public transportation service, ride sharing programs, demand management, and other transportation systems management strategies. For the purposes of this subsection (6), "concurrent with the development" means that improvements or strategies are in place at the time of development, or that a financial commitment is in place to complete the improvements or strategies within six years.

(c) The transportation element described in this subsection (6), the six-year plans required by RCW 35.77.010 for cities, RCW 36.81.121 for counties, and RCW 35.58.2795 for public transportation systems, and the ten-year investment program required by RCW 47.05.030 for the state, must be consistent.

(7) An economic development element establishing local goals, policies, objectives, and provisions for economic growth and vitality and a high quality of life. The element shall include: (a) A summary of the local economy such as population, employment, payroll, sectors, businesses, sales, and other information as appropriate; (b) a summary of the strengths and weaknesses of the local economy defined as the commercial and industrial sectors and supporting factors such as land use, transportation, utilities, education, workforce, housing, and natural/cultural resources; and (c) an identification of policies, programs, and projects to foster economic growth and development and to address future needs. A city that has chosen to be a residential community is exempt from the economic development element requirement of this subsection.

(8) A park and recreation element that implements, and is consistent with, the capital facilities plan element as it relates to park and recreation facilities. The element shall include: (a) Estimates of park and recreation demand for at least a ten-year period; (b) an evaluation of facilities and service needs; and (c) an evaluation of intergovernmental coordination opportunities to provide regional approaches for meeting park and recreational demand.

(9) It is the intent that new or amended elements required after January 1, 2002, be adopted concurrent with the scheduled update provided in RCW 36.70A.130. Requirements to incorporate any such new or amended elements shall be null and void until funds sufficient to cover applicable local government costs are appropriated and distributed by the state at least two years before local government must update comprehensive plans as required in RCW 36.70A.130.

Sec. 3. RCW 36.70A.110 and 2010 c 211 s 1 are each amended to read as follows:

(1) Each county that is required or chooses to plan under RCW 36.70A.040 shall designate an urban growth area or areas within which urban growth shall be encouraged and outside of which growth can occur only if it is not urban in nature. Each city that is located in such a county shall be included within an urban growth area. An urban growth area may include more than a single city. An urban growth area may include territory that is located outside of a city only if such territory already is characterized by urban growth whether or not the urban growth area includes a city, or is adjacent to territory already characterized by urban growth, or is a designated new fully contained community as defined by RCW 36.70A.350.

(2) Based upon the growth management population projection made for the county by the office of financial management, the county and each city within the county shall include areas and densities sufficient to permit the urban growth that is projected to occur in the county or city for the succeeding twenty-year period, except for those urban growth areas contained totally within a national historical reserve. As part of this planning process, each city within the county must include areas sufficient to accommodate the broad range of needs and uses that will accompany the projected urban growth including, as appropriate, medical, governmental, institutional, commercial, service, retail, and other nonresidential uses.

Each urban growth area shall permit urban densities and shall include greenbelt and open space areas. In the case of urban growth areas contained totally within a national historical reserve, the city may restrict densities, intensities, and forms of urban growth as determined to be necessary and appropriate to protect the physical, cultural, or historic integrity of the reserve. An urban growth area determination may include a reasonable land market supply factor and shall permit a range of urban densities and uses. In determining this market factor, cities and counties may consider local circumstances. Cities and counties have discretion in their comprehensive plans to make many choices about accommodating growth.

Within one year of July 1, 1990, each county that as of June 1, 1991, was required or chose to plan under RCW 36.70A.040, shall begin consulting with each city located within its boundaries and each city shall propose the location of an urban growth area. Within sixty days of the date the county legislative authority of a county adopts its resolution of intention or of certification by the office of financial management, all other counties that are required or choose to plan under RCW 36.70A.040 shall begin this consultation with each city located within its boundaries. The county shall attempt to reach agreement with each city on the location of an urban growth area within which the city is located. If such an agreement is not reached with each city located within the urban growth area, the county shall justify in writing why it so designated the area an urban growth area. A city may object formally with the department over the designation of the urban growth area within which it is located. Where appropriate, the department shall attempt to resolve the conflicts, including the use of mediation services.

(3) Urban growth should be located first in areas already characterized by urban growth that have adequate existing public facility and service capacities to serve such development, second in areas already characterized by urban growth that will be served adequately by a combination of both existing public facilities and services and any additional needed public facilities and services that are provided by either public or private sources, and third in the

remaining portions of the urban growth areas. Urban growth may also be located in designated new fully contained communities as defined by RCW 36.70A.350.

(4) In general, cities are the units of local government most appropriate to provide urban governmental services. In general, it is not appropriate that urban governmental services be extended to or expanded in rural areas except in those limited circumstances shown to be necessary to protect basic public health and safety and the environment and when such services are financially supportable at rural densities and do not permit urban development.

(5) On or before October 1, 1993, each county that was initially required to plan under RCW 36.70A.040(1) shall adopt development regulations designating interim urban growth areas under this chapter. Within three years and three months of the date the county legislative authority of a county adopts its resolution of intention or of certification by the office of financial management, all other counties that are required or choose to plan under RCW 36.70A.040 shall adopt development regulations designating interim urban growth areas under this chapter. Adoption of the interim urban growth areas may only occur after public notice; public hearing; and compliance with the state environmental policy act, chapter 43.21C RCW, and under this section. Such action may be appealed to the growth management hearings board under RCW 36.70A.280. Final urban growth areas shall be adopted at the time of comprehensive plan adoption under this chapter.

(6) Each county shall include designations of urban growth areas in its comprehensive plan.

(7) An urban growth area designated in accordance with this section may include within its boundaries urban service areas or potential annexation areas designated for specific cities or towns within the county.

(8)(a) Except as provided in (b) of this subsection, the expansion of an urban growth area is prohibited into the one hundred year floodplain of any river or river segment that: (i) Is located west of the crest of the Cascade mountains; and (ii) has a mean annual flow of one thousand or more cubic feet per second as determined by the department of ecology.

(b) Subsection (8)(a) of this section does not apply to:

(i) Urban growth areas that are fully contained within a floodplain and lack adjacent buildable areas outside the floodplain;

(ii) Urban growth areas where expansions are precluded outside floodplains because:

(A) Urban governmental services cannot be physically provided to serve areas outside the floodplain; or

(B) Expansions outside the floodplain would require a river or estuary crossing to access the expansion; or

(iii) Urban growth area expansions where:

(A) Public facilities already exist within the floodplain and the expansion of an existing public facility is only possible on the land to be included in the urban growth area and located within the floodplain; or

(B) Urban development already exists within a floodplain as of July 26, 2009, and is adjacent to, but outside of, the urban growth area, and the expansion of the urban growth area is necessary to include such urban development within the urban growth area; or

(C) The land is owned by a jurisdiction planning under this chapter or the rights to the development of the land have been permanently extinguished, and the following criteria are met:

(I) The permissible use of the land is limited to one of the following: Outdoor recreation; environmentally beneficial projects, including but not limited to habitat enhancement or environmental restoration; storm water facilities; flood control facilities; or underground conveyances; and

(II) The development and use of such facilities or projects will not decrease flood storage, increase storm water runoff, discharge pollutants to fresh or salt waters during normal operations or floods, or increase hazards to people and property.

(c) For the purposes of this subsection (8), "one hundred year floodplain" means the same as "special flood hazard area" as set forth in WAC 173-158-040 as it exists on July 26, 2009.

(9) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b).

Sec. 4. RCW 36.70A.115 and 2009 c 121 s 3 are each amended to read as follows:

(1) Counties and cities that are required or choose to plan under RCW 36.70A.040 shall ensure that, taken collectively, adoption of and amendments to their comprehensive plans and/or development regulations provide sufficient capacity of land suitable for development within their jurisdictions to accommodate their allocated housing and employment growth, including the accommodation of, as appropriate, the medical, governmental, educational, institutional, commercial, and industrial facilities related to such growth, as adopted in the applicable countywide planning policies and consistent with the twenty- year population forecast from the office of financial management.

(2) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 5. RCW 36.70A.120 and 1993 sp.s. c 6 s 3 are each amended to read as follows:

(1) Each county and city that is required or chooses to plan under RCW 36.70A.040 shall perform its activities and make capital budget decisions in conformity with its comprehensive plan.

(2) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 6. RCW 36.70A.140 and 1995 c 347 s 107 are each amended to read as follows:

(1) Each county and city that is required or chooses to plan under RCW 36.70A.040 shall establish and broadly disseminate to the public a public participation program identifying procedures providing for early and continuous public participation in the development and amendment of comprehensive land use plans and development regulations implementing such plans. The procedures shall provide for broad dissemination of proposals and alternatives, opportunity for written comments, public meetings after effective notice, provision for open discussion, communication programs, information services, and consideration of and response to public comments. In enacting legislation in response to the board's decision pursuant to RCW 36.70A.300 declaring part or all of a comprehensive plan or development regulation invalid, the county or city shall provide for public participation that is appropriate and effective under the circumstances presented by the board's order. Errors in exact compliance with the established program and procedures shall not render the comprehensive land use plan or development regulations invalid if the spirit of the program and procedures is observed.

(2) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 7. RCW 36.70A.150 and 1991 c 322 s 23 are each amended to read as follows:

(1) Each county and city that is required or chooses to prepare a comprehensive land use plan under RCW 36.70A.040 shall identify lands useful for public purposes such as utility corridors, transportation corridors, landfills, sewage treatment facilities, storm water management facilities, recreation, schools, and other public uses. The county shall work with the state and the cities within its borders to identify areas of shared need for public facilities. The jurisdictions within the county shall prepare a prioritized list of lands necessary for the identified public uses including an estimated date by which the acquisition will be needed.

The respective capital acquisition budgets for each jurisdiction shall reflect the jointly agreed upon priorities and time schedule.

(2) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 8. RCW 36.70A.160 and 1992 c 227 s 1 are each amended to read as follows:

(1) Each county and city that is required or chooses to prepare a comprehensive land use plan under RCW 36.70A.040 shall identify open space corridors within and between urban growth areas. They shall include lands useful for recreation, wildlife habitat, trails, and connection of critical areas as defined in RCW 36.70A.030. Identification of a corridor under this section by a county or city shall not restrict the use or management of lands within the corridor for agricultural or forest purposes. Restrictions on the use or management of such lands for agricultural or forest purposes imposed after identification solely to maintain or enhance the value of such lands as a corridor may occur only if the county or city acquires sufficient interest to prevent development of the lands or to control the resource development of the lands. The requirement for acquisition of sufficient interest does not include those corridors regulated by the interstate commerce commission, under provisions of 16 U.S.C. Sec. 1247(d), 16 U.S.C. Sec. 1248, or 43 U.S.C. Sec. 912. Nothing in this section shall be interpreted to alter the authority of the state, or a county or city, to regulate land use activities.

(2) The city or county may acquire by donation or purchase the fee simple or lesser interests in these open space corridors using funds authorized by RCW 84.34.230 or other sources.

(3) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 9. RCW 36.70A.200 and 2013 c 275 s 5 are each amended to read as follows:

(1) The comprehensive plan of each county and city that is planning under RCW 36.70A.040 shall include a process for identifying and siting essential public facilities. Essential public facilities include those facilities that are typically difficult to site, such as airports, state education facilities and state or regional transportation facilities as defined in RCW 47.06.140, regional transit authority facilities as defined in RCW 81.112.020, state and local correctional facilities, solid waste handling facilities, and inpatient facilities including substance abuse facilities, mental health facilities, group homes, and secure community transition facilities as defined in RCW 71.09.020.

(2) Each county and city planning under RCW 36.70A.040 shall, not later than September 1, 2002, establish a process, or amend its existing process, for identifying and siting essential public facilities and adopt or amend its development regulations as necessary to provide for the siting of secure community transition facilities consistent with statutory requirements applicable to these facilities.

(3) Any city or county not planning under RCW 36.70A.040 shall, not later than September 1, 2002, establish a process for siting secure community transition facilities and adopt or amend its development regulations as necessary to provide for the siting of such facilities consistent with statutory requirements applicable to these facilities.

(4) The office of financial management shall maintain a list of those essential state public facilities that are required or likely to be built within the next six years. The office of financial management may at any time add facilities to the list.

(5) No local comprehensive plan or development regulation may preclude the siting of essential public facilities.

(6) No person may bring a cause of action for civil damages based on the good faith actions of any county or city to provide for the siting of secure community transition facilities in accordance with this section and with the requirements of chapter 12, Laws of 2001 2nd sp. sess. For purposes of this subsection, "person" includes, but is not limited to, any individual, agency as defined in RCW 42.17A.005, corporation, partnership, association, and limited liability entity.

(7) Counties or cities siting facilities pursuant to subsection (2) or (3) of this section shall comply with RCW 71.09.341.

(8) The failure of a county or city to act by the deadlines established in subsections (2) and (3) of this section is not:

(a) A condition that would disqualify the county or city for grants, loans, or pledges under RCW 43.155.070 or 70.146.070;

(b) A consideration for grants or loans provided under RCW 43.17.250(3); or

(c) A basis for any petition under RCW 36.70A.280 or for any private cause of action.

(9) The requirements of subsections (1), (2), and (5) through (8) of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 10. RCW 36.70A.210 and 2009 c 121 s 2 are each amended to read as follows:

(1) The legislature recognizes that counties are regional governments within their boundaries, and cities are primary providers of urban governmental services within urban growth areas. For the purposes of this section, a "countywide planning policy" is a written policy statement or statements used solely for establishing a countywide framework from which county and city comprehensive plans are developed and adopted pursuant to this chapter. This framework shall ensure that city and county comprehensive plans are consistent as required in RCW 36.70A.100. Nothing in this section shall be construed to alter the land-use powers of cities.

(2) The legislative authority of a county that plans under RCW 36.70A.040 shall adopt a countywide planning policy in cooperation with the cities located in whole or in part within the county as follows:

(a) No later than sixty calendar days from July 16, 1991, the legislative authority of each county that as of June 1, 1991, was required or chose to plan under RCW 36.70A.040 shall convene a meeting with representatives of each city located within the county for the purpose of establishing a collaborative process that will provide a framework for the adoption of a countywide planning policy. In other counties that are required or choose to plan under RCW 36.70A.040, this meeting shall be convened no later than sixty days after the date the county adopts its resolution of intention or was certified by the office of financial management.

(b) The process and framework for adoption of a countywide planning policy specified in (a) of this subsection shall determine the manner in which the county and the cities agree to all procedures and provisions including but not limited to desired planning policies, deadlines, ratification of final agreements and demonstration thereof, and financing, if any, of all activities associated therewith.

(c) If a county fails for any reason to convene a meeting with representatives of cities as required in (a) of this subsection, the governor may immediately impose any appropriate sanction or sanctions on the county from those specified under RCW 36.70A.340.

(d) If there is no agreement by October 1, 1991, in a county that was required or chose to plan under RCW 36.70A.040 as of June 1, 1991, or if there is no agreement within one hundred twenty days of the date the county adopted its resolution of intention or was certified by the office of financial management in any other county that is required or chooses to plan under RCW 36.70A.040, the governor shall first inquire of the jurisdictions as to the reason or reasons for failure to reach an agreement. If the governor deems it appropriate, the governor may immediately request the assistance of the department (~~of community, trade, and economic development~~) to mediate any disputes that preclude agreement. If mediation is unsuccessful in resolving all disputes that will lead to agreement, the governor may impose appropriate sanctions from those specified under RCW 36.70A.340 on the county, city, or cities for failure to reach an agreement as provided in this section. The governor shall specify the reason or reasons for the imposition of any sanction.

(e) No later than July 1, 1992, the legislative authority of each county that was required or chose to plan under RCW 36.70A.040 as of June 1, 1991, or no later than fourteen months after the date the county adopted its resolution of intention or was certified by the office of financial management the county legislative authority of any other county that is required or chooses to plan under RCW 36.70A.040, shall adopt a countywide planning policy according to the process provided under this section and that is consistent with the agreement pursuant to (b) of this subsection, and after holding a public hearing or hearings on the proposed countywide planning policy.

(3) A countywide planning policy shall at a minimum, address the following:

(a) Policies to implement RCW 36.70A.110;

(b) Policies for promotion of contiguous and orderly development and provision of urban services to such development;

(c) Policies for siting public capital facilities of a countywide or statewide nature, including transportation facilities of statewide significance as defined in RCW 47.06.140;

(d) Policies for countywide transportation facilities and strategies;

(e) Policies that consider the need for affordable housing, such as housing for all economic segments of the population and parameters for its distribution;

(f) Policies for joint county and city planning within urban growth areas;

(g) Policies for countywide economic development and employment, which must include consideration of the future development of commercial and industrial facilities; and

(h) An analysis of the fiscal impact.

(4) Federal agencies and Indian tribes may participate in and cooperate with the countywide planning policy adoption process. Adopted countywide planning policies shall be adhered to by state agencies.

(5) Failure to adopt a countywide planning policy that meets the requirements of this section may result in the imposition of a sanction or sanctions on a county or city within the county, as specified in RCW 36.70A.340. In imposing a sanction or sanctions, the governor shall specify the reasons for failure to adopt a countywide planning policy in order that any imposed sanction or sanctions are fairly and equitably related to the failure to adopt a countywide planning policy.

(6) Cities and the governor may appeal an adopted countywide planning policy to the growth management hearings board within sixty days of the adoption of the countywide planning policy.

(7) Multicounty planning policies shall be adopted by two or more counties, each with a population of four hundred fifty thousand or more, with contiguous urban areas and may be adopted by other counties, according to the process established under this section or other processes agreed to among the counties and cities within the affected counties throughout the multicounty region.

(8) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b).

Sec. 11. RCW 36.70A.350 and 1991 sp.s. c 32 s 16 are each amended to read as follows:

A county required or choosing to plan under RCW 36.70A.040 may establish a process as part of its urban growth areas, that are designated under RCW 36.70A.110, for reviewing proposals to authorize new fully contained communities located outside of the initially designated urban growth areas.

(1) A new fully contained community may be approved in a county planning under this chapter if criteria including but not limited to the following are met:

(a) New infrastructure is provided for and impact fees are established consistent with the requirements of RCW 82.02.050;

(b) Transit-oriented site planning and traffic demand management programs are implemented;

(c) Buffers are provided between the new fully contained communities and adjacent urban development;

(d) A mix of uses is provided to offer jobs, housing, and services to the residents of the new community;

(e) Affordable housing is provided within the new community for a broad range of income levels;

(f) Environmental protection has been addressed and provided for;

(g) Development regulations are established to ensure urban growth will not occur in adjacent nonurban areas;

(h) Provision is made to mitigate impacts on designated agricultural lands, forest lands, and mineral resource lands;

(i) The plan for the new fully contained community is consistent with the development regulations established for the protection of critical areas by the county pursuant to RCW 36.70A.170.

(2) New fully contained communities may be approved outside established urban growth areas only if a county reserves a portion of the twenty-year population projection and offsets the urban growth area accordingly for allocation to new fully contained communities that meet the requirements of this chapter. Any county electing to establish a new community reserve shall do so no more often than once every five years as a part of the designation or review of urban growth areas required by this chapter. The new community reserve shall be allocated on a project-by-project basis, only after specific project approval procedures have been adopted pursuant to this chapter as a development regulation. When a new community reserve is established, urban growth areas designated pursuant to this chapter shall accommodate the unreserved portion of the twenty-year population projection.

Final approval of an application for a new fully contained community shall be considered an adopted amendment to the comprehensive plan prepared pursuant to RCW 36.70A.070 designating the new fully contained community as an urban growth area.

(3) This section does not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b).

Sec. 12. RCW 36.70A.360 and 1998 c 112 s 2 are each amended to read as follows:

(1) Counties that are required or choose to plan under RCW 36.70A.040 may permit master planned resorts which may constitute urban growth outside of urban growth areas as limited by this section. A master planned resort means a self-contained and fully integrated planned unit development, in a setting of significant natural amenities, with primary focus on destination resort facilities consisting of short-term visitor accommodations associated with a range of developed on-site indoor or outdoor recreational facilities.

(2) Capital facilities, utilities, and services, including those related to sewer, water, storm water, security, fire suppression, and emergency medical, provided on-site shall be limited to meeting the needs of the master planned resort. Such facilities, utilities, and services may be provided to a master planned resort by outside service providers, including municipalities and special purpose districts, provided that all costs associated with service extensions and capacity increases directly attributable to the master planned resort are fully borne by the resort. A master planned resort and service providers may enter into agreements for shared capital facilities and utilities, provided that such facilities and utilities serve only the master planned resort or urban growth areas.

Nothing in this subsection may be construed as: Establishing an order of priority for processing applications for water right permits, for granting such permits, or for issuing certificates of water right; altering or authorizing in any manner the alteration of the place of use for a water right; or affecting or impairing in any manner whatsoever an existing water right.

All waters or the use of waters shall be regulated and controlled as provided in chapters 90.03 and 90.44 RCW and not otherwise.

(3) A master planned resort may include other residential uses within its boundaries, but only if the residential uses are integrated into and support the on-site recreational nature of the resort.

(4) A master planned resort may be authorized by a county only if:

(a) The comprehensive plan specifically identifies policies to guide the development of master planned resorts;

(b) The comprehensive plan and development regulations include restrictions that preclude new urban or suburban land uses in the vicinity of the master planned resort, except in areas otherwise designated for urban growth under RCW 36.70A.110;

(c) The county includes a finding as a part of the approval process that the land is better suited, and has more long-term importance, for the master planned resort than for the commercial harvesting of timber or agricultural production, if located on land that otherwise would be designated as forest land or agricultural land under RCW 36.70A.170;

(d) The county ensures that the resort plan is consistent with the development regulations established for critical areas; and

(e) On-site and off-site infrastructure and service impacts are fully considered and mitigated.

(5) This section does not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b).

Sec. 13. RCW 36.70A.370 and 1991 sp.s. c 32 s 18 are each amended to read as follows:

(1) The state attorney general shall establish by October 1, 1991, an orderly, consistent process, including a checklist if appropriate, that better enables state agencies and local governments to evaluate proposed regulatory or administrative actions to assure that such actions do not result in an unconstitutional taking of private property. It is not the purpose of this section to expand or reduce the scope of private property protections provided in the state and federal Constitutions. The attorney general shall review and update the process at least on an annual basis to maintain consistency with changes in case law.

(2) Local governments that are required or choose to plan under RCW 36.70A.040 and state agencies shall utilize the process established by subsection (1) of this section to assure that proposed regulatory or administrative actions do not result in an unconstitutional taking of private property.

(3) The attorney general, in consultation with the Washington state bar association, shall develop a continuing education course to implement this section.

(4) The process used by government agencies shall be protected by attorney client privilege. Nothing in this section grants a private party the right to seek judicial relief requiring compliance with the provisions of this section.

(5) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 14. RCW 36.70A.410 and 1993 c 478 s 23 are each amended to read as follows:

(1) No county or city that plans or elects to plan under this chapter may enact or maintain an ordinance, development regulation, zoning regulation or official control, policy, or administrative practice which treats a residential structure occupied by persons with handicaps differently than a similar residential structure occupied by a family or other unrelated individuals. As used in this section, "handicaps" are as defined in the federal fair housing amendments act of 1988 (42 U.S.C. Sec. 3602).

(2) This section does not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 15. RCW 36.70A.430 and 1994 c 258 s 2 are each amended to read as follows:

(1) For counties engaged in planning under this chapter, there shall be established by December 31, 1994, a collaborative process to review and coordinate state and local permits for all transportation projects that cross more than one city or county boundary. This process shall at a minimum, establish a mechanism among affected cities and counties

to designate a permit coordinating agency to facilitate multijurisdictional review and approval of such transportation projects.

(2) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 16. RCW 36.70A.520 and 2000 c 196 s 1 are each amended to read as follows:

Counties that are required or choose to plan under RCW 36.70A.040 may authorize and designate national historic towns that may constitute urban growth outside of urban growth areas as limited by this section. A national historic town means a town or district that has been designated a national historic landmark by the United States secretary of the interior pursuant to 16 U.S.C. 461 et seq., as amended, based on its significant historic urban features, and which historically contained a mix of residential and commercial or industrial uses.

A national historic town may be designated under this chapter by a county only if:

(1) The comprehensive plan specifically identifies policies to guide the preservation, redevelopment, infill, and development of the town;

(2) The comprehensive plan and development regulations specify a mix of residential, commercial, industrial, tourism-recreation, waterfront, or other historical uses, along with other uses, infrastructure, and services which promote the economic sustainability of the town and its historic character. To promote historic preservation, redevelopment, and an economically sustainable community, the town also may include the types of uses that existed at times during its history and is not limited to those present at the time of the historic designation. Portions of the town may include urban densities if they reflect density patterns that existed at times during its history;

(3) The boundaries of the town include all of the area contained in the national historic landmark designation, along with any additional limited areas determined by the county as appropriate for transitional uses and buffering. Provisions for transitional uses and buffering must be compatible with the town's historic character and must protect the existing natural and built environment under the requirements of this chapter within and beyond the additional limited areas, including visual compatibility. The comprehensive plan and development regulations must include restrictions that preclude new urban or suburban land uses in the vicinity of the town, including the additional limited areas, except in areas otherwise designated for urban growth under this chapter;

(4) The development regulations provide for architectural controls and review procedures applicable to the rehabilitation, redevelopment, infill, or new development to promote the historic character of the town;

(5) The county finds that the national historic town is consistent with the development regulations established for critical areas; and

(6) On-site and off-site infrastructure impacts are fully considered and mitigated concurrent with development.

A county may allocate a portion of its twenty-year population projection, prepared by the office of financial management, to the national historic town corresponding to the projected number of permanent residents within the national historic town.

This section does not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b).

Sec. 17. RCW 36.70A.530 and 2004 c 28 s 2 are each amended to read as follows:

(1) Military installations are of particular importance to the economic health of the state of Washington and it is a priority of the state to protect the land surrounding our military installations from incompatible development.

(2) Comprehensive plans, amendments to comprehensive plans, development regulations, or amendments to development regulations adopted under this section shall be adopted or amended concurrent with the scheduled update provided in RCW 36.70A.130, except that counties and cities identified in RCW 36.70A.130(4)(a) shall comply with this section on or before December 1, 2005, and shall thereafter

comply with this section on a schedule consistent with RCW 36.70A.130(4).

(3) A comprehensive plan, amendment to a plan, a development regulation or amendment to a development regulation, should not allow development in the vicinity of a military installation that is incompatible with the installation's ability to carry out its mission requirements. A city or county may find that an existing comprehensive plan or development regulations are compatible with the installation's ability to carry out its mission requirements.

(4) As part of the requirements of RCW 36.70A.070(1) each county and city planning under RCW 36.70A.040 that has a federal military installation, other than a reserve center, that employs one hundred or more personnel and is operated by the United States department of defense within or adjacent to its border, shall notify the commander of the military installation of the county's or city's intent to amend its comprehensive plan or development regulations to address lands adjacent to military installations to ensure those lands are protected from incompatible development.

(5)(a) The notice provided under subsection (4) of this section shall request from the commander of the military installation a written recommendation and supporting facts relating to the use of land being considered in the adoption of a comprehensive plan or an amendment to a plan. The notice shall provide sixty days for a response from the commander. If the commander does not submit a response to such request within sixty days, the local government may presume that implementation of the proposed plan or amendment will not have any adverse effect on the operation of the installation.

(b) When a county or city intends to amend its development regulations to be consistent with the comprehensive plan elements addressed in (a) of this subsection, notice shall be provided to the commander of the military installation consistent with subsection (4) of this section. The notice shall request from the commander of the military installation a written recommendation and supporting facts relating to the use of land being considered in the amendment to the development regulations. The notice shall provide sixty days for a response from the commander to the requesting government. If the commander does not submit a response to such request within sixty days, the local government may presume that implementation of the proposed development regulation or amendment will not have any adverse effect on the operation of the installation.

(6) The requirements of this section do not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Sec. 18. RCW 36.70A.540 and 2009 c 80 s 1 are each amended to read as follows:

(1)(a) Any city or county planning under RCW 36.70A.040 may enact or expand affordable housing incentive programs providing for the development of low-income housing units through development regulations or conditions on rezoning or permit decisions, or both, on one or more of the following types of development: Residential; commercial; industrial; or mixed-use. An affordable housing incentive program may include, but is not limited to, one or more of the following:

- (i) Density bonuses within the urban growth area;
- (ii) Height and bulk bonuses;
- (iii) Fee waivers or exemptions;
- (iv) Parking reductions; or
- (v) Expedited permitting.

(b) The city or county may enact or expand such programs whether or not the programs may impose a tax, fee, or charge on the development or construction of property.

(c) If a developer chooses not to participate in an optional affordable housing incentive program adopted and authorized under this section, a city, county, or town may not condition, deny, or delay the issuance of a permit or development approval that is consistent with

zoning and development standards on the subject property absent incentive provisions of this program.

(2) Affordable housing incentive programs enacted or expanded under this section shall comply with the following:

(a) The incentives or bonuses shall provide for the development of low-income housing units;

(b) Jurisdictions shall establish standards for low-income renter or owner occupancy housing, including income guidelines consistent with local housing needs, to assist low-income households that cannot afford market-rate housing. Low-income households are defined for renter and owner occupancy program purposes as follows:

(i) Rental housing units to be developed shall be affordable to and occupied by households with an income of fifty percent or less of the county median family income, adjusted for family size;

(ii) Owner occupancy housing units shall be affordable to and occupied by households with an income of eighty percent or less of the county median family income, adjusted for family size. The legislative authority of a jurisdiction, after holding a public hearing, may establish lower income levels; and

(iii) The legislative authority of a jurisdiction, after holding a public hearing, may also establish higher income levels for rental housing or for owner occupancy housing upon finding that higher income levels are needed to address local housing market conditions. The higher income level for rental housing may not exceed eighty percent of the county area median family income. The higher income level for owner occupancy housing may not exceed one hundred percent of the county area median family income. These established higher income levels are considered "low-income" for the purposes of this section;

(c) The jurisdiction shall establish a maximum rent level or sales price for each low-income housing unit developed under the terms of a program and may adjust these levels or prices based on the average size of the household expected to occupy the unit. For renter-occupied housing units, the total housing costs, including basic utilities as determined by the jurisdiction, may not exceed thirty percent of the income limit for the low-income housing unit;

(d) Where a developer is utilizing a housing incentive program authorized under this section to develop market rate housing, and is developing low-income housing to satisfy the requirements of the housing incentive program, the low-income housing units shall be provided in a range of sizes comparable to those units that are available to other residents. To the extent practicable, the number of bedrooms in low-income units must be in the same proportion as the number of bedrooms in units within the entire development. The low-income units shall generally be distributed throughout the development and have substantially the same functionality as the other units in the development;

(e) Low-income housing units developed under an affordable housing incentive program shall be committed to continuing affordability for at least fifty years. A local government, however, may accept payments in lieu of continuing affordability. The program shall include measures to enforce continuing affordability and income standards applicable to low-income units constructed under this section that may include, but are not limited to, covenants, options, or other agreements to be executed and recorded by owners and developers;

(f) Programs authorized under subsection (1) of this section may apply to part or all of a jurisdiction and different standards may be applied to different areas within a jurisdiction or to different types of development. Programs authorized under this section may be modified to meet local needs and may include provisions not expressly provided in this section or RCW 82.02.020;

(g) Low-income housing units developed under an affordable housing incentive program are encouraged to be provided within developments for which a bonus or incentive is provided. However, programs may allow units to be provided in a building located in the general area of the development for which a bonus or incentive is provided; and

(h) Affordable housing incentive programs may allow a payment of money or property in lieu of low-income housing units if the jurisdiction determines that the payment achieves a result equal to or better than providing the affordable housing on-site, as long as the payment does not exceed the approximate cost of developing the same number and quality of housing units that would otherwise be developed. Any city or county shall use these funds or property to support the development of low-income housing, including support provided through loans or grants to public or private owners or developers of housing.

(3) Affordable housing incentive programs enacted or expanded under this section may be applied within the jurisdiction to address the need for increased residential development, consistent with local growth management and housing policies, as follows:

(a) The jurisdiction shall identify certain land use designations within a geographic area where increased residential development will assist in achieving local growth management and housing policies;

(b) The jurisdiction shall provide increased residential development capacity through zoning changes, bonus densities, height and bulk increases, parking reductions, or other regulatory changes or other incentives;

(c) The jurisdiction shall determine that increased residential development capacity or other incentives can be achieved within the identified area, subject to consideration of other regulatory controls on development; and

(d) The jurisdiction may establish a minimum amount of affordable housing that must be provided by all residential developments being built under the revised regulations, consistent with the requirements of this section.

(4) This section does not apply to a county that has adopted a withdrawal resolution under RCW 36.70A.040(2)(b) and the cities within that county.

Correct the title.

Representative Fitzgibbon spoke in favor of the adoption of the amendment.

Representative Taylor spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 54 - YEAS; 40 - NAYS.

Amendment (787) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kretz and Takko spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representative Hurst was excused. On motion of Representative Harris, Representative Hope was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1224.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1224, and the bill passed the House by the following vote: Yeas, 75; Nays, 19; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Christian, Clibborn, Cody, Condotta, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Green, Gregerson, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hunter, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Riccelli, Roberts, Robinson, Rodne, Ross, S. Hunt, Santos, Schmick, Scott, Seaquist, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Carlyle, Chandler, Dunshee, Goodman, Habib, Hansen, Hudgins, Jinkins, Kagi, Lytton, Morris, Ormsby, Pollet, Reykdal, Ryu, Sawyer, Sells, Stanford and Tarleton.

Excused: Representatives Dahlquist, DeBolt, Hope and Hurst.

ENGROSSED HOUSE BILL NO. 1224, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2347, by Representatives Farrell, Hudgins, Carlyle, Wylie, Tarleton, Van De Wege, Bergquist, Tharinger, Pollet, Appleton, Kagi, Ryu, S. Hunt, Jinkins, Riccelli, Liias, Stanford, Reykdal, Roberts, Senn, Dunshee, Goodman, Freeman, Sawyer, Fey, Fitzgibbon, Green, Habib and Walkinshaw

Enhancing the safety of the transportation of oil.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2347 was substituted for House Bill No. 2347 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2347 was read the second time.

Representative Short moved the adoption of amendment (756):

On page 3, line 4, after "delivered" insert "crude"

On page 3, line 5, after "of" insert "crude"

On page 3, line 6, after "of" insert "crude"

On page 3, line 11, after "any" insert "crude"

On page 3, line 12, after "railcar" insert ", if known by the facility"

On page 3, beginning on line 25, after "(3)(a)" strike all material through "information." on line 37 and insert: "Any person required to present information to the department pursuant to subsections (1) and (2) of this section may request that specific information be held in confidence. Information requested to be held in confidence is presumed to be confidential.

(b) Information presented to the department pursuant to subsections (1) and (2) of this section must be held in confidence by the department or aggregated to the extent necessary to ensure confidentiality if public disclosure of the specific information or data would result in an unfair competitive disadvantage to the person supplying the information.

(c)(i) Whenever the department receives a request to publicly disclose unaggregated information or otherwise proposes to publicly disclose confidential information submitted pursuant to this section, notice of the request or proposal must be provided to the person submitting the information. The notice must indicate the form in which the information is to be released. Upon receipt of notice, the person

submitting the information has ten working days in which to respond to the notice to justify the claim of confidentiality on each specific item of information covered by the notice on the basis that public disclosure of the specific information would result in an unfair competitive disadvantage to the person supplying the information.

(ii) The department shall consider the respondent's submittal in determining whether to publicly disclose the information submitted to it to which a claim of confidentiality is made. The department shall issue a written decision that sets forth its reasons for making the determination whether each item of information for which a claim of confidentiality is made must remain confidential or must be publicly disclosed.

(iii) The department shall not publicly disclose information submitted to it pursuant to subsections (1) and (2) of this section within ten working days after the department has issued a written decision required in (c)(ii) of this subsection.

(iv) No information submitted to the department pursuant to subsections (1) and (2) of this section may be deemed confidential if the person submitting the information or data has made it public.

(v) With respect to information provided under subsections (1) and (2) of this section, neither the department nor any employee of the department may do any of the following:

(A) Use the information for any purpose other than the statistical purposes for which it is supplied;

(B) Make any publication whereby the information furnished by any particular establishment or individual can be identified; or

(C) Permit anyone other than department employees to examine the individual reports provided under subsections (1) and (2) of this section.

(d) Any confidential information pertinent to the responsibilities of the department that is obtained by another state agency must be available to the department and must be treated in a confidential manner.

(4) Nothing in this section limits or alters the ability of the department or other state agencies to collect information pursuant to other state or federal laws about the transportation or movement of oil."

Representative Short spoke in favor of the adoption of the amendment.

Representative Fitzgibbon spoke against the adoption of the amendment.

Amendment (756) was not adopted.

Representative Morris moved the adoption of amendment (786):

Beginning on page 9, line 30, after "**Sec. 8.**" strike all material through "spaces." on page 11, line 9 and insert the following:

"(1) The department of ecology must submit a report to the legislature by December 1, 2014. The report must include a recommendation on the merits of establishing additional tug escort requirements for oil tankers entering state waters.

(2) The additional tug escort requirements to be evaluated in the department of ecology's report must include:

(a) Whether there is a need for a second escort tug for oil tankers in waters where tug escort is already required by law;

(b) Whether there is a need for tug escorts for oil tankers in waters where there are not currently tug escort requirements; and

(c) Whether other tug escort requirements are needed for oil tankers entering state waters based on season, adverse weather conditions, and the type of oil being transported by the tanker as defined in RCW 90.56.010.

(3) In developing recommendations to include in the report, the department of ecology must:

(a) Seek the input of stakeholders, including maritime safety

forums such as the Puget Sound, Grays Harbor, and lower Columbia region harbor safety committees;

(b) Consider the net benefits to navigational safety of any new tug escort requirements;

(c) Consider the data and findings of the 2014 vessel traffic risk assessment completed under the direction of the Puget Sound partnership and maritime experts in evaluating tug escort requirements for vessels in Puget Sound;

(d) Consider the data and findings of any draft or final risk assessment studies being performed for vessel traffic on the Columbia river; and

(e) Account for the differences between Puget Sound, Grays Harbor, and the Columbia river, including differences in the physical environment, vessel traffic, weather, and other relevant factors, and appropriately account for these unique local circumstances.

(4)(a) The department of ecology may adopt rules to require the escort of oil tankers by a tug or tugs in the areas listed in RCW 88.16.190(1) if either of the following events take place:

(i) The governor approves, after January 1, 2014, a recommendation of the energy facility site evaluation council pursuant to RCW 80.50.100 to certify a facility meeting the criteria listed in RCW 80.50.020(12) (d) or (f); or

(ii) A state agency or a local jurisdiction makes a final determination or issues a final permit after January 1, 2014, to:

(A) Site a new facility as defined by RCW 90.56.010 other than a transmission pipeline required to have a contingency plan pursuant to RCW 90.56.210; or

(B) Expand the oil receiving or refining capacity by more than fifteen thousand barrels per day of an existing facility as defined by RCW 90.56.010 other than a transmission pipeline required to have a contingency plan pursuant to RCW 90.56.210.

(b) The department of ecology may adopt rules to require the escort of oil tankers by a tug or tugs in the areas listed in RCW 88.16.190(1)(b)(ii) and (iii) if, after January 1, 2014, the state of Oregon or any local jurisdiction in Oregon makes a final determination or issues a final permit to:

(i) Site a new facility as defined by RCW 90.56.010 other than a transmission pipeline in the watershed of the Columbia river that would be required to have a contingency plan pursuant to RCW 90.56.210 if an identical facility were located in Washington; or

(ii) Expand the oil receiving or refining capacity by more than fifteen thousand barrels per day of an existing facility as defined by RCW 90.56.010 other than a transmission pipeline in the watershed of the Columbia river that would be required to have a contingency plan pursuant to RCW 90.56.210 if an identical facility were located in Washington.

(c) In adopting rules pursuant to this subsection, the department of ecology must fulfill the requirements in subsection (3)(a) through (e) of this section.

(d) The authority of the department of ecology to initiate rule making to adopt additional tug escort requirements for oil tankers pursuant to this section and RCW 88.16.190 expires January 1, 2020."

Correct the title.

Representative Morris moved the adoption of amendment (791) to the amendment (786):

On page 2, line 19 of the amendment, after "90.56.010" strike all material through "90.56.210" on line 20 and insert "required to have a contingency plan pursuant to RCW 90.56.210, other than:

(I) A transmission pipeline; or

(II) A facility that had a permitted receiving capacity of more than fifty thousand barrels of oil per day as of January 1, 2014"

Representatives Morris, Short and Fitzgibbon spoke in favor of the adoption of the amendment to the amendment.

Amendment (791) to the amendment (786) was adopted.

Representative Morris spoke in favor of the adoption of the amendment as amended.

Representative Short spoke against the adoption of the amendment as amended.

Amendment (786) as amended was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Farrell spoke in favor of the passage of the bill.

Representative Short, Buys and Harris spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2347.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2347, and the bill passed the House by the following vote: Yeas, 57; Nays, 37; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Springer, Taylor, Vick, Walsh, Warnick and Wilcox.

Excused: Representatives Dahlquist, DeBolt, Hope and Hurst.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2347, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

HOUSE BILL NO. 2235
 HOUSE BILL NO. 2388
 HOUSE BILL NO. 2459
 HOUSE BILL NO. 2479
 HOUSE BILL NO. 2523
 HOUSE BILL NO. 2549

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:00 a.m., February 18, 2014, the 37th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY SEVENTH DAY

House Chamber, Olympia, Tuesday, February 18, 2014

The House was called to order at 9:00 a.m. by the Speaker Moeller. The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Iyana Freeman and Jack Brugato. The Speaker Moeller led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Lee Giermann, Lake Sawyer Christian Church, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4683, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, It is the policy of the Washington State House of Representatives to recognize the acts of heroism and selflessness of members of the United States Army; and

WHEREAS, U.S. Army Captain William Swenson was awarded the Congressional Medal of Honor October 15, 2013; and

WHEREAS, Captain Swenson, graduate of the United States Army Ranger and Airborne School, received his commission as an Infantry Officer in 2002, and served courageously while stationed three times in Iraq and twice in Afghanistan; and

WHEREAS, Captain Swenson has been the recipient of numerous accolades during his service, including the Bronze Star Medal, the Purple Heart, and the Combat Infantryman Badge; and

WHEREAS, He dutifully served as a mentor to members of the Afghan National Security Forces and was deservedly promoted to the esteemed position of Army captain; and

WHEREAS, During his military service, Captain Swenson served as an advisor with the Afghan Border Police Mentor Team in support of the 1st Battalion, 32nd Infantry Regiment, 3rd Brigade Combat Team, and the 10th Mountain Division; and

WHEREAS, On September 8, 2009, Captain Swenson and members of his unit fought valiantly to disrupt advances from anti-Afghan forces in the Ganjgal Valley, Afghanistan; and

WHEREAS, During this skirmish, Captain Swenson and others successfully rescued missing soldiers and helped coordinate the evacuation of the wounded; and

WHEREAS, Though Sgt. 1st Class Kenneth Westbrook tragically lost his life following the Battle of Ganjgal, Captain Swenson

courageously carried his wounded partner advisor through perilous open ground to an awaiting MedEvac helicopter; and

WHEREAS, Throughout the aforementioned battle and the entirety of his service, Captain Swenson nobly guided and managed his unit and bravely defended and protected fellow soldiers; and

WHEREAS, Captain Swenson retired from military duty in 2011 and now resides in Seattle, Washington; and

WHEREAS, This body recognizes the bravery and sacrifice of all of Washington's military men and women and their families;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives honor U.S. Army Captain William Swenson, who fought nobly and gallantly to protect his country and fellow soldiers and earned the distinguished Congressional Medal of Honor, for his bravery and sacrifice, and give due recognition for his courage, selflessness, and devotion to the United States of America; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives immediately transmit copies of this resolution to Captain William Swenson.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4683.

HOUSE RESOLUTION NO. 4683 was adopted.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of SUBSTITUTE HOUSE BILL NO. 2719 and the bill was placed on the second reading calendar:

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced a group of 20 Eagle Scouts, who were presenting their annual report to the state, to the Chamber and asked the members to acknowledge them.

MESSAGES FROM THE SENATE

February 17, 2014

MR. SPEAKER:

The Senate has passed:

SENATE BILL NO. 5112
SENATE BILL NO. 5158
SUBSTITUTE SENATE BILL NO. 5467
SECOND SUBSTITUTE SENATE BILL NO. 5958
SUBSTITUTE SENATE BILL NO. 5975
SUBSTITUTE SENATE BILL NO. 6064
SENATE BILL NO. 6093
SENATE BILL NO. 6114
SENATE BILL NO. 6180
SUBSTITUTE SENATE BILL NO. 6211

SUBSTITUTE SENATE BILL NO. 6279
 SENATE BILL NO. 6514
 SENATE BILL NO. 6555

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

February 17, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5020
 SUBSTITUTE SENATE BILL NO. 5859
 SENATE BILL NO. 5957
 SUBSTITUTE SENATE BILL NO. 6014
 SENATE BILL NO. 6025
 SUBSTITUTE SENATE BILL NO. 6050
 SENATE BILL NO. 6079
 SENATE BILL NO. 6125
 SENATE BILL NO. 6138
 SENATE BILL NO. 6141
 SENATE BILL NO. 6206
 SENATE BILL NO. 6415
 SENATE BILL NO. 6424
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6511
 SUBSTITUTE SENATE BILL NO. 6516
 SENATE BILL NO. 6519

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

ESSB 6040 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Honeyford, Hargrove, Pearson, Ranker, Parlette and Sheldon)

AN ACT Relating to invasive species; amending RCW 77.15.160, 77.12.020, 77.15.080, 77.15.290, 43.06.010, 43.43.400, 10.31.100, 77.15.360, 82.49.030, and 77.12.879; reenacting and amending RCW 77.08.010; adding new sections to chapter 77.15 RCW; adding a new chapter to Title 77 RCW; creating a new section; repealing RCW 77.12.875, 77.12.878, 77.12.882, 77.15.253, 77.15.293, 77.60.110, and 77.60.120; prescribing penalties; and making appropriations.

Referred to Committee on Agriculture & Natural Resources.

SB 6059 by Senators Brown, Chase, Rivers, Becker, Braun and Bailey

AN ACT Relating to charges for scanning public records; and amending RCW 42.56.120.

Referred to Committee on Government Operations & Elections.

ESSB 6076 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Benton and Dansel)

AN ACT Relating to the maintenance and operations of parks and recreational land acquired through the conservation futures program; and amending RCW 84.34.240.

Referred to Committee on Environment.

SSB 6124 by Senate Committee on Health Care (originally sponsored by Senators Keiser, Dammeier, Hargrove, Ranker, McCoy, Hasegawa, Conway, Darneille, McAuliffe, Cleveland, Billig, Rolfes, Nelson, Mullet, Fraser, Frockt, Eide, Kohl-Welles, Kline, Hobbs, Pedersen, Hatfield, Parlette, Roach and Becker)

AN ACT Relating to developing a state Alzheimer's plan; creating new sections; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

SB 6133 by Senators Braun, Conway, King and Tom

AN ACT Relating to real estate brokers and managing brokers; amending RCW 18.85.451, 18.85.461, and 18.85.471; and providing expiration dates.

Referred to Committee on Business & Financial Services.

ESSB 6137 by Senate Committee on Health Care (originally sponsored by Senators Conway, Pearson, Parlette and Keiser)

AN ACT Relating to pharmacy benefit managers regarding registration, audits, and maximum allowable cost standards; adding a new section to chapter 19.02 RCW; and adding a new chapter to Title 19 RCW.

Referred to Committee on Health Care & Wellness.

SB 6143 by Senators Padden and Sheldon

AN ACT Relating to tenant remedies upon landlord's failure to perform duties; amending RCW 59.18.070; and creating new sections.

Referred to Committee on Judiciary.

ESSB 6181 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Braun, Angel, Bailey, Rivers, Becker and Honeyford)

AN ACT Relating to child care; and amending RCW 43.215.135.

Referred to Committee on Early Learning & Human Services.

SSB 6199 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Braun and Hargrove)

AN ACT Relating to addressing wildfires caused by incendiary devices; amending RCW 76.04.005 and 76.04.455; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

SB 6201 by Senators Hasegawa, Kohl-Welles, Chase and Conway

AN ACT Relating to an optional life annuity benefit for plan 2 members of the law enforcement officers' and firefighters' retirement system; and adding a new section to chapter 41.26 RCW.

Referred to Committee on Appropriations.

SB 6219 by Senators Dansel, Sheldon, Hatfield and Hobbs

AN ACT Relating to actions for damage arising from vehicular traffic on a primitive road; and amending RCW 36.75.300.

Referred to Committee on Judiciary.

ESSB 6228 by Senate Committee on Health Care (originally sponsored by Senators Mullet, Tom, Keiser, Frockt, Parlette, Hatfield, Cleveland, Fain, Becker, Ericksen, Rolfes and Pedersen)

AN ACT Relating to transparency tools for consumer information on health care cost and quality; adding a new section to chapter 48.43 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

SSB 6250 by Senate Committee on Commerce & Labor (originally sponsored by Senators Dammeier, Sheldon and Tom)

AN ACT Relating to digital copies of public employees' collective bargaining agreements; adding a new section to chapter 41.56 RCW; adding a new section to chapter 41.80 RCW; adding a new section to chapter 41.76 RCW; adding a new section to chapter 41.59 RCW; adding a new section to chapter 49.39 RCW; adding a new section to chapter 28B.52 RCW; adding a new section to chapter 47.64 RCW; adding a new section to chapter 49.66 RCW; and adding a new section to chapter 41.58 RCW.

Referred to Committee on Government Operations & Elections.

SB 6358 by Senators Kohl-Welles, Bailey, Frockt, Becker, Chase and Tom

AN ACT Relating to disseminating financial aid policies to admitted and prospective students; adding a new section to chapter 28B.92 RCW; and creating a new section.

Referred to Committee on Higher Education.

SSB 6362 by Senate Committee on Higher Education (originally sponsored by Senators Bailey, Becker, Frockt, Kohl-Welles and Tom)

AN ACT Relating to creating efficiencies for institutions of higher education; and amending RCW 28B.15.102, 42.16.010, 44.28.816, and 43.88.110.

Referred to Committee on Higher Education.

SB 6413 by Senators Fain, Eide, Padden, Pearson, Hobbs, Angel, King, Becker, Tom, Sheldon, Dammeier, Honeyford, Hill, O'Ban, Litzow, Brown, Schoesler and Rolfes

AN ACT Relating to prior offenses for driving under the influence or physical control of a vehicle under the influence; and amending RCW 46.61.5055.

Referred to Committee on Public Safety.

ESSB 6436 by Senate Committee on Higher Education (originally sponsored by Senators Frockt, Bailey, Kohl-Welles and Hargrove)

AN ACT Relating to creating a work group to make recommendations for the continued viability of the college bound scholarship program; creating new sections; and providing an expiration date.

Referred to Committee on Appropriations Subcommittee on Education.

SSB 6446 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Schoesler, Hewitt and Ranker)

AN ACT Relating to payments in lieu of taxes on county game lands; amending RCW 77.12.203; and providing an effective date.

Referred to Committee on Agriculture & Natural Resources.

ESSB 6499 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Dammeier, McAuliffe, Litzow, Ranker, Billig, Frockt, Tom, Hargrove, Fain and Rivers)

AN ACT Relating to creating the joint task force on local education financing reform; creating new sections; and providing an expiration date.

Referred to Committee on Appropriations Subcommittee on Education.

ESSB 6512 by Senate Committee on Ways & Means (originally sponsored by Senators Becker, Sheldon, Holmquist, Newbry, Rivers, Brown, Padden, Angel, Dammeier, Dansel, King, Hewitt, Honeyford and Pearson)

AN ACT Relating to federal funding programs requiring changes in state law; adding a new section to chapter 44.28 RCW; and creating a new section.

Referred to Committee on Appropriations.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 1484, by Representatives Stanford and Warnick

Concerning the public works board.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1484 was substituted for House Bill No. 1484 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1484 was read the second time.

Representative Stanford moved the adoption of amendment (741):

On page 14, beginning on line 23, strike all of subsection (b) and insert the following:

"(b) For all construction loan projects (~~proposed to the legislature for funding during the 2013-2015 fiscal biennium~~), the board must (~~base interest rates on the average daily market interest rate for tax-exempt municipal bonds as published in the bond buyer's index for the period from sixty to thirty days before the start of the application cycle. For projects with a repayment period between five and twenty years, the rate must be sixty percent of the market rate. For projects with a repayment period under five years, the rate must be thirty percent of the market rate~~) establish lending policies and procedures that are consistent with managing the public works assistance account for long-term sustainability. When determining loan terms that will be in effect for an application round, the board must take into account applicable market rates, but may, at its discretion, use additional factors to set the final loan terms. The board must also provide reduced interest rates(~~(7)~~) or extended repayment periods (~~(8) or forgivable principal loans~~) for projects that meet financial hardship criteria as measured by the affordability index or similar standard measure of financial hardship."

Representatives Stanford and Warnick spoke in favor of the adoption of the amendment.

Amendment (741) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stanford, Warnick and DeBolt spoke in favor of the passage of the bill.

MOTION

On motion of Representative Riccelli, Representative Morris was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1484.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1484, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick,

Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Overstreet, Scott, Shea and Taylor.

Excused: Representative Morris.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1484, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2555, by Representatives Dunshee and Tarleton

Concerning alternative contracting performance goals.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dunshee, MacEwen and Warnick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2555.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2555, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Morris.

HOUSE BILL NO. 2555, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2719, by Representatives Dunshee and DeBolt

Creating the facilities review council.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2719 was substituted for House Bill No. 2719 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2719 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dunshee, Scott and MacEwen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2719.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2719, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Morris.

SUBSTITUTE HOUSE BILL NO. 2719, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2479, by Representatives Green, Holy, Stonier, Hayes, Freeman and Morrell

Placing restrictions on retired law enforcement officers and firefighters employed in certain public positions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Green, Holy, Chandler and Wilcox spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2479.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2479, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal,

Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Morris.

HOUSE BILL NO. 2479, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2219, by Representatives Smith, Haler and Green

Concerning golf cart zones established by cities or counties.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Smith and Fey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2219.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2219, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Morris.

HOUSE BILL NO. 2219, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Blake to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of HOUSE BILL NO. 1037 and the bill was placed on the second reading calendar:

The Speaker (Representative Blake presiding) called upon Representative Moeller to preside.

There being no objection, the House reverted to the sixth order of business.

SECOND READING**HOUSE BILL NO. 2244, by Representatives Stanford, DeBolt, Dunshee, MacEwen, Appleton, Morrell, Blake, Pollet and Ormsby****Restoring resources to the capital budget.**

The bill was read the second time.

There being no objection, Substitute House Bill No. 2244 was substituted for House Bill No. 2244 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2244 was read the second time.

Representative MacEwen moved the adoption of amendment (796):

On page 1, line 10, after "~~(2019)~~" strike "2015" and insert "2017"

On page 2, line 31, after "~~(2019)~~" strike "2015" and insert "2017"

On page 3, line 5, after "expenditures." strike all material through "~~For~~" on line 9 and insert "For fiscal years 2016(;) and 2017, (~~and 2018;~~) one-half of the taxes received by the state under this chapter must be deposited in the general fund for general purpose expenditures and the remainder deposited in the education legacy trust account created in RCW 83.100.230. (~~For~~"

On page 4, line 6, strike "2015" and insert "2017"

On page 4, beginning on line 9, strike all of sections 5 through 7

Correct the title.

Representatives MacEwen and Warnick spoke in favor of the adoption of the amendment.

Representative Dunshee spoke against the adoption of the amendment.

Amendment (796) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stanford, MacEwen, Senn, DeBolt, Dunshee and Pike spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2244.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2244, and the bill passed the House by the following vote: Yeas, 87; Nays, 11; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S.

Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives G. Hunt, Harris, Kretz, Kristiansen, Magendanz, Overstreet, Scott, Shea, Taylor, Warnick and Wilcox.

SUBSTITUTE HOUSE BILL NO. 2244, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2536, by Representatives Hudgins, Dahlquist, Bergquist, Lytton, Pettigrew, Orwall, Kagi, Morrell, Roberts, Tharinger, Haigh, Goodman, Walkinshaw, Riccelli, Pollet and S. Hunt**Creating the breakfast after the bell program.**

The bill was read the second time.

There being no objection, Substitute House Bill No. 2536 was substituted for House Bill No. 2536 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2536 was read the second time.

With the consent of the house, amendment (695) was withdrawn.

Representative Dahlquist moved the adoption of amendment (727):

On page 3, beginning on line 28, after "(b)" strike all material through "waiver" on line 35 and insert "High needs schools that demonstrate that expected direct costs will exceed expected revenues for the breakfast after the bell program are exempt from the requirements of subsection (1) of this section for the ensuing school year. Expected direct costs include but are not limited to the costs of food and other commodities, supplies, compensation for food service workers, and associated custodial services. Expected revenues include federal and state reimbursements for school breakfast, any additional state funds allocated for the purposes of this section, and student co-pays. The office of the superintendent of public instruction shall develop a worksheet for the purposes of this subsection (b) and must notify a qualifying high needs school of its exemption in a timely manner before the start of the school year. A high needs school may reapply annually for the exemption"

Representatives Dahlquist and Stonier spoke in favor of the adoption of the amendment.

Amendment (727) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hudgins, Dahlquist, Stonier and Kochmar spoke in favor of the passage of the bill.

Representatives Orcutt and Young spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2536.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2536, and the bill passed the House by the following vote: Yeas, 67; Nays, 31; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hawkins, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Hayes, Holy, Hope, Klippert, Kretz, Kristiansen, Nealey, Orcutt, Overstreet, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2536, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2166, by Representatives Lytton, Robinson, Haigh, Kagi, Magendanz, Dahlquist, Moeller, Seaquist, Johnson, Morrell and Bergquist

Providing for educational data on students from military families.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2166 was substituted for House Bill No. 2166 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2166 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Lytton, Dahlquist, Appleton, Johnson, Santos and Muri spoke in favor of the passage of the bill.

Representatives Smith, DeBolt, Hayes and Christian spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2166.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2166, and the bill passed the House by the following vote: Yeas, 72; Nays, 26; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hudgins, Hunter, Hurst,

Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, Gagn, Harris, Hayes, Holy, Hope, Kretz, Kristiansen, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick and Young.

SECOND SUBSTITUTE HOUSE BILL NO. 2166, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1709, by Representatives Dahlquist, Santos, Magendanz, Moscoso, Fagan, Ryu, Maxwell, Pollet and Bergquist

Requiring a study to develop a state foreign language education interpreter training program.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1709 was substituted for House Bill No. 1709 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1709 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dahlquist and Stonier spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1709.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1709, and the bill passed the House by the following vote: Yeas, 84; Nays, 14; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Condotta, Klippert, Kretz, Orcutt, Overstreet, Pike, Scott, Shea, Short, Taylor, Vick and Young.

SECOND SUBSTITUTE HOUSE BILL NO. 1709, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2383, by Representatives Reykdal, Tarleton, Pollet, Stonier, Tharinger, Ryu, Morrell, S. Hunt, Gregerson, Freeman and Santos

Integrating career and college readiness standards into K-12 and higher education policies and practices.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2383 was substituted for House Bill No. 2383 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2383 was read the second time.

Representative Orwall moved the adoption of amendment (643):

On page 3, line 13, after "Specifically," insert "regarding the running start program, the council's analysis shall include a review of the barriers that students face in participating in the program, identification of best practices for making the program accessible and preparing students academically for the program, and the degree completion outcomes of students who participate in the program. Regarding all dual credit programs,"

On page 3, line 17, after "access" strike ", costs, and acceptance of" insert "to, participation in, costs of, and acceptance of,"

Representatives Orwall and Haler spoke in favor of the adoption of the amendment.

Amendment (643) was adopted.

Representative Walkinshaw moved the adoption of amendment (662):

On page 3, line 20, after "(6)" and insert "The office of the superintendent of public instruction and the state board for community and technical colleges shall examine the mentoring and service-learning opportunities available to K-12 and postsecondary students. The office and the state board shall recommend best practices for increasing these opportunities with the goal of integrating the common core state standards and the next generation science standards into these opportunities, and increasing the educational attainment of students. The office and the state board shall submit their recommendations as provided under subsection (7) of this section.

(7)"

Re-number the remaining subsection consecutively and correct any internal references accordingly.

Representatives Walkinshaw and Haler spoke in favor of the adoption of the amendment.

Amendment (662) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Reykdal and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2383.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2383, and the bill passed the House by the following vote: Yeas, 71; Nays, 27; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, G. Hunt, Hargrove, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Manweller, Overstreet, Parker, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick, Young and Zeiger.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2383, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Engrossed Second Substitute House Bill No. 2383.

Representative Rodne, 5th District

SECOND READING

HOUSE BILL NO. 2540, by Representatives Stonier, Morrell, Magendanz, Fey, Bergquist, Haigh, Freeman and Lytton

Establishing career and technical course equivalencies in science and mathematics.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2540 was substituted for House Bill No. 2540 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2540 was read the second time.

Representative Stonier moved the adoption of amendment (800):

On page 4, line 32, after "course" strike "and" and insert "or"

Representative Stonier spoke in favor of the adoption of the amendment.

Representative Dahlquist spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 57 - YEAS; 41 - NAYS.

Amendment (800) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier, Santos, Orcutt and Reykdal spoke in favor of the passage of the bill.

Representative Dahlquist and Dahlquist (again) spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2540.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2540, and the bill passed the House by the following vote: Yeas, 70; Nays, 28; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Dahlquist, Fagan, G. Hunt, Haler, Hargrove, Hayes, Holy, Kretz, Kristiansen, Manweller, Muri, Nealey, Overstreet, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2540, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2108, by Representatives Ross, Moeller and Johnson

Concerning hearing instrument fitter/dispensers.

The bill was read the second time.

Representative Ross moved the adoption of amendment (750):

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. A new section is added to chapter 18.35 RCW to read as follows:

(1) The department shall issue an interim work-based learning permit to any applicant who meets the following requirements:

(a) Either:

(i) Possession of a two-year or four-year degree in a field of study approved by the board from an accredited institution of higher education; or

(ii) Current enrollment in a two-year or four-year degree program in a field of study approved by the board in an accredited institution of higher education with no more than one full-time academic year remaining in his or her course of study; and

(b) Designation of a board-approved licensed hearing aid specialist or board-approved licensed audiologist who has agreed to act as the applicant's supervisor under sections 2 and 3 of this act.

(2) The applicant shall complete an application form designated by the department and pay an application fee set by the secretary under RCW 43.70.250. The application form must be signed by both the applicant and the licensed hearing aid specialist or licensed audiologist who has agreed to act as the applicant's supervisor.

(3) An interim work-based learning permit issued under this section expires twelve months after issuance and may be renewed once for a period of twelve months.

NEW SECTION. Sec. 2. A new section is added to chapter 18.35 RCW to read as follows:

(1) A holder of an interim work-based learning permit may engage in the fitting and dispensing of hearing instruments in a board-approved work-based learning pathway. Except as provided in subsection (2) of this section, a holder of an interim work-based learning permit may engage in the fitting and dispensing of hearing instruments only under the direct supervision of a board-approved licensed hearing aid specialist or board-approved licensed audiologist.

(2) A holder of an interim work-based learning permit may engage in the fitting and dispensing of hearing instruments under the indirect supervision of a board-approved licensed hearing aid specialist or board-approved licensed audiologist only after the holder of the interim work-based learning permit has successfully completed the work-based learning pathway. The board shall approve learning pathways established in partnership with private business or pathways established in partnership with accredited institutions of higher education and sponsoring private businesses through work-based learning agreements. The holder of the interim work-based learning permit has successfully completed a work-based learning pathway if:

(a) For a board-approved, work-based learning pathway established in partnership with private business, the supervising hearing aid specialist or audiologist notifies the department and the board that the holder of the work-based learning permit has completed at least five hundred twenty hours of practical training under the direct supervision of the hearing aid specialist or audiologist. The training must include at least the following:

(i) Audiometric testing;

(ii) Counseling regarding hearing examinations;

(iii) Hearing instrument selection;

(iv) Ear mold impressions;

(v) Hearing instrument fitting and follow-up care; and

(vi) Business practices, including ethics, regulations, and sanitation and infection control; or

(b) For a board-approved, work-based learning pathway established in partnership with an institution of higher education and a sponsoring private business through a work-based learning agreement, the holder of the interim work-based learning permit has completed all of the requirements of the pathway, which must be consistent with the requirements in (a) of this subsection.

NEW SECTION. Sec. 3. A new section is added to chapter 18.35 RCW to read as follows:

(1) A hearing aid specialist or audiologist may supervise an interim work-based learning permit holder only if he or she:

(a) Has been licensed in good standing under this chapter for at least two years;

(b) Practices in an established place of business;

(c) Is responsible for all activities and training of the interim work-based learning permit holder under this chapter; and

(d) Is approved to supervise interim work-based learning permit holders by the board.

(2) A hearing aid specialist or audiologist may supervise no more than three interim work-based learning permit holders at any one time.

(3) An interim work-based learning permit holder shall notify the department and the board within ten working days if:

(a) His or her relationship with his or her existing supervisor is terminated; or

(b) He or she designates a new supervisor who meets the requirements of this section.

Sec. 4. RCW 18.35.010 and 2009 c 301 s 2 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Assistive listening device or system" means an amplification system that is specifically designed to improve the signal to noise ratio for the listener, reduce interference from noise in the background, and enhance hearing levels at a distance by picking up sound from as close to source as possible and sending it directly to the ear of the listener, excluding hearing instruments as defined in this chapter.

(2) "Audiology" means the application of principles, methods, and procedures related to hearing and the disorders of hearing and to related language and speech disorders, whether of organic or nonorganic origin, peripheral or central, that impede the normal process of human communication including, but not limited to, disorders of auditory sensitivity, acuity, function, processing, or vestibular function, the application of aural habilitation, rehabilitation, and appropriate devices including fitting and dispensing of hearing instruments, and cerumen management to treat such disorders.

(3) "Board" means the board of hearing and speech.

(4) "Department" means the department of health.

(5) "Direct supervision" means the supervising speech-language pathologist, hearing aid specialist, or audiologist is on-site and in view during the procedures or tasks. The board shall develop rules outlining the procedures or tasks allowable under direct supervision.

(6) "Establishment" means any permanent site housing a person engaging in the practice of fitting and dispensing of hearing instruments by a hearing ~~((instrument fitter/dispenser))~~ aid specialist or audiologist; where the client can have personal contact and counsel during the firm's business hours; where business is conducted; and the address of which is given to the state for the purpose of bonding.

(7) "Facility" means any permanent site housing a person engaging in the practice of speech-language pathology and/or audiology, excluding the sale, lease, or rental of hearing instruments.

(8) "Fitting and dispensing of hearing instruments" means the sale, lease, or rental or attempted sale, lease, or rental of hearing instruments together with the selection and modification of hearing instruments and the administration of nondiagnostic tests as specified by RCW 18.35.110 and the use of procedures essential to the performance of these functions; and includes recommending specific hearing instrument systems, specific hearing instruments, or specific hearing instrument characteristics, the taking of impressions for ear molds for these purposes, the use of nondiagnostic procedures and equipment to verify the appropriateness of the hearing instrument fitting, and hearing instrument orientation. The fitting and dispensing of hearing instruments as defined by this chapter may be equally provided by a licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist or licensed audiologist.

(9) "Good standing" means a licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, licensed audiologist, licensed speech-language pathologist, or certified speech-language pathology assistant whose license or certification has not been subject to sanctions pursuant to chapter 18.130 RCW or sanctions by other states, territories, or the District of Columbia in the last two years.

(10) "Hearing aid specialist" means a person who is licensed to engage in the practice of fitting and dispensing of hearing instruments and meets the qualifications of this chapter.

(11) "Hearing health care professional" means an audiologist or hearing ~~((instrument fitter/dispenser))~~ aid specialist licensed under this chapter or a physician specializing in diseases of the ear licensed under chapter 18.71 RCW.

~~((14))~~ (12) "Hearing instrument" means any wearable prosthetic instrument or device designed for or represented as aiding, improving, compensating for, or correcting defective human hearing and any parts, attachments, or accessories of such an instrument or device, excluding batteries and cords, ear molds, and assistive listening devices.

~~((12) "Hearing instrument fitter/dispenser" means a person who is licensed to engage in the practice of fitting and dispensing of hearing instruments and meets the qualifications of this chapter.)~~

(13) "Indirect supervision" means the procedures or tasks are performed under the speech-language pathologist~~((s))~~, the hearing aid specialist, or the audiologist's overall direction and control, but the speech-language pathologist~~((s))~~, hearing aid specialist, or audiologist's presence is not required during the performance of the procedures or tasks. The board shall develop rules outlining the procedures or tasks allowable under indirect supervision.

(14) "Interim permit holder" means a person who holds the permit created under RCW 18.35.060 and who practices under the supervision of a licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, licensed speech-language pathologist, or licensed audiologist.

(15) "Licensed audiologist" means a person who is licensed by the department to engage in the practice of audiology and meets the qualifications in this chapter.

(16) "Licensed speech-language pathologist" means a person who is licensed by the department to engage in the practice of speech-language pathology and meets the qualifications of this chapter.

(17) "Secretary" means the secretary of health.

(18) "Speech-language pathology" means the application of principles, methods, and procedures related to the development and disorders, whether of organic or nonorganic origin, that impede oral, pharyngeal, or laryngeal sensorimotor competencies and the normal process of human communication including, but not limited to, disorders and related disorders of speech, articulation, fluency, voice, verbal and written language, auditory comprehension, cognition/communication, and the application of augmentative communication treatment and devices for treatment of such disorders.

(19) "Speech-language pathology assistant" means a person who is certified by the department to provide speech-language pathology services under the direction and supervision of a licensed speech-language pathologist or speech-language pathologist certified as an educational staff associate by the superintendent of public instruction, and meets all of the requirements of this chapter.

Sec. 5. RCW 18.35.020 and 2006 c 263 s 801 are each amended to read as follows:

(1) No person shall engage in the fitting and dispensing of hearing instruments or imply or represent that he or she is engaged in the fitting and dispensing of hearing instruments unless he or she is a licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, an interim work-based learning permit holder, or a licensed audiologist or holds an interim permit issued by the department as provided in this chapter and is an owner or employee of an establishment that is bonded as provided by RCW 18.35.240. The owner or manager of an establishment that dispenses hearing instruments is responsible under this chapter for all transactions made in the establishment name or conducted on its premises by agents or persons employed by the establishment engaged in fitting and dispensing of hearing instruments. Every establishment that fits and dispenses shall have in its employ at least one licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist or licensed audiologist at all times, and shall annually submit proof that all testing

equipment at that establishment that is required by the board to be calibrated has been properly calibrated.

(2) Effective January 1, 2003, no person shall engage in the practice of audiology or imply or represent that he or she is engaged in the practice of audiology unless he or she is a licensed audiologist or holds an audiology interim permit issued by the department as provided in this chapter. Audiologists who are certified as educational staff associates by the Washington professional educator standards board are excluded unless they elect to become licensed under this chapter. However, a person certified by the state board of education as an educational staff associate who practices outside the school setting must be a licensed audiologist.

(3) Effective January 1, 2003, no person shall engage in the practice of speech-language pathology or imply or represent that he or she is engaged in the practice of speech-language pathology unless he or she is a licensed speech-language pathologist or holds a speech-language pathology interim permit issued by the department as provided in this chapter. Speech-language pathologists who are certified as educational staff associates by the state board of education are excluded unless they elect to become licensed under this chapter. However, a person certified by the state board of education as an educational staff associate who practices outside the school setting must be a licensed speech-language pathologist.

Sec. 6. RCW 18.35.040 and 2009 c 301 s 3 are each amended to read as follows:

(1) An applicant for licensure as a hearing (~~(instrument fitter/dispenser)~~) aid specialist must have the following minimum qualifications and shall pay a fee determined by the secretary as provided in RCW 43.70.250. An applicant shall be issued a license under the provisions of this chapter if the applicant has not committed unprofessional conduct as specified by chapter 18.130 RCW, and:

(a)(i) Satisfactorily completes the hearing (~~(instrument fitter/dispenser)~~) aid specialist examination required by this chapter; and

(ii) Satisfactorily completes;

(A) A minimum of a two-year degree program in hearing (~~(instrument fitter/dispenser)~~) aid specialist instruction. The program must be approved by the board;

(B) A two-year or four-year degree in a field of study approved by the board from an accredited institution of higher education, a work-based learning pathway under sections 1 through 3 of this act, and a practical examination approved by the board. The practical examination must be given at least quarterly, as determined by the board. The department may hire licensed industry experts approved by the board to proctor the examination; or

(C) A nine-month board-approved certificate program offered by a board-approved hearing aid specialist program and the practical examination in (a)(ii)(B) of this subsection; or

(b) Holds a current, unsuspended, unrevoked license from another jurisdiction if the standards for licensing in such other jurisdiction are substantially equivalent to those prevailing in this state as provided in (a) of this subsection; or

(c)(i) Holds a current, unsuspended, unrevoked license from another jurisdiction, has been actively practicing as a licensed hearing aid (~~(fitter/dispenser)~~) specialist in another jurisdiction for at least forty-eight of the last sixty months, and submits proof of completion of advance certification from either the international hearing society or the national board for certification in hearing instrument sciences; and

(ii) Satisfactorily completes the hearing (~~(instrument fitter/dispenser)~~) aid specialist examination required by this chapter or a substantially equivalent examination approved by the board.

The applicant must present proof of qualifications to the board in the manner and on forms prescribed by the secretary and proof of completion of a minimum of four clock hours of AIDS education and training pursuant to rules adopted by the board.

(2)(a) An applicant for licensure as a speech-language pathologist or audiologist must have the following minimum qualifications:

(i) Has not committed unprofessional conduct as specified by the uniform disciplinary act;

(ii) Has a master's degree or the equivalent, or a doctorate degree or the equivalent, from a program at a board-approved institution of higher learning, which includes completion of a supervised clinical practicum experience as defined by rules adopted by the board; and

(iii) Has completed postgraduate professional work experience approved by the board.

(b) All qualified applicants must satisfactorily complete the speech-language pathology or audiology examinations required by this chapter.

(c) The applicant must present proof of qualifications to the board in the manner and on forms prescribed by the secretary and proof of completion of a minimum of four clock hours of AIDS education and training pursuant to rules adopted by the board.

(3) An applicant for certification as a speech-language pathology assistant shall pay a fee determined by the secretary as provided in RCW 43.70.250 and must have the following minimum qualifications:

(a) An associate of arts or sciences degree, or a certificate of proficiency, from a speech-language pathology assistant program from an institution of higher education that is approved by the board, as is evidenced by the following:

(i) Transcripts showing forty-five quarter hours or thirty semester hours of speech-language pathology coursework; and

(ii) Transcripts showing forty-five quarter hours or thirty semester hours of general education credit; or

(b) A bachelor of arts or bachelor of sciences degree, as evidenced by transcripts, from a speech, language, and hearing program from an institution of higher education that is approved by the board.

Sec. 7. RCW 18.35.050 and 2002 c 310 s 5 are each amended to read as follows:

Except as otherwise provided in this chapter an applicant for license shall appear at a time and place and before such persons as the department may designate to be examined by written or practical tests, or both. Examinations in hearing (~~(instrument fitting/dispersing)~~) aid specialist, speech-language pathology, and audiology shall be held within the state at least once a year. The examinations shall be reviewed annually by the board and the department, and revised as necessary. The examinations shall include appropriate subject matter to ensure the competence of the applicant. Nationally recognized examinations in the fields of fitting and dispensing of hearing instruments, speech-language pathology, and audiology may be used to determine if applicants are qualified for licensure. An applicant who fails an examination may apply for reexamination upon payment of a reexamination fee. The hearing (~~(instrument fitting/dispersing)~~) aid specialist reexamination fee for hearing (~~(instrument fitter/dispensers)~~) aid specialists and audiologists shall be set by the secretary under RCW 43.70.250.

Sec. 8. RCW 18.35.070 and 1996 c 200 s 8 are each amended to read as follows:

The hearing (~~(instrument fitter/dispenser)~~) aid specialist written or practical examination, or both, provided in RCW 18.35.050 shall consist of:

(1) Tests of knowledge in the following areas as they pertain to the fitting of hearing instruments:

(a) Basic physics of sound;

(b) The human hearing mechanism, including the science of hearing and the causes and rehabilitation of abnormal hearing and hearing disorders; and

(c) Structure and function of hearing instruments.

(2) Tests of proficiency in the following areas as they pertain to the fitting of hearing instruments:

(a) Pure tone audiometry, including air conduction testing and bone conduction testing;

- (b) Live voice or recorded voice speech audiometry, including speech reception threshold testing and speech discrimination testing;
 - (c) Effective masking;
 - (d) Recording and evaluation of audiograms and speech audiometry to determine hearing instrument candidacy;
 - (e) Selection and adaptation of hearing instruments and testing of hearing instruments; and
 - (f) Taking ear mold impressions.
- (3) Evidence of knowledge regarding the medical and rehabilitation facilities for children and adults that are available in the area served.
- (4) Evidence of knowledge of grounds for revocation or suspension of license under the provisions of this chapter.
- (5) Any other tests as the board may by rule establish.

Sec. 9. RCW 18.35.090 and 2002 c 310 s 8 are each amended to read as follows:

Each person who engages in practice under this chapter shall comply with administrative procedures and administrative requirements established under RCW 43.70.250 and 43.70.280 and shall keep the license, interim work-based learning permit, or interim permit conspicuously posted in the place of business at all times. The secretary may establish mandatory continuing education requirements and/or continued competency standards to be met by licensees or interim permit holders as a condition for license or interim permit renewal.

Sec. 10. RCW 18.35.095 and 2009 c 301 s 4 are each amended to read as follows:

(1) A hearing (~~(instrument fitter/dispenser)~~) aid specialist licensed under this chapter and not actively practicing may be placed on inactive status by the department at the written request of the licensee. The board shall define by rule the conditions for inactive status licensure. In addition to the requirements of RCW 43.24.086, the licensing fee for a licensee on inactive status shall be directly related to the costs of administering an inactive license by the department. A hearing (~~(instrument fitter/dispenser)~~) aid specialist on inactive status may be voluntarily placed on active status by notifying the department in writing, paying the remainder of the licensing fee for the licensing year, and complying with subsection (2) of this section.

(2) Hearing (~~(instrument fitter/dispenser)~~) aid specialist inactive licensees applying for active licensure shall comply with the following: A licensee who has not fitted or dispensed hearing instruments for more than five years from the expiration of the licensee's full fee license shall retake the practical or the written, or both, hearing (~~(instrument fitter/dispenser)~~) aid specialist examinations required under this chapter and other requirements as determined by the board. Persons who have inactive status in this state but who are actively licensed and in good standing in any other state shall not be required to take the hearing (~~(instrument fitter/dispenser)~~) aid specialist practical examination, but must submit an affidavit attesting to their knowledge of the current Washington Administrative Code rules and Revised Code of Washington statutes pertaining to the fitting and dispensing of hearing instruments.

(3) A speech-language pathologist or audiologist licensed under this chapter, or a speech-language pathology assistant certified under this chapter, and not actively practicing either speech-language pathology or audiology may be placed on inactive status by the department at the written request of the license or certification holder. The board shall define by rule the conditions for inactive status licensure or certification. In addition to the requirements of RCW 43.24.086, the fee for a license or certification on inactive status shall be directly related to the cost of administering an inactive license or certification by the department. A person on inactive status may be voluntarily placed on active status by notifying the department in writing, paying the remainder of the fee for the year, and complying with subsection (4) of this section.

(4) Speech-language pathologist, speech-language pathology assistant, or audiologist inactive license or certification holders applying for active licensure or certification shall comply with requirements set forth by the board, which may include completion of continuing competency requirements and taking an examination.

Sec. 11. RCW 18.35.100 and 2002 c 310 s 10 are each amended to read as follows:

(1) Every hearing (~~(instrument fitter/dispenser)~~) aid specialist, audiologist, speech-language pathologist, interim work-based learning permit holder, or interim permit holder, who is regulated under this chapter, shall notify the department in writing of the regular address of the place or places in the state of Washington where the person practices or intends to practice more than twenty consecutive business days and of any change thereof within ten days of such change. Failure to notify the department in writing shall be grounds for suspension or revocation of the license, interim work-based learning permit, or interim permit.

(2) The department shall keep a record of the places of business of persons who hold licenses, interim work-based learning permits, or interim permits.

(3) Any notice required to be given by the department to a person who holds a license, interim work-based learning permit, or interim permit may be given by mailing it to the address of the last establishment or facility of which the person has notified the department, except that notice to a licensee, interim work-based learning permit, or interim permit holder of proceedings to deny, suspend, or revoke the license, interim work-based learning permit, or interim permit shall be by certified or registered mail or by means authorized for service of process.

Sec. 12. RCW 18.35.105 and 2002 c 310 s 11 are each amended to read as follows:

Each licensee, interim work-based learning permit holder, and interim permit holder under this chapter shall keep records of all services rendered for a minimum of three years. These records shall contain the names and addresses of all persons to whom services were provided. Hearing (~~(instrument fitter/dispensers)~~) aid specialists, audiologists, interim work-based learning permit holders, and interim permit holders shall also record the date the hearing instrument warranty expires, a description of the services and the dates the services were provided, and copies of any contracts and receipts. All records, as required pursuant to this chapter or by rule, shall be owned by the establishment or facility and shall remain with the establishment or facility in the event the licensee changes employment. If a contract between the establishment or facility and the licensee provides that the records are to remain with the licensee, copies of such records shall be provided to the establishment or facility.

Sec. 13. RCW 18.35.110 and 2002 c 310 s 12 are each amended to read as follows:

In addition to causes specified under RCW 18.130.170 and 18.130.180, any person licensed or holding an interim permit or an interim work-based learning permit under this chapter may be subject to disciplinary action by the board for any of the following causes:

(1) For unethical conduct in dispensing hearing instruments. Unethical conduct shall include, but not be limited to:

(a) Using or causing or promoting the use of, in any advertising matter, promotional literature, testimonial, guarantee, warranty, label, brand, insignia, or any other representation, however disseminated or published, which is false, misleading or deceptive;

(b) Failing or refusing to honor or to perform as represented any representation, promise, agreement, or warranty in connection with the promotion, sale, dispensing, or fitting of the hearing instrument;

(c) Advertising a particular model, type, or kind of hearing instrument for sale which purchasers or prospective purchasers responding to the advertisement cannot purchase or are dissuaded from purchasing and where it is established that the purpose of the

advertisement is to obtain prospects for the sale of a different model, type, or kind than that advertised;

(d) Falsifying hearing test or evaluation results;

(e)(i) Whenever any of the following conditions are found or should have been found to exist either from observations by the licensee, interim work-based learning permit holder, or interim permit holder or on the basis of information furnished by the prospective hearing instrument user prior to fitting and dispensing a hearing instrument to any such prospective hearing instrument user, failing to advise that prospective hearing instrument user in writing that the user should first consult a licensed physician specializing in diseases of the ear or if no such licensed physician is available in the community then to any duly licensed physician:

(A) Visible congenital or traumatic deformity of the ear, including perforation of the eardrum;

(B) History of, or active drainage from the ear within the previous ninety days;

(C) History of sudden or rapidly progressive hearing loss within the previous ninety days;

(D) Acute or chronic dizziness;

(E) Any unilateral hearing loss;

(F) Significant air-bone gap when generally acceptable standards have been established as defined by the food and drug administration;

(G) Visible evidence of significant cerumen accumulation or a foreign body in the ear canal;

(H) Pain or discomfort in the ear; or

(I) Any other conditions that the board may by rule establish. It is a violation of this subsection for any licensee or that licensee's employees and putative agents upon making such required referral for medical opinion to in any manner whatsoever disparage or discourage a prospective hearing instrument user from seeking such medical opinion prior to the fitting and dispensing of a hearing instrument. No such referral for medical opinion need be made by any licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder in the instance of replacement only of a hearing instrument which has been lost or damaged beyond repair within twelve months of the date of purchase. The licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder or their employees or putative agents shall obtain a signed statement from the hearing instrument user documenting the waiver of medical clearance and the waiver shall inform the prospective user that signing the waiver is not in the user's best health interest: PROVIDED, That the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder shall maintain a copy of either the physician's statement showing that the prospective hearing instrument user has had a medical evaluation within the previous six months or the statement waiving medical evaluation, for a period of three years after the purchaser's receipt of a hearing instrument. Nothing in this section required to be performed by a licensee, interim work-based learning permit holder, or interim permit holder shall mean that the licensee, interim work-based learning permit holder, or interim permit holder is engaged in the diagnosis of illness or the practice of medicine or any other activity prohibited under the laws of this state;

(ii) Fitting and dispensing a hearing instrument to any person under eighteen years of age who has not been examined and cleared for hearing instrument use within the previous six months by a physician specializing in otolaryngology except in the case of replacement instruments or except in the case of the parents or guardian of such person refusing, for good cause, to seek medical opinion: PROVIDED, That should the parents or guardian of such person refuse, for good cause, to seek medical opinion, the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist or licensed audiologist shall obtain from

such parents or guardian a certificate to that effect in a form as prescribed by the department;

(iii) Fitting and dispensing a hearing instrument to any person under eighteen years of age who has not been examined by an audiologist who holds at least a master's degree in audiology for recommendations during the previous six months, without first advising such person or his or her parents or guardian in writing that he or she should first consult an audiologist who holds at least a master's degree in audiology, except in cases of hearing instruments replaced within twelve months of their purchase;

(f) Representing that the services or advice of a person licensed to practice medicine and surgery under chapter 18.71 RCW or osteopathic medicine and surgery under chapter 18.57 RCW or of a clinical audiologist will be used or made available in the selection, fitting, adjustment, maintenance, or repair of hearing instruments when that is not true, or using the word "doctor," "clinic," or other like words, abbreviations, or symbols which tend to connote a medical or osteopathic medicine and surgery profession when such use is not accurate;

(g) Permitting another to use his or her license, interim work-based learning permit, or interim permit;

(h) Stating or implying that the use of any hearing instrument will restore normal hearing, preserve hearing, prevent or retard progression of a hearing impairment, or any other false, misleading, or medically or audiologically unsupportable claim regarding the efficiency of a hearing instrument;

(i) Representing or implying that a hearing instrument is or will be "custom-made," "made to order," "prescription made," or in any other sense specially fabricated for an individual when that is not the case; or

(j) Directly or indirectly offering, giving, permitting, or causing to be given, money or anything of value to any person who advised another in a professional capacity as an inducement to influence that person, or to have that person influence others to purchase or contract to purchase any product sold or offered for sale by the hearing (~~(instrument fitter/dispenser)~~) aid specialist, audiologist, interim work-based learning permit holder, or interim permit holder, or to influence any person to refrain from dealing in the products of competitors.

(2) Engaging in any unfair or deceptive practice or unfair method of competition in trade within the meaning of RCW 19.86.020.

(3) Aiding or abetting any violation of the rebating laws as stated in chapter 19.68 RCW.

Sec. 14. RCW 18.35.120 and 2002 c 310 s 13 are each amended to read as follows:

A licensee, interim work-based learning permit holder, or interim permit holder under this chapter may also be subject to disciplinary action if the licensee, interim work-based learning permit holder, or interim permit holder:

(1) Is found guilty in any court of any crime involving forgery, embezzlement, obtaining money under false pretenses, larceny, extortion, or conspiracy to defraud and ten years have not elapsed since the date of the conviction; or

(2) Has a judgment entered against him or her in any civil action involving forgery, embezzlement, obtaining money under false pretenses, larceny, extortion, or conspiracy to defraud and five years have not elapsed since the date of the entry of the final judgment in the action, but a license shall not be issued unless the judgment debt has been discharged; or

(3) Has a judgment entered against him or her under chapter 19.86 RCW and two years have not elapsed since the entry of the final judgment; but a license shall not be issued unless there has been full compliance with the terms of such judgment, if any. The judgment shall not be grounds for denial, suspension, nonrenewal, or revocation of a license unless the judgment arises out of and is based on acts of the applicant, licensee, or employee of the licensee; or

(4) Commits unprofessional conduct as defined in RCW 18.130.180 of the uniform disciplinary act.

Sec. 15. RCW 18.35.140 and 2002 c 310 s 14 are each amended to read as follows:

The powers and duties of the department, in addition to the powers and duties provided under other sections of this chapter, are as follows:

(1) To provide space necessary to carry out the examination set forth in RCW 18.35.070 of applicants for hearing (~~(instrument fitter/dispenser)~~) aid specialist licenses or audiology licenses.

(2) To authorize all disbursements necessary to carry out the provisions of this chapter.

(3) To require the periodic examination of testing equipment, as defined by the board, and to carry out the periodic inspection of facilities or establishments of persons who are licensed under this chapter, as reasonably required within the discretion of the department.

(4) To appoint advisory committees as necessary.

(5) To keep a record of proceedings under this chapter and a register of all persons licensed or holding interim permits or interim work-based learning permits under this chapter. The register shall show the name of every living licensee or interim permit holder for hearing (~~(instrument fitting/dispensing)~~) aid specialist, every living interim work-based learning permit holder, every living licensee or interim permit holder for speech-language pathology, and every living licensee or interim permit holder for audiology, with his or her last known place of residence and the date and number of his or her license or interim permit.

Sec. 16. RCW 18.35.150 and 2009 c 301 s 5 are each amended to read as follows:

(1) There is created hereby the board of hearing and speech to govern the three separate professions: Hearing (~~(instrument fitting/dispensing)~~) aid specialist, audiology, and speech-language pathology. The board shall consist of eleven members to be appointed by the governor.

(2) Members of the board shall be residents of this state. Three members shall represent the public and shall have an interest in the rights of consumers of health services, and shall not be or have been a member of, or married to a member of, another licensing board, a licensee of a health occupation board, an employee of a health facility, nor derive his or her primary livelihood from the provision of health services at any level of responsibility. Two members shall be hearing (~~(instrument fitter/dispensers)~~) aid specialists who are licensed under this chapter, have at least five years of experience in the practice of hearing instrument fitting and dispensing, and must be actively engaged in fitting and dispensing within two years of appointment. Two members of the board shall be audiologists licensed under this chapter who have at least five years of experience in the practice of audiology and must be actively engaged in practice within two years of appointment. Two members of the board shall be speech-language pathologists licensed under this chapter who have at least five years of experience in the practice of speech-language pathology and must be actively engaged in practice within two years of appointment. One advisory nonvoting member shall be a speech-language pathology assistant certified in Washington. One advisory nonvoting member shall be a medical physician licensed in the state of Washington.

(3) The term of office of a member is three years. Of the initial appointments, one hearing (~~(instrument fitter/dispenser)~~) aid specialist, one speech-language pathologist, one audiologist, and one consumer shall be appointed for a term of two years, and one hearing (~~(instrument fitter/dispenser)~~) aid specialist, one speech-language pathologist, one audiologist, and two consumers shall be appointed for a term of three years. Thereafter, all appointments shall be made for expired terms. No member shall be appointed to serve more than two consecutive terms. A member shall continue to serve until a successor has been appointed. The governor shall either reappoint the member or appoint a successor to assume the member's duties at the expiration of his or her predecessor's term. A vacancy in the office of a member shall be filled by appointment for the unexpired term.

(4) The chair shall rotate annually among the hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, audiologists, and public members serving on the board. In the absence of the chair, the board shall appoint an interim chair. In event of a tie vote, the issue shall be brought to a second vote and the chair shall refrain from voting.

(5) The board shall meet at least once each year, at a place, day and hour determined by the board, unless otherwise directed by a majority of board members. The board shall also meet at such other times and places as are requested by the department or by three members of the board. A quorum is a majority of the board. A hearing (~~(instrument fitter/dispenser)~~) aid specialist, speech-language pathologist, and audiologist must be represented. Meetings of the board shall be open and public, except the board may hold executive sessions to the extent permitted by chapter 42.30 RCW.

(6) Members of the board shall be compensated in accordance with RCW 43.03.240 and shall be reimbursed for their travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(7) The governor may remove a member of the board for cause at the recommendation of a majority of the board.

Sec. 17. RCW 18.35.161 and 2010 c 65 s 4 are each amended to read as follows:

The board shall have the following powers and duties:

(1) To establish by rule such minimum standards and procedures in the fitting and dispensing of hearing instruments as deemed appropriate and in the public interest;

(2) To adopt any other rules necessary to implement this chapter and which are not inconsistent with it;

(3) To develop, approve, and administer or supervise the administration of examinations to applicants for licensure under this chapter;

(4) To require a licensee, interim work-based learning permit holder, or interim permit holder to make restitution to any individual injured by a violation of this chapter or chapter 18.130 RCW, the uniform disciplinary act. The authority to require restitution does not limit the board's authority to take other action deemed appropriate and provided for in this chapter or chapter 18.130 RCW;

(5) To pass upon the qualifications of applicants for licensure, interim work-based learning permits, or interim permits and to certify to the secretary;

(6) To recommend requirements for continuing education and continuing competency requirements as a prerequisite to renewing a license or certification under this chapter;

(7) To keep an official record of all its proceedings. The record is evidence of all proceedings of the board that are set forth in this record;

(8) To adopt rules, if the board finds it appropriate, in response to questions put to it by professional health associations, hearing (~~(instrument fitter/dispensers or)~~) aid specialists, audiologists, speech-language pathologists, interim permit holders, interim work-based learning permit holders, and consumers in this state; and

(9) To adopt rules relating to standards of care relating to hearing (~~(instrument fitter/dispensers)~~) aid specialists or audiologists, including the dispensing of hearing instruments, and relating to speech-language pathologists, including dispensing of communication devices.

Sec. 18. RCW 18.35.172 and 2002 c 310 s 17 are each amended to read as follows:

The uniform disciplinary act, chapter 18.130 RCW, governs unlicensed practice, the issuance and denial of licenses, interim work-based learning permits, and interim permits, and the discipline of licensees and permit holders under this chapter.

Sec. 19. RCW 18.35.185 and 2002 c 310 s 19 are each amended to read as follows:

(1) In addition to any other rights and remedies a purchaser may have, the purchaser of a hearing instrument shall have the right to rescind the transaction for other than the licensed hearing (~~(instrument~~

~~fitter/dispenser~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder's breach if:

(a) The purchaser, for reasonable cause, returns the hearing instrument or holds it at the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder's disposal, if the hearing instrument is in its original condition less normal wear and tear. "Reasonable cause" shall be defined by the board but shall not include a mere change of mind on the part of the purchaser or a change of mind related to cosmetic concerns of the purchaser about wearing a hearing instrument; and

(b) The purchaser sends notice of the cancellation by certified mail, return receipt requested, to the establishment employing the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder at the time the hearing instrument was originally purchased, and the notice is posted not later than thirty days following the date of delivery, but the purchaser and the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder may extend the deadline for posting of the notice of rescission by mutual, written agreement. In the event the hearing instrument develops a problem which qualifies as a reasonable cause for rescission or which prevents the purchaser from evaluating the hearing instrument, and the purchaser notifies the establishment employing the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder of the problem during the thirty days following the date of delivery and documents such notification, the deadline for posting the notice of rescission shall be extended by an equal number of days as those between the date of the notification of the problem to the date of notification of availability for redeliveries. Where the hearing instrument is returned to the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder for any inspection for modification or repair, and the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder has notified the purchaser that the hearing instrument is available for redelivery, and where the purchaser has not responded by either taking possession of the hearing instrument or instructing the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder to forward it to the purchaser, then the deadline for giving notice of the rescission shall extend no more than seven working days after this notice of availability.

(2) If the transaction is rescinded under this section or as otherwise provided by law and the hearing instrument is returned to the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder, the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder shall refund to the purchaser any payments or deposits for that hearing instrument. However, the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder may retain, for each hearing instrument, fifteen percent of the total purchase price or one hundred twenty-five dollars, whichever is less. After December 31, 1996, the rescission amount shall be determined by the board. The licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder shall also return any goods traded in contemplation of the sale, less any costs incurred by the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, interim work-based learning permit holder, or interim permit holder in making those goods ready for resale. The

refund shall be made within ten business days after the rescission. The buyer shall incur no additional liability for such rescission.

(3) For the purposes of this section, the purchaser shall have recourse against the bond held by the establishment entering into a purchase agreement with the buyer, as provided by RCW 18.35.240.

Sec. 20. RCW 18.35.190 and 2002 c 310 s 20 are each amended to read as follows:

In addition to remedies otherwise provided by law, in any action brought by or on behalf of a person required to be licensed or to hold an interim work-based learning permit or an interim permit under this chapter, or by any assignee or transferee, it shall be necessary to allege and prove that the licensee, interim work-based learning permit holder, or interim permit holder at the time of the transaction held a valid license, interim work-based learning permit, or interim permit as required by this chapter, and that such license, interim work-based learning permit, or interim permit has not been suspended or revoked pursuant to RCW 18.35.110, 18.35.120, or 18.130.160.

Sec. 21. RCW 18.35.195 and 2006 c 263 s 802 are each amended to read as follows:

(1) This chapter shall not apply to military or federal government employees.

(2) This chapter does not prohibit or regulate:

(a) Fitting or dispensing by students enrolled in a board-approved program who are directly supervised by a licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, a licensed audiologist under the provisions of this chapter, or an instructor at a two-year hearing (~~(instrument fitter/dispenser)~~) aid specialist degree program that is approved by the board;

(b) Hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, or audiologists of other states, territories, or countries, or the District of Columbia while appearing as clinicians of bona fide educational seminars sponsored by speech-language pathology, audiology, hearing (~~(instrument fitter/dispenser)~~) aid specialist, medical, or other healing art professional associations so long as such activities do not go beyond the scope of practice defined by this chapter; and

(c) The practice of audiology or speech-language pathology by persons certified by the Washington professional educator standards board as educational staff associates, except for those persons electing to be licensed under this chapter. However, a person certified by the board as an educational staff associate who practices outside the school setting must be a licensed audiologist or licensed speech-language pathologist.

Sec. 22. RCW 18.35.205 and 2009 c 301 s 6 are each amended to read as follows:

The legislature finds that the public health, safety, and welfare would best be protected by uniform regulation of hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, speech-language pathology assistants, audiologists, interim work-based learning permit holders, and interim permit holders throughout the state. Therefore, the provisions of this chapter relating to the licensing of hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, and audiologists, the certification of speech-language pathology assistants, and regulation of interim work-based learning permit holders and interim permit holders and their respective establishments or facilities is exclusive. No political subdivision of the state of Washington within whose jurisdiction a hearing (~~(instrument fitter/dispenser)~~) aid specialist, audiologist, or speech-language pathologist establishment or facility is located may require any registrations, bonds, licenses, certificates, interim work-based learning permits, or interim permits of the establishment or facility or its employees or charge any fee for the same or similar purposes: PROVIDED, HOWEVER, That nothing herein shall limit or abridge the authority of any political subdivision to levy and collect a general and nondiscriminatory license fee levied on all businesses, or

to levy a tax based upon the gross business conducted by any firm within the political subdivision.

Sec. 23. RCW 18.35.230 and 2002 c 310 s 23 are each amended to read as follows:

(1) Each licensee, interim work-based learning permit holder, or interim permit holder shall name a registered agent to accept service of process for any violation of this chapter or rule adopted under this chapter.

(2) The registered agent may be released at the expiration of one year after the license, interim work-based learning permit, or interim permit issued under this chapter has expired or been revoked.

(3) Failure to name a registered agent for service of process for violations of this chapter or rules adopted under this chapter may be grounds for disciplinary action.

Sec. 24. RCW 18.35.240 and 2002 c 310 s 24 are each amended to read as follows:

(1) Every individual engaged in the fitting and dispensing of hearing instruments shall be covered by a surety bond of ten thousand dollars or more, for the benefit of any person injured or damaged as a result of any violation by the licensee or permit holder, or their employees or agents, of any of the provisions of this chapter or rules adopted by the secretary.

(2) In lieu of the surety bond required by this section, the licensee or permit holder may deposit cash or other negotiable security in a banking institution as defined in chapter 30.04 RCW or a credit union as defined in chapter 31.12 RCW. All obligations and remedies relating to surety bonds shall apply to deposits and security filed in lieu of surety bonds.

(3) If a cash deposit or other negotiable security is filed, the licensee or permit holder shall maintain such cash or other negotiable security for one year after discontinuing the fitting and dispensing of hearing instruments.

(4) Each invoice for the purchase of a hearing instrument provided to a customer must clearly display on the first page the bond number covering the licensee or interim permit holder responsible for fitting/dispensing the hearing instrument.

(5) All licensed hearing (~~(instrument fitter/dispensers)~~) aid specialists, licensed audiologists, and permit holders must verify compliance with the requirement to hold a surety bond or cash or other negotiable security by submitting a signed declaration of compliance upon annual renewal of their license or permit. Up to twenty-five percent of the credential holders may be randomly audited for surety bond compliance after the credential is renewed. It is the credential holder's responsibility to submit a copy of the original surety bond or bonds, or documentation that cash or other negotiable security is held in a banking institution during the time period being audited. Failure to comply with the audit documentation request or failure to supply acceptable documentation within thirty days may result in disciplinary action.

Sec. 25. RCW 18.35.250 and 2002 c 310 s 25 are each amended to read as follows:

(1) In addition to any other legal remedies, an action may be brought in any court of competent jurisdiction upon the bond, cash deposit, or security in lieu of a surety bond required by this chapter, by any person having a claim against a licensee, interim work-based permit holder, or interim permit holder, agent, or employee for any violation of this chapter or any rule adopted under this chapter. The aggregate liability of the surety, cash deposit, or other negotiable security to all claimants shall in no event exceed the sum of the bond. Claims shall be satisfied in the order of judgment rendered.

(2) An action upon the bond, cash deposit, or other negotiable security shall be commenced by serving and filing a complaint.

Sec. 26. RCW 18.35.260 and 2009 c 301 s 7 are each amended to read as follows:

(1) A person who is not a licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist may not represent himself or herself as

being so licensed and may not use in connection with his or her name the words "licensed hearing instrument fitter/dispenser," "hearing instrument specialist," "hearing aid fitter/dispenser," or a variation, synonym, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions of a licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist.

(2) A person who is not a licensed speech-language pathologist may not represent himself or herself as being so licensed and may not use in connection with his or her name the words including "licensed speech-language pathologist" or a variation, synonym, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions as a licensed speech-language pathologist.

(3) A person who is not a certified speech-language pathology assistant may not represent himself or herself as being so certified and may not use in connection with his or her name the words including "certified speech-language pathology assistant" or a variation, synonym, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions as a certified speech-language pathology assistant.

(4) A person who is not a licensed audiologist may not represent himself or herself as being so licensed and may not use in connection with his or her name the words "licensed audiologist" or a variation, synonym, letter, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions of a licensed audiologist.

(5) Nothing in this chapter prohibits a person credentialed in this state under another act from engaging in the practice for which he or she is credentialed.

NEW SECTION. Sec. 27. This act takes effect July 1, 2015."

Correct the title.

Representatives Ross and Cody spoke in favor of the adoption of the amendment.

Amendment (750) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ross, Cody and Sells spoke in favor of the passage of the bill.

Representatives Shea and Riccelli spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2108.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2108, and the bill passed the House by the following vote: Yeas, 86; Nays, 12; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos,

Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Holy, Magendanz, Morrell, Ormsby, Reykdal, Riccelli, Scott, Shea, Vick and Young.

ENGROSSED HOUSE BILL NO. 2108, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2776, by Representatives Santos, Pettigrew, DeBolt, Cody, Morris, Haigh, Chandler, Kagi, S. Hunt, Orcutt, Dunshee, Kirby, Chopp, Jinkins, Appleton, Fitzgibbon, Ormsby and Hudgins

Renaming the Washington civil liberties public education program.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Santos, Dahlquist and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2776.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2776, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2776, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2665, by Representatives Pettigrew, Kagi, Sawyer, Gregerson, Freeman and Ortiz-Self

Concerning the expiration of the advisory committee on the disproportionate representation of children of color in Washington's child welfare system.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2665 was substituted for House Bill No. 2665 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2665 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pettigrew and Ortiz-Self spoke in favor of the passage of the bill.

Representative Walsh spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2665.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2665, and the bill passed the House by the following vote: Yeas, 56; Nays, 42; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hurst, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

SUBSTITUTE HOUSE BILL NO. 2665, having received the necessary constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 2636, by Representatives Smith, Tarleton and Morrell

Streamlining statutorily required environmental reports by government entities.

The bill was read the second time.

Representative Smith moved the adoption of amendment (705):

Beginning on page 5, line 1, strike all of section 5 and insert the following:

"Sec. 5. RCW 70.94.162 and 1998 c 245 s 129 are each amended to read as follows:

(1) The department and delegated local air authorities are authorized to determine, assess, and collect, and each permit program source shall pay, annual fees sufficient to cover the direct and indirect costs of implementing a state operating permit program approved by the United States environmental protection agency under the federal clean air act. However, a source that receives its operating permit from the United States environmental protection agency shall not be considered a permit program source so long as the environmental protection agency continues to act as the permitting authority for that source. Each permitting authority shall develop by rule a fee schedule allocating among its permit program sources the costs of the operating

permit program, and may, by rule, establish a payment schedule whereby periodic installments of the annual fee are due and payable more frequently. All operating permit program fees collected by the department shall be deposited in the air operating permit account. All operating permit program fees collected by the delegated local air authorities shall be deposited in their respective air operating permit accounts or other accounts dedicated exclusively to support of the operating permit program. The fees assessed under this subsection shall first be due not less than forty-five days after the United States environmental protection agency delegates to the department the authority to administer the operating permit program and then annually thereafter.

The department shall establish, by rule, procedures for administrative appeals to the department regarding the fee assessed pursuant to this subsection.

(2) The fee schedule developed by each permitting authority shall fully cover and not exceed both its permit administration costs and the permitting authority's share of statewide program development and oversight costs.

(a) Permit administration costs are those incurred by each permitting authority, including the department, in administering and enforcing the operating permit program with respect to sources under its jurisdiction. Costs associated with the following activities are fee eligible as these activities relate to the operating permit program and to the sources permitted by a permitting authority, including, where applicable, sources subject to a general permit:

(i) Preapplication assistance and review of an application and proposed compliance plan for a permit, permit revision, or renewal;

(ii) Source inspections, testing, and other data-gathering activities necessary for the development of a permit, permit revision, or renewal;

(iii) Acting on an application for a permit, permit revision, or renewal, including the costs of developing an applicable requirement as part of the processing of a permit, permit revision, or renewal, preparing a draft permit and fact sheet, and preparing a final permit, but excluding the costs of developing BACT, LAER, BART, or RACT requirements for criteria and toxic air pollutants;

(iv) Notifying and soliciting, reviewing and responding to comment from the public and contiguous states and tribes, conducting public hearings regarding the issuance of a draft permit and other costs of providing information to the public regarding operating permits and the permit issuance process;

(v) Modeling necessary to establish permit limits or to determine compliance with permit limits;

(vi) Reviewing compliance certifications and emissions reports and conducting related compilation and reporting activities;

(vii) Conducting compliance inspections, complaint investigations, and other activities necessary to ensure that a source is complying with permit conditions;

(viii) Administrative enforcement activities and penalty assessment, excluding the costs of proceedings before the pollution control hearings board and all costs of judicial enforcement;

(ix) The share attributable to permitted sources of the development and maintenance of emissions inventories;

(x) The share attributable to permitted sources of ambient air quality monitoring and associated recording and reporting activities;

(xi) Training for permit administration and enforcement;

(xii) Fee determination, assessment, and collection, including the costs of necessary administrative dispute resolution and penalty collection;

(xiii) Required fiscal audits, periodic performance audits, and reporting activities;

(xiv) Tracking of time, revenues and expenditures, and accounting activities;

(xv) Administering the permit program including the costs of clerical support, supervision, and management;

(xvi) Provision of assistance to small businesses under the jurisdiction of the permitting authority as required under section 507 of the federal clean air act; and

(xvii) Other activities required by operating permit regulations issued by the United States environmental protection agency under the federal clean air act.

(b) Development and oversight costs are those incurred by the department in developing and administering the state operating permit program, and in overseeing the administration of the program by the delegated local permitting authorities. Costs associated with the following activities are fee eligible as these activities relate to the operating permit program:

(i) Review and determinations necessary for delegation of authority to administer and enforce a permit program to a local air authority under RCW 70.94.161(2) and 70.94.860;

(ii) Conducting fiscal audits and periodic performance audits of delegated local authorities, and other oversight functions required by the operating permit program;

(iii) Administrative enforcement actions taken by the department on behalf of a permitting authority, including those actions taken by the department under RCW 70.94.785, but excluding the costs of proceedings before the pollution control hearings board and all costs of judicial enforcement;

(iv) Determination and assessment with respect to each permitting authority of the fees covering its share of the costs of development and oversight;

(v) Training and assistance for permit program administration and oversight, including training and assistance regarding technical, administrative, and data management issues;

(vi) Development of generally applicable regulations or guidance regarding the permit program or its implementation or enforcement;

(vii) State codification of federal rules or standards for inclusion in operating permits;

(viii) Preparation of delegation package and other activities associated with submittal of the state permit program to the United States environmental protection agency for approval, including ongoing coordination activities;

(ix) General administration and coordination of the state permit program, related support activities, and other agency indirect costs, including necessary data management and quality assurance;

(x) Required fiscal audits and periodic performance audits of the department, and reporting activities;

(xi) Tracking of time, revenues and expenditures, and accounting activities;

(xii) Public education and outreach related to the operating permit program, including the maintenance of a permit register;

(xiii) The share attributable to permitted sources of compiling and maintaining emissions inventories;

(xiv) The share attributable to permitted sources of ambient air quality monitoring, related technical support, and associated recording activities;

(xv) The share attributable to permitted sources of modeling activities;

(xvi) Provision of assistance to small business as required under section 507 of the federal clean air act as it exists on July 25, 1993, or its later enactment as adopted by reference by the director by rule;

(xvii) Provision of services by the department of revenue and the office of the state attorney general and other state agencies in support of permit program administration;

(xviii) A one-time revision to the state implementation plan to make those administrative changes necessary to ensure coordination of the state implementation plan and the operating permit program; and

(xix) Other activities required by operating permit regulations issued by the United States environmental protection agency under the federal clean air act.

(3) The responsibility for operating permit fee determination, assessment, and collection is to be shared by the department and delegated local air authorities as follows:

(a) Each permitting authority, including the department, acting in its capacity as a permitting authority, shall develop a fee schedule and mechanism for collecting fees from the permit program sources under its jurisdiction; the fees collected by each authority shall be sufficient to cover its costs of permit administration and its share of the department's costs of development and oversight. Each delegated local authority shall remit to the department its share of the department's development and oversight costs.

(b) Only those local air authorities to whom the department has delegated the authority to administer the program pursuant to RCW 70.94.161(2) (b) and (c) and 70.94.860 shall have the authority to administer and collect operating permit fees. The department shall retain the authority to administer and collect such fees with respect to the sources within the jurisdiction of a local air authority until the effective date of program delegation to that air authority.

(c) The department shall allocate its development and oversight costs among all permitting authorities, including the department, in proportion to the number of permit program sources under the jurisdiction of each authority, except that extraordinary costs or other costs readily attributable to a specific permitting authority may be assessed that authority. For purposes of this subsection, all sources covered by a single general permit shall be treated as one source.

(4) The department and each delegated local air authority shall adopt by rule a general permit fee schedule for sources under their respective jurisdictions after such time as the department adopts provisions for general permit issuance. Within ninety days of the time that the department adopts a general permit fee schedule, the department shall report to the relevant standing committees of the legislature regarding the general permit fee schedules adopted by the department and by the delegated local air authorities. The permit administration costs of each general permit shall be allocated equitably among only those sources subject to that general permit. The share of development and oversight costs attributable to each general permit shall be determined pursuant to subsection (3)(c) of this section.

(5) The fee schedule developed by the department shall allocate among the sources for whom the department acts as a permitting authority, other than sources subject to a general permit, those portions of the department's permit administration costs and the department's share of the development and oversight costs which the department does not plan to recover under its general permit fee schedule or schedules as follows:

(a) The department shall allocate its permit administration costs and its share of the development and oversight costs not recovered through general permit fees according to a three-tiered model based upon:

- (i) The number of permit program sources under its jurisdiction;
- (ii) The complexity of permit program sources under its jurisdiction; and
- (iii) The size of permit program sources under its jurisdiction, as measured by the quantity of each regulated pollutant emitted by the source.

(b) Each of the three tiers shall be equally weighted.

(c) The department may, in addition, allocate activities-based costs readily attributable to a specific source to that source under RCW 70.94.152(1) and 70.94.154(7).

The quantity of each regulated pollutant emitted by a source shall be determined based on the annual emissions during the most recent calendar year for which data is available.

(6) The department shall, after opportunity for public review and comment, adopt rules that establish a process for development and review of its operating permit program fee schedule, a methodology for tracking program revenues and expenditures, and, for both the

department and the delegated local air authorities, a system of fiscal audits, reports, and periodic performance audits.

(a) The fee schedule development and review process shall include the following:

(i) The department shall conduct a biennial workload analysis. The department shall provide the opportunity for public review of and comment on the workload analysis. The department shall review and update its workload analysis during each biennial budget cycle, taking into account information gathered by tracking previous revenues, time, and expenditures and other information obtained through fiscal audits and performance audits.

(ii) The department shall prepare a biennial budget based upon the resource requirements identified in the workload analysis for that biennium. In preparing the budget, the department shall take into account the projected operating permit account balance at the start of the biennium. The department shall provide the opportunity for public review of and comment on the proposed budget. The department shall review and update its budget each biennium.

(iii) The department shall develop a fee schedule allocating the department's permit administration costs and its share of the development and oversight costs among the department's permit program sources using the methodology described in subsection (5) of this section. The department shall provide the opportunity for public review of and comment on the allocation methodology and fee schedule. The department shall provide procedures for administrative resolution of disputes regarding the source data on which allocation determinations are based; these procedures shall be designed such that resolution occurs prior to the completion of the allocation process. The department shall review and update its fee schedule annually.

(b) The methodology for tracking revenues and expenditures shall include the following:

(i) The department shall develop a system for tracking revenues and expenditures that provides the maximum practicable information. At a minimum, revenues from fees collected under the operating permit program shall be tracked on a source-specific basis and time and expenditures required to administer the program shall be tracked on the basis of source categories and functional categories. Each general permit will be treated as a separate source category for tracking and accounting purposes.

(ii) The department shall use the information obtained from tracking revenues, time, and expenditures to modify the workload analysis required in subsection (6)(a) of this section.

(iii) The information obtained from tracking revenues, time, and expenditures shall not provide a basis for challenge to the amount of an individual source's fee.

(c) The system of fiscal audits, reports, and periodic performance audits shall include the following:

(i) The department and the delegated local air authorities shall ~~((prepare annual reports and shall submit the reports to, respectively, the appropriate standing committees of the legislature and the board of directors of the local air authority))~~ periodically report information about the air operating permit program on the department's web site.

(ii) The department shall arrange for fiscal audits and routine performance audits and for periodic intensive performance audits of each permitting authority and of the department.

(7) Each local air authority requesting delegation shall, after opportunity for public review and comment, publish regulations which establish a process for development and review of its operating permit program fee schedule, and a methodology for tracking its revenues and expenditures. These regulations shall be submitted to the department for review and approval as part of the local authority's delegation request.

(8) As used in this section and in RCW 70.94.161(14), "regulated pollutant" shall have the same meaning as defined in section 502(b) of the federal clean air act as it exists on July 25, 1993, or its later enactment as adopted by reference by the director by rule.

(9) Fee structures as authorized under this section shall remain in effect until such time as the legislature authorizes an alternative structure following receipt of the report required by this subsection."

Representatives Smith and Fitzgibbon spoke in favor of the adoption of the amendment.

Amendment (705) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Smith and Fitzgibbon spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2636.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2636, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.

ENGROSSED HOUSE BILL NO. 2636, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2235, by Representatives Hayes, Goodman and Magendanz

Creating effective and timely access to magistrates for purposes of reviewing search warrant applications. Revised for 1st Substitute: Creating effective and timely access to magistrates for purposes of reviewing search warrant applications. (REVISED FOR ENGROSSED: Concerning search warrant applications.)

The bill was read the second time.

There being no objection, Substitute House Bill No. 2235 was substituted for House Bill No. 2235 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2235 was read the second time.

Representative Hayes moved the adoption of amendment (732):

On page 2, at the beginning of line 1, after "Any" strike "magistrate" and insert "district or municipal court judge, in the county in which the offense is alleged to have occurred,"

Representatives Hayes and Jinkins spoke in favor of the adoption of the amendment.

Amendment (732) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hayes and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2235.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2235, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2235, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2377, by Representatives Hunter, Kagi, Walsh, Sullivan, Farrell, Carlyle, Senn, Moeller, Tharinger, Ryu, Reykdal, Morrell, Roberts, Goodman, Tarleton, Freeman, Pollet and Habib

Improving quality in the early care and education system.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2377 was substituted for House Bill No. 2377 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2377 was read the second time.

Representative Hunter moved the adoption of amendment (778):

0) Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. INTENT. The legislature finds that quality early care and education builds the foundation for a child's success in school and in life. The legislature acknowledges that quality is a necessary underpinning of the early care and education system in Washington. The legislature recognizes that empirical evidence supports the conclusion that high quality programs consistently yield more positive outcomes for children, with the strongest positive impacts on the most vulnerable children. The legislature further understands that the proper dosage, duration of programming, and stability of care are critical to enhancing program quality and improving child outcomes. The legislature acknowledges that the early care and education system must be culturally responsive and meet the needs of Washington's diverse populations. The legislature intends to prioritize the integration of child care and preschool in an effort to promote full workday programming. The legislature further intends to reward quality and create incentives for providers to participate in a quality rating and improvement system that will also provide valuable information to parents regarding the quality of care available in their communities.

Sec. 2. RCW 43.215.010 and 2013 c 323 s 3 and 2013 c 130 s 1 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Agency" means any person, firm, partnership, association, corporation, or facility that provides child care and early learning services outside a child's own home and includes the following irrespective of whether there is compensation to the agency:

(a) "Child day care center" means an agency that regularly provides early childhood education and early learning services for a group of children for periods of less than twenty-four hours;

(b) "Early learning" includes but is not limited to programs and services for child care; state, federal, private, and nonprofit preschool; child care subsidies; child care resource and referral; parental education and support; and training and professional development for early learning professionals;

(c) "Family day care provider" means a child care provider who regularly provides early childhood education and early learning services for not more than twelve children in the provider's home in the family living quarters;

(d) "Nongovernmental private-public partnership" means an entity registered as a nonprofit corporation in Washington state with a primary focus on early learning, school readiness, and parental support, and an ability to raise a minimum of five million dollars in contributions;

(e) "Service provider" means the entity that operates a community facility.

(2) "Agency" does not include the following:

(a) Persons related to the child in the following ways:

(i) Any blood relative, including those of half-blood, and including first cousins, nephews or nieces, and persons of preceding generations as denoted by prefixes of grand, great, or great-great;

(ii) Stepfather, stepmother, stepbrother, and stepsister;

(iii) A person who legally adopts a child or the child's parent as well as the natural and other legally adopted children of such persons, and other relatives of the adoptive parents in accordance with state law; or

(iv) Spouses of any persons named in (a)(i), (ii), or (iii) of this subsection, even after the marriage is terminated;

(b) Persons who are legal guardians of the child;

(c) Persons who care for a neighbor's or friend's child or children, with or without compensation, where the person providing care for periods of less than twenty-four hours does not conduct such activity on an ongoing, regularly scheduled basis for the purpose of engaging in business, which includes, but is not limited to, advertising such care;

(d) Parents on a mutually cooperative basis exchange care of one another's children;

(e) Nursery schools that are engaged primarily in early childhood education with preschool children and in which no child is enrolled on a regular basis for more than four hours per day;

(f) Schools, including boarding schools, that are engaged primarily in education, operate on a definite school year schedule, follow a stated academic curriculum, accept only school-age children, and do not accept custody of children;

(g) Seasonal camps of three months' or less duration engaged primarily in recreational or educational activities;

(h) Facilities providing child care for periods of less than twenty-four hours when a parent or legal guardian of the child remains on the premises of the facility for the purpose of participating in:

(i) Activities other than employment; or

(ii) Employment of up to two hours per day when the facility is operated by a nonprofit entity that also operates a licensed child care program at the same facility in another location or at another facility;

(i) Any entity that provides recreational or educational programming for school-age(♠) children only and the entity meets all of the following requirements:

(i) The entity utilizes a drop-in model for programming, where children are able to attend during any or all program hours without a formal reservation;

(ii) The entity does not assume responsibility in lieu of the parent, unless for coordinated transportation;

(iii) The entity is a local affiliate of a national nonprofit; and

(iv) The entity is in compliance with all safety and quality standards set by the associated national agency;

(j) A program operated by any unit of local, state, or federal government or an agency, located within the boundaries of a federally recognized Indian reservation, licensed by the Indian tribe;

(k) A program located on a federal military reservation, except where the military authorities request that such agency be subject to the licensing requirements of this chapter;

(l) A program that offers early learning and support services, such as parent education, and does not provide child care services on a regular basis.

(3) "Applicant" means a person who requests or seeks employment in an agency.

(4) "Conviction information" means criminal history record information relating to an incident which has led to a conviction or other disposition adverse to the applicant.

(5) "Department" means the department of early learning.

(6) "Director" means the director of the department.

(7) "Early achievers" means a program that improves the quality of early learning programs and supports and rewards providers for their participation.

(8) "Early start" means an integrated high quality continuum of early learning programs for children birth-to-five years of age. Components of early start include, but are not limited to, the following:

(a) Home visiting and parent education and support programs;

(b) The early achievers program described in RCW 43.215.100;

(c) Integrated full-day and part-day high quality early learning programs; and

(d) High quality preschool for children whose family income is at or below one hundred ten percent of the federal poverty level.

(9) "Employer" means a person or business that engages the services of one or more people, especially for wages or salary to work in an agency.

(10) "Enforcement action" means denial, suspension, revocation, modification, or nonrenewal of a license pursuant to RCW 43.215.300(1) or assessment of civil monetary penalties pursuant to RCW 43.215.300(3).

(11) "Low-income child care provider" means a person who administers a child care program that consists of at least eighty percent of children receiving working connections child care subsidy.

(12) "Low-income neighborhood" means a district or community

where more than twenty percent of households are below the federal poverty level.

(13) "Negative action" means a court order, court judgment, or an adverse action taken by an agency, in any state, federal, tribal, or foreign jurisdiction, which results in a finding against the applicant reasonably related to the individual's character, suitability, and competence to care for or have unsupervised access to children in child care. This may include, but is not limited to:

(a) A decision issued by an administrative law judge;

(b) A final determination, decision, or finding made by an agency following an investigation;

(c) An adverse agency action, including termination, revocation, or denial of a license or certification, or if pending adverse agency action, the voluntary surrender of a license, certification, or contract in lieu of the adverse action;

(d) A revocation, denial, or restriction placed on any professional license; or

(e) A final decision of a disciplinary board.

(14) "Nonconviction information" means arrest, founded allegations of child abuse, or neglect pursuant to chapter 26.44 RCW, or other negative action adverse to the applicant.

(15) "Nonschool age child" means a child birth through six years of age who has yet to enter kindergarten or school.

(16) "Probationary license" means a license issued as a disciplinary measure to an agency that has previously been issued a full license but is out of compliance with licensing standards.

(17) "Requirement" means any rule, regulation, or standard of care to be maintained by an agency.

(18) "School-age child" means a child not less than five years of age through twelve years of age and who is attending kindergarten or school.

(19) "Washington state preschool program" means an education program for children three-to-five years of age who have not yet entered kindergarten, such as the early childhood education and assistance program.

Sec. 3. RCW 43.215.100 and 2013 c 323 s 6 are each amended to read as follows:

(1) ~~(Subject to the availability of amounts appropriated for this specific purpose.)~~ The department, in collaboration with tribal governments and community and statewide partners, shall implement a voluntary quality rating and improvement system, called the early achievers program, that is applicable to licensed or certified child care centers and homes and early education programs. The early achievers program establishes the framework for strengthening the quality of the early care and education system in Washington.

(2) The ~~(purpose)~~ objectives of the early achievers program ~~(is)~~ are to:

~~(a) ((To)) Improve short-term and long-term outcomes for children as measured by assessments including, but not limited to, the Washington kindergarten inventory of developing skills in RCW 28A.655.080;~~

~~(b) Give parents clear and easily accessible information about the quality of child care and early education programs((:));~~

~~(c) Support improvement in early learning and care programs throughout the state((:));~~

~~(d) Increase the readiness of children for school((;-and));~~

~~(e) Close the disparity in access to quality care;~~

~~(f) Provide professional development opportunities to early care and education providers; and ((b)-to))~~

~~(g) Establish a common set of expectations and standards that define, measure, and improve the quality of early learning and care settings.~~

(3) Participation in the early achievers program is voluntary for licensed or certified child care centers and homes.

(4) ~~(By fiscal year 2015, Washington state preschool programs receiving state funds must enroll in the early achievers program and maintain a minimum score level.~~

~~(5)) There are five levels in the early achievers program. Participants are expected to actively engage in the program and continually advance from level 1, or the foundation level, to level 5.~~

~~(5) The department has the authority to determine the rating cycle for the early achievers program.~~

~~(a) The first rating is free for early achievers participants.~~

~~(b) Each subsequent rating within the established rating cycle is free for early achievers participants.~~

~~(6) Early achievers participants may request to be rated at any time after the completion of all level 2 activities.~~

~~(7)(a) The department must charge a fee for optional rerating requests made by program participants that are outside the established rating cycle.~~

~~(b) Fees charged are based on, but may not exceed, the cost to the department for the class of activities associated with the early achievers program.~~

~~(8)(a)(i) Effective July 1, 2015, the department shall publish on the department's web site or offer a link on its web site the early achievers program rating levels 1 through 5 for all child care programs that receive state subsidy, early childhood education and assistance programs, and federal head start programs in Washington.~~

~~(ii) Child care programs that do not receive state subsidy may have their early achievers program rating level published by the department.~~

~~(b) Early achievers program participants who have published rating levels on the department's web site or on a link on the department's web site may include a brief description of their program, contingent upon the review and approval by the department, as determined by established marketing standards.~~

~~(c) The early achievers program ratings must be published on the department's web site or have a link on the department's web site within thirty days from the time a program becomes licensed or certified or receives a rating.~~

~~(d) The early achievers program rating levels must be published on the department's web site or have a link on the department's web site in a manner that is easily accessible to parents and caregivers and takes into account the linguistic needs of parents and caregivers.~~

~~(e) To the extent possible, the department must create a single source of information for parents and caregivers to access details on a provider's early achievers program rating level, licensing history, and other indicators of quality and safety that will help parents and caregivers make informed choices.~~

~~(9)(a) The department shall create a professional development pathway for early achievers participants to obtain a high school diploma or equivalency or higher education credential in early childhood education, early childhood studies, child development, or an academic field related to early care and education.~~

~~(b) The professional development pathway must include opportunities for scholarships and grants to assist early achievers participants with the costs associated with obtaining an educational degree.~~

~~(c) The professional development pathway must be culturally and linguistically reflective of the needs and demographics of participants.~~

~~(10) The department shall implement tiered reimbursement for early achievers participants rating at level 3, 4, or 5.~~

~~(11) The early achievers quality improvement awards shall be reserved for participants offering programs that are composed of at least five percent of children receiving subsidy.~~

~~(12) The department shall design a plan to incorporate school-age child care providers into the early achievers program.~~

~~(13) Before final implementation of the early achievers program, the department shall report on program progress, as defined within the race to the top federal grant award, and expenditures to the appropriate policy and fiscal committees of the legislature. Nothing in this section changes the department's responsibility to collectively bargain over mandatory subjects.~~

NEW SECTION. Sec. 4. A new section is added to chapter 43.215 RCW to read as follows:

REDUCTION OF BARRIERS--LOW-INCOME PROVIDERS AND PROGRAMS. Subject to the amounts appropriated for this specific purpose, the department shall, in collaboration with tribal governments and community and statewide partners, implement a protocol to maximize and encourage participation in the early achievers program for low-income center and family home child care providers and providers who offer programming in low-income neighborhoods. The protocol should address barriers to early achievers program participation and include at a minimum the following:

(1) The creation of a substitute pool; and

(2) The establishment of needs-based grants for providers at level 2 in the early achievers program to assist with purchasing curriculum development, instructional materials, supplies, and equipment to improve program quality.

NEW SECTION. Sec. 5. A new section is added to chapter 43.215 RCW to read as follows:

THE EARLY ACHIEVERS PROGRAM DATA COLLECTION AND EVALUATION. (1) The department shall collect longitudinal, student-level data on all children attending a working connections child care program or an early childhood education and assistance program. Data collected should capture at a minimum the following characteristics:

(a) Daily program attendance;

(b) Identification of classroom and teacher;

(c) Early achievers program quality level rating;

(d) Program hours;

(e) Program duration;

(f) Distinct ethnic categories within racial subgroups that align with categories established by the education data center established in RCW 43.41.400; and

(g) Developmental results from the Washington kindergarten inventory of developing skills in RCW 28A.655.080.

(2) Data collected pursuant to this section shall be provided to the education data center established in RCW 43.41.400.

(3) Data collected pursuant to this section shall be provided to the Washington state institute for public policy.

(4) The department shall provide child care and early learning providers student-level data collected pursuant to this section that are specific to the child care provider's or the early learning provider's program.

(5)(a) The Washington state institute for public policy shall conduct a longitudinal analysis examining relationships between the early achievers program quality ratings levels and outcomes for children participating in subsidized early care and education programs.

(b) The institute shall submit the first report to the appropriate committees of the legislature by December 31, 2017. The institute shall submit subsequent reports annually to the appropriate committees of the legislature by December 31st, with the final report due December 31, 2020. The final report shall include a cost-benefit analysis.

Sec. 6. RCW 43.215.135 and 2013 c 323 s 9 are each amended to read as follows:

(1) The department shall establish and implement policies in the working connections child care program to promote stability (~~and~~), quality of care for children from low-income households, and support school readiness for young learners. Policies for the expenditure of funds constituting the working connections child care program must be consistent with the outcome measures defined in RCW 74.08A.410 and the standards established in this section intended to promote quality early care and education programming, and stability and continuity of care for children.

(2) (~~Beginning in fiscal year 2013,~~) Authorizations for the working connections child care subsidy (~~shall be~~) are effective for twelve months (~~unless a change in circumstances necessitates reauthorization sooner than twelve months.~~ The twelve month

certification applies only if the enrollments in the child care subsidy or working connections child care program are capped.

~~(3) Subject to the availability of amounts appropriated for this specific purpose, beginning September 1, 2013, working connections child care providers shall receive a five percent increase in the subsidy rate for enrolling in level 2 in the early achievers programs. Providers must complete level 2 and advance to level 3 within thirty months in order to maintain this increase).~~ A child is eligible for working connections child care for a twelve-month enrollment period and may not be deemed ineligible due to any change in circumstance including, but not limited to, the following:

(a) A change in family composition or household;

(b) A change in a parent's or a caregiver's employment status;

(c) A change in a parent's or a caregiver's employment status due to health, maternity or paternity leave, or other family leave condition as provided for in chapter 49.78 RCW; or

(d) A change in a parent's or a caregiver's income.

(3) Working connections child care is a capped program. The working connections child care cap is established in the operating budget.

(4)(a) The department shall adopt rules pertaining to the working connections child care program for both contracted slots and child care vouchers that outline the following:

(i) Allowable periods of child absences;

(ii) Required contact with parents or caregivers to discuss child absences and encourage regular program attendance; and

(iii) A de-enrollment procedure when allowable child absences are exceeded.

(b) The implementation of rules pertaining to child absences and de-enrollment procedures must align with the implementation of the electronic time and attendance record system. Rules pertaining to child absences and de-enrollment procedures shall be adopted no later than July 31, 2015.

(5) Child care providers serving nonschool age children and receiving state subsidy payments must enroll in the early achievers program and complete level 2 activities by July 1, 2017, or the provider can no longer receive a state subsidy under this section.

(6)(a) Child care providers serving nonschool age children and receiving state subsidy payments must be rated at level 3 in the early achievers program by July 1, 2019, or the provider can no longer receive state subsidy under this section.

(b) If a child care provider serving nonschool age children and receiving state subsidy payments has completed all of level 2 activities and is approved and waiting for a rating by July 1, 2019, the provider may continue to receive state subsidy pending the successful completion of the level 3 rating activity. If the provider does not rate at a level 3 or higher during the level 3 rating activity, the provider can no longer receive state subsidy under this section.

(7) Effective July 1, 2015, a new child care provider serving nonschool age children and receiving state subsidy payments must complete the following activities or the provider can no longer receive a state subsidy under this section:

(a) Enroll in the early achievers program within thirty days;

(b) Complete the early achievers program quality level 2 activities within twelve months from receiving a state subsidy; and

(c) Rate as an early achievers program quality level 3 within thirty months from receiving a state subsidy payment.

(8)(a) Family, friend, and neighbor child care providers who receive state subsidy payments and are exempt from child care licensure are not required to join early achievers while qualifying as an unlicensed provider.

(b) Family, friend, and neighbor child care providers who receive state subsidy payments are required to obtain a child care license no later than thirty-six paid months after the effective date of this section or thirty-six paid months after receiving the first subsidy payment, whichever occurs later, or after simultaneously or consecutively caring

for more than six unrelated children unless one of the following conditions apply:

(i) The provider is an adult sibling, half-sibling, or stepsibling of the child or children receiving care and lives outside of the child's or children's home;

(ii) The provider is an extended tribal family member of the child or children receiving care;

(iii) The provider is a grandparent, stepgrandparent, half-grandparent or great-grandparent, stepgreat-grandparent, or half-great-grandparent of the child or children receiving care; or

(iv) The provider is an aunt or uncle, step-aunt or step-uncle, half-aunt or half-uncle, or great-aunt or great-uncle, step-great-aunt or step-great-uncle, or half-great-aunt or half-great-uncle of the child or children receiving care.

(c) Family, friend, and neighbor child care providers who do not obtain child care licensure under this section are not able to receive state subsidies.

Sec. 7. RCW 43.215.1352 and 2012 c 251 s 2 are each amended to read as follows:

When an applicant or recipient applies for or receives working connections child care benefits, ~~(he or she)~~ the applicant or recipient is required to

~~(1) notify the department of social and health services, within five days, of any change in providers;~~ (1) notify the department of social and health services, within five days, of any significant change related to the number of child care hours the applicant or recipient needs, cost sharing, or eligibility).

~~(2) Notify the department of social and health services, within ten days, about any significant change related to the number of child care hours the applicant or recipient needs, cost sharing, or eligibility).~~

NEW SECTION. Sec. 8. A new section is added to chapter 43.215 RCW to read as follows:

CONTRACTED CHILD CARE SLOTS. (1) The department shall employ a combination of vouchers and contracted slots for the subsidized child care program in RCW 43.215.135. Child care vouchers preserve parental choice. Child care contracted slots promote access to continuous quality care for children, provide parents and caregivers stable child care that supports employment, and allow providers to have predictable funding.

(2) The department shall contract at least twenty percent of the working connections child care program slots by January 1, 2016.

(3) Only a child care provider who participates in the early achievers program and rates at a level 3, 4, or 5 is eligible to be awarded a contracted slot.

(4) Only providers offering full workday early care and education opportunities are eligible to be awarded a contracted slot.

(5) The department is required to use data to calculate a set number of targeted contracted slots. In calculating this number, the department must take into account a representative balance of family home and center child care programs and the overall geographic distribution of child care programs in the state. The targeted contracted slots are reserved for programs meeting both of the following conditions:

(a) Programs in low-income neighborhoods; and

(b) Programs that consist of at least fifty percent of children receiving subsidy pursuant to RCW 43.215.135.

(6) The department shall award the remaining contracted slots via a competitive process and prioritize child care programs with at least one of the following characteristics:

(a) Programs located in a high-need geographic area;

(b) Programs partnering with elementary schools to offer transitional planning and support to children as they advance to kindergarten; or

(c) Programs serving children involved in the child welfare system or children diagnosed with a special need.

(7) The department shall pay a provider for each contracted slot, unless a contracted slot is not used for thirty days.

(8) The department shall charge a child care copayment for each contracted slot and establish the copayment fee by rule.

Sec. 9. RCW 43.215.425 and 1994 c 166 s 6 are each amended to read as follows:

(1) The department shall adopt rules under chapter 34.05 RCW for the administration of the early childhood education and assistance program. Approved early childhood education and assistance programs shall conduct needs assessments of their service area, identify any targeted groups of children, to include but not be limited to children of seasonal and migrant farmworkers and native American populations living either on or off reservation, and provide to the department a service delivery plan, to the extent practicable, that addresses these targeted populations.

(2) The department, in developing rules for the early childhood education and assistance program, shall consult with the advisory committee, and shall consider such factors as coordination with existing head start and other early childhood programs, the preparation necessary for instructors, qualifications of instructors, adequate space and equipment, and special transportation needs. The rules shall specifically require the early childhood programs to provide for parental involvement in participation with their child's program, in local program policy decisions, in development and revision of service delivery systems, and in parent education and training.

(3)(a) The department shall adopt rules pertaining to the early childhood education and assistance program that outline allowable periods of child absences, required contact with parents or caregivers to discuss child absences and encourage regular attendance, and a de-enrollment procedure when allowable child absences are exceeded.

(b) The implementation of rules pertaining to child absences and de-enrollment procedures must align with the implementation of the electronic time and attendance record system.

(c) Rules pertaining to child absences and de-enrollment procedures shall be adopted no later than July 31, 2015.

(4) The department shall adopt rules requiring early childhood education and assistance program employees and volunteers who have access to children to submit to a fingerprint background check. Fingerprint background check procedures for the early childhood education and assistance program shall be the same as the background check procedures in RCW 43.215.215.

(5) By July 1, 2016, the department shall develop a pathway for family home providers to administer an early childhood education and assistance program.

Sec. 10. RCW 43.215.415 and 1994 c 166 s 5 are each amended to read as follows:

(1) Approved early childhood programs shall receive state-funded support through the department. Public or private nonsectarian organizations, including, but not limited to school districts, educational service districts, community and technical colleges, local governments, or nonprofit organizations, are eligible to participate as providers of the state early childhood program.

(2) Funds appropriated for the state program shall be used to continue to operate existing programs or to establish new or expanded early childhood programs ~~(, and shall not be used to supplant federally supported head start programs).~~

(3) Funds obtained by providers through voluntary grants or contributions from individuals, agencies, corporations, or organizations may be used to expand or enhance preschool programs so long as program standards established by the department are maintained ~~(, but shall not be used to supplant federally supported head start programs or state-supported early childhood programs).~~

(4) Persons applying to conduct the early childhood program shall identify targeted groups and the number of children to be served, program components, the qualifications of instructional and special staff, the source and amount of grants or contributions from sources other than state funds, facilities and equipment support, and transportation and personal care arrangements.

(5) Early childhood education and assistance providers must enroll in the early achievers program and be rated at a level 3 by July 1, 2015.

(6) Early childhood education and assistance providers must be rated at a level 4 in the early achievers program by July 1, 2019.

(7) Effective January 1, 2014, new early childhood education and assistance program slots are only available to early achievers program participants rated at a level 3, 4, or 5.

(8) Effective July 1, 2017, any provider administering an early childhood education and assistance program must institute a working connections child care program and maintain an optional full workday program.

Sec. 11. RCW 43.215.455 and 2010 c 231 s 3 are each amended to read as follows:

(1) Beginning September 1, 2011, an early learning program to provide voluntary preschool opportunities for children three and four years of age shall be implemented according to the funding and implementation plan in RCW ((43.215.142)) 43.215.456. The program must be a comprehensive program providing early childhood education and family support, options for parental involvement, and health information, screening, and referral services, as family need is determined. Participation in the program is voluntary. On a space available basis, the program may allow enrollment of children who are not otherwise eligible by assessing a fee.

(2) The first phase of the program shall be implemented by utilizing the program standards and eligibility criteria in the early childhood education and assistance program in RCW 43.215.400 through 43.215.450.

(3) For the 2014-15 school year, the program implementation in this section shall prioritize programs meeting at least one of the following characteristics:

(a) Programs located in a high-need geographical area;
(b) Programs offering full workday early care and education programming;

(c) Providers participating in the early achievers program and rated at level 3, 4, or 5; or

(d) Programs offering services to children diagnosed with a special need or children involved in the child welfare system.

(4) For the 2014-15 school year, eighty percent of the slots for program implementation described in this section are reserved for providers offering full workday early care and education programming.

(5) For the 2015-16 school year, the program implementation in this section shall prioritize programs meeting at least one of the following characteristics:

(a) Programs located in a high-need geographical area;
(b) Programs offering full workday early care and education programming; or

(c) Programs offering services to children diagnosed with a special need or children involved in the child welfare system.

(6) For the 2015-16 school year, only providers participating in the early achievers program and rated at a level 3, 4, or 5 are eligible for the program implementation under this section.

(7) For the 2015-16 school year, eighty percent of the slots for program implementation described in this section are reserved for providers offering full workday early care and education programming.

(8) The director shall adopt rules for the following program components, as appropriate and necessary during the phased implementation of the program:

(a) Minimum program standards, including lead teacher, assistant teacher, and staff qualifications;

(b) Approval of program providers; and

(c) Accountability and adherence to performance standards.

((4)) (9) The department has administrative responsibility for:

(a) Approving and contracting with providers according to rules developed by the director under this section;

(b) In partnership with school districts, monitoring program quality and assuring the program is responsive to the needs of eligible children;

(c) Assuring that program providers work cooperatively with school districts to coordinate the transition from preschool to

kindergarten so that children and their families are well-prepared and supported; and

(d) Providing technical assistance to contracted providers.

(10) The department shall complete an annual preschool program implementation report. The first report is due by December 31, 2014, and the final report is due by December 31, 2018. The preschool program implementation report must be posted annually on the department's web site and delivered annually to the appropriate committees of the legislature. The preschool program implementation report must address the following:

(a) Progress on preschool program implementation as required pursuant to this section and RCW 43.215.415;

(b) An examination of the regional distribution of new preschool programming by zip code;

(c) An analysis of the impact of preschool expansion on low-income neighborhoods and communities;

(d) Recommendations to address any identified barriers to access to quality preschool for children living in low-income neighborhoods;

(e) An analysis of any impact of quality strengthening efforts on the availability of infant and toddler care;

(f) An analysis of any impact of full workday early care and education opportunities directives; and

(g) An examination of any identified barriers for providers to offer full workday early care and education opportunities.

NEW SECTION. Sec. 12. A new section is added to chapter 43.215 RCW to read as follows:

SINGLE SET OF LICENSING STANDARDS. No later than July 1, 2015, the department shall implement a single set of licensing standards for child care and the early childhood education and assistance program. The new licensing standards must:

(1) Use the early achievers program as a foundational framework and eliminate additional burdensome regulations for providers who demonstrate higher levels of quality care;

(2) Take into account the separate needs of family care providers and child care centers; and

(3) Promote the continued safety of child care settings.

NEW SECTION. Sec. 13. A new section is added to chapter 43.215 RCW to read as follows:

INTEGRATION WITH LOCAL GOVERNMENT EFFORTS.

(1) The foundation of the early care and education system in Washington is the quality rating and improvement system entitled the early achievers program. In an effort to build on the existing quality framework, enhance access to quality care for children, and strengthen the entire early care and education system in the state, it is important to integrate the efforts of local government.

(2) Local government is encouraged to collaborate with the department when establishing early learning programs for residents.

(3) Local government may contribute funds to the department for the following purposes:

(a) Initial investments to build capacity and quality in local early care and education programming; and

(b) Reductions in copayments charged to parents or caregivers.

(4) Funds contributed to the department by local government must be deposited in the early start account established in section 14 of this act.

NEW SECTION. Sec. 14. A new section is added to chapter 43.215 RCW to read as follows:

The early start account is created in the state treasury. Revenues in the account shall consist of appropriations by the legislature and all other sources deposited into the account. Moneys in the account may only be used after appropriation. Expenditures from the account may be used only to improve the quality of early care and education programming. The department oversees the account.

NEW SECTION. Sec. 15. A new section is added to chapter 43.215 RCW to read as follows:

The department shall implement an electronic time and attendance records system by July 1, 2015. The savings generated from the electronic time and attendance records system shall be used to improve quality in the early learning system.

NEW SECTION. Sec. 16. 2013 2nd sp.s. c 16 s 2 (uncodified) is repealed.

NEW SECTION. Sec. 17. A new section is added to chapter 43.215 RCW to read as follows:

Chapter . . ., Laws of 2014 (this act) may be known and cited as the early start act.

NEW SECTION. Sec. 18. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Representative Hunter moved the adoption of amendment (806) to the striking amendment (778):

On page 15, line 26, after "January 1," strike "2014" and insert "2015"

On page 17, line 19, after "annual" strike "preschool"

On page 17, line 20, after "implementation report" insert "on preschool and the working connections child care program"

On page 6, line 36, after "(7)" insert "The department shall provide an early achievers participant an update on their progress toward completing level 2 activities, after the participant has been enrolled in the early achievers program for fifteen months.

(8)"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 8, line 10, after "(13)" insert "In collaboration with tribal governments, and community and statewide partners, the department shall develop a protocol for granting early achievers program participants an extension in meeting rating level requirement timelines outlined for the working connections child care program and the early childhood education and assistance program.

(a) At the department's discretion, extensions may be granted when early achievers program participants experience an unexpected life circumstance, such as, but not limited to, an illness.

(b) Extensions may only be granted to early achievers program participants who have demonstrated engagement in the early achievers program.

(c) A report outlining the early achievers program extension protocol shall be delivered to the appropriate committees of legislature by December 31, 2014.

(14)"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representative Hunter spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (806) to the striking amendment (778) was adopted.

Representative Hunter spoke in favor of the adoption of the striking amendment as amended.

Amendment (778) as amended was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hunter, Walsh, Kagi, Dahlquist, Senn, Sawyer, Freeman and Haigh spoke in favor of the passage of the bill.

Representatives Wilcox and Rodne spoke against the passage of the bill.

MOTION

On motion of Representative Harris, Representative Parker was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2377.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2377, and the bill passed the House by the following vote: Yeas, 64; Nays, 33; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Hawkins, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, Muri, Nealey, Orcutt, Overstreet, Pike, Rodne, Ross, Santos, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Wilcox, Young and Zeiger.

Excused: Representative Parker.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2377, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2569, by Representatives Hargrove and Pollet

Reducing air pollution associated with diesel emissions.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2569 was substituted for House Bill No. 2569 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2569 was read the second time.

With the consent of the house, amendments (683), (672) and (673) were withdrawn.

Representative Senn moved the adoption of amendment (807):

On page 2, line 7, after "infrastructure." insert "The department shall use existing resources for communications, outreach, and other aspects of the administration of loans from the account and shall fully integrate the administration of loans with the administration of existing

grant programs to reduce diesel emissions from vehicles and equipment."

Representatives Senn and Hargrove spoke in favor of the adoption of the amendment.

Amendment (807) was adopted.

Representative Smith moved the adoption of amendment (682):

On page 2, line 27, after "systems;" insert the following:

"(i) Projects to augment or replace diesel engines or power systems with engines or power systems that use liquefied or compressed natural gas;"

Reletter the remaining subsection consecutively and correct any internal references accordingly.

Representatives Smith and Fitzgibbon spoke in favor of the adoption of the amendment.

Amendment (682) was adopted.

Representative Hargrove moved the adoption of amendment (805):

On page 10, line 13, after "chapter" insert "only after the legislature appropriates moneys to the account created in section 4 of this act"

Representatives Hargrove and Fitzgibbon spoke in favor of the adoption of the amendment.

Amendment (805) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hargrove, Fitzgibbon and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2569.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2569, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea, Taylor and Young.

Excused: Representative Parker.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2569, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2341, by Representatives DeBolt, Jinkins, Harris, Rodne, Shea and Taylor

Concerning indecent liberties by a clergy member.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2341 was substituted for House Bill No. 2341 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2341 was read the second time.

Representative DeBolt moved the adoption of amendment (789):

On page 2, beginning on line 16 after "It is" strike all material through "contact" on line 18 and insert "an affirmative defense that the defendant must prove by a preponderance of the evidence that the victim consented to the sexual contact with the knowledge that the sexual contact was not for the purpose of religious or spiritual counseling, aid, comfort, assistance, or guidance"

Representatives DeBolt and Goodman spoke in favor of the adoption of the amendment.

Amendment (789) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives DeBolt and Jinkins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2341.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2341, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger,

Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Freeman, Ortiz-Self and Roberts.

Excused: Representative Parker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2341, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2201, by Representatives Carlyle, Pollet, Jinkins, Tharinger, Ormsby, Walkinshaw and Hudgins

Improving fiscal accountability and transparency standards with respect to state tax preferences.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2201 was substituted for House Bill No. 2201 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2201 was read the second time.

Representative Vick moved the adoption of amendment (799):

Beginning on page 16, line 33, strike sections 211 through 214. Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 103, beginning on line 23, strike sections 401 through 404 and insert the following:

"NEW SECTION. Sec. 401. (1) The legislature finds that multiple versions of RCW 82.04.260 are currently found in the statutory code. The legislature further finds that these versions are subject to different effective dates, expiration dates, and contingencies. The legislature further finds that these sections were included in the original and substitute versions of HB 2201 because the current annual report and annual survey are being replaced by a new annual tax preference accountability report, and therefore references to the survey and report need to be updated. The legislature further finds that these multiple versions have caused confusion and a concern that the automatic ten-year expiration date for new tax preferences will be triggered.

(2) To eliminate confusion, the legislature intends to remove these sections from the bill altogether and include a general statement that any references to annual report or annual survey in RCW 82.04.260 now mean the new annual tax preference accountability report created in section 201 of this act.

NEW SECTION. Sec. 402. Any references in RCW 82.04.260 to the annual report in RCW 82.32.534, or the annual survey in RCW 82.32.585, mean the new annual tax preference accountability report created in section 201 of this act."

Correct the title.

Representative Vick spoke in favor of the adoption of the amendment.

Representative Carlyle spoke against the adoption of the amendment.

Amendment (799) was not adopted.

Representative Nealey moved the adoption of amendment (798):

Beginning on page 96, line 11, strike all of Part III

Renumber the remaining part and sections consecutively, correct any internal references accordingly, and correct the title.

Representatives Nealey and Rodne spoke in favor of the adoption of the amendment.

Representative Carlyle spoke against the adoption of the amendment.

Amendment (798) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Carlyle, Lytton, Hunter, Pollet and Reykdal spoke in favor of the passage of the bill.

Representatives Nealey, Rodne, Magendanz, Condotta, Orcutt and Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2201.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2201, and the bill passed the House by the following vote: Yeas, 52; Nays, 45; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Parker.

SUBSTITUTE HOUSE BILL NO. 2201, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6523, by Senators Bailey, Tom, Fain, Litzow, Hill, Dammeier, Kohl-Welles, McAuliffe, Pedersen, Billig, Ranker, Hatfield, Mullet, Hobbs, Liias, Fraser, Nelson, Conway, McCoy, Keiser, Chase, Hasegawa, Frockt, Rolfes, Cleveland, Darneille, Kline and Eide

Expanding higher education opportunities for certain students.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hudgins, Chandler, Ortiz-Self, Santos and Haler spoke in favor of the passage of the bill.

Representative Hargrove spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6523.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6523, and the bill passed the House by the following vote: Yeas, 75; Nays, 22; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hawkins, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Dahlquist, Hargrove, Harris, Holy, Hope, Klippert, Kristiansen, MacEwen, Magendanz, Manweller, Orcutt, Overstreet, Pike, Rodne, Schmick, Scott, Shea, Taylor, Vick and Young.

Excused: Representative Parker.

SENATE BILL NO. 6523, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Senate Bill No. 6523.
Representative G. Hunt, 2 District

There being no objection, the House advanced to the eighth order of business.

There being no objection, the following bills were referred to the Committee on Rules:

- HOUSE BILL NO. 1477
- HOUSE BILL NO. 1771
- HOUSE BILL NO. 1238
- HOUSE BILL NO. 1704
- HOUSE BILL NO. 2114
- HOUSE BILL NO. 2136
- SUBSTITUTE HOUSE BILL NO. 1542
- SUBSTITUTE HOUSE BILL NO. 1580
- HOUSE BILL NO. 1135
- HOUSE BILL NO. 2297
- SUBSTITUTE HOUSE BILL NO. 1098
- HOUSE BILL NO. 1555
- HOUSE BILL NO. 1595
- HOUSE BILL NO. 1809
- HOUSE BILL NO. 1953
- HOUSE BILL NO. 1959
- HOUSE BILL NO. 2041
- HOUSE BILL NO. 2086
- HOUSE BILL NO. 2154
- HOUSE BILL NO. 2182
- HOUSE BILL NO. 2186
- HOUSE BILL NO. 2188
- HOUSE BILL NO. 2241
- HOUSE BILL NO. 2267

- HOUSE BILL NO. 2343
- HOUSE BILL NO. 2390
- HOUSE BILL NO. 2417
- HOUSE BILL NO. 2452
- HOUSE BILL NO. 2514
- HOUSE BILL NO. 2650
- HOUSE BILL NO. 2676
- HOUSE BILL NO. 1014
- SUBSTITUTE HOUSE BILL NO. 1601
- SUBSTITUTE HOUSE BILL NO. 1740
- HOUSE BILL NO. 1024
- HOUSE BILL NO. 1060
- HOUSE BILL NO. 2176
- HOUSE BILL NO. 2326
- HOUSE BILL NO. 2176
- HOUSE BILL NO. 2326
- HOUSE BILL NO. 2434
- HOUSE BILL NO. 2477
- HOUSE BILL NO. 2503
- HOUSE BILL NO. 2526
- HOUSE BILL NO. 2577
- HOUSE BILL NO. 2581
- HOUSE BILL NO. 2621
- HOUSE BILL NO. 2697
- HOUSE BILL NO. 2717
- HOUSE BILL NO. 1225
- ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1301
- HOUSE BILL NO. 2179
- HOUSE BILL NO. 2462
- SUBSTITUTE HOUSE BILL NO. 1574
- HOUSE BILL NO. 1711
- HOUSE BILL NO. 2055
- HOUSE BILL NO. 2141
- HOUSE BILL NO. 2187
- HOUSE BILL NO. 2198
- HOUSE BILL NO. 2211
- HOUSE BILL NO. 2216
- HOUSE BILL NO. 2226
- HOUSE BILL NO. 2245
- HOUSE BILL NO. 2275
- HOUSE BILL NO. 2281
- HOUSE BILL NO. 2304
- HOUSE BILL NO. 2357
- HOUSE BILL NO. 2409
- HOUSE BILL NO. 2428
- HOUSE BILL NO. 2432
- HOUSE BILL NO. 2449
- HOUSE BILL NO. 2458
- HOUSE BILL NO. 2468
- HOUSE BILL NO. 2528
- HOUSE BILL NO. 2604
- HOUSE BILL NO. 2634
- HOUSE BILL NO. 2677
- HOUSE BILL NO. 2695
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1620
- HOUSE BILL NO. 2168
- HOUSE BILL NO. 2718
- HOUSE BILL NO. 2388
- HOUSE BILL NO. 2459
- HOUSE BILL NO. 2523
- HOUSE BILL NO. 2549
- HOUSE BILL NO. 1037

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 19, 2014, the 38th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY EIGHTH DAY

House Chamber, Olympia, Wednesday, February 19, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Orwall presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by the Nisei Veterans Committee Color Guard, comprised of Dale Kaku, Allen Nakamoto, Tom Kometani, Bob Nakamura, and Frank Shinoda. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend Derek Nakano, Blaine Memorial United Methodist Church, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4684, by Representatives Stonier, Santos, and Zeiger

WHEREAS, On February 19, 1942, President Franklin D. Roosevelt issued Executive Order 9066 which authorized the military to forcibly remove and incarcerate more than 120,000 persons of Japanese ancestry from the West Coast, including 12,000 Japanese-American residents of Washington State; and

WHEREAS, The first Civilian Evacuation Order gave Japanese-Americans from Bainbridge Island less than one week to leave behind homes, farms, businesses, friends, and family to report to hastily constructed detention centers like Camp Harmony on the grounds of the Western Washington Fair in Puyallup; and

WHEREAS, This drastic course of action allegedly aimed to prevent acts of espionage and sabotage by Japanese-Americans who were deemed untrustworthy and disloyal to the United States; and

WHEREAS, On March 23, 1943, the War Department organized a segregated unit of Japanese-Americans, many of whom reported for military duty from concentration camps surrounded by barbed wire in which they and their families were detained; and

WHEREAS, More than 12,000 volunteers responded to questions of their loyalty and patriotism by amassing a battle record unparalleled in U.S. military history including: Seven Presidential Unit Citations; 21 Medals of Honor; 29 Distinguished Service Crosses; 1 Distinguished Service Medal; 588 Silver Stars; more than 4,000 Bronze Stars; 22 Legion of Merit Medals; 15 Soldier's Medals; 9,486 Purple Hearts; 16 decorations from France and Italy; and a Congressional Gold Medal awarded collectively to the 442nd Regimental Combat Unit, the 100th Infantry Battalion, and the Military Intelligence Service, United States Army; and

WHEREAS, Equally loyal and patriotic Japanese-Americans fought to protect our constitutional rights and liberties through dissent, like University of Washington student Gordon Hirabayashi who was arrested, convicted, and imprisoned for defying the military curfew on select civilians and refusing to evacuate when ordered; and

WHEREAS, In 1982, the Congressional Commission on Wartime Relocation and Internment of Civilians found "no military or security reason for the internment" of persons of Japanese ancestry, but determined it "was caused by racial prejudice, war hysteria, and a failure of political leadership"; and

WHEREAS, As a result of this travesty of justice, Japanese-Americans suffered immense economic loss of property and assets, immeasurable physical and psychological harm, and were deprived of their constitutional liberties without due process of law; and

WHEREAS, In 1979, newly elected Congressman Mike Lowry of Washington State introduced H.R. 5977 to provide reparations and an apology to former Japanese-American internees, thus initiating a ten-year legislative quest that ended when President Ronald Reagan signed the Civil Liberties Act of 1988; and

WHEREAS, Five years earlier, the Washington State Legislature enacted and Governor John Spellman signed similar legislation sponsored by State Senators George Fleming, Jack Jones, Jim McDermott, Kent Pullen, and Phil Talmadge to provide token compensatory redress to forty state workers who lost their jobs due to the wartime incarceration of Japanese-Americans; and

WHEREAS, Throughout Washington State, Japanese-American survivors of the European and Asian battlefields of World War II and of American concentration camps live their golden years quietly, in unassuming contrast to their extraordinary acts of patriotism and valor;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives, along with the people of Washington, pause to acknowledge the seventy-second anniversary of the signing of Executive Order 9066, to recognize and honor the heroism, sacrifice, patience, and loyalty of the Japanese-American World War II veterans and internees, and to remember the lessons and blessing of liberty and justice for all; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the Nisei Veterans Committee, the Military Intelligence Service – Northwest Association, the Japanese American Citizens League, the Japanese Cultural & Community Center of Washington State, and the Wing Luke Museum of the Asian Pacific American Experience.

Representative Stonier moved adoption of HOUSE RESOLUTION NO. 4684

Representatives Stonier, Zeiger and Santos spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4684 was adopted.

SPEAKER'S PRIVILEGE

The Speaker (Representative Orwall presiding) introduced Commander Allen Nakamoto and members of the Nisei Veteran's Committee, City of Auburn Councilmember John Holman, Representatives of the Japanese American Citizen's League – Olympia, Seattle and Pacific Northwest Chapter, Nikkei Concerns, and Commission on Asian Pacific American Affairs to the Chamber and asked the members to acknowledge them.

The Speaker (Representative Orwall presiding) further recognized Mr. Hiro Nishimura, Mr. Tak Matsui and Mr. Sam Mitsui, WWII Veterans and recipients of the Congressional Gold

Medal awarded collectively to the 442nd Regimental Combat Team and Military Intelligence Service.

February 18, 2014

MESSAGES FROM THE SENATE

February 17, 2014

MR. SPEAKER:

The Senate has passed:

SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5785
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5972
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6126
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6242
 ENGROSSED SENATE BILL NO. 6248
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6272
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6286
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6423
 ENGROSSED SENATE BILL NO. 6458
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6517

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

February 18, 2014

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 5123
 SUBSTITUTE SENATE BILL NO. 5173
 SUBSTITUTE SENATE BILL NO. 5334
 ENGROSSED SENATE BILL NO. 5514
 SUBSTITUTE SENATE BILL NO. 5872
 SENATE BILL NO. 5956
 SENATE BILL NO. 6010
 SENATE BILL NO. 6011
 SUBSTITUTE SENATE BILL NO. 6017
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6041
 SUBSTITUTE SENATE BILL NO. 6060
 SENATE BILL NO. 6077
 SENATE BILL NO. 6122
 SUBSTITUTE SENATE BILL NO. 6150
 ENGROSSED SENATE BILL NO. 6194
 SUBSTITUTE SENATE BILL NO. 6226
 SUBSTITUTE SENATE BILL NO. 6237
 SUBSTITUTE SENATE BILL NO. 6273
 SUBSTITUTE SENATE BILL NO. 6283
 SENATE BILL NO. 6284
 SENATE BILL NO. 6328
 SUBSTITUTE SENATE BILL NO. 6333
 SENATE BILL NO. 6338
 SUBSTITUTE SENATE BILL NO. 6418
 SENATE BILL NO. 6445
 SUBSTITUTE SENATE BILL NO. 6453
 SENATE BILL NO. 6464
 ENGROSSED SENATE BILL NO. 6549
 ENGROSSED SENATE BILL NO. 6553
 SUBSTITUTE SENATE BILL NO. 6558
 SENATE JOINT MEMORIAL NO. 8015

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

February 18, 2014

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 6028

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5731
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5889
 ENGROSSED SENATE BILL NO. 5964
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6008
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6052
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6265
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6388
 ENGROSSED SENATE BILL NO. 6501

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2790 by Representatives Hunter, Chandler and Cody

AN ACT Relating to adjusting timelines regarding the hospital safety net assessment; and amending RCW 74.60.030, 74.60.120, and 74.60.130.

Referred to Committee on Appropriations.

ESSB 5020 by Senate Committee on Law & Justice (originally sponsored by Senators Sheldon and Carrell)

AN ACT Relating to indigent defense; amending RCW 10.101.020 and 2.70.020; and reenacting and amending RCW 10.101.010.

Referred to Committee on Judiciary.

SB 5112 by Senators Holmquist Newbry, Sheldon, Braun and Hewitt

AN ACT Relating to independent medical exam and consultation and vocational rehabilitation assessment scheduling authority for qualified retrospective rating plan employers and groups; amending RCW 51.04.1101; and adding a new section to chapter 51.18 RCW.

Referred to Committee on Labor & Workforce Development.

SB 5158 by Senators Braun, Holmquist Newbry, Becker, Bailey, Roach, Sheldon, Dammeier, Schoesler and Honeyford

AN ACT Relating to minimum wage and overtime compensation complaints; and adding a new section to chapter 49.46 RCW.

Referred to Committee on Labor & Workforce Development.

SSB 5467 by Senate Committee on Transportation (originally sponsored by Senators King, Eide, Litzow and Harper)

AN ACT Relating to vehicle owner list furnishment requirements; amending RCW 46.12.630; and adding a new section to chapter 46.68 RCW.

Referred to Committee on Transportation.

SSB 5859 by Senate Committee on Ways & Means (originally sponsored by Senators Braun, Hatfield, Holmquist Newbry and Hargrove)

AN ACT Relating to providing enhanced payment to small rural hospitals that meet the criteria of a sole community hospital; amending RCW 74.09.5225; and creating a new section.

Referred to Committee on Health Care & Wellness.

SB 5957 by Senators Honeyford and Mullet

AN ACT Relating to the renewal of parking privileges for persons with disabilities; and amending RCW 46.19.040.

Referred to Committee on Transportation.

2SSB 5958 by Senate Committee on Ways & Means (originally sponsored by Senators McAuliffe, Hargrove, Rolfes, Mullet, Hasegawa, Chase, McCoy, Fraser, Kline, Fain, Hill, Keiser, King and Rivers)

AN ACT Relating to holding state agencies accountable for providing opportunities for certain students to participate in transition services; and adding a new section to chapter 28A.155 RCW.

Referred to Committee on Education.

SSB 5975 by Senate Committee on Governmental Operations (originally sponsored by Senators Conway, Bailey, Braun, Hobbs, Rolfes and McAuliffe)

AN ACT Relating to the veterans innovations program; amending RCW 43.60A.160, 43.60A.175, and 43.60A.185; and repealing RCW 43.60A.165, 43.60A.170, 43.131.405, and 43.131.406.

Referred to Committee on Community Development, Housing & Tribal Affairs.

SSB 6014 by Senate Committee on Law & Justice (originally sponsored by Senators Roach and Fain)

AN ACT Relating to operation of a vessel under the influence of an intoxicant; and amending RCW 79A.60.040 and 79A.60.700.

Referred to Committee on Public Safety.

SB 6025 by Senators O'Ban and Roach

AN ACT Relating to body armor; amending RCW 9.94A.030, 9.94A.533, and 9.94A.728; adding a new section to chapter 9.94A RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety.

SSB 6050 by Senate Committee on Health Care (originally sponsored by Senators O'Ban, Becker, Pedersen, Keiser, Dammeier, Darneille, Baumgartner, Rolfes, Kohl-Welles, Parlette, Hill and Brown)

AN ACT Relating to communication of mammographic breast density information to patients; and adding a new section to chapter 70.54 RCW.

Referred to Committee on Health Care & Wellness.

SSB 6064 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Litzow, Fain, Dammeier, Hobbs, Hill, Becker, Tom and Braun)

AN ACT Relating to the definition of school day; and creating a new section.

Referred to Committee on Education.

SB 6079 by Senators Hatfield and Honeyford

AN ACT Relating to extending the dairy inspection program assessment expiration date; amending RCW 15.36.551; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

SB 6093 by Senators Rolfes, Dammeier, Billig, Kohl-Welles and McAuliffe

AN ACT Relating to allowing valid portable background check clearance cards issued by the department of early learning to be used by certain educational employees and their contractors for purposes of their background check requirements; and amending RCW 28A.400.303 and 28A.410.010.

Referred to Committee on Education.

SB 6114 by Senators Benton and Cleveland

AN ACT Relating to local government treasury practices and procedures; and amending RCW 36.29.020, 36.29.022, 36.29.190, and 39.72.010.

Referred to Committee on Local Government.

SB 6125 by Senators Benton, Sheldon, Braun, Angel, Dammeier, O'Ban, Schoesler, Padden, Becker, Bailey and Honeyford

AN ACT Relating to eminent domain; and adding a new section to chapter 8.25 RCW.

Referred to Committee on Judiciary.

SB 6138 by Senators Bailey, Pedersen, Parlette and Kline

AN ACT Relating to credential renewal requirements for dental professionals; and amending RCW 18.260.090.

Referred to Committee on Health Care & Wellness.

SB 6141 by Senators Roach, Hasegawa, Fain, Hobbs, Hatfield, Honeyford and Tom

AN ACT Relating to confidentiality of certain records filed with the utilities and transportation commission or the attorney general; amending RCW 42.56.330; and adding a new section to chapter 81.77 RCW.

Referred to Committee on Government Operations & Elections.

SB 6180 by Senators Braun, Holmquist Newbry, Padden, Sheldon, Brown, Schoesler, Rivers and Parlette

AN ACT Relating to consolidating designated forest lands and open space timber lands for ease of administration; amending RCW 84.33.035, 84.33.130, 84.33.140, 84.33.145, 84.34.030, 84.34.041, 84.34.070, 84.34.330, 84.34.340, and 84.34.370; and adding a new section to chapter 84.34 RCW.

Referred to Committee on Agriculture & Natural Resources.

SB 6206 by Senators Honeyford, Conway and Holmquist Newbry

AN ACT Relating to telecommunications installations; amending RCW 19.28.400; and declaring an emergency.

Referred to Committee on Labor & Workforce Development.

SSB 6211 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Fain, Padden, Sheldon, O'Ban, Becker, Dammeier, Brown, Honeyford, Hill and Benton)

AN ACT Relating to the termination of basic food benefits to incarcerated persons; amending RCW 70.48.100; adding a new section to chapter 74.08 RCW; and providing an effective date.

Referred to Committee on Early Learning & Human Services.

SSB 6279 by Senate Committee on Law & Justice (originally sponsored by Senators Kline, Padden, O'Ban, Pedersen and Tom)

AN ACT Relating to creating effective and timely access to magistrates for purposes of reviewing search warrant applications; amending RCW 9A.72.085; adding a new section to chapter 2.20 RCW; adding a new section to chapter 10.79 RCW; and creating a new section.

Referred to Committee on Judiciary.

SB 6415 by Senators Fain, Angel, Tom, Dammeier, Hill, Becker, Eide, Hobbs, King, Brown, Bailey, Litzow, Schoesler, Braun and Rolfes

AN ACT Relating to consecutive sentences for driving under the influence or physical control of a vehicle under the influence of intoxicating liquor, marijuana, or any drug; and amending RCW 9.94A.589, 46.20.740, and 46.20.750.

Referred to Committee on Public Safety.

SB 6424 by Senators Roach, McAuliffe, Litzow, Fain, Bailey, Mullet, Hasegawa and Tom

AN ACT Relating to establishing a state seal of biliteracy for high school students; amending RCW 28A.230.125; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

ESSB 6511 by Senate Committee on Health Care (originally sponsored by Senators Becker and King)

AN ACT Relating to prior authorization of health care services; and adding a new section to chapter 48.165 RCW.

Referred to Committee on Health Care & Wellness.

SB 6514 by Senators Kohl-Welles, Hewitt, Holmquist Newbry, Hatfield, King, Schoesler, Keiser, Tom and Kline

AN ACT Relating to modifying the definition of qualifying farmers markets for the purposes of serving and sampling beer and wine; and amending RCW 66.24.170, 66.24.175, and 66.24.244.

Referred to Committee on Government Accountability & Oversight.

SSB 6516 by Senate Committee on Ways & Means (originally sponsored by Senators Honeyford, Keiser, Ericksen, Braun and Chase)

AN ACT Relating to creating a joint legislative task force to study financing options for water supply, flood control, and storm water projects; amending RCW 43.155.050; creating a new section; making appropriations; and declaring an emergency.

Referred to Committee on Capital Budget.

SB 6519 by Senators Litzow, Hobbs, Keiser and McAuliffe

AN ACT Relating to the reporting of public school employees' insurance benefits; amending RCW 48.02.210, 41.05.655, and 42.56.400; reenacting and amending RCW 42.56.400; providing an effective date; and providing an expiration date.

Referred to Committee on Appropriations.

SB 6555 by Senators Litzow, Hill, Tom, Hobbs, Dammeier, Rivers and Fain

AN ACT Relating to systematic reviews of education investments; and adding new sections to chapter 28A.150 RCW.

Referred to Committee on Appropriations Subcommittee on Education.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2572, by Representative Cody

Concerning the effectiveness of health care purchasing and transforming the health care delivery system.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2572 was substituted for House Bill No. 2572 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2572 was read the second time.

Representative Cody moved the adoption of amendment (809):

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. (1) The legislature finds that the state of Washington has an opportunity to transform its health care delivery system through multipayer payment reform, the development of a statewide comprehensive prevention framework, and other state-led initiatives in line with the state health care innovation plan.

(2) The state health care innovation plan establishes the following primary drivers of health transformation, each with individual key actions that are necessary to achieve the objective:

(a) Improve health overall by building healthy communities and people through prevention and early mitigation of disease throughout the lifespan;

(b) Improve chronic illness care through better integration and strengthening of linkages between the health care delivery system and community, particularly for individuals with physical and behavioral comorbidities; and

(c) Advance value-based purchasing across the community, and lead by example in transforming how the state purchases health care services.

(3) The legislature intends to facilitate the implementation of these improvements by:

(a) Establishing an all-payer claims database that improves transparency for patients, providers, hospitals, and purchasers;

(b) Developing standard statewide performance and quality measures to inform purchasing and set benchmarks;

(c) Supporting the initiatives of regional collaboratives to achieve healthy communities and populations, improve health care quality, and lower costs;

(d) Disseminating evidence-based training, tools, and other resources to providers and hospitals; and

(e) Supporting integration of services for physical health, behavioral health, and chemical dependency by restructuring medicaid procurement.

NEW SECTION. Sec. 2. (1) The health care authority is responsible for coordination, implementation, and administration of interagency efforts and local collaborations of public and private organizations to implement the state health care innovation plan.

(2) By January 1, 2015, and January 1st of each year through January 1, 2019, the health care authority shall coordinate and submit a status report to the appropriate committees of the legislature regarding implementation of the innovation plan. The report must summarize any actions taken to implement the innovation plan, progress toward achieving the aims of the innovation plan, and anticipated future implementation efforts. In addition, the health care authority shall submit any recommendations for legislation necessary to implement the innovation plan.

NEW SECTION. Sec. 3. A new section is added to chapter 41.05 RCW to read as follows:

(1) An accountable collaborative for health is a regionally based, voluntary collaborative designated by the authority, the purpose of which is to align actions and initiatives of a diverse coalition of members to achieve healthy communities and populations, improve health care quality, and lower costs. "Accountable collaborative for health" is a term used to recognize entities that are currently active and those that may become active that perform the functions described in this section. This term is used only to assist in directing funding or

other support that may be available to these local entities. The designation of an entity as an accountable collaborative for health is not intended to create an additional government entity.

(2) By September 1, 2014, the authority shall establish boundaries for up to nine regions for accountable collaboratives for health as provided in this subsection. Counties, through the Washington state association of counties, must be given the opportunity to propose the boundaries of the regions. If counties do not submit proposed boundaries for the regions by July 1, 2014, the task force on the adult behavioral health system created by section 1, chapter 338, Laws of 2013 shall submit proposed boundaries to the authority by August 1, 2014. The boundaries must be based on county borders and must be consistent with medicaid procurement regions.

(3) The authority shall develop a process for designating an entity as an accountable collaborative for health. An entity seeking designation is eligible if:

(a) It is a nonprofit or public-private partnership;

(b) Its membership is broad and incorporates key stakeholders, such as the long-term care system, the health care delivery system, behavioral health, social supports and services, primary care and specialty providers, hospitals, consumers, small and large employers, health plans, and public health, with no single entity or organizational cohort serving in a majority capacity; and

(c) It demonstrates an ongoing capacity to:

(i) Lead health improvement activities within the region with other local systems to improve health outcomes and the overall health of the community, improve health care quality, and lower costs;

(ii) Distribute tools and resources from the health extension program created in section 6 of this act; and

(iii) Act in alignment with statewide health care initiatives by using the statewide all-payer health care claims database created in section 9 of this act, the statewide health performance and quality measures developed pursuant to section 13 of this act, and outcome measures reflecting local health needs as identified by the accountable collaborative for health.

(4) The authority may designate more than one accountable collaborative for health in any region that consists of more than one county, but an accountable collaborative for health may not cross the regional boundaries defined by the authority or overlap with another accountable collaborative for health.

(5) An entity designated by the authority as an accountable collaborative for health must convene key stakeholders to:

(a) Review existing data, including data collected through the community health assessment process;

(b) Evaluate the region's progress toward the objectives of the national healthy people 2020 initiative and the priorities identified in community health assessments and community health improvement plans;

(c) Assess the region's capacity to address chronic care needs, including the needs of persons with co-occurring disorders;

(d) Review available funding and resources; and

(e) Identify and prioritize or reaffirm regional health care needs and prevention strategies and develop a plan or use an existing plan to address those needs.

(6) For purposes of this section and section 4 of this act, the authority may only adopt rules that are necessary to implement this section and section 4 of this act.

NEW SECTION. Sec. 4. A new section is added to chapter 41.05 RCW to read as follows:

(1) The authority shall, subject to the availability of amounts appropriated or grants received for this specific purpose, award grants to support the development of accountable collaboratives for health. Grants may only be used for start-up costs.

(2) An entity may be eligible for a grant under this section if it has been designated as an accountable collaborative for health under section 3 of this act. A grant application must, at a minimum:

(a) Identify the geographic region served by the applicant;
 (b) Demonstrate how the applicant's structure and operation reflect the interests of and are accountable to the region and the state for health improvement; and

(c) Indicate the size of the grant being requested and describe how the money will be spent.

(3) In awarding grants under this section, the authority shall consider the extent to which the applicant will:

(a) Further the purposes of state health care purchasing as described in sections 1 and 17 of this act;

(b) Base decisions on public input and an active collaboration among key community partners, including, but not limited to, local governments, housing providers, school districts, early learning regional coalitions, large and small businesses, labor organizations, health and human service organizations, tribal governments, health carriers, providers, hospitals, public health agencies, and consumers;

(c) Match the grant funding with funds from other sources; and

(d) Demonstrate capability for sustainability without reliance on state general fund appropriations.

(4) The authority may prioritize applications that commit to providing at least one dollar in matching funds for each grant dollar awarded.

(5) Before grant funds are disbursed, the authority and the applicant must agree on performance requirements and the consequences for failing to meet those requirements. The performance requirements must be aligned with the purposes of state health care purchasing as described in sections 1 and 17 of this act.

NEW SECTION. Sec. 5. A new section is added to chapter 41.05 RCW to read as follows:

Any entity designated as an accountable collaborative for health pursuant to section 3 of this act shall submit a report to the appropriate committees of the legislature and the authority beginning December 1, 2015, and December 1st of each year through December 1, 2019. The report must:

(1) Describe the regional health care needs identified by the entity and key stakeholders to date, the plan developed to address those needs, any actions taken by the entity and other stakeholders pursuant to the plan, and any measurable progress toward meeting those needs;

(2) Identify any grant funds received by the entity pursuant to section 4 of this act; and

(3) For the final report, demonstrate the entity's capability for sustainability without reliance on state general fund appropriations.

NEW SECTION. Sec. 6. A new section is added to chapter 43.70 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the department shall establish a health extension program to provide training, tools, and technical assistance to primary care, behavioral health, and other providers. The program must emphasize high quality preventive, chronic disease, and behavioral health care that is comprehensive and evidence-based. If the department contracts for services under this section, it may only contract with an organization that has demonstrated the ability to provide educational services to providers, clinics, and hospitals on the topics listed in subsection (2) of this section.

(2) The health extension program must coordinate dissemination of evidence-based tools and resources that promote:

(a) Integration of physical and behavioral health;

(b) Clinical information systems with sharing and organization of patient data;

(c) Clinical decision support to promote evidence-based care;

(d) Reports of the Robert Bree collaborative created by RCW 70.250.050 and findings of health technology assessments under RCW 70.14.080 through 70.14.130;

(e) Methods of formal assessment;

(f) Support for patients managing their own conditions;

(g) Identification and use of resources that are available in the community for patients and their families, including community health workers; and

(h) Practice transformation, including, but not limited to, team-based care, shared decision making, use of population level health data and management, and quality improvement linked to common statewide performance measures.

(3) The department may adopt rules necessary to implement this section, but may not adopt rules, policies, or procedures beyond the scope of authority granted in this section.

NEW SECTION. Sec. 7. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means the health care authority.

(2) "Carrier" and "health carrier" have the same meaning as in RCW 48.43.005.

(3) "Claims data" means the data required by section 10 of this act to be submitted to the database, as defined by the director in rule. "Claims data" includes, but is not limited to:

(a) Claims data for fully insured plans; and

(b) Claims data related to health care coverage and services funded, in whole or in part, in the omnibus appropriations act, including coverage and services funded by appropriated and nonappropriated state and federal moneys.

(4) "Data supplier" means a health carrier or an employer that provides health insurance to its employees. It does not include any entity, other than a state or local governmental entity, that is self-insured.

(5) "Database" means the statewide all-payer health care claims database established in section 9 of this act.

(6) "Director" means the director of financial management.

(7) "Lead organization" means the organization selected under section 9 of this act.

(8) "Office" means the office of financial management.

NEW SECTION. Sec. 8. The legislature finds that:

(1) The activities authorized by this chapter will require collaboration among state agencies and local governments that purchase health care, private health carriers, third-party purchasers, health care providers, and hospitals. These activities will identify strategies to increase the quality and effectiveness of health care delivered in Washington state and are therefore in the best interest of the public.

(2) The benefits of collaboration, together with active state supervision, outweigh potential adverse impacts. Therefore, the legislature intends to exempt from state antitrust laws, and provide immunity through the state action doctrine from federal antitrust laws, activities that are undertaken, reviewed, and approved by the office pursuant to this chapter that might otherwise be constrained by such laws. The legislature does not intend and does not authorize any person or entity to engage in activities not provided for by this chapter, and the legislature neither exempts nor provides immunity for such activities including, but not limited to, agreements among competing providers or carriers to set prices or specific levels of reimbursement for health care services.

NEW SECTION. Sec. 9. (1) The office shall establish a statewide all-payer health care claims database to support transparent public reporting of health care information. The database must improve transparency to: Assist patients, providers, and hospitals to make informed choices about care; enable providers, hospitals, and communities to improve by benchmarking their performance against that of others by focusing on best practices; enable purchasers to identify value, build expectations into their purchasing strategy, and reward improvements over time; and promote competition based on quality and cost.

(2) The director shall select a lead organization to coordinate and manage the database. The lead organization is responsible for internal

governance, management, funding, and operations of the database. At the direction of the office, the lead organization shall:

- (a) Collect claims data from data suppliers as provided in section 10 of this act;
- (b) Design data collection mechanisms with consideration for the time and cost involved in collection and the benefits that measurement would achieve;
- (c) Ensure protection of collected data and store and use any data with patient-specific information in a manner that protects patient privacy;
- (d) Consistent with the requirements of this chapter, make information from the database available as a resource for public and private entities, including carriers, employers, providers, hospitals, and purchasers of health care;
- (e) Report performance on cost and quality pursuant to section 14 of this act using, but not limited to, the performance measures developed under section 13 of this act;
- (f) Develop protocols and policies to ensure the quality of data releases;
- (g) Develop a plan for the financial sustainability of the database and charge fees not to exceed five thousand dollars for reports and data files as needed to fund the database. Any fees must be approved by the office and must be comparable across data requesters and users; and
- (h) Convene advisory committees with the approval and participation of the office, including: (i) A committee on data policy development; and (ii) a committee to establish a data release process consistent with the requirements of this chapter and to provide advice regarding formal data release requests. The advisory committees must include representation from key provider, hospital, payer, public health, health maintenance organization, purchaser, and consumer organizations.

NEW SECTION. Sec. 10. (1) Data suppliers must submit claims data to the database within the time frames established by the director in rule and in accordance with procedures established by the lead organization.

(2) An entity that is not a data supplier but that chooses to participate in the database shall require any third-party administrator utilized by the entity's plan to release, at no additional cost, any claims data related to persons receiving health coverage from the plan.

(3) Each data supplier shall submit an annual status report to the office regarding its compliance with this section. The report to the legislature required by section 2 of this act must include a summary of these status reports.

NEW SECTION. Sec. 11. (1) The claims data provided to the database, the database itself, including the data compilation, and any raw data received from the database are not public records and are exempt from public disclosure under chapter 42.56 RCW.

(2) Claims data obtained in the course of activities undertaken pursuant to or supported under this chapter are not subject to subpoena or similar compulsory process in any civil or criminal, judicial, or administrative proceeding, nor may any individual or organization with lawful access to data under this chapter be compelled to testify with regard to such data, except that data pertaining to a party in litigation may be subject to subpoena or similar compulsory process in an action brought by or on behalf of such individual to enforce any liability arising under this chapter.

NEW SECTION. Sec. 12. (1) Except as otherwise required by law, claims or other data from the database shall only be available for retrieval in original or processed form to public and private requesters pursuant to this section and shall be made available within a reasonable time after the request.

(2) Except as otherwise required by law, the office shall direct the lead organization to maintain the confidentiality of claims or other data it collects for the database that include direct and indirect patient identifiers. Any agency, researcher, or other person that receives claims or other data under this section containing direct or indirect

patient identifiers must also maintain confidentiality and may not release such claims or other data except as consistent with this section. The office shall oversee the lead organization's release of data as follows:

(a) Claims or other data that include direct or indirect patient identifiers, as specifically defined in rule, may be released to:

- (i) Federal, state, and local government agencies upon receipt of a signed data use agreement with the office and the lead organization; and
- (ii) Researchers with approval of an institutional review board upon receipt of a signed confidentiality agreement with the office and the lead organization.

(b) Claims or other data that do not contain direct patient identifiers but that may contain indirect patient identifiers may be released to agencies, researchers, and other persons upon receipt of a signed data use agreement with the lead organization.

(c) Claims or other data that do not contain direct or indirect patient identifiers may be released upon request.

(3) Recipients of claims or other data under subsection (2)(a) or (b) of this section must agree in a data use agreement or a confidentiality agreement to, at a minimum:

- (a) Take steps to protect direct and indirect patient identifying information as described in the agreement; and
- (b) Not redisclose the data except as authorized in the agreement consistent with the purpose of the agreement or as otherwise required by law.

(4) Recipients of the claims or other data under subsection (2)(b) of this section must not attempt to determine the identity of persons whose information is included in the data set or use the claims or other data in any manner that identifies the individuals or their families.

(5) For purposes of this section, the following definitions apply unless the context clearly requires otherwise.

(a) "Direct patient identifier" means information that identifies a patient.

(b) "Indirect patient identifier" means information that may identify a patient when combined with other information.

NEW SECTION. Sec. 13. (1) There is created a performance measures committee, the purpose of which is to identify and recommend standard statewide measures of health performance to inform public and private health care purchasers and set benchmarks to track costs and improvements in health outcomes. The committee shall coordinate its activities and recommendations with the lead organization selected under section 9 of this act.

(2) Members of the committee must include representation from state agencies, small and large employers, health plans, patient groups, consumers, academic experts on health care measurement, hospitals, physicians, and other providers. The governor shall appoint the members of the committee, except that a statewide association representing hospitals may appoint a member representing hospitals and a statewide association representing physicians may appoint a member representing physicians. The governor shall ensure that members represent diverse geographic locations and both rural and urban communities. The chief executive officer of the lead organization must also serve on the committee. The committee must be chaired by the director of the authority.

(3) The committee shall develop a transparent process for selecting performance measures, and the process must include opportunities for public comment.

(4) By January 1, 2015, the committee shall submit the performance measures to the authority. The measures must include dimensions of:

- (a) Prevention and screening;
- (b) Effective management of chronic conditions;
- (c) Key health outcomes;
- (d) Care coordination and patient safety; and
- (e) Use of the lowest cost, highest quality care for acute conditions.

(5) The committee shall develop a measure set that:

(a) Is of manageable size;

(b) Is based on readily available claims and clinical data;

(c) Gives preference to nationally reported measures and, where nationally reported measures may not be appropriate, measures used by the health benefit exchange and state agencies that purchase health care;

(d) Focuses on the overall performance of the system, including outcomes and total cost;

(e) Is aligned with the governor's performance management system measures and common measure requirements specific to medicaid delivery systems under RCW 70.320.020 and 43.20A.895;

(f) Considers the needs of different stakeholders and the populations served; and

(g) Is usable by multiple payers, providers, hospitals, purchasers, public health, and communities as part of health improvement, care improvement, provider payment systems, benefit design, and administrative simplification for providers and hospitals.

(6) State agencies shall use the measure set developed under this section to inform purchasing decisions and set benchmarks.

(7) The committee shall establish a public process to periodically evaluate the measure set and make additions or changes to the measure set as needed.

NEW SECTION. Sec. 14. (1) Under the supervision of the office, the lead organization shall prepare health care data reports using the database and the statewide health performance and quality measure set, including only those measures that can be completed with readily available claims data. Prior to releasing any health care data reports that use claims data, the lead organization must submit the reports to the office for review and approval.

(2)(a) Health care data reports prepared by the lead organization that use claims data must assist the legislature and the public with awareness and promotion of transparency in the health care market by reporting on:

(i) Whether providers and health systems deliver efficient, high quality care; and

(ii) Geographic and other variations in medical care and costs as demonstrated by data available to the lead organization.

(b) Measures in the health care data reports should be stratified by demography, income, language, health status, and geography when feasible with available data to identify disparities in care and successful efforts to reduce disparities.

(c) Comparisons of costs among providers and health care systems must account for differences in acuity of patients, as appropriate and feasible, and must take into consideration the cost impact of subsidization for uninsured and governmental patients, as well as teaching expenses, when feasible with available data.

(3) The lead organization may not publish any data or health care data reports that:

(a) Directly or indirectly identify patients; or

(b) Disclose specific terms of contracts, discounts, or fixed reimbursement arrangements or other specific reimbursement arrangements between an individual provider and a specific payer.

(4) The lead organization may not release a report that compares and identifies providers, hospitals, or data suppliers unless it:

(a) Allows the data supplier, the hospital, or the provider to verify the accuracy of the information submitted to the lead organization and submit to the lead organization any corrections of errors with supporting evidence and comments within forty-five days of receipt of the report; and

(b) Corrects data found to be in error within a reasonable amount of time.

(5) The office and the lead organization may use claims data to identify and make available information on payers, providers, and facilities, but may not use claims data to recommend or incentivize direct contracting between providers and employers.

(6) The lead organization shall ensure that no individual data supplier comprises more than twenty-five percent of the claims data used in any report or other analysis generated from the database. For purposes of this subsection, a "data supplier" means a carrier and any self-insured employer that uses the carrier's provider contracts.

NEW SECTION. Sec. 15. (1) The director shall adopt any rules necessary to implement this chapter, including:

(a) Definitions of claim and data files that data suppliers must submit to the database, including: Files for covered medical services, pharmacy claims, and dental claims; member eligibility and enrollment data; and provider data with necessary identifiers;

(b) Deadlines for submission of claim files;

(c) Penalties for failure to submit claim files as required;

(d) Procedures for ensuring that all data received from data suppliers are securely collected and stored in compliance with state and federal law; and

(e) Procedures for ensuring compliance with state and federal privacy laws.

(2) The director may not adopt rules, policies, or procedures beyond the authority granted in this chapter.

NEW SECTION. Sec. 16. A new section is added to chapter 48.02 RCW to read as follows:

(1) The commissioner may not use data acquired from the statewide all-payer health care claims database created in section 9 of this act for purposes of reviewing rates pursuant to this title.

(2) The commissioner's authority to access data from any other source for rate review pursuant to this title is not otherwise curtailed, even if that data may have been separately submitted to the statewide all-payer health care claims database.

NEW SECTION. Sec. 17. A new section is added to chapter 74.09 RCW to read as follows:

(1) Consistent with the implementation of the state health care innovation plan and the provisions of RCW 70.320.020, the authority and the department shall restructure medicaid procurement of health care services and agreements with managed care systems on a phased basis to better support integrated physical health, mental health, and chemical dependency treatment. By January 1, 2019, medicaid services provided under this chapter and chapters 71.24, 71.36, and 70.96A RCW must be fully integrated in a managed health care system that provides mental health, chemical dependency, and medical care services to medicaid clients. The authority and the department shall develop and utilize innovative mechanisms to promote and sustain integrated clinical models of physical and behavioral health care such as: Practice transformation support and resources; workforce capacity and flexibility; shared clinical information sharing, tools, resources, and training; and outcome-based payments to providers and hospitals.

(2) The authority and the department shall incorporate the following principles into future medicaid procurement efforts aimed at integrating the delivery of physical and behavioral health services:

(a) Facilitating equitable access to effective behavioral health services for adults and children is a state priority;

(b) Recognition that the delivery of better integrated, person-centered care to meet enrollees' physical and behavioral health care needs is a shared responsibility of contracted regional support networks, managed health care systems, service providers, hospitals, the state, and communities;

(c) Medicaid purchasing must support delivery of integrated, person-centered care that addresses the spectrum of individuals' health needs in the context of the communities in which they live and with the availability of care continuity as their health needs change;

(d) Accountability for the client outcomes established in RCW 43.20A.895 and 71.36.025 and performance measures linked to those outcomes;

(e) Medicaid benefit design must recognize that adequate preventive care, crisis intervention, and support services promote a recovery- focused approach;

(f) Evidence-based care interventions and continuous quality improvement must be enforced through contract specifications and performance measures, including the statewide measure set under section 13 of this act, that provide meaningful integration at the patient care level with broadly distributed accountability for results;

(g) Active purchasing and oversight of medicaid managed care contracts is a state responsibility;

(h) A deliberate and flexible system change plan with identified benchmarks and periodic readiness reviews will promote system stability, provide continuity of treatment for patients, and protect essential existing behavioral health system infrastructure and capacity; and

(i) Community and organizational readiness are key determinants of implementation timing; a phased approach is therefore desirable.

(3) The principles identified in subsection (2) of this section are not intended to create an individual entitlement to services.

Sec. 18. RCW 42.56.360 and 2013 c 19 s 47 are each amended to read as follows:

(1) The following health care information is exempt from disclosure under this chapter:

(a) Information obtained by the pharmacy quality assurance commission as provided in RCW 69.45.090;

(b) Information obtained by the pharmacy quality assurance commission or the department of health and its representatives as provided in RCW 69.41.044, 69.41.280, and 18.64.420;

(c) Information and documents created specifically for, and collected and maintained by a quality improvement committee under RCW 43.70.510, 70.230.080, or 70.41.200, or by a peer review committee under RCW 4.24.250, or by a quality assurance committee pursuant to RCW 74.42.640 or 18.20.390, or by a hospital, as defined in RCW 43.70.056, for reporting of health care-associated infections under RCW 43.70.056, a notification of an incident under RCW 70.56.040(5), and reports regarding adverse events under RCW 70.56.020(2)(b), regardless of which agency is in possession of the information and documents;

(d)(i) Proprietary financial and commercial information that the submitting entity, with review by the department of health, specifically identifies at the time it is submitted and that is provided to or obtained by the department of health in connection with an application for, or the supervision of, an antitrust exemption sought by the submitting entity under RCW 43.72.310;

(ii) If a request for such information is received, the submitting entity must be notified of the request. Within ten business days of receipt of the notice, the submitting entity shall provide a written statement of the continuing need for confidentiality, which shall be provided to the requester. Upon receipt of such notice, the department of health shall continue to treat information designated under this subsection (1)(d) as exempt from disclosure;

(iii) If the requester initiates an action to compel disclosure under this chapter, the submitting entity must be joined as a party to demonstrate the continuing need for confidentiality;

(e) Records of the entity obtained in an action under RCW 18.71.300 through 18.71.340;

(f) Complaints filed under chapter 18.130 RCW after July 27, 1997, to the extent provided in RCW 18.130.095(1);

(g) Information obtained by the department of health under chapter 70.225 RCW;

(h) Information collected by the department of health under chapter 70.245 RCW except as provided in RCW 70.245.150;

(i) Cardiac and stroke system performance data submitted to national, state, or local data collection systems under RCW 70.168.150(2)(b); ~~(and)~~

(j) All documents, including completed forms, received pursuant to a wellness program under RCW 41.04.362, but not statistical reports that do not identify an individual; and

(k) Data and information exempt from disclosure under section 11 of this act.

(2) Chapter 70.02 RCW applies to public inspection and copying of health care information of patients.

(3)(a) Documents related to infant mortality reviews conducted pursuant to RCW 70.05.170 are exempt from disclosure as provided for in RCW 70.05.170(3).

(b)(i) If an agency provides copies of public records to another agency that are exempt from public disclosure under this subsection (3), those records remain exempt to the same extent the records were exempt in the possession of the originating entity.

(ii) For notice purposes only, agencies providing exempt records under this subsection (3) to other agencies may mark any exempt records as "exempt" so that the receiving agency is aware of the exemption, however whether or not a record is marked exempt does not affect whether the record is actually exempt from disclosure.

Sec. 19. RCW 70.02.045 and 2000 c 5 s 2 are each amended to read as follows:

Third-party payors shall not release health care information disclosed under this chapter, except as required by chapter 43.--- RCW (the new chapter created in section 21 of this act) and to the extent that health care providers are authorized to do so under RCW 70.02.050.

NEW SECTION. **Sec. 20.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 21.** Sections 7 through 15 of this act constitute a new chapter in Title 43 RCW.

NEW SECTION. **Sec. 22.** Sections 3 through 5 of this act expire July 1, 2020."

Correct the title.

Representatives Cody and Schmick spoke in favor of the adoption of the amendment.

Amendment (809) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody, Schmick, Morrell and Jinkins spoke in favor of the passage of the bill.

Representatives Klippert, Wilcox, Pike, Haler, Scott and Manweller spoke against the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representative Hansen was excused. On motion of Representative Harris, Representative Dahlquist was excused.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2572.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2572, and the bill passed the House by the following vote: Yeas, 55; Nays, 41; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon,

Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representatives Dahlquist and Hansen.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2572, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 20, 2014, the 39th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

THIRTY NINTH DAY

House Chamber, Olympia, Thursday, February 20, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Sullivan presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4682, by Representative Sullivan

WHEREAS, Scribes were present with our nation's founding fathers as the Declaration of Independence and Bill of Rights were drafted; and

WHEREAS, President Lincoln entrusted scribes to record the Emancipation Proclamation; and

WHEREAS, Whether called the scribes of yesterday or the court reporters and captioners of today, the individuals who preserve our nation's history are truly the guardians of the record; and

WHEREAS, Court reporters preserve the record during court or deposition proceedings and help safeguard the legal process. Court reporters capture the spoken word from the deposition suite, to the local courthouse, to the floor of the United States Senate; and

WHEREAS, Broadcast captioners and communication access realtime translation providers provide captions and personalized communication access through realtime translation for approximately 38 million Americans and over 200,000 deaf or hard-of-hearing people in the State of Washington; and

WHEREAS, Green River's Computer Reporting Technologies program is the only institution of its kind in a five-state radius providing training in realtime court reporting and captioning; and

WHEREAS, Green River's Computer Reporting Technologies program has repeatedly received United States Department of Education funding in support of its students and curricula, the most recent being the Training for Realtime Writers program grant, the second highest award recipient of the 1 million dollars in total federal grant funds; and

WHEREAS, Green River's Computer Reporting Technologies program has increased financial aid opportunities to students, including the Realtime Writers Scholarship opportunity, which covers all tuition costs for the traditional academic year;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize and honor Green River's Computer Reporting Technologies program for its ongoing dedication to students, providing exceptional, unprecedented training in the high-tech, in-demand career fields of realtime court reporting and captioning for over 40 years.

The Speaker (Representative Sullivan presiding) stated the question before the House to be adoption of House Resolution No. 4682.

HOUSE RESOLUTION NO. 4682 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4685, by Representatives Parker, Holy, Riccelli, Warnick, MacEwen, Short, Hayes, Vick,

Klippert, Walsh, Smith, Tharinger, Lytton, Clibborn, Reykdal, Johnson, Ormsby, Pettigrew, Freeman, Springer, Sawyer, Bergquist, Takko, S. Hunt, Orwall, Appleton, Ryu, Senn, Moscoso, Fey, Robinson, Ross, Nealey, Fagan, Chandler, Zeiger, Haler, Kochmar, Christian, Schmick, Manweller, Sells, Goodman, Tarleton, and Hurst

WHEREAS, Taima, an Augur Hawk, was born in World Bird Sanctuary in St. Louis, Missouri on April 21, 2005, and arrived in Spokane on June 13, 2005; and

WHEREAS, David and Robin Knutson, both passionate Seahawks fans from Spokane, Washington are his handlers; and

WHEREAS, His name means thunder, which aligns perfectly with the Seattle Seahawks' renowned drum line, the Blue Thunder, as well as their vaunted backfield, The Legion of Boom; and

WHEREAS, Taima has a wing span of approximately 4.5 feet and stands at twenty-eight inches. He has a black head and tail, separated by a crème chest, with a distinct crème throat with a black stripe; and

WHEREAS, He has been released to thousands of cheering fans at every Seattle Seahawks home game since 2005; and

WHEREAS, He was called the team's good luck charm by former Seahawk quarterback Matt Hasselbeck; and

WHEREAS, He has become a uniting element to Washington state, bringing Eastern Washington and Western Washington together during Seahawks games;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives honor and recognize Taima the Hawk for his accomplishments as an official mascot of the Seattle Seahawks; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to David and Robin Knutson.

The Speaker (Representative Sullivan presiding) stated the question before the House to be adoption of House Resolution No. 4685.

HOUSE RESOLUTION NO. 4685 was adopted.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

SSB 5123 by Senate Committee on Ways & Means (originally sponsored by Senators Ranker, Hatfield, Hobbs, Parlette and Conway)

AN ACT Relating to a farm internship program; reenacting and amending RCW 49.46.010; adding a new section to chapter 49.12 RCW; adding a new section to chapter 51.16 RCW; adding a new section to chapter 50.04 RCW; and providing an expiration date.

Referred to Committee on Labor & Workforce Development.

SSB 5173 by Senate Committee on Commerce & Labor (originally sponsored by Senators Hasegawa, Kline, Frockt and Chase)

AN ACT Relating to the respecting holidays of faith and conscience act; amending RCW 1.16.050 and 28A.225.010; adding a new section to chapter 28B.10 RCW; and adding a new section to chapter 28C.18 RCW.

Referred to Committee on Judiciary.

SSB 5334 by Senate Committee on Ways & Means (originally sponsored by Senator Hewitt)

AN ACT Relating to public facilities' grants and loans; amending RCW 43.160.010, 43.160.020, 43.160.030, 43.160.050, 43.160.076, 43.160.080, and 43.160.900; adding new sections to chapter 43.160 RCW; and repealing RCW 43.160.060, 43.160.070, and 43.160.078.

Referred to Committee on Technology & Economic Development.

ESB 5514 by Senators Roach and Benton

AN ACT Relating to utility rates and charges for vacant mobile home lots in manufactured housing communities; and amending RCW 35.23.535, 35.58.220, 35.67.020, 35.92.010, 35.92.020, 36.89.080, 36.94.140, 54.24.080, and 57.08.081.

Referred to Committee on Local Government.

ESSB 5731 by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Conway, Fain and Kline)

AN ACT Relating to allowing beer and/or wine specialty shop licensees to sell products made by distillers that produce sixty thousand gallons or less of spirits per year; reenacting and amending RCW 66.24.371; and prescribing penalties.

Referred to Committee on Government Accountability & Oversight.

2ESSB 5785 by Senate Committee on Transportation (originally sponsored by Senators Ericksen, Rolfes, King, Ranker and Eide)

AN ACT Relating to the display and replacement of license plates; amending RCW 46.16A.200, 46.16A.020, 46.17.200, and 46.18.130; reenacting and amending RCW 46.16A.110 and 46.18.140; and creating a new section.

Referred to Committee on Transportation.

SSB 5872 by Senate Committee on Ways & Means (originally sponsored by Senator Hill)

AN ACT Relating to creating a state agency innovation and efficiency grant program; adding new sections to chapter 43.41 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

ESSB 5889 by Senate Committee on Ways & Means (originally sponsored by Senators Nelson, Schlicher, Fain, Hatfield, Hewitt, Fraser and Kohl-Welles)

AN ACT Relating to snowmobile license fees; amending RCW 46.17.350 and 46.17.350; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Appropriations.

SB 5956 by Senators Hatfield, Sheldon and Braun

AN ACT Relating to short-barreled rifles; amending RCW 9.41.190; and prescribing penalties.

Referred to Committee on Judiciary.

ESB 5964 by Senators Fain, Rivers, Braun, Hasegawa, Rolfes, Conway, Frockt, Tom, Keiser, Mullet and Hill

AN ACT Relating to training public officials and employees regarding public records, records management, and open public meetings; adding a new section to chapter 42.30 RCW; adding new sections to chapter 42.56 RCW; creating new sections; and providing an effective date.

Referred to Committee on Government Operations & Elections.

ESSB 5972 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Pearson, Rolfes, Hargrove, Mullet, Sheldon, Hewitt, Cleveland, Honeyford, Fain, Hill, Braun, Fraser, Litzow, Parlette, Frockt and Kline)

AN ACT Relating to specifying recovery for fire damages to public or private forested lands; amending RCW 4.24.040 and 4.24.060; adding a new section to chapter 76.04 RCW; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

ESSB 6008 by Senate Committee on Governmental Operations (originally sponsored by Senators Chase, Roach, Rivers, Hatfield, Hasegawa, Keiser and Benton)

AN ACT Relating to voter approval of assumptions of water-sewer districts by cities and towns; adding new sections to chapter 35.13A RCW; and creating a new section.

Referred to Committee on Local Government.

SB 6010 by Senator Padden

AN ACT Relating to possession of altered or shaved keys; amending RCW 9A.52.060 and 9A.56.063; and prescribing penalties.

Referred to Committee on Public Safety.

SB 6011 by Senators Padden, Pearson, Hewitt, Brown and O'Ban

AN ACT Relating to random assaults; amending RCW 9A.36.031; creating a new section; and prescribing penalties.

Referred to Committee on Public Safety.

SSB 6017 by Senate Committee on Law & Justice (originally sponsored by Senators Kohl-Welles, O'Ban, Darneille, Padden, Kline, Keiser, Dammeier and Fraser)

AN ACT Relating to the use of proceeds from seizure and forfeiture activities from sexual exploitation of children and promoting prostitution; and amending RCW 9.68A.120 and 9A.88.150.

Referred to Committee on Public Safety.

SSB 6028 by Senate Committee on Energy, Environment & Telecommunications (originally sponsored by Senator Baumgartner)

AN ACT Relating to declaring electricity from a generation facility powered by the combustion of solid waste in a municipally owned energy recovery facility to be an eligible renewable resource for the purposes of chapter 19.285 RCW, the energy independence act; and reenacting and amending RCW 19.285.030.

Referred to Committee on Technology & Economic Development.

ESSB 6041 by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Hargrove, Pearson, Rolfes, Hewitt and Sheldon)

AN ACT Relating to fish and wildlife law enforcement; amending RCW 77.08.075, 77.15.080, 77.15.100, 77.15.120, 77.15.130, 77.15.160, 77.15.170, 77.15.180, 77.15.190, 77.15.240, 77.15.250, 77.15.370, 77.15.380, 77.15.390, 77.15.420, 77.15.425, 77.15.460, 77.15.470, 77.15.480, 77.15.630, 77.15.740, 77.15.770, 77.32.010, 77.65.280, and 77.65.340; reenacting and amending RCW 77.08.010; adding new sections to chapter 77.15 RCW; repealing RCW 77.15.560; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

ESSB 6052 by Senate Committee on Ways & Means (originally sponsored by Senators Honeyford, Hargrove, Schoesler, Sheldon, Brown, Rivers, Pearson and Angel)

AN ACT Relating to habitat and recreation land acquisitions; amending RCW 79A.25.260 and 43.88.030; adding a new section to chapter 44.04 RCW; adding a new section to chapter 77.12 RCW; adding a new section to chapter 43.30 RCW; and adding a new section to chapter 79A.05 RCW.

Referred to Committee on Capital Budget.

SSB 6060 by Senate Committee on Governmental Operations (originally sponsored by Senators Angel, Bailey, Schoesler and Roach)

AN ACT Relating to public water systems; and amending RCW 36.70A.035.

Referred to Committee on Local Government.

SB 6077 by Senators Benton and Sheldon

AN ACT Relating to the use of storm water control facility rate charges; and amending RCW 90.03.525.

Referred to Committee on Environment.

SB 6122 by Senators O'Ban, Conway, Dammeier, Darneille, Angel, Litzow and McAuliffe

AN ACT Relating to enacting planning measures and strategies that provide for future long-term service and support needs of people with intellectual and developmental disabilities in Washington state; and creating new sections.

Referred to Committee on Early Learning & Human Services.

E2SSB 6126 by Senate Committee on Ways & Means (originally sponsored by Senators O'Ban, Darneille, Becker, Tom, Fraser, Pedersen, Kline, Pearson, Kohl-Welles, Braun and Frockt)

AN ACT Relating to representation of children in dependency matters; amending RCW 13.34.100; adding a new section to chapter 2.53 RCW; creating a new section; and providing an effective date.

Referred to Committee on Judiciary.

SSB 6150 by Senate Committee on Transportation (originally sponsored by Senators Bailey, Hobbs, Angel, Benton, Conway, O'Ban, Roach and McAuliffe)

AN ACT Relating to Medal of Honor special license plates; and amending RCW 46.18.230, 46.16A.200, and 46.18.277.

Referred to Committee on Transportation.

ESB 6194 by Senators Dansel, Sheldon, Schoesler, Rivers, King, Benton, Brown, Braun, Angel, Padden, Bailey, Becker, Honeyford, Roach, Dammeier, Baumgartner, Holmquist Newbry and Hatfield

AN ACT Relating to providing a process for county legislative authorities to withdraw from voluntary planning under the growth management act; and amending RCW 36.70A.040 and 36.70A.060.

Referred to Committee on Local Government.

SSB 6226 by Senate Committee on Commerce & Labor (originally sponsored by Senators Holmquist Newbry, King, Conway, Hewitt and Kohl-Welles)

AN ACT Relating to sales by craft and general licensed distilleries of spirits for off-premise consumption and spirits samples for on-premise consumption; and amending RCW 66.24.145, 66.28.040, 19.126.020, 66.24.140, and 66.28.310.

Referred to Committee on Government Accountability & Oversight.

SSB 6237 by Senate Committee on Ways & Means (originally sponsored by Senators Honeyford, Hewitt, Kohl-Welles, Hatfield and Hobbs)

AN ACT Relating to license issuance fees imposed on former contract liquor stores; and amending RCW 66.24.630.

Referred to Committee on Government Accountability & Oversight.

ESSB 6242 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators King, Rolfes, Litzow, Billig, Fain, Chase and McAuliffe)

AN ACT Relating to waivers from the one hundred eighty-day school year requirement; and amending RCW 28A.305.141.

Referred to Committee on Education.

ESB 6248 by Senators Pearson, Benton and O'Ban

AN ACT Relating to unlawful possession of instruments of financial fraud; amending RCW 9A.56.320; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety.

ESSB 6265 by Senate Committee on Health Care (originally sponsored by Senators Frockt, Rivers, Conway, Becker, Kohl-Welles, Bailey, Cleveland, Ranker, Keiser and Tom)

AN ACT Relating to state and local agencies that obtain patient health care information; amending RCW 70.02.290, 43.70.052, and 43.71.075; and providing an effective date.

Referred to Committee on Health Care & Wellness.

ESSB 6272 by Senate Committee on Commerce & Labor (originally sponsored by Senators Hewitt, Conway, Holmquist Newbry, King, Fain, Hobbs, Hasegawa, Cleveland, Rolfes, Hill, Rivers, Dammeier, Keiser, Kohl-Welles and Angel)

AN ACT Relating to manufacturer and new motor vehicle dealer franchise agreements; amending RCW 46.70.045, 46.96.020, 46.96.060, 46.96.080, 46.96.090, 46.96.105, and 46.96.185; adding a new section to chapter 46.96 RCW; and creating a new section.

Referred to Committee on Business & Financial Services.

SSB 6273 by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Hobbs, Benton and Mullet)

AN ACT Relating to money transmitters; and amending RCW 19.230.330.

Referred to Committee on Business & Financial Services.

SSB 6283 by Senate Committee on Health Care (originally sponsored by Senators Becker, Bailey and Keiser)

AN ACT Relating to clarifying the practice of a phlebotomist; and amending RCW 18.360.050.

Referred to Committee on Health Care & Wellness.

SB 6284 by Senators Hill and Frockt

AN ACT Relating to expenditures from the public health supplemental account; and amending RCW 43.70.327.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

ESSB 6286 by Senate Committee on Agriculture, Water & Rural Economic Development (originally sponsored by Senators Rivers, Dammeier, Hobbs, Honeyford, Hatfield, Fraser and Roach)

AN ACT Relating to current use valuation for land primarily used for commercial horticultural purposes; amending RCW 84.34.020; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

SB 6328 by Senators Roach and Kline

AN ACT Relating to deferred compensation plans; and amending RCW 41.50.770.

Referred to Committee on Appropriations.

SSB 6333 by Senate Committee on Ways & Means (originally sponsored by Senators Schoesler and Hargrove)

AN ACT Relating to tax statute clarifications, simplifications, and technical corrections; amending RCW 34.05.010, 82.32.534, 82.32.585, 82.32.235, 82.04.285, 82.04.460, 82.04.462, 82.08.02807, 82.45.150, 82.45.195, 84.33.140, 84.34.065, 84.34.300, 84.34.330, 84.34.370, 84.55.005, 82.08.02061, 82.04.250, 82.04.250, 82.04.290, 82.04.290, 82.08.9651, 82.12.9651, 84.40.038, 84.40.175, 82.44.015, 82.08.0287, 82.12.0282, 82.08.855, 82.08.890, 82.12.855, and 82.12.890; reenacting and amending RCW 60.28.040, 82.04.190, 84.34.108, 84.34.320, and 46.74.010; repealing RCW 82.32.795; and providing a contingent expiration date.

Referred to Committee on Finance.

SB 6338 by Senators Dammeier, Darneille, Angel, Keiser, Honeyford and Tom

AN ACT Relating to giving preferences to housing trust fund projects that involve collaboration between local school districts and housing authorities to help children of low-income families succeed in school; and amending RCW 43.185.070.

Referred to Committee on Community Development, Housing & Tribal Affairs.

ESSB 6388 by Senate Committee on Ways & Means (originally sponsored by Senator Padden)

AN ACT Relating to pass-through food distributors; adding a new section to chapter 69.04 RCW; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

SSB 6418 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Litzow, Fain, Dammeier, Angel, Tom, Bailey, Becker and Mullet)

AN ACT Relating to creating flexibility for the educator retooling conditional scholarship program; and amending RCW 28A.660.045 and 28A.660.050.

Referred to Committee on Education.

E2SSB 6423 by Senate Committee on Ways & Means (originally sponsored by Senators Bailey, Kohl-Welles, Litzow, McAuliffe, Dammeier, Frockt, Fain, Mullet, Chase and Tom)

AN ACT Relating to the opportunity scholarship program; amending RCW 28B.145.020, 28B.145.030, and 28B.145.050; and adding a new section to chapter 28B.145 RCW.

Referred to Committee on Higher Education.

SB 6445 by Senators Roach and Kline

AN ACT Relating to the definition of uniformed personnel for the purposes of public employees' collective bargaining; and amending RCW 41.56.030.

Referred to Committee on Labor & Workforce Development.

SSB 6453 by Senate Committee on Health Care (originally sponsored by Senators Dammeier and Keiser)

AN ACT Relating to verification of hours worked through electronic timekeeping by area agencies on aging and home care agencies; and amending RCW 74.39A.095 and 74.39A.325.

Referred to Committee on Health Care & Wellness.

ESB 6458 by Senators Becker, Angel, Dammeier, Brown, Tom, Schoesler, Bailey, Braun, Hill, Baumgartner, Litzow, Parlette and Honeyford

AN ACT Relating to the office of the insurance commissioner and matters related to health care insurance; and amending RCW 48.02.060.

Referred to Committee on Health Care & Wellness.

SB 6464 by Senators O'Ban, Parlette and Becker

AN ACT Relating to broadening health insurance coverage options for the citizens of Washington; amending RCW 48.43.700, 48.43.705, and 48.43.715; adding new sections to chapter 48.43 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

ESB 6501 by Senators Ericksen and Darneille

AN ACT Relating to used oil recycling; amending RCW 70.95I.020 and 70.95I.030; and adding a new section to chapter 43.21A RCW.

Referred to Committee on Environment.

ESSB 6517 by Senate Committee on Governmental Operations (originally sponsored by Senators Roach, Chase, Fraser and Rivers)

AN ACT Relating to exempting agency employee driver's license numbers and identicaid numbers from public inspection and copying; and reenacting and amending RCW 42.56.250.

Referred to Committee on Government Operations & Elections.

ESB 6549 by Senators Hobbs, Hatfield and Pearson

AN ACT Relating to creating demonstration projects for preserving agricultural land and public infrastructure in flood plains; and adding a new section to chapter 43.23 RCW.

Referred to Committee on Agriculture & Natural Resources.

ESB 6553 by Senators Kline, Hobbs, Hatfield and Fain

AN ACT Relating to the distribution of real property sale proceeds; and amending RCW 6.21.110 and 61.24.080.

Referred to Committee on Judiciary.

SSB 6558 by Senate Committee on Ways & Means (originally sponsored by Senators O'Ban and Darneille)

AN ACT Relating to intensive home and community-based mental health services for medicaid-eligible children; amending RCW 71.24.065; and creating new sections.

Referred to Committee on Appropriations.

SJM 8015 by Senators O'Ban, Rolfes, Ericksen, Ranker, Sheldon, Benton, Baumgartner, Schoesler, Braun, Fain, Parlette, Holmquist Newbry, Chase, Kohl-Welles, Frockt and Kline

Requesting Congress implement certain increased safety measures for tank rail cars.

Referred to Committee on Environment.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Finance was relieved of SENATE BILL NO. 6096, and the bill was referred to the Committee on Technology & Economic Development.

There being no objection, the Committee on Health Care & Wellness was relieved of SENATE BILL NO. 5859, and the bill was referred to the Committee on Appropriations.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 21, 2014, the 40th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FORTIETH DAY

House Chamber, Olympia, Friday, February 21, 2014

The House was called to order at 9:55 a.m. by the Speaker.

Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

Passed to Committee on Rules for second reading.

MESSAGE FROM THE SENATE

February 20, 2014

MR. SPEAKER:

The President has signed:

SENATE BILL NO. 6523

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

SIGNED BY THE SPEAKER

The Speaker signed the following bill:

SENATE BILL NO. 6523

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 20, 2014

E2SSB 5540 Prime Sponsor, Committee on Ways & Means: Expanding opportunities to purchase health care coverage from out-of-state carriers. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross and Short.

MINORITY recommendation: Do not pass. Signed by Representatives Tharinger and Van De Wege.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 20, 2014

SB 5931 Prime Sponsor, Senator Hargrove: Clarifying the requirements for health plans offered outside of the exchange. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Hunt, G.; Jinkins; Manweller;

February 19, 2014

SSB 5996 Prime Sponsor, Committee on Commerce & Labor: Requiring the department of licensing to adopt rules regarding online learning for training in cosmetology, manicuring, barbering, esthetics, master esthetics, and instruction. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 20, 2014

SB 6299 Prime Sponsor, Senator Becker: Requiring the department of health to develop and make available resources for pregnant women regarding prenatal nutrition. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 20, 2014

2SSB 6312 Prime Sponsor, Committee on Ways & Means: Concerning state purchasing of mental health and chemical dependency treatment services. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Referred to Committee on Appropriations.

February 20, 2014

SB 6419 Prime Sponsor, Senator Cleveland: Concerning expanding access to medicaid programs in border

communities. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; DeBolt; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Agriculture & Natural Resources was relieved of SENATE BILL NO. 5972, and the bill was referred to the Committee on Judiciary.

There being no objection, the Committee on Appropriations was relieved of SENATE BILL NO. 6558, and the bill was referred to the Committee on Early Learning & Human Services.

There being no objection, the Committee on Rules was relieved of ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1301 and the bill was placed on the third reading calendar.

There being no objection, the Committee on Rules was relieved of HOUSE BILL NO. 2176 and the bill was placed on the second reading calendar.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 24, 2014, the 43rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FORTY THIRD DAY

House Chamber, Olympia, Monday, February 24, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Orwall presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Isayah Runyan and Caroline Hallman. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Philip Miller, Westwood Baptist Church, Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

SPEAKER'S PRIVILEGE

The Speaker (Representative Orwall presiding) introduced the Apple Blossom Festival Royalty to the Chamber and asked the members to acknowledge them.

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 20, 2014

ESSB 5045 Prime Sponsor, Committee on Commerce & Labor: Allowing day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises. (REVISED FOR ENGROSSED: Creating a permit to allow day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises.) Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 20, 2014

SB 5310 Prime Sponsor, Senator Nelson: Creating a senior center license. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta,

Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

February 20, 2014

SSB 5691 Prime Sponsor, Committee on Ways & Means: Concerning veterans' homes. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Holy, Assistant Ranking Minority Member; Gregerson; Robinson; Santos and Young.

Referred to Committee on Appropriations.

February 20, 2014

SB 5970 Prime Sponsor, Senator O'Ban: Evaluating military training and experience toward meeting licensing requirements. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 18.340.010 and 2011 2nd sp.s. c 5 s 1 are each amended to read as follows:

(1) The lives of military families are dominated by frequent deployments, relocations, and extended periods of single parenthood. Military spouses are some of the most mobile populations in our country, making the maintenance of professional licenses a significant obstacle. According to the 2010 defense management data center, there are thirty-three thousand three hundred eighty active duty and ten thousand eight hundred thirty-seven reserve military spouses residing in Washington. Military families depend on two incomes and want to achieve their goals and aspirations. It is the intent of the legislature to recognize the sacrifices made by military families in service to our country and our state and to help alleviate the hardships military families face due to their highly transient life.

(2) Military service members work in many different professions and occupations while in service. These members frequently receive extensive training and experience through their service. However, service members often have a difficult time converting their military training and experience into civilian training, accreditation, or employment when they leave the service. As a result, service members face significant obstacles in making a smooth transition to civilian life, including finding jobs for which they are qualified or obtaining licenses in professions for which they have been trained and performed while in service. It is the intent of the legislature to recognize the training and experience

gained through military service and to eliminate the barriers for allowing service members to successfully reenter the civilian workforce.

NEW SECTION. Sec. 2. A new section is added to chapter 18.340 RCW to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means any board, commission, or other authority for issuance of a license, certificate, registration, or permit under this title, chapter 19.105 RCW, chapter 42.44 RCW, chapter 46.82 RCW, chapter 64.36 RCW, and chapter 67.08 RCW.

(2) "Military" means any branch of the United States armed forces, the national guard, and armed forces reserves.

Sec. 3. RCW 18.340.020 and 2011 2nd sp.s. c 5 s 2 are each amended to read as follows:

~~(1) ((For the purposes of this section, "authority" means any board, commission, or other authority for issuance of a license, certificate, registration, or permit under this title.~~

~~(2)) To the extent resources are available((=~~
~~(a))), each authority shall establish procedures to expedite the issuance of a license, certificate, registration, or permit to perform professional services regulated by each ((such)) authority to a person:~~

~~((i)) (a) Who is ((certified or)) licensed, certified, or registered, or has a permit in another state to perform professional services in that state;~~

~~((i)) (b) Whose spouse is the subject of a military transfer to Washington; and~~

~~((i)) (c) Who left employment in the other state to accompany the person's spouse to Washington.~~

~~((b)) (2) The procedure must include a process for issuing the person a license, certificate, registration, or permit, if, in the opinion of the authority, the requirements for licensure, certification, registration, or obtaining a permit of such other state are substantially equivalent to that required in Washington.~~

~~((c)) (3) Each authority ((in this title)) shall develop a method and adopt rules to authorize a person who meets the criteria in subsection (1)(a)((i)) through ((iii)) (c) of this ((subsection)) section to perform services regulated by the authority in Washington by issuing the person a temporary license, certificate, registration, or permit for a limited period of time to allow the person to perform services regulated by the authority while completing any specific additional requirements in Washington that are not related to training or practice standards of the profession that were not required in the other state in which the person is licensed, certified, or registered, or has a permit. Nothing in this section requires the authority to issue a temporary license, certificate, registration, or permit if the standards of the other state are substantially unequal to Washington standards.~~

~~((d)) (4) An applicant must state in the application that he or she:~~

~~((i)) (a) Has requested verification from the other state or states that the person is currently licensed, certified, registered, or has a permit; and~~

~~((i)) (b) Is not subject to any pending investigation, charges, or disciplinary action by the regulatory body of the other state or states.~~

~~((c)) (5) If the authority finds reasonable cause to believe that an applicant falsely affirmed or stated either of the requirements under ((d)(i) or (ii) of this) subsection (4)(a) or (b) of this section, the authority may summarily suspend the license, certificate, registration, or permit pending an investigation or further action to discipline or revoke the license, certificate, registration, or permit.~~

NEW SECTION. Sec. 4. A new section is added to chapter 18.340 RCW to read as follows:

(1) Each authority must recognize military training and experience for satisfying any or all requirements for obtaining a license, certificate, registration, or permit for professional services if:

- (a) The applicant provides sufficient documentation of:
 - (i) The completion of a military training or education program;
 - (ii) Any experience working in an occupational or professional field while in military service;
 - (iii) Any certificate, award, or other acknowledgment of qualification to perform a job or specialized duty; or
 - (iv) Any other relevant training or experience; and
- (b) The training, experience, or other qualification is substantially equivalent to any or all of the requirements for obtaining the license, certification, registration, or permit for professional services issued by the authority.

(2) Each authority shall develop procedures to evaluate military training and experience in relation to any and all requirements for obtaining a license, certificate, registration, or permit for professional services.

(3) If an authority determines that the documentation is not substantially equivalent to meet any of the requirements, it must inform the applicant in writing of its decision and identify the specific criteria that were not met. The applicant must be provided an opportunity to submit additional documentation or information that addresses the identified deficiency.

(4) Each authority must maintain a list of all military training programs, certificates, awards, or work experience that it has examined and approved in an application that fulfills a requirement for obtaining a license, certification, registration, or permit for professional services. The list must be submitted to the department of veterans affairs by each authority by December 1st of each year.

Sec. 5. RCW 19.105.570 and 2011 c 351 s 17 are each amended to read as follows:

An applicant with military training or experience satisfies the training or experience requirements of this chapter unless the director determines that the military training or experience is not substantially equivalent to the standards of this state, as provided in section 4 of this act.

Sec. 6. RCW 42.44.220 and 2011 c 351 s 18 are each amended to read as follows:

An applicant with military training or experience satisfies the training or experience requirements of this chapter unless the director determines that the military training or experience is not substantially equivalent to the standards of this state, as provided in section 4 of this act.

Sec. 7. RCW 46.82.440 and 2011 c 351 s 19 are each amended to read as follows:

An applicant with military training or experience satisfies the training or experience requirements of this chapter unless the director determines that the military training or experience is not substantially equivalent to the standards of this state, as provided in section 4 of this act.

Sec. 8. RCW 64.36.350 and 2011 c 351 s 20 are each amended to read as follows:

An applicant with military training or experience satisfies the training or experience requirements of this chapter unless the director determines that the military training or experience is not substantially equivalent to the standards of this state, as provided in section 4 of this act.

Sec. 9. RCW 67.08.320 and 2011 c 351 s 21 are each amended to read as follows:

An applicant with military training or experience satisfies the training or experience requirements of this chapter unless the director determines that the military training or

experience is not substantially equivalent to the standards of this state, as provided in section 4 of this act.

NEW SECTION. Sec. 10. The following acts or parts of acts are each repealed:

- (1) RCW 18.08.500 (Military training or experience) and 2011 c 351 s 1;
- (2) RCW 18.11.290 (Military training or experience) and 2011 c 351 s 2;
- (3) RCW 18.16.300 (Military training or experience) and 2011 c 351 s 3;
- (4) RCW 18.30.095 (Licensing requirements--Military training or experience) and 2013 c 171 s 4 & 2011 c 32 s 1;
- (5) RCW 18.34.151 (Licensing requirements--Military training or experience) and 2011 c 32 s 2;
- (6) RCW 18.39.570 (Military training or experience) and 2011 c 351 s 4;
- (7) RCW 18.43.190 (Military training or experience) and 2011 c 351 s 5;
- (8) RCW 18.55.043 (Licensing requirements--Military training or experience) and 2011 c 32 s 3;
- (9) RCW 18.57A.023 (Practice requirements--Military training and experience) and 2011 c 32 s 4;
- (10) RCW 18.64A.025 (Qualifications--Military training and experience) and 2013 c 19 s 34 & 2011 c 32 s 5;
- (11) RCW 18.71A.023 (Practice requirements--Military training or experience) and 2011 c 32 s 6;
- (12) RCW 18.73.155 (Requirements--Military training or experience) and 2011 c 32 s 7;
- (13) RCW 18.74.033 (Qualifications--Military training and experience) and 2011 c 32 s 8;
- (14) RCW 18.84.095 (Certification--Military training or experience) and 2011 c 32 s 9;
- (15) RCW 18.85.490 (Military training or experience) and 2011 c 351 s 6;
- (16) RCW 18.88A.088 (Certification--Military training or experience) and 2011 c 32 s 10;
- (17) RCW 18.89.095 (Licensure--Qualifications--Military training or experience) and 2011 c 32 s 11;
- (18) RCW 18.96.230 (Military training or experience) and 2011 c 351 s 7;
- (19) RCW 18.135.035 (Requirements for certification--Military training or experience) and 2011 c 32 s 12;
- (20) RCW 18.140.290 (Military training or experience) and 2011 c 351 s 8;
- (21) RCW 18.145.150 (Military training or experience) and 2011 c 351 s 9;
- (22) RCW 18.165.310 (Military training or experience) and 2011 c 351 s 10;
- (23) RCW 18.170.310 (Military training or experience) and 2011 c 351 s 11;
- (24) RCW 18.185.310 (Military training or experience) and 2011 c 351 s 12;
- (25) RCW 18.210.230 (Military training or experience) and 2011 c 351 s 13;
- (26) RCW 18.215.090 (Registration requirements--Military training or experience) and 2011 c 32 s 13;
- (27) RCW 18.220.211 (Military training or experience) and 2011 c 351 s 14;
- (28) RCW 18.260.065 (Registration or licensing requirements--Military training or experience) and 2011 c 32 s 14;
- (29) RCW 18.280.200 (Military training or experience) and 2011 c 351 s 15;
- (30) RCW 18.300.160 (Military training or experience) and 2011 c 351 s 16; and
- (31) RCW 18.360.110 (Military training or experience) and 2012 c 153 s 12."

Correct the title.

Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Holy, Assistant Ranking Minority Member; Gregerson; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

February 21, 2014

SB 6134 Prime Sponsor, Senator Hobbs: Addressing nondepository institutions regulated by the department of financial institutions. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 20, 2014

SB 6208 Prime Sponsor, Senator Hill: Preserving the integrity of veterans' benefit-related services. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds and declares that the practice of persons using the allure of untapped benefits from the United States department of veterans affairs to market products and services substantially affects the public interest. This practice may impact the ability of veterans or their surviving spouses to appropriately plan their finances or care. The legislature further finds that the lack of regulation of persons who provide advice related to veterans' benefits is inadequate to address unfair and deceptive practices that exist in the marketplace and has contributed to the unauthorized practice of law and the use and marketing of financial planning options that are potentially detrimental to the veteran, their spouse, and family. It is the intent of the legislature, through this chapter, to restrict how individuals receive compensation and remuneration for providing assistance with veterans' benefit-related services and to encourage certain disclosures from individuals offering veterans' benefit-related services.

NEW SECTION. Sec. 2. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Compensation" means money, property, or anything else of value, which includes, but is not limited to, exclusive arrangements or agreements for the provision of services or the purchase of products.

(2) "Person" includes, where applicable, natural persons, corporations, trusts, unincorporated associations, and partnerships.

(3) "Trade or commerce" includes the marketing or sale of assets, goods, or services, or any commerce directly or indirectly affecting the people of the state of Washington.

(4) "Veterans' benefit matter" means any preparation, presentation, or prosecution of a claim affecting a person who has filed or has expressed an intention to file an application for determination of payment, service, commodity, function, or status, entitlement to which is determined under laws administered by the United States department of veterans affairs or the Washington

state department of veterans affairs pertaining to veterans, dependents, and survivors.

NEW SECTION. Sec. 3. A person may not engage in the following acts or practices:

(1) Receiving compensation for advising or assisting another person with a veterans' benefit matter, except as permitted under Title 38 of the United States Code;

(2) Using financial or other personal information gathered in order to prepare documents for, or otherwise represent the interests of, another in a veterans' benefit matter for purposes of trade or commerce;

(3) Receiving compensation for referring another person to a person accredited by the United States department of veterans affairs;

(4) Representing, either directly or by implication, either orally or in writing, that the receipt of a certain level of veterans' benefits is guaranteed.

NEW SECTION. Sec. 4. (1) It is unlawful for any person to advertise or promote any event, presentation, seminar, workshop, or other public gathering regarding veterans' benefits or entitlements that does not include the following disclosure: "This event is not sponsored by, or affiliated with, the United States Department of Veterans Affairs, the Washington State Department of Veterans Affairs, or any other congressionally chartered or recognized organization of honorably discharged members of the Armed Forces of the United States or any of their auxiliaries. Products or services that may be discussed at this event are not necessarily endorsed by those organizations. You may qualify for benefits other than or in addition to the benefits discussed at this event."

(2) The disclosure required by subsection (1) of this section must be in the same type size and font as the term "veteran" or any variation of that term as used in the event advertisement or promotional materials.

(3) The disclosure required by subsection (1) of this section must be disseminated, both orally and in writing, at the beginning of any event, presentation, seminar, workshop, or other public gathering regarding veterans' benefits or entitlements.

(4) The disclosure required by subsection (1) of this section does not apply where the United States department of veterans affairs, the Washington state department of veterans affairs, or any other congressionally chartered or recognized organization of honorably discharged members of the armed forces of the United States or any of their auxiliaries have granted written permission to the advertiser or promoter for the use of its name, symbol, or insignia to advertise or promote such events, presentations, seminars, workshops, or other public gatherings. The disclosure required by subsection (1) of this section also does not apply where the event, presentation, seminar, workshop, or gathering is part of an accredited continuing legal education course.

NEW SECTION. Sec. 5. Nothing in this chapter applies to officers, employees, or volunteers of the state, of any county, city, or other political subdivision, or of a federal agency of the United States, who are acting in their official capacity.

NEW SECTION. Sec. 6. The legislature finds that the practices covered by this chapter are matters vitally affecting the public interest for the purpose of applying the consumer protection act, chapter 19.86 RCW. A violation of this chapter is not reasonable in relation to the development and preservation of business and is an unfair or deceptive act in trade or commerce and an unfair method of competition for purposes of applying the consumer protection act, chapter 19.86 RCW.

NEW SECTION. Sec. 7. If any provision of this act or its application to any person or circumstance is held invalid, the

remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 8. This chapter may be known and cited as the "pension poacher prevention act."

NEW SECTION. Sec. 9. Sections 1 through 6 and 8 of this act constitute a new chapter in Title 19 RCW."

Correct the title.

Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Holy, Assistant Ranking Minority Member; Gregerson; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 25, 2014, the 44th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FORTY FOURTH DAY

House Chamber, Olympia, Tuesday, February 25, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Orwall presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4687, by Representatives Rodne and Magendanz

WHEREAS, It is the policy of the Washington state house of representatives to recognize the dedication and passion of individuals to serve and improve their communities; and

WHEREAS, Gloria McNeely, who celebrated her ninety-fifth birthday on February 11th moved to the city of Snoqualmie in January 1940 with her husband, Denton; and

WHEREAS, From 1951 to 1962, Gloria was the full charge bookkeeper and associate editor at the Snoqualmie Valley Record; and

WHEREAS, From 1962 to 1981, she was the administrative services officer at the flood control division of the King county department of public works; and

WHEREAS, Gloria retired from the King county department of public works in 1981; and

WHEREAS, After Gloria's husband lost his 48 1/2 year battle with cancer, she devoted her energies to serving and bettering her community; and

WHEREAS, This body recognizes that Gloria's passion for the arts, history, and her community compelled her to serve and volunteer for several local groups and organizations, including the Snoqualmie valley historical museum board, the Snoqualmie arts commission, Snoqualmie valley arts live - a nonprofit citizens' group, which was sold in 2007, dedicated to bringing live, high-quality performing arts and entertainment to the valley; and

WHEREAS, Gloria was also engaged with the now-divided Mount Si business and professional women's association; and

WHEREAS, Gloria was recently inducted into the local chapter of the daughters of the American revolution; and

WHEREAS, Due to her extraordinary leadership and service, Gloria was given a key to the city of Snoqualmie in December 2010; and

WHEREAS, In January 2013, Gloria was appointed as the city of Snoqualmie's first honorary life member of the arts commission; and

WHEREAS, Gloria's fervent and selfless work in the community has benefitted the city and its residents; and

WHEREAS, Gloria is an extraordinary example as to the effect an individual can have on the lives and livelihoods of many;

NOW, THEREFORE, BE IT RESOLVED, That the Washington state house of representatives recognize and honor Gloria McNeely, whose generosity and hard work has not only touched the lives of current Snoqualmie citizens but will continue to affect future generations of the city. The legislature further acknowledges that her efforts to advance her community has, no

doubt, inspired others to volunteer in their respective communities; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the house of representatives immediately transmit copies of this resolution to Gloria McNeely and to Matt Larson, mayor of Snoqualmie.

The Speaker (Representative Orwall presiding) stated the question before the House to be adoption of House Resolution No. 4687.

HOUSE RESOLUTION NO. 4687 was adopted.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 21, 2014

SSB 5965 Prime Sponsor, Committee on Human Services & Corrections: Concerning sexually violent predators. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Moscoso; Pettigrew and Takko.

Referred to Committee on Appropriations.

February 21, 2014

ESB 6034 Prime Sponsor, Senator Pearson: Concerning state parks partnership opportunities. Reported by Committee on Environment

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 79A.05.335 and 1991 c 107 s 1 are each amended to read as follows:

The legislature finds that the parks and recreation lands owned and managed by the ((state parks and recreation)) commission are a significant collection of valuable scenic, natural, cultural, and historical((, and cultural)) resources for the citizens of Washington state. The legislature further finds that if citizens understand and appreciate the ((state park ecological resources, they will come to appreciate and understand the ecosystems and natural resources throughout the state)) scenic, natural, cultural, and historical resources present in Washington's state parks, they will be inspired to conserve this important legacy for future generations. Therefore, the ((state parks and recreation)) commission may ((increase the)) use ((of)) its facilities and resources to provide

((environmental)) scenic, natural, cultural, or historical resource interpretation throughout the state parks system.

Sec. 2. RCW 79A.05.340 and 1991 c 107 s 2 are each amended to read as follows:

The ((state parks and recreation)) commission may provide ((environmental interpretative)) scenic, natural, cultural, or historical resource interpretive activities for visitors to state parks that:

- (1) Explain the functions, history, significance, and cultural aspects of ecosystems;
- (2) Explain the relationship between human needs, human behaviors and attitudes, and the environment; ((and))
- (3) Explain the diverse human heritage and cultural changes over time in Washington state;
- (4) Offer experiences and information to increase citizen understanding, appreciation, and stewardship of ((the environment and its multiple uses)) their natural, cultural, ethnic, and artistic heritage; and
- (5) Explain the need for natural, cultural, and historical resource protection and preservation as well as the methods by which these goals can be achieved.

Sec. 3. RCW 79A.05.345 and 1991 c 107 s 3 are each amended to read as follows:

The ((state parks and recreation)) commission may consult and enter into agreements with and solicit assistance from ((private sector organizations and other governmental agencies that are interested in conserving and interpreting Washington's environment. The commission shall not permit commercial advertising in state park lands or interpretive centers as a condition of such agreements. Logos or credit lines for sponsoring organizations may be permitted. The commission shall maintain an accounting of all monetary gifts provided, and expenditures of monetary gifts shall not be used to increase personnel)) other public agencies, the state parks foundation, private entities, employee business units, and tribes that are interested in stewarding and interpreting state parks scenic, natural, cultural, and recreational resources.

NEW SECTION. Sec. 4. A new section is added to chapter 79A.05 RCW to read as follows:

- (1) The commission, in consultation with the department of archaeology and historic preservation, may permit commercial advertising on or in state parks lands and buildings when all the following conditions and standards are met with regard to the commercial advertising:
 - (a) It conforms to the United States secretary of the interior's standards for the treatment of historic properties when applied to advertising affecting historic structures, cultural and historic landscapes, and archaeological sites;
 - (b) It does not detract from the integrity of the park's natural, cultural, historic, and recreational resources and outstanding scenic view sheds;
 - (c) It does not create a potential conflict of interest because of the commercial or corporate entity's regulatory or business relationships with the commission; and
 - (d) It will acknowledge individuals and organizations that are donors or sponsors of park events or projects or support the sustainability of park concessionaires, lessees, or service providers.
- (2) The commission is encouraged to use its advertising authority to promote:
 - (a) Community economic development near state parks;
 - (b) Wellness, healthy food options, healthy behaviors, and any other public health goals or principles adopted by the state; and
 - (c) Park visitor awareness of services and activities within and near each park.
- (3) The commission shall adopt standards for advertising, naming, product placement, and other forms of commercial

recognition that require the commission to define and prohibit, at minimum, the following:

- (a) Obscene, indecent, or discriminatory content;
- (b) Political or public issue advocacy content;
- (c) Products, services, or other materials that are offensive, insulting, disparaging, or degrading; or
- (d) Products, services, or messages that are contrary to the public interest, including any advertisement that encourages or depicts unsafe behaviors or encourages unsafe or prohibited recreation activities. Tobacco and cannabis must be included among the products prohibited under this subsection (3)(d).

(4) Notwithstanding subsection (1) of this section, commercial advertising, including product placement, is permitted on commission web sites, electronic social media, and printed materials within or outside of state parks.

NEW SECTION. Sec. 5. A new section is added to chapter 79A.05 RCW to read as follows:

(1) When entering into any agreement under RCW 79A.05.345 or otherwise involving the management of state park land or a facility by a public or private partner, the commission shall consider, when appropriate:

- (a) If the entity has an adequate source of available funding to assume the financial responsibilities of the agreement;
- (b) If the entity has sufficient expertise to assume the scope of responsibilities of the agreement;
- (c) If the agreement results in net financial benefits to the state; and
- (d) If the agreement results in advancement of the commission's public purpose.

(2) Any agreement subject to this section must include specific performance measures. The performance measures must cover, but are not limited to, the entity's ability to manage financial operating costs, to adequately perform management responsibilities, and to address and respond to public concerns. The agreement must provide that failure to meet any performance measure may lead to the termination of the contract or requirements for remedial action to be taken before the agreement may be extended.

(3) The commission's authority to enter into agreements under this section, section 4 of this act, or RCW 79A.05.345 does not include the ability to rename any state park after a corporate or commercial entity, product, or service.

Sec. 6. RCW 79A.70.010 and 2000 c 25 s 2 are each amended to read as follows:

The purpose of the Washington state parks ((gift)) foundation is to solicit support for the state parks system, cooperate with other organizations, and to encourage gifts to support and improve the state parks.

Sec. 7. RCW 79A.70.020 and 2000 c 25 s 3 are each amended to read as follows:

The definitions in this section apply throughout this chapter((,)) unless the context clearly requires otherwise.

- (1) "Foundation" means the Washington state parks ((gift)) foundation((,)) created in RCW 79A.70.030.
- (2) "State parks" means that system of parks administered by the commission under this title.
- (3) "Eligible grant recipients" includes any and all of the activities of the commission in carrying out the provisions of this title and friends groups or other organizations that propose projects or programs solely for the benefit of state parks.

(4) "Eligible projects" means any project, action, program, or part of any project ((or)), action, or program that serves to preserve, restore, improve, or enhance the state parks.

Sec. 8. RCW 79A.70.030 and 2000 c 25 s 4 are each amended to read as follows:

(1) By September 1, 2000, the commission shall file articles of incorporation in accordance with the Washington nonprofit corporation act, chapter 24.03 RCW, to establish the Washington state parks ((gift)) foundation. The foundation shall not be an agency, instrumentality, or political subdivision of the state and shall not disburse public funds.

(2) The foundation shall have a board of directors consisting of up to fifteen members, whose terms, method of appointment, and authority must be in accordance with the Washington nonprofit corporation act, chapter 24.03 RCW. ((Initial members of the board shall be appointed by the governor and collectively have experience in business, charitable giving, outdoor recreation, and parks administration. Initial appointments shall be made by September 30, 2000. Subsequent board members shall be elected by the general membership of the foundation.

(3) Members of the board shall serve three-year terms, except for the initial terms, which shall be staggered by the governor to achieve a balanced mix of terms on the board. Members of the board may serve up to a maximum of three terms. At the end of a term, a member may continue to serve until a successor has been elected.))

Sec. 9. RCW 79A.70.040 and 2000 c 25 s 5 are each amended to read as follows:

(1) ((As soon as practicable, the board of directors shall organize themselves and the foundation suitably to carry out the duties of the foundation, including achieving federal tax-exempt status.

(2)) The foundation shall actively solicit contributions from individuals and groups for the benefit of the state parks.

((3)) (2) The foundation shall develop criteria for guiding themselves in either the creation of an endowment, or the making of grants to eligible grant recipients and eligible projects in the state parks, or both.

((4)) (3) A competitive grant process shall be conducted at least annually by the foundation to award funds ((to the)) for the benefit of state parks. Competitive grant applications shall only be submitted to the foundation by the commission, friends groups, or other organizations with projects or programs solely for the benefit of state parks. ((The process shall be started as soon as practicable.)) Grants shall be awarded to eligible projects consistent with the criteria developed by the foundation ((and shall be available only for state parks use on eligible projects))."

Correct the title.

Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Nealey and Tharinger.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 21, 2014

SB 6035 Prime Sponsor, Senator Kline: Regarding the safety of ski area conveyances. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Nealey and Tharinger.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 21, 2014

SSB 6069

Prime Sponsor, Committee on Human Services & Corrections: Modifying community custody conditions for sex offenders. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Moscoso; Pettigrew and Takko.

Passed to Committee on Rules for second reading.

February 21, 2014

SSB 6086

Prime Sponsor, Committee on Energy, Environment & Telecommunications: Reducing PCBs in products purchased by agencies. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Farrell; Fey; Kagi and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Pike, Assistant Ranking Minority Member; Harris and Nealey.

Passed to Committee on Rules for second reading.

February 21, 2014

SB 6135

Prime Sponsor, Senator Benton: Addressing banks and trust companies. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 21, 2014

SSB 6339

Prime Sponsor, Committee on Law & Justice: Concerning coercion of involuntary servitude. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Moscoso; Pettigrew and Takko.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., February 26, 2014, the 45th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FORTY FIFTH DAY

House Chamber, Olympia, Wednesday, February 26, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by the Washington Youth Academy Color Guard. The National Anthem was performed by Cadet Saleu Launiuvao. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Darrel Johnson, Faith Assembly, Tri-Cities, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

POINT OF PERSONAL PRIVILEGE

Representative Klippert: "Thank you Mr. Speaker. I just appreciate your giving me this opportunity. I want to thank the staff and the youth of the Washington Youth Academy that were here today. I begged them to come here. If you've never gone to a graduation of the Washington Youth Academy, you must go. It's a life changing experience and that's what the program is for many of these kids. I'd love to elaborate to what this program does for the youth of Washington State, but we don't have the time for that. I just want to say that I was recently at a St. Martin's basketball game where a father, a gentleman, recognized me and came up to me and said 'I want to thank you for your support of the Washington Youth Academy. That program saved my son's life' and then he emphasized one more time 'that program saved my son's life'. So thank you Mr. Speaker and thank you to the staff of the Washington Army National Guard and everyone who makes the Washington Youth Academy happen. Thank you Mr. Speaker."

The Speaker (Representative Moeller presiding) called upon Representative Sullivan to preside.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2791 by Representatives Hunter, Appleton, Jinkins and Tharinger

AN ACT Relating to adjusting timelines regarding the hospital safety net assessment; and amending RCW 74.60.005, 74.60.020, 74.60.050, 74.60.090, 74.60.120, and 74.60.130.

Referred to Committee on Appropriations.

HB 2792 by Representatives Sullivan, Hunter, Freeman, Morrell, Walkinshaw, Ryu, Tarleton, Appleton, Jinkins, Lytton, Tharinger, Fey, Bergquist, Pollet, Reykdal, Van De Wege, Roberts, S. Hunt and Carlyle

AN ACT Relating to implementing the state's education funding obligation by increasing allocations to school districts, which include materials, supplies, and operating costs, all-day kindergarten, and class size reduction in kindergarten through third grade; amending RCW 28A.150.220, 28A.150.260, 28A.150.315, 28A.150.390, 28A.160.192, and 28A.230.090; adding a new section to chapter 28A.150 RCW; creating new sections; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Appropriations.

HB 2793 by Representatives Hunter, Appleton, Jinkins and Roberts

AN ACT Relating to redirecting Initiative Measure No. 502 revenues earmarked for the basic health plan to other state-funded low-income health care programs; amending RCW 69.50.540; and declaring an emergency.

Referred to Committee on Appropriations.

HB 2794 by Representatives Hunter, Ryu, Tarleton, Jinkins, Pollet and Roberts

AN ACT Relating to adjusting the state expenditure limit to accommodate enhancements to the prototypical school funding formula; and amending RCW 43.135.034.

Referred to Committee on Appropriations.

HB 2795 by Representatives Carlyle, Hunter, Freeman, Ryu, Tharinger, Bergquist, Pollet, Senn, Van De Wege, Roberts, S. Hunt and Moscoso

AN ACT Relating to investing in education by clarifying laws relating to tobacco substitutes; amending RCW 26.28.080, 70.155.010, and 82.26.190; reenacting and amending RCW 82.26.010; adding new sections to chapter 82.26 RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Finance.

HB 2796 by Representatives Carlyle, Hunter, Freeman, Walkinshaw, Ryu, Tarleton, Jinkins, Tharinger, Fey, Pollet, Ormsby, Van De Wege, Roberts, S. Hunt, Riccelli, Moscoso and Farrell

AN ACT Relating to investing in education by narrowing or eliminating certain tax preferences; amending RCW 82.12.0263, 82.08.0293, 82.12.0293, and 82.08.0273; adding new sections to chapter 82.12 RCW; adding new sections to chapter 82.08 RCW; adding new sections to chapter 82.32 RCW; adding new sections to chapter 43.135 RCW; adding new sections to chapter 39.42 RCW; repealing RCW

82.04.272; providing an effective date; and declaring an emergency.

Referred to Committee on Finance.

HB 2797 by Representatives Dunshee, MacEwen, Stanford, Kochmar, Stonier, Young, Riccelli, Zeiger, Haigh, Magendanz, Fitzgibbon, Dahlquist, Morrell, Smith, Lytton, DeBolt, Seaquist, Wilcox, Freeman, Walkinshaw, Ryu, Tarleton, Hargrove, Jinkins, Appleton, Kagi, Tharinger, Sells, Goodman, Fey, Sullivan, Bergquist, Pollet, Senn, Moscoso, Springer, Habib, Blake, Ormsby, Reykdal, Van De Wege, Roberts, S. Hunt, Carlyle, Farrell, Green and Hudgins

AN ACT Relating to funding all-day kindergarten and early elementary class size reduction facility needs with lottery revenues; amending RCW 67.70.230, 67.70.044, 28B.76.526, 67.70.240, 67.70.340, and 67.70.040; adding a new chapter to Title 43 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Capital Budget.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 25, 2014

SSB 6110 Prime Sponsor, Committee on Financial Institutions, Housing & Insurance: Regulating retainage bonds on public contracts. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 60.28.011 and 2013 c 113 s 1 are each amended to read as follows:

(1)(a) Except as provided in (b) of this subsection, public improvement contracts must provide, and public bodies must reserve, a contract retainage not to exceed five percent of the moneys earned by the contractor as a trust fund for the protection and payment of: (i) The claims of any person arising under the contract; and (ii) the state with respect to taxes, increases, and penalties imposed pursuant to Titles 50, 51, and 82 RCW which may be due from such contractor.

(b) Public improvement contracts funded in whole or in part by federal transportation funds must rely upon the contract bond as referred to in chapter 39.08 RCW for the protection and payment of: (i) The claims of any person or persons arising under the contract to the extent such claims are provided for in RCW 39.08.010; and (ii) the state with respect to taxes, increases, and penalties incurred on the public improvement project under Titles 50, 51, and 82 RCW which may be due. The contract bond must remain in full force and effect until, at a minimum, all claims filed in compliance with chapter 39.08 RCW are resolved.

(2) Every person performing labor or furnishing supplies toward the completion of a public improvement contract has a lien upon moneys reserved by a public body under the provisions of a

public improvement contract. However, the notice of the lien of the claimant must be given within forty-five days of completion of the contract work, and in the manner provided in RCW 39.08.030.

(3) The contractor at any time may request the contract retainage be reduced to one hundred percent of the value of the work remaining on the project.

(a) After completion of all contract work other than landscaping, the contractor may request that the public body release and pay in full the amounts retained during the performance of the contract, and sixty days thereafter the public body must release and pay in full the amounts retained (other than continuing retention of five percent of the moneys earned for landscaping) subject to the provisions of chapters 39.12 and 60.28 RCW.

(b) Sixty days after completion of all contract work the public body must release and pay in full the amounts retained during the performance of the contract subject to the provisions of chapters 39.12 and 60.28 RCW.

(4) The moneys reserved by a public body under the provisions of a public improvement contract, at the option of the contractor, must be:

(a) Retained in a fund by the public body;

(b) Deposited by the public body in an interest bearing account in a bank, mutual savings bank, or savings and loan association. Interest on moneys reserved by a public body under the provision of a public improvement contract must be paid to the contractor;

(c) Placed in escrow with a bank or trust company by the public body. When the moneys reserved are placed in escrow, the public body must issue a check representing the sum of the moneys reserved payable to the bank or trust company and the contractor jointly. This check must be converted into bonds and securities chosen by the contractor and approved by the public body and the bonds and securities must be held in escrow. Interest on the bonds and securities must be paid to the contractor as the interest accrues.

(5) The contractor or subcontractor may withhold payment of not more than five percent from the moneys earned by any subcontractor or sub-subcontractor or supplier contracted with by the contractor to provide labor, materials, or equipment to the public project. Whenever the contractor or subcontractor reserves funds earned by a subcontractor or sub-subcontractor or supplier, the contractor or subcontractor must pay interest to the subcontractor or sub-subcontractor or supplier at a rate equal to that received by the contractor or subcontractor from reserved funds.

(6) A contractor may submit a bond for all or any portion of the contract retainage in a form acceptable to the public body and from ~~((a bonding company meeting standards established by the public body))~~ an authorized surety insurer with a financial strength rating from A.M. Best Co. of "A-" or higher. The public body must ~~((accept a bond meeting these requirements unless the public body can demonstrate good cause for refusing to accept it))~~ comply with the provisions of RCW 48.28.010. This bond and any proceeds therefrom are subject to all claims and liens and in the same manner and priority as set forth for retained percentages in this chapter. The public body must release the bonded portion of the retained funds to the contractor within thirty days of accepting the bond from the contractor. Whenever a public body accepts a bond in lieu of retained funds from a contractor, the contractor must accept like bonds from any subcontractors or suppliers from which the contractor has retained funds. The contractor must then release the funds retained from the subcontractor or supplier to the subcontractor or supplier within thirty days of accepting the bond from the subcontractor or supplier.

(7) If the public body administering a contract, after a substantial portion of the work has been completed, finds that an

unreasonable delay will occur in the completion of the remaining portion of the contract for any reason not the result of a breach thereof, it may, if the contractor agrees, delete from the contract the remaining work and accept as final the improvement at the stage of completion then attained and make payment in proportion to the amount of the work accomplished and in this case any amounts retained and accumulated under this section must be held for a period of sixty days following the completion. In the event that the work is terminated before final completion as provided in this section, the public body may thereafter enter into a new contract with the same contractor to perform the remaining work or improvement for an amount equal to or less than the cost of the remaining work as was provided for in the original contract without advertisement or bid. The provisions of this chapter are exclusive and supersede all provisions and regulations in conflict herewith.

(8) Whenever the department of transportation has contracted for the construction of two or more ferry vessels, sixty days after completion of all contract work on each ferry vessel, the department must release and pay in full the amounts retained in connection with the construction of the vessel subject to the provisions of RCW 60.28.021 and chapter 39.12 RCW. However, the department of transportation may at its discretion condition the release of funds retained in connection with the completed ferry upon the contractor delivering a good and sufficient bond with two or more sureties, or with a surety company, in the amount of the retained funds to be released to the contractor, conditioned that no taxes may be certified or claims filed for work on the ferry after a period of sixty days following completion of the ferry; and if taxes are certified or claims filed, recovery may be had on the bond by the department of revenue, the employment security department, the department of labor and industries, and the material suppliers and laborers filing claims.

(9) Except as provided in subsection (1) of this section, reservation by a public body for any purpose from the moneys earned by a contractor by fulfilling its responsibilities under public improvement contracts is prohibited.

(10) Contracts on projects funded in whole or in part by farmers home administration and subject to farmers home administration regulations are not subject to subsections (1) through (9) of this section.

(11) This subsection applies only to a public body that has contracted for the construction of a facility using the general contractor/construction manager procedure, as defined under RCW 39.10.210. If the work performed by a subcontractor on the project has been completed within the first half of the time provided in the general contractor/construction manager contract for completing the work, the public body may accept the completion of the subcontract. The public body must give public notice of this acceptance. After a forty-five day period for giving notice of liens, and compliance with the retainage release procedures in RCW 60.28.021, the public body may release that portion of the retained funds associated with the subcontract. Claims against the retained funds after the forty-five day period are not valid.

(12) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Contract retainage" means an amount reserved by a public body from the moneys earned by a person under a public improvement contract.

(b) "Person" means a person or persons, mechanic, subcontractor, or material person who performs labor or provides materials for a public improvement contract, and any other person who supplies the person with provisions or supplies for the carrying on of a public improvement contract.

(c) "Public body" means the state, or a county, city, town, district, board, or other public body.

(d) "Public improvement contract" means a contract for public improvements or work, other than for professional services, or a work order as defined in RCW 39.10.210."

Correct the title.

Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith and Warnick.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6273 Prime Sponsor, Committee on Financial Institutions, Housing & Insurance: Revising provisions governing money transmitters. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 24, 2014

SSB 6442 Prime Sponsor, Committee on Commerce & Labor: Allowing sales of growlers of cider. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

1st SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

February 25, 2014

SSB 5360 Prime Sponsor, Committee on Commerce & Labor: Addressing the collection of unpaid wages. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Referred to Committee on Appropriations.

February 24, 2014

ESSB 5889 Prime Sponsor, Committee on Ways & Means: Modifying snowmobile license fees. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member;

Carlyle; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Hudgins; Hunt, S.; Jenkins; Kagi; Lytton; Morrell; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Buys; Christian; Haler; Harris; Hunt, G.; Parker and Taylor.

Passed to Committee on Rules for second reading.

February 25, 2014

2SSB 5973 Prime Sponsor, Committee on Ways & Means: Creating the community forest trust account. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Kretz and Orcutt.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 5977 Prime Sponsor, Committee on Financial Institutions, Housing & Insurance: Addressing the regulation of service contracts and protection product guarantees. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 48.110.020 and 2013 c 117 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter.

(1) "Administrator" means the person who is responsible for the administration of the service contracts, the service contracts plan, or the protection product guarantees.

(2) "Commissioner" means the insurance commissioner of this state.

(3) "Consumer" means an individual who buys any tangible personal property that is primarily for personal, family, or household use.

(4) "Home heating fuel service contract" means a contract or agreement for a separately stated consideration for a specific duration to perform the repair, replacement, or maintenance of a home heating fuel supply system including the fuel tank and all visible pipes, caps, lines, and associated parts or the indemnification for repair, replacement, or maintenance for operational or structural failure due to a defect in materials or workmanship, or normal wear and tear.

(5) "Incidental costs" means expenses specified in the guarantee incurred by the protection product guarantee holder related to damages to other property caused by the failure of the protection product to perform as provided in the guarantee. "Incidental costs" may include, without limitation, insurance policy deductibles, rental vehicle charges, the difference between the actual value of the stolen vehicle at the time of theft and the cost of a replacement vehicle, sales taxes, registration fees,

transaction fees, and mechanical inspection fees. Incidental costs may be paid under the provisions of the protection product guarantee in either a fixed amount specified in the protection product guarantee or sales agreement, or by the use of a formula itemizing specific incidental costs incurred by the protection product guarantee holder to be paid.

(6) "Maintenance agreement" means a contract of limited duration that provides for scheduled maintenance only.

(7) "Motor vehicle" means any vehicle subject to registration under chapter 46.16A RCW.

(8) "Person" means an individual, partnership, corporation, incorporated or unincorporated association, joint stock company, reciprocal insurer, syndicate, or any similar entity or combination of entities acting in concert.

(9) "Premium" means the consideration paid to an insurer for a reimbursement insurance policy.

(10) "Protection product" means any ((product)) protective chemical, substance, device, or system offered or sold with a guarantee to repair or replace another product or pay incidental costs upon the failure of the product to perform pursuant to the terms of the protection product guarantee. Protection product does not include fuel additives, oil additives, or other chemical products applied to the engine, transmission, or fuel system of a motor vehicle.

(11) "Protection product guarantee" means a written agreement by a protection product guarantee provider to repair or replace another product or pay incidental costs upon the failure of the protection product to perform pursuant to the terms of the protection product guarantee. The reimbursement of incidental costs promised under a protection product guarantee must be tied to the purchase of a physical product that is formulated or designed to make the specified loss or damage from a specific cause less likely to occur.

(12) "Protection product guarantee holder" means a person who is the purchaser or permitted transferee of a protection product guarantee.

(13) "Protection product guarantee provider" means a person who is contractually obligated to the protection product guarantee holder under the terms of the protection product guarantee. Protection product guarantee provider does not include an authorized insurer providing a reimbursement insurance policy.

(14) "Protection product seller" means the person who sells the protection product to the consumer.

(15) "Provider fee" means the consideration paid by a consumer for a service contract.

(16) "Reimbursement insurance policy" means a policy of insurance that is issued to a service contract provider or a protection product guarantee provider to provide reimbursement to the service contract provider or the protection product guarantee provider or to pay on behalf of the service contract provider or the protection product guarantee provider all contractual obligations incurred by the service contract provider or the protection product guarantee provider under the terms of the insured service contracts or protection product guarantees issued or sold by the service contract provider or the protection product guarantee provider.

(17) "Road hazard" means a hazard that is encountered while driving a motor vehicle. Road hazards may include but are not limited to potholes, rocks, wood debris, metal parts, glass, plastic, curbs, or composite scraps.

(18)(a) "Service contract" means a contract or agreement entered into at any time for consideration over and above the lease or purchase price of the property for any specific duration to perform the repair, replacement, or maintenance of property or the indemnification for repair, replacement, or maintenance for operational or structural failure due to a defect in materials or workmanship(;) or normal wear and tear. Service contracts may

provide for the repair, replacement, or maintenance of property for damage resulting from power surges and accidental damage from handling, with or without additional provision for incidental payment of indemnity under limited circumstances, including towing, rental, emergency road services, or other expenses relating to the failure of the product or of a component part thereof.

(b) "Service contract" also includes a contract or agreement sold for separately stated consideration for a specific duration to perform any one or more of the following services:

(i) The repair or replacement of tires and/or wheels damaged as a result of coming into contact with road hazards ((including but not limited to potholes, rocks, wood debris, metal parts, glass, plastic, curbs, or composite scraps)). However, a contract or agreement meeting the definition under this subsection ((47)) (18)(b) in which the party obligated to perform is either a tire or wheel manufacturer or a motor vehicle manufacturer is exempt from the requirements of this chapter;

(ii) The removal of dents, dings, or creases on a motor vehicle that can be repaired using the process of paintless dent removal without affecting the existing paint finish and without replacing vehicle body panels, sanding, bonding, or painting;

(iii) The repair of chips or cracks in, or the replacement of, motor vehicle windshields as a result of damage caused by road hazards;

(iv) The replacement of a motor vehicle key or key fob in the event that the key or key fob becomes inoperable or is lost or stolen;

(v) Services provided pursuant to a protection product guarantee; and

(vi) Other services approved by rule of the commissioner that are not inconsistent with the provisions of this chapter.

(c) "Service contract" does not include coverage for:

(i) Repair or replacement due to damage to the interior surfaces or to the exterior paint or finish of a vehicle. However, coverage for these types of damage may be offered in connection with the sale of a protection product as defined in this section; or

(ii) Fuel additives, oil additives, or other chemical products applied to the engine, transmission, or fuel system of a motor vehicle.

((48)) (19) "Service contract holder" or "contract holder" means a person who is the purchaser or holder of a service contract.

((49)) (20) "Service contract provider" means a person who is contractually obligated to the service contract holder under the terms of the service contract.

((20)) (21) "Service contract seller" means the person who sells the service contract to the consumer.

((24)) (22) "Warranty" means a warranty made solely by the manufacturer, importer, or seller of property or services without consideration; that is not negotiated or separated from the sale of the product and is incidental to the sale of the product; and that guarantees indemnity for defective parts, mechanical or electrical breakdown, labor, or other remedial measures, such as repair or replacement of the property or repetition of services.

Sec. 2. RCW 48.110.030 and 2011 c 47 s 16 are each amended to read as follows:

(1) A person may not act as, or offer to act as, or hold himself or herself out to be a service contract provider in this state, nor may a service contract be sold to a consumer in this state, unless the service contract provider has a valid registration as a service contract provider issued by the commissioner.

(2) Applicants to be a service contract provider must make an application to the commissioner upon a form to be furnished by the commissioner. The application must include or be accompanied by the following information and documents:

(a) All basic organizational documents of the service contract provider, including any articles of incorporation, articles of association, partnership agreement, trade name certificate, trust agreement, shareholder agreement, bylaws, and other applicable documents, and all amendments to those documents;

(b) The identities of the service contract provider's executive officer or officers directly responsible for the service contract provider's service contract business, and, if more than fifty percent of the service contract provider's gross revenue is derived from the sale of service contracts, the identities of the service contract provider's directors and stockholders having beneficial ownership of ten percent or more of any class of securities;

(c) Audited annual financial statements or other financial reports acceptable to the commissioner for the two most recent years which prove that the applicant is solvent and any information the commissioner may require in order to review the current financial condition of the applicant. If the service contract provider is relying on RCW 48.110.050(2)(c) to assure the faithful performance of its obligations to service contract holders, then the audited financial statements of the service contract provider's parent company must also be filed. In lieu of submitting audited financial statements, a service contract provider relying on RCW 48.110.050(2)(a) or 48.110.075(2)(a) to assure the faithful performance of its obligations to service contract holders may comply with the requirements of this subsection (2)(c) by submitting annual financial statements of the applicant that are certified as accurate by two or more officers of the applicant;

(d) An application fee of two hundred fifty dollars, which must be deposited into the general fund; and

(e) Any other pertinent information required by the commissioner.

(3) Each registered service contract provider must appoint the commissioner as the service contract provider's attorney to receive service of legal process issued against the service contract provider in this state upon causes of action arising within this state. Service upon the commissioner as attorney constitutes effective legal service upon the service contract provider.

(a) With the appointment the service contract provider must designate the person to whom the commissioner must forward legal process so served upon him or her.

(b) The appointment is irrevocable, binds any successor in interest or to the assets or liabilities of the service contract provider, and remains in effect for as long as there could be any cause of action against the service contract provider arising out of any of the service contract provider's contracts or obligations in this state.

(c) The service of process must be accomplished and processed in the manner prescribed under RCW 48.02.200.

(4) The commissioner may refuse to issue a registration if the commissioner determines that the service contract provider, or any individual responsible for the conduct of the affairs of the service contract provider under subsection (2)(b) of this section, is not competent, trustworthy, financially responsible, or has had a license as a service contract provider or similar license denied or revoked for cause by any state.

(5) A registration issued under this section is valid, unless surrendered, suspended, or revoked by the commissioner, or not renewed for so long as the service contract provider continues in business in this state and remains in compliance with this chapter. A registration is subject to renewal annually on the first day of July upon application of the service contract provider and payment of a fee of two hundred dollars, which must be deposited into the general fund. If not so renewed, the registration expires on the June 30th next preceding.

(6) A service contract provider must keep current the information required to be disclosed in its registration under this section by reporting all material changes or additions within thirty days after the end of the month in which the change or addition occurs."

Correct the title.

Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6005 Prime Sponsor, Committee on Governmental Operations: Eliminating the position of human resources director. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6014 Prime Sponsor, Committee on Law & Justice: Concerning the operation of a vessel under the influence of an intoxicant. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 79A.60.040 and 2013 c 278 s 1 are each amended to read as follows:

(1) It is unlawful for any person to operate a vessel in a reckless manner.

(2) It is unlawful for a person to operate a vessel while under the influence of intoxicating liquor, marijuana, or any drug. A person is considered to be under the influence of intoxicating liquor, marijuana, or any drug if, within two hours of operating a vessel:

(a) The person has an alcohol concentration of 0.08 or higher as shown by analysis of the person's breath or blood made under RCW 46.61.506; or

(b) The person has a THC concentration of 5.00 or higher as shown by analysis of the person's blood made under RCW 46.61.506; or

(c) The person is under the influence of or affected by intoxicating liquor, marijuana, or any drug; or

(d) The person is under the combined influence of or affected by intoxicating liquor, marijuana, and any drug.

(3) The fact that any person charged with a violation of this section is or has been entitled to use such drug under the laws of this state shall not constitute a defense against any charge of violating this section.

(4)(a) Any person who operates a vessel within this state is deemed to have given consent, subject to the provisions of RCW 46.61.506, to a test or tests of the person's breath (~~(or blood)~~) for the purpose of determining the alcohol concentration (~~(-THC concentration, or presence of any drug)~~) in the person's breath (~~(or~~

~~blood)~~) if arrested for any offense where, at the time of the arrest, the arresting officer has reasonable grounds to believe the person was operating a vessel while under the influence of intoxicating liquor (~~(-marijuana,)~~) or a combination of intoxicating liquor and any other drug.

(b) When an arrest results from an accident in which there has been serious bodily injury to another person or death or the arresting officer has reasonable grounds to believe the person was operating a vessel while under the influence of THC or any other drug, a blood test may be administered with the consent of the arrested person and a valid waiver of the warrant requirement or without the consent of the person so arrested pursuant to a search warrant or when exigent circumstances exist.

(c) Neither consent nor this section precludes a police officer from obtaining a search warrant for a person's breath or blood.

(d) An arresting officer may administer field sobriety tests when circumstances permit.

(5) The test or tests of breath must be administered pursuant to RCW 46.20.308. ~~(Where the officer has reasonable grounds to believe that the person is under the influence of a drug, or where the person is incapable due to physical injury, physical incapacity, or other physical limitation, of providing a breath sample, or where the person is being treated in a hospital, clinic, doctor's office, emergency medical vehicle, ambulance, or other similar facility, a blood test must be administered by a qualified person as provided in RCW 46.61.506(5).)~~ The officer shall warn the person that if the person refuses to take the test, the person will be issued a class 1 civil infraction under RCW 7.80.120.

(6) A violation of subsection (1) of this section is a misdemeanor. A violation of subsection (2) of this section is a gross misdemeanor. In addition to the statutory penalties imposed, the court may order the defendant to pay restitution for any damages or injuries resulting from the offense.

Sec. 2. RCW 79A.60.700 and 2013 c 278 s 2 are each amended to read as follows:

(1) The refusal of a person to submit to a test of the alcohol concentration, THC concentration, or presence of any drug in the person's blood or breath is not admissible into evidence at a subsequent criminal trial.

(2) A person's refusal to submit to a test or tests pursuant to RCW 79A.60.040(4)(a) constitutes a class 1 civil infraction under RCW 7.80.120."

Correct the title.

Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 6025 Prime Sponsor, Senator O'Ban: Creating a sentence enhancement for body armor. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 25, 2014
ESSB 6040 Prime Sponsor, Committee on Natural Resources
 & Parks: Concerning invasive species. Reported
 by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"PART 1

INVASIVE SPECIES--MANAGEMENT

NEW SECTION. Sec. 101. The legislature finds that:

- (1) The state's fish, wildlife, and habitat are exceptionally valuable environmental resources for the state's citizens.
- (2) The state's fish, wildlife, and habitat also provide exceptionally valuable economic, cultural, and recreational resources. These include hydroelectric power, agriculture, forests, water supplies, commercial and recreational fisheries, aquaculture, and public access to outdoor recreational opportunities.
- (3) Invasive species pose a grave threat to these environmental and economic resources, especially to salmon recovery and state and federally listed threatened and endangered species. Because of the significant harm invasive species can cause, invasive species constitute a public nuisance.
- (4) If allowed to become established, invasive species can threaten human health and cause environmental and economic disasters affecting not only our state, but other states and nations.
- (5) The risk of invasive species spreading into Washington increases as travel and commerce grows in volume and efficiency.
- (6) Prevention of invasive species is a cost-effective, successful, and proven management strategy. Prevention is the state's highest management priority with an emphasis on education and outreach, inspections, and rapid response.
- (7) The integrated management of invasive species through pathways regulated by the department is critical to preventing the introduction and spread of a broad range of such species, including plants, diseases, and parasites.
- (8) Washington's citizens must work together to protect the state from invasive species.
- (9) Public and private partnerships, cooperative agreements, and compacts are important for preventing new arrivals and managing existing populations of invasive species, and coordinating these actions on local, state, national, and international levels.
- (10) The department requires authority for this mission to effectively counter the unpredictable nature of invasive species' introductions and spread, enable the utilization of new advances in invasive ecology science, and implement applicable techniques and technology to address invasive species.
- (11) An integrated management approach provides the best way for the state to manage invasive species and includes opportunities for creating an informed public, encouraging public involvement, and striving for local, regional, national, and international cooperation and consistency on management standards. An integrated management approach also applies sound science to minimize the chance that invasive species used for beneficial purposes will result in environmental harm.
- (12) This chapter provides authority for the department to effectively address invasive species using an integrated management approach.
- (13) The department of fish and wildlife currently has sufficient statutory authority to effectively address invasive species risks posed through discharge of ballast water under chapter 77.120 RCW and by private sector shellfish aquaculture operations

regulated under chapter 77.115 RCW. The programs developed by the department under these chapters embody the principles of prevention as the highest priority, integrated management of pathways, public-private partnerships, clean and drain principles, and rapid response capabilities.

NEW SECTION. Sec. 102. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Aquatic conveyance" means transportable personal property having the potential to move an aquatic invasive species from one aquatic environment to another. Aquatic conveyances include but are not limited to watercraft and associated equipment, float planes, construction equipment, fish tanker trucks, hydroelectric and irrigation equipment, personal fishing and hunting gear, and materials used for aquatic habitat mitigation or restoration.

(2) "Aquatic invasive species" means an invasive species of the animal kingdom with a life cycle that is at least partly dependent upon fresh, brackish, or marine waters. Examples include nutria, waterfowl, amphibians, fish, and shellfish.

(3) "Aquatic plant" means a native or nonnative emergent, submersed, partially submersed, free-floating, or floating-leaved plant species that is dependent upon fresh, brackish, or marine water ecosystems and includes all stages of development and parts.

(4) "Certificate of inspection" means a department-approved document that declares, to the extent technically or measurably possible, that an aquatic conveyance does not carry or contain an invasive species. Certification may be in the form of a decal, label, rubber stamp imprint, tag, permit, locking seal, or written statement.

(5) "Clean and drain" means to remove the following from areas on or within an aquatic conveyance to the extent technically and measurably possible:

(a) Visible native and nonnative aquatic animals, plants, or other organisms; and

(b) Raw water.

(6) "Commercial watercraft" means a management category of aquatic conveyances:

(a) Required to have valid marine documentation as a vessel of the United States or similar required documentation for a country other than the United States; and

(b) Not subject to watercraft registration requirements under chapter 88.02 RCW or ballast water requirements under chapter 77.120 RCW.

(7) "Cryptogenic species" means a species that scientists cannot commonly agree are native or nonnative or are part of the animal kingdom.

(8) "Decontaminate" means, to the extent technically and measurably possible, the application of a treatment to kill, destroy, remove, or otherwise eliminate all known or suspected invasive species carried on or contained within an aquatic conveyance or structural property by use of physical, chemical, or other methods. Decontamination treatments may include drying an aquatic conveyance for a time sufficient to kill aquatic invasive species through desiccation.

(9) "Detect" means the verification of invasive species' presence as defined by the department.

(10) "Eradicate" means, to the extent technically and measurably possible, to kill, destroy, remove, or otherwise eliminate an invasive species from a water body or property using physical, chemical, or other methods.

(11) "Infested site management" means management actions as provided under section 109 of this act that may include long-term actions to contain, control, or eradicate a prohibited species.

(12) "Introduce" means to intentionally or unintentionally release, place, or allow the escape, dissemination, or establishment of an invasive species on or into a water body or property as a result of human activity or a failure to act.

(13) "Invasive species" means nonnative species of the animal kingdom that are not naturally occurring in Washington for purposes of breeding, resting, or foraging, and that pose an invasive risk of harming or threatening the state's environmental, economic, or human resources. Invasive species include all stages of species development and body parts. They may also include genetically modified or cryptogenic species.

(14) "Invasive species council" means the Washington invasive species council established in RCW 79A.25.310 or a similar collaborative state agency forum. The term includes the council and all of its officers, employees, agents, and contractors.

(15) "Mandatory check station" means a location where a person transporting an aquatic conveyance must stop and allow the conveyance to be inspected for aquatic invasive species.

(16) "Possess" means to have authority over the use of an invasive species or use of an aquatic conveyance that may carry or contain an invasive species. For the purposes of this subsection, "authority over" includes the ability to intentionally or unintentionally hold, import, export, transport, purchase, sell, barter, distribute, or propagate an invasive species.

(17) "Prohibited species" means a classification category of nonnative species as provided in section 104 of this act.

(18) "Property" means both real and personal property.

(19) "Quarantine declaration" means a management action as provided under section 107 of this act involving the prohibition or conditioning of the movement of aquatic conveyances and waters from a place or an area that is likely to contain a prohibited species.

(20) "Rapid response" means expedited management actions as provided under section 108 of this act triggered when invasive species are detected, for the time-sensitive purpose of containing or eradicating the species before it spreads or becomes further established.

(21) "Raw water" means water from a water body and held on or within property. "Raw water" does not include water from precipitation that is captured in a conveyance, structure, or depression that is not otherwise intended to function as a water body, or water from a potable water supply system, unless the water contains visible aquatic organisms.

(22) "Regulated species" means a classification category of nonnative species as provided in section 104 of this act.

(23) "Registered watercraft" means a management category of aquatic conveyances required to register as vessels under RCW 88.02.550 or similar requirements for a state other than Washington or a country other than the United States.

(24) "Seaplane" means a management category of aquatic conveyances capable of landing on or taking off from water and required to register as an aircraft under RCW 47.68.250 or similar registration in a state other than Washington or a country other than the United States.

(25) "Small watercraft" means a management category of aquatic conveyances:

(a) Including inflatable and hard-shell watercraft used or capable of being used as a means of transportation on the water, such as kayaks, canoes, sailboats, and rafts that:

(i) Do not meet watercraft registration requirements under chapter 88.02 RCW; and

(ii) Are ten feet or more in length with or without mechanical propulsion or less than ten feet in length and fitted with mechanical propulsion.

(b) Excluding nonmotorized aquatic conveyances of any size not designed or modified to be used as a means of

transportation on the water, such as inflatable air mattresses and tubes, beach and water toys, surf boards, and paddle boards.

(26) "Water body" means an area that carries or contains a collection of water, regardless of whether the feature carrying or containing the water is natural or nonnatural. Examples include basins, bays, coves, streams, rivers, springs, lakes, wetlands, reservoirs, ponds, tanks, irrigation canals, and ditches.

NEW SECTION. Sec. 103. (1) The department is the lead agency for managing invasive species of the animal kingdom statewide. This lead responsibility excludes pests, domesticated animals, or livestock managed by the department of agriculture under Titles 15, 16, and 17 RCW, forest invasive insect and disease species managed by the department of natural resources under Title 76 RCW, and mosquito and algae control and shellfish sanitation managed by the department of health under Titles 69, 70, and 90 RCW.

(2) Subject to the availability of funding for these specific purposes, the department may:

(a) Develop and implement integrated invasive species management actions and programs authorized by this chapter, including rapid response, early detection and monitoring, prevention, containment, control, eradication, and enforcement;

(b) Establish and maintain an invasive species outreach and education program, in coordination with the Washington invasive species council, that covers public, commercial, and professional pathways and interests;

(c) Align management classifications, standards, and enforcement provisions by rule with regional, national, and international standards and enforcement provisions;

(d) Manage invasive species to support the preservation of native species, salmon recovery, and the overall protection of threatened or endangered species;

(e) Participate in local, state, regional, national, and international efforts regarding invasive species to support the intent of this chapter;

(f) Provide technical assistance or other support to tribes, federal agencies, local governments, and private groups to promote an informed public and assist the department in meeting the intent of this chapter;

(g) Enter into partnerships, cooperative agreements, and state or interstate compacts as necessary to accomplish the intent of this chapter;

(h) Research and develop invasive species management tools, including standard methods for decontaminating aquatic conveyances and controlling or eradicating invasive species from water bodies and properties;

(i) Post invasive species signs and information at port districts, privately or publicly owned marinas, state parks, and all boat launches owned or leased by state agencies or political subdivisions; and

(j) Adopt rules as needed to implement the provisions of this chapter.

(3) The department may delegate selected and clearly identified elements of its authorities and duties to another agency of the state with appropriate expertise or administrative capacity upon cooperative agreement with that agency. This delegation may include provisions of funding for implementation of the delegations. The department retains primary authority and responsibility for all requirements of this chapter unless otherwise directed in this chapter.

(4) This chapter does not apply to the possession or introduction of nonnative aquatic animal species by:

(a) Ballast water held or discharged by vessels regulated under chapter 77.120 RCW; or

(b) Private sector aquaculture operations, transfers, or conveyances regulated under chapter 77.115 RCW.

(5) This chapter does not preempt or replace other department species classification systems or other management requirements under this title. However, the department must streamline invasive species requirements under this chapter into existing permits and cooperative agreements as possible.

NEW SECTION. Sec. 104. (1) The department, in consultation with the invasive species council, may classify or reclassify and list by rule nonnative aquatic animal species as prohibited level 1, level 2, or level 3, based on the degree of invasive risk, the type of management action required, and resources available to conduct the management action.

(a) Species classified as prohibited level 1 pose a high invasive risk and are a priority for prevention and expedited rapid response management actions.

(b) Species classified as prohibited level 2 pose a high invasive risk and are a priority for long-term infested site management actions.

(c) Species classified as prohibited level 3 pose a moderate to high invasive risk and may be appropriate for prevention, rapid response, or other prohibited species management plan actions by the department, another agency, a local government, tribes, or the public.

(2) The department, in consultation with the invasive species council, may classify and list by rule regulated type A species. This classification is used for nonnative aquatic animal species that pose a low to moderate invasive risk that can be managed based on intended use or geographic scope of introduction, have a beneficial use, and are a priority for department-led or department-approved management of the species' beneficial use and invasive risks.

(3) Nonnative aquatic animal species not classified as prohibited level 1, level 2, or level 3 under subsection (1) of this section, or as regulated type A species under subsection (2) of this section, are automatically managed statewide as regulated type B species or regulated type C species and do not require listing by rule.

(a) Species managed as regulated type B pose a low or unknown invasive risk and are possessed for personal or commercial purposes, such as for aquariums, live food markets, or as nondomesticated pets.

(b) Species managed as regulated type C pose a low or unknown invasive risk and include all other species that do not meet the criteria for management as a regulated type B invasive species.

(4) Classification of prohibited and regulated species:

(a) May be by individual species or larger taxonomic groups up to the family name;

(b) Must align, as practical and appropriate, with regional and national classification levels;

(c) Must be statewide unless otherwise designated by a water body, property, or other geographic region or area; and

(d) May define general possession and introduction conditions acceptable under department authorization, a permit, or as otherwise provided by rule.

(5) Prior to or at the time of classifying species by rule as prohibited or regulated under subsections (1) and (2) of this section, the department, in consultation with the invasive species council, must adopt rules establishing standards for determining invasive risk levels and criteria for determining beneficial use that take into consideration environmental impacts, and especially effects on the preservation of native species, salmon recovery, and threatened or endangered species.

NEW SECTION. Sec. 105. (1) Until the department adopts rules classifying species pursuant to chapter 77--- RCW (the new chapter created in section 122 of this act), species and

classifications identified in this section are automatically managed as follows:

(a) Zebra mussels (*Dreissena polymorpha*), quagga mussels (*Dreissena rostriformis bugensis*), European green crab (*Carcinus maenas*), and all members of the genus *Eriocheir* (including Chinese mitten crab), all members of the walking catfish family (*Clariidae*), all members of the snakehead family (*Channidae*), silver carp (*Hypophthalmichthys molitrix*), largescale silver carp (*Hypophthalmichthys harmandi*), black carp (*Mylropharyngodon piceus*), and bighead carp (*Hypophthalmichthys nobilis*) are prohibited level 1 species statewide;

(b) Prohibited aquatic animal species classified under WAC 220-12-090(1), in effect on July 1, 2014, except those as noted in this subsection are prohibited level 3 species statewide;

(c) Regulated aquatic animal species classified under WAC 220-12-090(2), in effect on July 1, 2014, are regulated type A species statewide; and

(d) Nonnative aquatic animal species classified as game fish under WAC 232-12-019, in effect on July 1, 2014, or food fish under WAC 220-12-010, in effect on July 1, 2014, are regulated type A species statewide.

(2) The department, in consultation with the invasive species council, may change these classifications by rule.

NEW SECTION. Sec. 106. (1) Prohibited level 1, level 2, and level 3 species may not be possessed, introduced on or into a water body or property, or trafficked, without department authorization, a permit, or as otherwise provided by rule.

(2) Regulated type A, type B, and type C species may not be introduced on or into a water body or property without department authorization, a permit, or as otherwise provided by rule.

(3) Regulated type B species, when being actively used for commercial purposes, must be readily and clearly identified in writing by taxonomic species name or subspecies name to distinguish the subspecies from another prohibited species or a regulated type A species. Nothing in this section precludes using additional descriptive language or trade names to describe regulated type B species as long as the labeling requirements of this section are met.

NEW SECTION. Sec. 107. (1) If the department determines it is necessary to protect the environmental, economic, or human health interests of the state from the threat of a prohibited level 1 or level 2 species, the department may declare a quarantine against a water body, property, or region within the state. The department may prohibit or condition the movement of aquatic conveyances and waters from such a quarantined place or area that are likely to contain a prohibited species.

(2) A quarantine declaration under this section may be implemented separately or in conjunction with rapid response management actions under section 108 of this act and infested site management actions under section 109 of this act in a manner and for a duration necessary to protect the interests of the state from the threat of a prohibited level 1 or level 2 species. A quarantine declaration must include:

(a) The reasons for the action including the prohibited level 1 or level 2 species triggering the quarantine;

(b) The boundaries of the area affected;

(c) The action timeline;

(d) Types of aquatic conveyances and waters affected by the quarantine and any prohibition or conditions on the movement of those aquatic conveyances and waters from the quarantine area; and

(e) Inspection and decontamination requirements for aquatic conveyances.

NEW SECTION. Sec. 108. (1) The department may implement rapid response management actions where a prohibited level 1 species is detected in or on a water body or property. Rapid response management actions may: Include expedited actions to contain, control, or eradicate the prohibited species; and, if applicable, be implemented in conjunction with a quarantine declaration. Rapid response management actions must be terminated by the department when it determines that the targeted prohibited level 1 species are:

- (a) Eradicated;
- (b) Contained or controlled without need for further management actions;
- (c) Reclassified for that water body; or
- (d) Being managed under infested site management actions pursuant to section 109 of this act.

(2) If a rapid response management action exceeds seven days, the department may implement an incident command system for rapid response management including scope, duration, and types of actions and to support mutual assistance and cooperation between the department and other affected state and federal agencies, tribes, local governments, and private water body or property owners. The purpose of this system is to coordinate a rapid, effective, and efficient response to contain, control, and eradicate if feasible, a prohibited level 1 species. Mutual assistance and coordination by other state agencies is especially important to assist the department in expediting necessary state and federal environmental permits.

(3) The department may enter into cooperative agreements with national, regional, state, and local rapid response management action partners to establish incident command system structures, secure or prepare submission-ready environmental permits, and identify mutual assistance commitments in preparation for potential future actions.

(4) The department may perform simulated rapid response exercises, testing, or other training activities to prepare for future rapid response management actions.

(5) In implementing rapid response management actions, the department may enter upon property consistent with the process established under section 119 of this act.

NEW SECTION. Sec. 109. (1) The department may implement infested site management actions where a prohibited level 2 species is detected in or on a water body or property. Infested site management actions may: Include long-term actions to contain, control, or eradicate the prohibited species; and, if applicable, be implemented in conjunction with a quarantine declaration. Infested site management actions must be terminated by the department when it determines that the targeted prohibited level 2 species are:

- (a) Eradicated;
- (b) Contained or controlled without need for further management actions; or
- (c) Reclassified for that water body.

(2) The department must consult with affected state and federal agencies, tribes, local governments, and private water body or property owners prior to implementing infested site management actions. The purpose of the consultation is to support mutual assistance and cooperation in providing an effective and efficient response to contain, control, and eradicate, if feasible, a prohibited level 2 species.

(3) The department may enter into cooperative agreements with national, regional, state, and local infested site management action partners to establish management responsibilities, secure or prepare submission-ready environmental permits, and identify mutual assistance commitments.

(4) In implementing infested site management actions, the department may enter upon property consistent with the process established under section 119 of this act.

NEW SECTION. Sec. 110. (1) To the extent possible, the department's quarantine declarations under section 107 of this act, rapid response management actions under section 108 of this act, and infested site management actions under section 109 of this act must be implemented in a manner best suited to contain, control, and eradicate prohibited level 1 and level 2 species while protecting human safety, minimizing adverse environmental impacts to a water body or property, and minimizing adverse economic impacts to owners of an affected water body or property.

(2) The department is the lead agency for quarantine declarations, rapid response, and infested site management actions. Where the infested water body is subject to tribal, federal, or other sovereign jurisdiction, the department:

(a) Must consult with appropriate federal agencies, tribal governments, other states, and Canadian government entities to develop and implement coordinated management actions on affected water bodies under shared jurisdiction;

(b) May assist in infested site management actions where these actions may prevent the spread of prohibited species into state water bodies; and

(c) May assist other states and Canadian government entities, in the Columbia river basin, in management actions on affected water bodies outside of the state where these actions may prevent the spread of the species into state water bodies.

(3)(a) The department must provide notice of quarantine declarations, rapid response, and infested site management actions to owners of an affected water body or property. Notice may be provided by any reasonable means, such as in person, by United States postal service, by publication in a local newspaper, by electronic publication including social media or postings on the department's public web site, or by posting signs at the water body.

(b) The department must provide updates to owners of an affected water body or property based on management action type as follows:

(i) Every seven days for a rapid response management action and, if applicable, a quarantine declaration implemented in conjunction with a rapid response management action;

(ii) Every six months for a separate quarantine declaration;

(iii) Annually for the duration of an infested site management action and, if applicable, a quarantine declaration implemented in conjunction with an infested site management action; and

(iv) A final update at the conclusion of any management action.

(c) In addition to owners of an affected water body or property, the department must provide notice of a quarantine declaration to members of the public by any reasonable means for an area subject to a quarantine declaration, such as by publication in a local newspaper, by electronic publication including social media or postings on the department's public web site, or by posting signs at the water body. The department must provide updates at reasonable intervals and a final update at the conclusion of the quarantine declaration.

(4) The department must publicly list those water bodies or portions of water bodies in which a prohibited level 1 or level 2 species has been detected. The department may list those areas in which a prohibited level 3 species has been detected.

(5) When posting signs at a water body or property where a prohibited species has been detected, the department must consult with owners of the affected water body or property regarding placement of those signs.

NEW SECTION. Sec. 111. (1) If the director finds that there exists an imminent danger of a prohibited level 1 or level 2 species detection that seriously endangers or threatens the environment, economy, human health, or well-being of the state of Washington, the director must ask the governor to order, under RCW 43.06.010(14), emergency measures to prevent or abate the prohibited species. The director's findings must contain an evaluation of the effect of the emergency measures on environmental factors such as fish listed under the endangered species act, economic factors such as public and private access, human health factors such as water quality, or well-being factors such as cultural resources.

(2) If an emergency is declared pursuant to RCW 43.06.010(14), the director may consult with the invasive species council to advise the governor on emergency measures necessary under RCW 43.06.010(14) and this section, and make subsequent recommendations to the governor. The invasive species council must involve owners of the affected water body or property, state and local governments, federal agencies, tribes, public health interests, technical service providers, and environmental organizations, as appropriate.

(3) Upon the governor's approval of emergency measures, the director may implement these measures to prevent, contain, control, or eradicate invasive species that are the subject of the emergency order, notwithstanding the provisions of chapter 15.58 or 17.21 RCW or any other statute. These measures, after evaluation of all other alternatives, may include the surface and aerial application of pesticides.

(4) The director must continually evaluate the effects of the emergency measures and report these to the governor at intervals of not less than ten days. The director must immediately advise the governor if the director finds that the emergency no longer exists or if certain emergency measures should be discontinued.

NEW SECTION. Sec. 112. (1) A person in possession of an aquatic conveyance who enters Washington by road, air, or water is required to have a certificate of inspection. A person must provide this certificate of inspection upon request by a fish and wildlife officer or ex officio fish and wildlife officer.

(2) The department must adopt rules to implement this section including:

- (a) Types of aquatic conveyances required to have a certificate of inspection;
- (b) Allowable certificate of inspection forms including passport type systems and integration with existing similar permits;
- (c) Situations when authorization can be obtained for transporting an aquatic conveyance not meeting inspection requirements to a specified location within the state where certificate of inspection requirements can be provided; and
- (d) Situations where aquatic conveyances are using shared boundary waters of the state, such as portions of the Columbia river, lake Osoyoos, and the Puget Sound.

NEW SECTION. Sec. 113. (1) A person in possession of an aquatic conveyance must meet clean and drain requirements after the conveyance's use in or on a water body or property. A certificate of inspection is not needed to meet clean and drain requirements.

(2) A fish and wildlife officer or ex officio fish and wildlife officer may order a person transporting an aquatic conveyance not meeting clean and drain requirements to:

- (a) Clean and drain the conveyance at the discovery site, if the department determines there are sufficient resources available; or
- (b) Transport the conveyance to a reasonably close location where resources are sufficient to meet the clean and drain requirements.

(3) This section may be enforced immediately on the transportation of aquatic plants by registered watercraft, small watercraft, seaplanes, and commercial watercraft. The department must adopt rules to implement all other aspects of clean and drain requirements, including:

(a) Other types of aquatic conveyances subject to this requirement;

(b) When transport of an aquatic conveyance is authorized if clean and drain services are not readily available at the last water body used; and

(c) Exemptions to clean and drain requirements where the department determines there is minimal risk of spreading invasive species.

NEW SECTION. Sec. 114. (1) The department may establish mandatory check stations to inspect aquatic conveyances for clean and drain requirements and aquatic invasive species. The check stations must be operated by at least one fish and wildlife officer, an ex officio fish and wildlife officer in coordination with the department, or department-authorized representative, and must be plainly marked by signs and operated in a safe manner.

(2) Aquatic conveyances required to stop at mandatory check stations include registered watercraft, commercial watercraft, and small watercraft. The department may establish rules governing other types of aquatic conveyances that must stop at mandatory check stations. The rules must provide sufficient guidance so that a person transporting the aquatic conveyance readily understands that he or she is required to stop.

(3) A person who encounters a mandatory check station while transporting an aquatic conveyance must:

- (a) Stop at the mandatory check station;
- (b) Allow the aquatic conveyance to be inspected for clean and drain requirements and aquatic invasive species;
- (c) Follow clean and drain orders if clean and drain requirements are not met pursuant to section 113 of this act; and
- (d) Follow decontamination orders pursuant to section 115 of this act if an aquatic invasive species is found.

(4) A person who complies with the department directives under this section is exempt from criminal penalties under sections 205 and 206 of this act, civil penalties under RCW 77.15.160(4), and civil forfeiture under RCW 77.15.070, unless the person has a prior conviction for an invasive species violation within the past five years.

NEW SECTION. Sec. 115. (1) Upon discovery of an aquatic conveyance that carries or contains an aquatic invasive species without department authorization, a permit, or as otherwise provided by rule, a fish and wildlife officer or ex officio fish and wildlife officer may issue a decontamination order:

(a) Requiring decontamination at the discovery site, if the situation presents a low risk of aquatic invasive species introduction, and sufficient department resources are available at the discovery site;

(b) Prohibiting the launch of the aquatic conveyance in a water body until decontamination is completed and certified, if the situation presents a low risk of aquatic invasive species introduction, and sufficient department resources are not available at the discovery site;

(c) Requiring immediate transport of the conveyance to an approved decontamination station, and prohibiting the launch of the conveyance in a water body until decontamination is completed and certified, if the situation presents a moderate risk of aquatic invasive species introduction, and sufficient department resources are not available at the discovery site; or

(d) Seizing and transporting the aquatic conveyance to an approved decontamination station until decontamination is completed and certified, if the situation presents a high risk of

aquatic invasive species introduction, and sufficient department resources are not available at the discovery site.

(2) The person possessing the aquatic conveyance that is subject to orders issued under subsection (1)(b) through (d) of this section must bear any costs for seizure, transportation, or decontamination.

(3) Orders issued under subsection (1)(b) through (d) of this section must be in writing and must include notice of the opportunity for a hearing pursuant to section 116 of this act to determine the validity of the orders.

(4) If a decontamination order is issued under subsection (1)(d) of this section, the department may seize the aquatic conveyance for two working days or a reasonable additional period of time thereafter as needed to meet decontamination requirements. The decontamination period must be based on factors including conveyance size and complexity, type and number of aquatic invasive species present, and decontamination station resource capacity.

(5) If an aquatic conveyance is subject to forfeiture under RCW 77.15.070, the timelines and other provisions under that section apply to the seizure.

(6) Upon decontamination and issuing a certificate of inspection, an aquatic conveyance must be released to the person in possession of the aquatic conveyance at the time the decontamination order was issued, or to the owner of the aquatic conveyance.

NEW SECTION. Sec. 116. (1) A person aggrieved or adversely affected by a quarantine declaration under section 107 of this act, a rapid response management action under section 108 of this act, an infested site management action under section 109 of this act, or a decontamination order under section 115 of this act may contest the validity of the department's actions by requesting a hearing in writing within twenty days of the department's actions.

(2) Hearings must be conducted pursuant to chapter 34.05 RCW and the burden of demonstrating the invalidity of agency action is on the party asserting invalidity. The hearing may be conducted by the director or the director's designee and may occur telephonically.

(3) A hearing on a decontamination order is limited to the issues of whether decontamination was necessary and the reasonableness of costs assessed for any seizure, transportation, and decontamination. If the person in possession of the aquatic conveyance that was decontaminated prevails at the hearing, the person is entitled to reimbursement by the department for any costs assessed by the department or decontamination station operator for the seizure, transportation, and decontamination. If the department prevails at the hearing, the department is not responsible for and may not reimburse any costs.

NEW SECTION. Sec. 117. (1) The department may operate aquatic conveyance inspection and decontamination stations statewide for voluntary use by the public or for mandatory use where directed by the department to meet inspection and decontamination requirements of this chapter. Decontamination stations can be part of or separate from inspection stations. Inspection and decontamination stations are separate from commercial vehicle weigh stations operated by the Washington state patrol.

(2) Inspection station staff must inspect aquatic conveyances to determine whether the conveyances carry or contain aquatic invasive species. If an aquatic conveyance is free of aquatic invasive species, then inspection station staff must issue a certificate of inspection. A certificate of inspection is valid until the conveyance's next use in a water body.

(3) If a conveyance carries or contains aquatic invasive species, then inspection station staff must require the conveyance's decontamination before issuing a certificate of inspection. The

certificate of inspection is valid until the conveyance's next use in a water body.

(4) The department must identify, in a way that is readily available to the public, the location and contact information for inspection and decontamination stations.

(5) The department must adopt by rule standards for inspection and decontamination that, where practical and appropriate, align with regional, national, and international standards.

NEW SECTION. Sec. 118. (1) The department may authorize representatives to operate its inspection and decontamination stations and mandatory check stations. Department-authorized representatives may be department volunteers, other law enforcement agencies, or independent businesses.

(2) The department must adopt rules governing the types of services that department-authorized representatives may perform under this chapter.

(3) Department-authorized representatives must have official identification, training, and administrative capacity to fulfill their responsibilities under this section.

(4) Within two years of the effective date of this section, the department must provide the legislature with recommendations for a fee schedule that department-authorized representatives may charge users whose aquatic conveyances receive inspection and decontamination services.

NEW SECTION. Sec. 119. (1) The department may enter upon a property or water body at any reasonable time for the purpose of administering this chapter, including inspecting and decontaminating aquatic conveyances, collecting invasive species samples, implementing rapid response management actions or infested site management actions, and containing, controlling, or eradicating invasive species.

(2) Prior to entering the property or water body, the department shall make a reasonable attempt to notify the owner of the property or water body as to the purpose and need for the entry. Should the department be denied access to any property or water body where access is sought for the purposes set forth in this chapter, the department may apply to any court of competent jurisdiction for a warrant authorizing access to the property.

(3) Upon such an application, the court may issue the warrant for the purposes requested where the court finds reasonable cause to believe it is necessary to achieve the purposes of this chapter.

NEW SECTION. Sec. 120. (1) Funds from the watercraft excise tax proceeds that are deposited into the aquatic invasive species prevention account established under RCW 77.12.879 and the aquatic invasive species enforcement account established under RCW 43.43.400 may be used by the department to develop and implement an aquatic invasive species local management grant program. The grant program may expend up to two hundred fifty thousand dollars per fiscal year as competitive grants to state agencies, cities, counties, tribes, special purpose districts, academic institutions, and nonprofit groups to:

(a) Manage prohibited level 1 or level 2 aquatic species at a local level;

(b) Develop rapid response management cooperative agreements for local water bodies;

(c) Develop or implement prohibited species management cooperative agreements for local water bodies; and

(d) Conduct innovative applied research that directly supports on-the-ground prevention, control, and eradication efforts.

(2) The department must give preference to projects that have matching funds, provide in-kind services, or maintain or enhance outdoor recreational opportunities.

NEW SECTION. Sec. 121. The provisions of this chapter must be liberally construed to carry out the intent of the legislature.

NEW SECTION. Sec. 122. Sections 102 through 104 and 106 through 121 of this act constitute a new chapter in Title 77 RCW.

PART 2

INVASIVE SPECIES--ENFORCEMENT

NEW SECTION. Sec. 201. A new section is added to chapter 77.15 RCW to read as follows:

(1) Based upon reasonable suspicion that a person possesses an aquatic conveyance that has not been cleaned and drained or carries or contains aquatic invasive species in violation of this title, fish and wildlife officers or ex officio fish and wildlife officers may temporarily stop the person and inspect the aquatic conveyance for compliance with the requirements of this title.

(2) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

NEW SECTION. Sec. 202. A new section is added to chapter 77.15 RCW to read as follows:

(1) Upon a showing of probable cause that there has been a violation of an invasive species law of the state of Washington, or upon a showing of probable cause to believe that evidence of such a violation may be found at a place, a court must issue a search warrant or arrest warrant. Fish and wildlife officers or ex officio fish and wildlife officers may execute any such search or arrest warrant reasonably necessary to carry out their duties under this title with regard to an invasive species law and may seize invasive species or any evidence of a crime and the fruits or instrumentalities of a crime as provided by warrant. The court may have property opened or entered and the contents examined.

(2) Seizure of property as evidence of a crime does not preclude seizure of the property for forfeiture as authorized by law.

NEW SECTION. Sec. 203. A new section is added to chapter 77.15 RCW to read as follows:

(1) Upon a showing of probable cause that a water body or property has an invasive species in or on it, and the owner refuses permission to allow inspection of the water body or property, a court in the county in which the water body or property is located may, upon the request of the director or the director's designee, issue a warrant to the director or the director's designee authorizing the taking of specimens of invasive species, general inspection of the property or water body, and the performance of containment, eradication, or control work.

(2) Application for issuance, execution, and return of the warrant authorized by this section must be in accordance with the applicable rules of the superior courts or the district courts.

Sec. 204. RCW 77.15.160 and 2013 c 307 s 2 are each amended to read as follows:

The following acts are infractions and must be cited and punished as provided under chapter 7.84 RCW:

(1) Fishing and shellfishing infractions:

(a) Barbed hooks: Fishing for personal use with barbed hooks in violation of any department rule.

(b) Catch recording: Failing to immediately record a catch of fish or shellfish on a catch record card as required by RCW 77.32.430 or department rule.

(c) Catch reporting: Failing to return a catch record card to the department for other than Puget Sound Dungeness crab, as required by department rule.

(d) Recreational fishing: Fishing for fish or shellfish and, without yet possessing fish or shellfish, the person:

(i) Owns, but fails to have in the person's possession the license or the catch record card required by chapter 77.32 RCW for such an activity; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of fishing for fish or shellfish. This subsection does not apply to use of a net to take fish under RCW 77.15.580 or the

unlawful use of shellfish gear for personal use under RCW 77.15.382.

(e) Seaweed: Taking, possessing, or harvesting less than two times the daily possession limit of seaweed:

(i) While owning, but not having in the person's possession, the license required by chapter 77.32 RCW; or

(ii) In violation of any rule of the department or the department of natural resources regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of taking, possessing, or harvesting of seaweed.

(f) Unclassified fish or shellfish: Taking unclassified fish or shellfish in violation of any department rule by killing, fishing, taking, holding, possessing, or maliciously injuring or harming fish or shellfish that is not classified as game fish, food fish, shellfish, protected fish, or endangered fish.

(g) Wasting fish or shellfish: Killing, taking, or possessing fish or shellfish having a value of less than two hundred fifty dollars and allowing the fish or shellfish to be wasted.

(2) Hunting infractions:

(a) Eggs or nests: Maliciously, and without permit authorization, destroying, taking, or harming the eggs or active nests of a wild bird not classified as endangered or protected. For purposes of this subsection, "active nests" means nests that contain eggs or fledglings.

(b) Unclassified wildlife: Taking unclassified wildlife in violation of any department rule by killing, hunting, taking, holding, possessing, or maliciously injuring or harming wildlife that is not classified as big game, game animals, game birds, protected wildlife, or endangered wildlife.

(c) Wasting wildlife: Killing, taking, or possessing wildlife that is not classified as big game and has a value of less than two hundred fifty dollars, and allowing the wildlife to be wasted.

(d) Wild animals: Hunting for wild animals not classified as big game and, without yet possessing the wild animals, the person owns, but fails to have in the person's possession, all licenses, tags, or permits required by this title.

(e) Wild birds: Hunting for and, without yet possessing a wild bird or birds, the person:

(i) Owns, but fails to have in the person's possession, all licenses, tags, stamps, and permits required under this title; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of hunting wild birds.

(3) Trapping, taxidermy, fur dealing, and wildlife meat cutting infractions:

(a) Recordkeeping and reporting: If a person is a taxidermist, fur dealer, or wildlife meat cutter who is processing, holding, or storing wildlife for commercial purposes, failing to:

(i) Maintain records as required by department rule; or

(ii) Report information from these records as required by department rule.

(b) Trapper's report: Failing to report trapping activity as required by department rule.

~~(4) ((Aquatic invasive species infraction: Entering Washington by road and transporting a recreational or commercial watercraft that has been used outside of Washington without meeting documentation requirements as provided under RCW 77.12.879.))~~ (a) Invasive species management infractions:

(i) Out-of-state certification: Entering Washington in possession of an aquatic conveyance that does not meet certificate of inspection requirements as provided under section 112 of this act;

(ii) Clean and drain requirements: Possessing an aquatic conveyance that does not meet clean and drain requirements under section 113 of this act;

~~(iii) Clean and drain orders: Possessing an aquatic conveyance and failing to obey a clean and drain order under section 113 or 114 of this act; and~~

~~(iv) Transporting aquatic plants: Transporting aquatic plants on any state or public road, including forest roads. However, this subsection does not apply to plants that are:~~

~~(A) Being transported to the department or to another destination designated by the director, in a manner designated by the department, for purposes of identifying a species or reporting the presence of a species;~~

~~(B) Legally obtained for aquarium use, wetland or lakeshore restoration, or ornamental purposes;~~

~~(C) Located within or on a commercial aquatic plant harvester that is being transported to a suitable location to remove aquatic plants;~~

~~(D) Being transported in a manner that prevents their unintentional dispersal, to a suitable location for disposal, research, or educational purposes; or~~

~~(E) Being transported in such a way as the commission may otherwise prescribe.~~

~~(b) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this subsection (4).~~

~~(5) Other infractions:~~

~~(a) Contests: Conducting, holding, or sponsoring a hunting contest, a fishing contest involving game fish, or a competitive field trial using live wildlife.~~

~~(b) Other rules: Violating any other department rule that is designated by rule as an infraction.~~

~~(c) Posting signs: Posting signs preventing hunting or fishing on any land not owned or leased by the person doing the posting, or without the permission of the person who owns, leases, or controls the land posted.~~

~~(d) Scientific permits: Using a scientific permit issued by the director for fish, shellfish, or wildlife, but not including big game or big game parts, and the person:~~

~~(i) Violates any terms or conditions of the scientific permit; or~~

~~(ii) Violates any department rule applicable to the issuance or use of scientific permits.~~

~~((e) Transporting aquatic plants: Transporting aquatic plants on any state or public road, including forest roads.~~

~~However:~~

~~(i) This subsection does not apply to plants that are:~~

~~(A) Being transported to the department or to another destination designated by the director, in a manner designated by the department, for purposes of identifying a species or reporting the presence of a species;~~

~~(B) Legally obtained for aquarium use, wetland or lakeshore restoration, or ornamental purposes;~~

~~(C) Located within or on a commercial aquatic plant harvester that is being transported to a suitable location to remove aquatic plants;~~

~~(D) Being transported in a manner that prevents their unintentional dispersal, to a suitable location for disposal, research, or educational purposes; or~~

~~(E) Being transported in such a way as the commission may otherwise prescribe; and~~

~~(ii) This subsection does not apply to a person who:~~

~~(A) Is stopped at an aquatic invasive species check station and possesses a recreational or commercial watercraft that is contaminated with an aquatic invasive plant species if that person complies with all department directives for the proper decontamination of the watercraft and equipment; or~~

~~(B) Has voluntarily submitted a recreational or commercial watercraft for inspection by the department or its~~

~~designee and has received a receipt verifying that the watercraft has not been contaminated since its last use.))~~

NEW SECTION. Sec. 205. A new section is added to chapter 77.15 RCW to read as follows:

(1) A person is guilty of unlawful use of invasive species in the second degree if the person:

(a) Fails to stop at a mandatory check station or to return to the mandatory check station for inspection if directed to do so by a fish and wildlife officer or ex officio fish and wildlife officer;

(b) Fails to allow an aquatic conveyance stopped at a mandatory check station to be inspected for clean and drain requirements or aquatic invasive species;

(c) Fails to comply with a decontamination order;

(d) Possesses, except in the case of trafficking, a prohibited level 1 or level 2 species without department authorization, a permit, or as otherwise provided by rule;

(e) Possesses, introduces on or into a water body or property, or traffics in a prohibited level 3 species without department authorization, a permit, or as otherwise provided by rule;

(f) Introduces on or into a water body or property a regulated type A, type B, or type C species without department authorization, a permit, or as otherwise provided by rule;

(g) Fails to readily and clearly identify in writing by taxonomic species name or subspecies name a regulated type B species used for commercial purposes; or

(h) Knowingly violates a quarantine declaration under section 107 of this act.

(2) A violation of subsection (1) of this section is a gross misdemeanor. In addition to criminal penalties, a court may order the person to pay all costs in capturing, killing, or controlling the invasive species, including its progeny. This subsection does not affect the authority of the department to bring a separate civil action to recover habitat restoration costs necessitated by the person's unlawful use of invasive species.

(3) This section does not apply to:

(a) A person who complies with the department directives pursuant to section 114 of this act for mandatory check stations. Such a person is exempt from criminal penalties under this section or section 206 of this act, and forfeiture under this chapter, unless the person has a prior conviction under those sections within the past five years;

(b) A person who possesses an aquatic invasive species, if the person is in the process of:

(i) Removing it from the aquatic conveyance in a manner specified by the department; or

(ii) Releasing it if caught while fishing and immediately returning it to the water body from which it came;

(c) Possessing or introducing nonnative aquatic animal species by ballast water held or discharged by vessels regulated under chapter 77.120 RCW; or

(d) Possessing or introducing nonnative aquatic animal species through private sector shellfish aquaculture operations, transfers, or conveyances regulated under chapter 77.115 RCW.

(4) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

NEW SECTION. Sec. 206. A new section is added to chapter 77.15 RCW to read as follows:

(1) A person is guilty of unlawful use of invasive species in the first degree if the person:

(a) Traffics or introduces on or into a water body or property a prohibited level 1 or level 2 species without department authorization, a permit, or as otherwise provided by rule; or

(b) Commits a subsequent violation of unlawful use of invasive species in the second degree within five years of the date of a prior conviction under section 205 of this act.

(2) A violation of this section is a class C felony. In addition to criminal penalties, a court may order the person to pay all costs in managing the invasive species, including the species' progeny. This subsection does not affect the authority of the department to bring a separate civil action to recover habitat restoration costs necessitated by the person's unlawful use of invasive species.

(3) This section does not apply to:

(a) A person who complies with department directives pursuant to section 114 of this act for mandatory check stations, and who is exempt from criminal penalties under this section and forfeiture under this chapter, unless the person has a prior conviction under this section or section 205 of this act within the past five years; or

(b) A person who possesses an aquatic invasive species, if the person is in the process of:

(i) Removing it from the aquatic conveyance in a manner specified by the department; or

(ii) Releasing it if caught while fishing and is immediately returning it to the water body from which it came.

(4) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

PART 3

INVASIVE SPECIES--OTHER PROVISIONS

Sec. 301. RCW 77.08.010 and 2012 c 176 s 4 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this title or rules adopted under this title unless the context clearly requires otherwise.

(1) "Anadromous game fish buyer" means a person who purchases or sells steelhead trout and other anadromous game fish harvested by Indian fishers lawfully exercising fishing rights reserved by federal statute, treaty, or executive order, under conditions prescribed by rule of the director.

(2) "Angling gear" means a line attached to a rod and reel capable of being held in hand while landing the fish or a hand-held line operated without rod or reel.

(3) ~~("Aquatic invasive species" means any invasive, prohibited, regulated, unregulated, or unlisted aquatic animal or plant species as defined under subsections (4), (34), (49), (53), (70), and (71) of this section, aquatic noxious weeds as defined under RCW 17.26.020(5)(c), and aquatic nuisance species as defined under RCW 77.60.130(1).~~

~~(4) "Aquatic plant species" means an emergent, submersed, partially submersed, free floating, or floating leaving plant species that grows in or near a body of water or wetland.~~

~~(5)) "Bag limit" means the maximum number of game animals, game birds, or game fish which may be taken, caught, killed, or possessed by a person, as specified by rule of the commission for a particular period of time, or as to size, sex, or species.~~

~~((6)) (4) "Building" means a private domicile, garage, barn, or public or commercial building.~~

~~((7)) (5) "Closed area" means a place where the hunting of some or all species of wild animals or wild birds is prohibited.~~

~~((8)) (6) "Closed season" means all times, manners of taking, and places or waters other than those established by rule of the commission as an open season. "Closed season" also means all hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that do not conform to the special restrictions or physical descriptions established by rule of~~

the commission as an open season or that have not otherwise been deemed legal to hunt, fish, take, harvest, or possess by rule of the commission as an open season.

~~((9)) (7) "Closed waters" means all or part of a lake, river, stream, or other body of water, where fishing or harvesting is prohibited.~~

~~((40)) (8) "Commercial" means related to or connected with buying, selling, or bartering.~~

~~((11)) (9) "Commission" means the state fish and wildlife commission.~~

~~((12)) (10) "Concurrent waters of the Columbia river" means those waters of the Columbia river that coincide with the Washington-Oregon state boundary.~~

~~((13)) (11) "Contraband" means any property that is unlawful to produce or possess.~~

~~((14)) (12) "Deleterious exotic wildlife" means species of the animal kingdom not native to Washington and designated as dangerous to the environment or wildlife of the state.~~

~~((15)) (13) "Department" means the department of fish and wildlife.~~

~~((16)) (14) "Director" means the director of fish and wildlife.~~

~~((17)) (15) "Endangered species" means wildlife designated by the commission as seriously threatened with extinction.~~

~~((18)) (16) "Ex officio fish and wildlife officer" means:~~

~~(a) A commissioned officer of a municipal, county, or state agency having as its primary function the enforcement of criminal laws in general, while the officer is acting in the respective jurisdiction of that agency;~~

~~(b) An officer or special agent commissioned by one of the following: The national marine fisheries service; the Washington state parks and recreation commission; the United States fish and wildlife service; the Washington state department of natural resources; the United States forest service; or the United States parks service, if the agent or officer is in the respective jurisdiction of the primary commissioning agency and is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency;~~

~~(c) A commissioned fish and wildlife peace officer from another state who meets the training standards set by the Washington state criminal justice training commission pursuant to RCW 10.93.090, 43.101.080, and 43.101.200, and who is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency; or~~

~~(d) A Washington state tribal police officer who successfully completes the requirements set forth under RCW 43.101.157, is employed by a tribal nation that has complied with RCW 10.92.020(2) (a) and (b), and is acting under a mutual law enforcement assistance agreement between the department and the tribal government.~~

~~((19)) (17) "Fish" includes all species classified as game fish or food fish by statute or rule, as well as all fin fish not currently classified as food fish or game fish if such species exist in state waters. The term "fish" includes all stages of development and the bodily parts of fish species.~~

~~((20)) (18) "Fish and wildlife officer" means a person appointed and commissioned by the director, with authority to enforce this title and rules adopted pursuant to this title, and other statutes as prescribed by the legislature. Fish and wildlife officer includes a person commissioned before June 11, 1998, as a wildlife agent or a fisheries patrol officer.~~

~~((21)) (19) "Fish broker" means a person whose business it is to bring a seller of fish and shellfish and a purchaser of those fish and shellfish together.~~

~~((22))~~ (20) "Fish buyer" means a person engaged by a wholesale fish dealer to purchase food fish or shellfish from a licensed commercial fisher.

~~((23))~~ (21) "Fishery" means the taking of one or more particular species of fish or shellfish with particular gear in a particular geographical area.

~~((24))~~ (22) "Food, food waste, or other substance" includes human and pet food or other waste or garbage that could attract large wild carnivores.

~~((25))~~ (23) "Freshwater" means all waters not defined as saltwater including, but not limited to, rivers upstream of the river mouth, lakes, ponds, and reservoirs.

~~((26))~~ (24) "Fur-bearing animals" means game animals that shall not be trapped except as authorized by the commission.

~~((27))~~ (25) "Fur dealer" means a person who purchases, receives, or resells raw furs for commercial purposes.

~~((28))~~ (26) "Game animals" means wild animals that shall not be hunted except as authorized by the commission.

~~((29))~~ (27) "Game birds" means wild birds that shall not be hunted except as authorized by the commission.

~~((30))~~ (28) "Game farm" means property on which wildlife is held, confined, propagated, hatched, fed, or otherwise raised for commercial purposes, trade, or gift. The term "game farm" does not include publicly owned facilities.

~~((31))~~ (29) "Game reserve" means a closed area where hunting for all wild animals and wild birds is prohibited.

~~((32))~~ (30) "Illegal items" means those items unlawful to be possessed.

~~((33))~~ (31)(a) "Intentionally feed, attempt to feed, or attract" means to purposefully or knowingly provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building.

(b) "Intentionally feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

~~((34))~~ "Invasive species" means a plant species or a nonnative animal species that either:

~~_____ (a) Causes or may cause displacement of, or otherwise threatens, native species in their natural communities;~~

~~_____ (b) Threatens or may threaten natural resources or their use in the state;~~

~~_____ (c) Causes or may cause economic damage to commercial or recreational activities that are dependent upon state waters; or~~

~~_____ (d) Threatens or harms human health.~~

~~((35))~~ (32) "Large wild carnivore" includes wild bear, cougar, and wolf.

~~((36))~~ (33) "License year" means the period of time for which a recreational license is valid. The license year begins April 1st, and ends March 31st.

~~((37))~~ (34) "Limited-entry license" means a license subject to a license limitation program established in chapter 77.70 RCW.

~~((38))~~ (35) "Money" means all currency, script, personal checks, money orders, or other negotiable instruments.

~~((39))~~ (36) "Natural person" means a human being.

~~((40))~~ (37)(a) "Negligently feed, attempt to feed, or attract" means to provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building, without the awareness that a reasonable person in the same situation would have with regard to the likelihood that the food, food waste, or

other substance could attract large wild carnivores to the land or building.

(b) "Negligently feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

~~((41))~~ (38) "Nonresident" means a person who has not fulfilled the qualifications of a resident.

~~((42))~~ (39) "Offshore waters" means marine waters of the Pacific Ocean outside the territorial boundaries of the state, including the marine waters of other states and countries.

~~((43))~~ (40) "Open season" means those times, manners of taking, and places or waters established by rule of the commission for the lawful hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that conform to the special restrictions or physical descriptions established by rule of the commission or that have otherwise been deemed legal to hunt, fish, take, harvest, or possess by rule of the commission. "Open season" includes the first and last days of the established time.

~~((44))~~ (41) "Owner" means the person in whom is vested the ownership dominion, or title of the property.

~~((45))~~ (42) "Person" means and includes an individual; a corporation; a public or private entity or organization; a local, state, or federal agency; all business organizations, including corporations and partnerships; or a group of two or more individuals acting with a common purpose whether acting in an individual, representative, or official capacity.

~~((46))~~ (43) "Personal property" or "property" includes both corporeal and incorporeal personal property and includes, among other property, contraband and money.

~~((47))~~ (44) "Personal use" means for the private use of the individual taking the fish or shellfish and not for sale or barter.

~~((48))~~ (45) "Predatory birds" means wild birds that may be hunted throughout the year as authorized by the commission.

~~((49))~~ "Prohibited aquatic animal species" means an invasive species of the animal kingdom that has been classified as a prohibited aquatic animal species by the commission.

~~_____ (50))~~ (46) "Protected wildlife" means wildlife designated by the commission that shall not be hunted or fished.

~~((51))~~ (47) "Raffle" means an activity in which tickets bearing an individual number are sold for not more than twenty-five dollars each and in which a permit or permits are awarded to hunt or for access to hunt big game animals or wild turkeys on the basis of a drawing from the tickets by the person or persons conducting the raffle.

~~((52))~~ "Recreational and commercial watercraft" includes the boat, as well as equipment used to transport the boat, and any auxiliary equipment such as attached or detached outboard motors.

~~_____ (53) "Regulated aquatic animal species" means a potentially invasive species of the animal kingdom that has been classified as a regulated aquatic animal species by the commission.~~

~~_____ (54))~~ (48) "Resident" has the same meaning as defined in RCW 77.08.075.

~~((55))~~ (49) "Retail-eligible species" means commercially harvested salmon, crab, and sturgeon.

~~((56))~~ (50) "Saltwater" means those marine waters seaward of river mouths.

~~((57))~~ (51) "Seaweed" means marine aquatic plant species that are dependent upon the marine aquatic or tidal environment, and exist in either an attached or free floating form, and includes but is not limited to marine aquatic plants in the classes Chlorophyta, Phaeophyta, and Rhodophyta.

~~((58))~~ (52) "Senior" means a person seventy years old or older.

~~((59))~~ (53) "Shark fin" means a raw, dried, or otherwise processed detached fin or tail of a shark.

~~((60))~~ (54)(a) "Shark fin derivative product" means any product intended for use by humans or animals that is derived in whole or in part from shark fins or shark fin cartilage.

(b) "Shark fin derivative product" does not include a drug approved by the United States food and drug administration and available by prescription only or medical device or vaccine approved by the United States food and drug administration.

~~((61))~~ (55) "Shellfish" means those species of marine and freshwater invertebrates that have been classified and that shall not be taken except as authorized by rule of the commission. The term "shellfish" includes all stages of development and the bodily parts of shellfish species.

~~((62))~~ (56) "State waters" means all marine waters and fresh waters within ordinary high water lines and within the territorial boundaries of the state.

~~((63))~~ (57) "Taxidermist" means a person who, for commercial purposes, creates lifelike representations of fish and wildlife using fish and wildlife parts and various supporting structures.

~~((64))~~ (58) "To fish," "to harvest," and "to take," and their derivatives means an effort to kill, injure, harass, or catch a fish or shellfish.

~~((65))~~ (59) "To hunt" and its derivatives means an effort to kill, injure, capture, or harass a wild animal or wild bird.

~~((66))~~ (60) "To process" and its derivatives mean preparing or preserving fish, wildlife, or shellfish.

~~((67))~~ (61) "To trap" and its derivatives means a method of hunting using devices to capture wild animals or wild birds.

~~((68))~~ (62) "Trafficking" means offering, attempting to engage, or engaging in sale, barter, or purchase of fish, shellfish, wildlife, or deleterious exotic wildlife.

~~((69))~~ (63) "Unclaimed" means that no owner of the property has been identified or has requested, in writing, the release of the property to themselves nor has the owner of the property designated an individual to receive the property or paid the required postage to effect delivery of the property.

~~((70)) "Unlisted aquatic animal species" means a nonnative animal species that has not been classified as a prohibited aquatic animal species, a regulated aquatic animal species, or an unregulated aquatic animal species by the commission.~~

~~((71)) "Unregulated aquatic animal species" means a nonnative animal species that has been classified as an unregulated aquatic animal species by the commission.~~

~~((72))~~ (64) "Wholesale fish dealer" means a person who, acting for commercial purposes, takes possession or ownership of fish or shellfish and sells, barter, or exchanges or attempts to sell, barter, or exchange fish or shellfish that have been landed into the state of Washington or entered the state of Washington in interstate or foreign commerce.

~~((73))~~ (65) "Wild animals" means those species of the class Mammalia whose members exist in Washington in a wild state. The term "wild animal" does not include feral domestic mammals or old world rats and mice of the family Muridae of the order Rodentia.

~~((74))~~ (66) "Wild birds" means those species of the class Aves whose members exist in Washington in a wild state.

~~((75))~~ (67) "Wildlife" means all species of the animal kingdom whose members exist in Washington in a wild state. This includes but is not limited to mammals, birds, reptiles, amphibians, fish, and invertebrates. The term "wildlife" does not include feral domestic mammals, old world rats and mice of the family Muridae of the order Rodentia, or those fish, shellfish, and marine

invertebrates classified as food fish or shellfish by the director. The term "wildlife" includes all stages of development and the bodily parts of wildlife members.

~~((76))~~ (68) "Wildlife meat cutter" means a person who packs, cuts, processes, or stores wildlife for consumption for another for commercial purposes.

~~((77))~~ (69) "Youth" means a person fifteen years old for fishing and under sixteen years old for hunting.

Sec. 302. RCW 77.12.020 and 2002 c 281 s 3 are each amended to read as follows:

(1) The director shall investigate the habits and distribution of the various species of wildlife native to or adaptable to the habitats of the state. The commission shall determine whether a species should be managed by the department and, if so, classify it under this section.

(2) The commission may classify by rule wild animals as game animals and game animals as fur-bearing animals.

(3) The commission may classify by rule wild birds as game birds or predatory birds. All wild birds not otherwise classified are protected wildlife.

(4) In addition to those species listed in RCW 77.08.020, the commission may classify by rule as game fish other species of the class Osteichthyes that are commonly found in freshwater except those classified as food fish by the director.

(5) The director may recommend to the commission that a species of wildlife should not be hunted or fished. The commission may designate species of wildlife as protected.

(6) If the director determines that a species of wildlife is seriously threatened with extinction in the state of Washington, the director may request its designation as an endangered species. The commission may designate an endangered species.

(7) If the director determines that a species of the animal kingdom, not native to Washington, is dangerous to the environment or wildlife of the state, the director may request its designation as deleterious exotic wildlife. The commission may designate deleterious exotic wildlife.

(8) ~~(Upon recommendation by the director, the commission may classify nonnative aquatic animal species according to the following categories:~~

~~(a) Prohibited aquatic animal species: These species are considered by the commission to have a high risk of becoming an invasive species and may not be possessed, imported, purchased, sold, propagated, transported, or released into state waters except as provided in RCW 77.15.253;~~

~~(b) Regulated aquatic animal species: These species are considered by the commission to have some beneficial use along with a moderate, but manageable risk of becoming an invasive species, and may not be released into state waters, except as provided in RCW 77.15.253. The commission shall classify the following commercial aquaculture species as regulated aquatic animal species, and allow their release into state waters pursuant to rule of the commission: Pacific oyster (*Crassostrea gigas*), kumamoto oyster (*Crassostrea sikamea*), European flat oyster (*Ostrea edulis*), eastern oyster (*Crassostrea virginica*), manila clam (*Tapes philippinarum*), blue mussel (*Mytilus galloprovincialis*), and suminoe oyster (*Crassostrea ariakensis*);~~

~~(c) Unregulated aquatic animal species: These species are considered by the commission as having some beneficial use along with a low risk of becoming an invasive species, and are not subject to regulation under this title;~~

~~(d) Unlisted aquatic animal species: These species are not designated as a prohibited aquatic animal species, regulated aquatic animal species, or unregulated aquatic animal species by the commission, and may not be released into state waters. Upon request, the commission may determine the appropriate category for an unlisted aquatic animal species and classify the species~~

accordingly;

~~(e) This subsection (8) does not apply to the transportation or release of nonnative aquatic animal species by ballast water or ballast water discharge.~~

~~(9)) Upon recommendation by the director, the commission may develop a work plan to eradicate native aquatic species that threaten human health. Priority shall be given to water bodies that the department of health has classified as representing a threat to human health based on the presence of a native aquatic species.~~

Sec. 303. RCW 77.15.080 and 2012 c 176 s 9 are each amended to read as follows:

~~((1))~~ Based upon articulable facts that a person is engaged in fishing, harvesting, or hunting activities, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and check for valid licenses, tags, permits, stamps, or catch record cards, and to inspect all fish, shellfish, seaweed, and wildlife in possession as well as the equipment being used to ensure compliance with the requirements of this title. Fish and wildlife officers and ex officio fish and wildlife officers also may request that the person write his or her signature for comparison with the signature on his or her fishing, harvesting, or hunting license. Failure to comply with the request is prima facie evidence that the person is not the person named on the license. Fish and wildlife officers may require the person, if age sixteen or older, to exhibit a driver's license or other photo identification.

~~((2) Based upon articulable facts that a person is transporting a prohibited aquatic animal species or any aquatic plant, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and inspect the watercraft to ensure that the watercraft and associated equipment are not transporting prohibited aquatic animal species or aquatic plants.)~~

Sec. 304. RCW 77.15.290 and 2012 c 176 s 21 are each amended to read as follows:

(1) A person is guilty of unlawful transportation of fish or wildlife in the second degree if the person:

(a) Knowingly imports, moves within the state, or exports fish, shellfish, or wildlife in violation of any department rule governing the transportation or movement of fish, shellfish, or wildlife and the transportation does not involve big game, endangered fish or wildlife, deleterious exotic wildlife, or fish, shellfish, or wildlife having a value greater than two hundred fifty dollars; or

(b) Possesses but fails to affix or notch a big game transport tag as required by department rule.

(2) A person is guilty of unlawful transportation of fish or wildlife in the first degree if the person:

(a) Knowingly imports, moves within the state, or exports fish, shellfish, or wildlife in violation of any department rule governing the transportation or movement of fish, shellfish, or wildlife and the transportation involves big game, endangered fish or wildlife, deleterious exotic wildlife, or fish, shellfish, or wildlife with a value of two hundred fifty dollars or more; or

(b) Knowingly transports shellfish, shellstock, or equipment used in commercial culturing, taking, handling, or processing shellfish without a permit required by authority of this title.

(3)(a) Unlawful transportation of fish or wildlife in the second degree is a misdemeanor.

(b) Unlawful transportation of fish or wildlife in the first degree is a gross misdemeanor.

(4) This section does not apply to ~~((a) Any person stopped at an aquatic) (check station who possesses a recreational or commercial watercraft that is~~

~~contaminated with an aquatic invasive species if that person complies with all department directives for the proper decontamination of the watercraft and equipment; or (b) any person who has voluntarily submitted a recreational or commercial watercraft for inspection by the department or its designee and has received a receipt verifying that the watercraft has not been contaminated since its last use)).~~

Sec. 305. RCW 43.06.010 and 1994 c 223 s 3 are each amended to read as follows:

In addition to those prescribed by the Constitution, the governor may exercise the powers and perform the duties prescribed in this and the following sections:

(1) The governor shall supervise the conduct of all executive and ministerial offices;

(2) The governor shall see that all offices are filled, including as provided in RCW 42.12.070, and the duties thereof performed, or in default thereof, apply such remedy as the law allows; and if the remedy is imperfect, acquaint the legislature therewith at its next session;

(3) The governor shall make the appointments and supply the vacancies mentioned in this title;

(4) The governor is the sole official organ of communication between the government of this state and the government of any other state or territory, or of the United States;

(5) Whenever any suit or legal proceeding is pending against this state, or which may affect the title of this state to any property, or which may result in any claim against the state, the governor may direct the attorney general to appear on behalf of the state, and report the same to the governor, or to any grand jury designated by the governor, or to the legislature when next in session;

(6) The governor may require the attorney general or any prosecuting attorney to inquire into the affairs or management of any corporation existing under the laws of this state, or doing business in this state, and report the same to the governor, or to any grand jury designated by the governor, or to the legislature when next in session;

(7) The governor may require the attorney general to aid any prosecuting attorney in the discharge of the prosecutor's duties;

(8) The governor may offer rewards, not exceeding one thousand dollars in each case, payable out of the state treasury, for information leading to the apprehension of any person convicted of a felony who has escaped from a state correctional institution or for information leading to the arrest of any person who has committed or is charged with the commission of a felony;

(9) The governor shall perform such duties respecting fugitives from justice as are prescribed by law;

(10) The governor shall issue and transmit election proclamations as prescribed by law;

(11) The governor may require any officer or board to make, upon demand, special reports to the governor, in writing;

(12) The governor may, after finding that a public disorder, disaster, energy emergency, or riot exists within this state or any part thereof which affects life, health, property, or the public peace, proclaim a state of emergency in the area affected, and the powers granted the governor during a state of emergency shall be effective only within the area described in the proclamation;

(13) The governor may, after finding that there exists within this state an imminent danger of infestation of plant pests as defined in RCW 17.24.007 or plant diseases which seriously endangers the agricultural or horticultural industries of the state of Washington, or which seriously threatens life, health, or economic well-being, order emergency measures to prevent or abate the infestation or disease situation, which measures, after thorough evaluation of all other alternatives, may include the aerial application of pesticides;

(14) The governor, after finding that a prohibited level 1 or level 2 species as defined in chapter 77.-- RCW (the new chapter created in section 122 of this act) has been detected and after finding that the detected species seriously endangers or threatens the environment, economy, human health, or well-being of the state of Washington, may order emergency measures to prevent or abate the prohibited species, which measures, after thorough evaluation of all other alternatives, may include the surface or aerial application of pesticides;

(15) On all compacts forwarded to the governor pursuant to RCW 9.46.360(6), the governor is authorized and empowered to execute on behalf of the state compacts with federally recognized Indian tribes in the state of Washington pursuant to the federal Indian Gaming Regulatory Act, 25 U.S.C. Sec. 2701 et seq., for conducting class III gaming, as defined in the Act, on Indian lands. Sec. 306. RCW 43.43.400 and 2011 c 171 s 8 are each amended to read as follows:

(1) ((The definitions in this subsection apply throughout this section unless the context clearly requires otherwise:

_____ (a) "Aquatic invasive species" means any invasive, prohibited, regulated, unregulated, or unlisted aquatic animal or plant species as defined under RCW 77.08.010 [(3),] (28), (40), (44), (58), and (59), aquatic noxious weeds as defined under RCW 17.26.020(5)(c), and aquatic nuisance species as defined under RCW 77.60.130(1).

_____ (b) "Recreational and commercial watercraft" includes the boat, as well as equipment used to transport the boat, and any auxiliary equipment such as attached or detached outboard motors.

_____ (2)) The aquatic invasive species enforcement account is created in the state treasury. Moneys directed to the account from RCW 82.49.030 and 88.02.640 must be deposited in the account. Expenditures from the account may only be used as provided in this section. Moneys in the account may be spent only after appropriation.

(((3) Funds in the aquatic invasive species enforcement account may be appropriated to the Washington state patrol and the department of fish and wildlife to develop an aquatic invasive species enforcement program for recreational and commercial watercraft, which includes equipment used to transport the watercraft and auxiliary equipment such as attached or detached outboard motors. Funds must be expended as follows:

_____ (a) By the Washington state patrol, to inspect recreational and commercial watercraft that are required to stop at port of entry weigh stations managed by the Washington state patrol. The watercraft must be inspected for the presence of aquatic invasive species; and

_____ (b) By the department of fish and wildlife to:

_____ (i) Establish random check stations, to inspect recreational and commercial watercraft as provided for in RCW 77.12.879(3);

_____ (ii) Inspect or delegate inspection of recreational and commercial watercraft. If the department conducts the inspection, there will be no cost to the person requesting the inspection;

_____ (iii) Provide training to all department employees that are deployed in the field to inspect recreational and commercial watercraft; and

_____ (iv) Provide an inspection receipt verifying that the watercraft is not contaminated after the watercraft has been inspected at a check station or has been inspected at the request of the owner of the recreational or commercial watercraft. The inspection receipt is valid until the watercraft is used again.

(4) The Washington state patrol and the department of fish and wildlife shall submit a biennial report to the appropriate legislative committees describing the actions taken to implement this section along with suggestions on how to better fulfill the

intent of chapter 464, Laws of 2005. The first report is due December 1, 2007.)

(2) Expenditures from the account by the Washington state patrol may only be used to inspect for the presence of aquatic invasive species on aquatic conveyances that are required to stop at a Washington state patrol port of entry weigh station.

(3) Expenditures from the account by the department of fish and wildlife may only be used to develop and implement an: (a) Aquatic invasive species local management grant program; and (b) aquatic invasive species enforcement program including enforcement of chapter 77.-- RCW (the new chapter created in section 122 of this act), enforcement of aquatic invasive species provisions in chapter 77.15 RCW, and training Washington state patrol employees working at port of entry weigh stations on how to inspect aquatic conveyances for the presence of aquatic invasive species.

(4) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

Sec. 307. RCW 10.31.100 and 2013 2nd sp.s. c 35 s 22 are each amended to read as follows:

A police officer having probable cause to believe that a person has committed or is committing a felony shall have the authority to arrest the person without a warrant. A police officer may arrest a person without a warrant for committing a misdemeanor or gross misdemeanor only when the offense is committed in the presence of the officer, except as provided in subsections (1) through (11) of this section.

(1) Any police officer having probable cause to believe that a person has committed or is committing a misdemeanor or gross misdemeanor, involving physical harm or threats of harm to any person or property or the unlawful taking of property or involving the use or possession of cannabis, or involving the acquisition, possession, or consumption of alcohol by a person under the age of twenty-one years under RCW 66.44.270, or involving criminal trespass under RCW 9A.52.070 or 9A.52.080, shall have the authority to arrest the person.

(2) A police officer shall arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that:

(a) An order has been issued of which the person has knowledge under RCW 26.44.063, or chapter 7.92, 7.90, 9A.46, 10.99, 26.09, 26.10, 26.26, 26.50, or 74.34 RCW restraining the person and the person has violated the terms of the order restraining the person from acts or threats of violence, or restraining the person from going onto the grounds of or entering a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location or, in the case of an order issued under RCW 26.44.063, imposing any other restrictions or conditions upon the person; or

(b) A foreign protection order, as defined in RCW 26.52.010, has been issued of which the person under restraint has knowledge and the person under restraint has violated a provision of the foreign protection order prohibiting the person under restraint from contacting or communicating with another person, or excluding the person under restraint from a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location, or a violation of any provision for which the foreign protection order specifically indicates that a violation will be a crime; or

(c) The person is sixteen years or older and within the preceding four hours has assaulted a family or household member as defined in RCW 10.99.020 and the officer believes: (i) A

felonious assault has occurred; (ii) an assault has occurred which has resulted in bodily injury to the victim, whether the injury is observable by the responding officer or not; or (iii) that any physical action has occurred which was intended to cause another person reasonably to fear imminent serious bodily injury or death. Bodily injury means physical pain, illness, or an impairment of physical condition. When the officer has probable cause to believe that family or household members have assaulted each other, the officer is not required to arrest both persons. The officer shall arrest the person whom the officer believes to be the primary physical aggressor. In making this determination, the officer shall make every reasonable effort to consider: (i) The intent to protect victims of domestic violence under RCW 10.99.010; (ii) the comparative extent of injuries inflicted or serious threats creating fear of physical injury; and (iii) the history of domestic violence of each person involved, including whether the conduct was part of an ongoing pattern of abuse; or

(d) The person has violated RCW 46.61.502 or 46.61.504 or an equivalent local ordinance and the police officer has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years.

(3) Any police officer having probable cause to believe that a person has committed or is committing a violation of any of the following traffic laws shall have the authority to arrest the person:

(a) RCW 46.52.010, relating to duty on striking an unattended car or other property;

(b) RCW 46.52.020, relating to duty in case of injury to or death of a person or damage to an attended vehicle;

(c) RCW 46.61.500 or 46.61.530, relating to reckless driving or racing of vehicles;

(d) RCW 46.61.502 or 46.61.504, relating to persons under the influence of intoxicating liquor or drugs;

(e) RCW 46.61.503 or 46.25.110, relating to persons having alcohol or THC in their system;

(f) RCW 46.20.342, relating to driving a motor vehicle while operator's license is suspended or revoked;

(g) RCW 46.61.5249, relating to operating a motor vehicle in a negligent manner.

(4) A law enforcement officer investigating at the scene of a motor vehicle accident may arrest the driver of a motor vehicle involved in the accident if the officer has probable cause to believe that the driver has committed in connection with the accident a violation of any traffic law or regulation.

(5)(a) A law enforcement officer investigating at the scene of a motor vessel accident may arrest the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a criminal violation of chapter 79A.60 RCW.

(b) A law enforcement officer investigating at the scene of a motor vessel accident may issue a citation for an infraction to the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a violation of any boating safety law of chapter 79A.60 RCW.

(6) Any police officer having probable cause to believe that a person has committed or is committing a violation of RCW 79A.60.040 shall have the authority to arrest the person.

(7) An officer may act upon the request of a law enforcement officer in whose presence a traffic infraction was committed, to stop, detain, arrest, or issue a notice of traffic infraction to the driver who is believed to have committed the infraction. The request by the witnessing officer shall give an officer the authority to take appropriate action under the laws of the state of Washington.

(8) Any police officer having probable cause to believe that a person has committed or is committing any act of indecent exposure, as defined in RCW 9A.88.010, may arrest the person.

(9) A police officer may arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that an order has been issued of which the person has knowledge under chapter 10.14 RCW and the person has violated the terms of that order.

(10) Any police officer having probable cause to believe that a person has, within twenty-four hours of the alleged violation, committed a violation of RCW 9A.50.020 may arrest such person.

(11) A police officer having probable cause to believe that a person illegally possesses or illegally has possessed a firearm or other dangerous weapon on private or public elementary or secondary school premises shall have the authority to arrest the person.

For purposes of this subsection, the term "firearm" has the meaning defined in RCW 9.41.010 and the term "dangerous weapon" has the meaning defined in RCW 9.41.250 and 9.41.280(1) (c) through (e).

(12) A law enforcement officer having probable cause to believe that a person has committed a violation under RCW 77.15.160(4) may issue a citation for an infraction to the person in connection with the violation.

(13) A law enforcement officer having probable cause to believe that a person has committed a criminal violation under section 205 or 206 of this act may arrest the person in connection with the violation.

(14) Except as specifically provided in subsections (2), (3), (4), and (7) of this section, nothing in this section extends or otherwise affects the powers of arrest prescribed in Title 46 RCW.

~~((13))~~ (15) No police officer may be held criminally or civilly liable for making an arrest pursuant to subsection (2) or (9) of this section if the police officer acts in good faith and without malice.

Sec. 308. RCW 77.15.360 and 2007 c 337 s 3 are each amended to read as follows:

(1) A person is guilty of unlawful interfering in department operations if the person prevents department employees from carrying out duties authorized by this title, including but not limited to interfering:

(a) In the operation of department vehicles, vessels, or aircraft; ~~((or))~~

(b) With the collection of samples of tissue, fluids, or other bodily parts of fish, wildlife, and shellfish under RCW 77.12.071; or

(c) With actions authorized by a warrant issued under section 119 or 203 of this act.

(2) Unlawful interfering in department operations is a gross misdemeanor.

Sec. 309. RCW 82.49.030 and 2010 c 161 s 1045 are each amended to read as follows:

(1) The excise tax imposed under this chapter is due and payable to the department of licensing, county auditor or other agent, or subagent appointed by the director of the department of licensing at the time of registration of a vessel. The department of licensing shall not issue or renew a registration for a vessel until the tax is paid in full.

(2) The excise tax collected under this chapter must be deposited ~~((in the general fund))~~ as follows:

(a) For fiscal year 2015, ninety-six percent to the general fund and the remaining four percent to be distributed as specified in subsection (3) of this section;

(b) For fiscal year 2016, ninety-three percent to the general fund and the remaining seven percent to be distributed as

specified in subsection (3) of this section; and

~~(c) For fiscal year 2017 and each fiscal year thereafter, ninety percent to the general fund and the remaining ten percent to be distributed as specified in subsection (3) of this section.~~

~~(3) The excise tax not deposited into the general fund in subsection (2) of this section must be distributed as follows:~~

~~(a) Sixty percent must be deposited into the aquatic invasive species prevention account established under RCW 77.12.879; and~~

~~(b) Forty percent must be deposited into the aquatic invasive species enforcement account established under RCW 43.43.400.~~

Sec. 310. RCW 77.12.879 and 2013 c 307 s 1 are each amended to read as follows:

(1) The aquatic invasive species prevention account is created in the state treasury. ~~(Moneys directed to the account from RCW 88.02.640(3)(a)(i) must be deposited in the account. Expenditures from the account may only be used as provided in this section. Moneys in the account may be spent only after appropriation.~~

~~(2) Funds in the aquatic invasive species prevention account may be appropriated to the department to develop an aquatic invasive species prevention program for recreational and commercial watercraft. Funds must be expended as follows:~~

~~(a) To inspect recreational and commercial watercraft;~~

~~(b) To educate general law enforcement officers on how to enforce state laws relating to preventing the spread of aquatic invasive species;~~

~~(c) To evaluate and survey the risk posed by recreational and commercial watercraft in spreading aquatic invasive species into Washington state waters;~~

~~(d) To evaluate the risk posed by float planes in spreading aquatic invasive species into Washington state waters; and~~

~~(e) To implement an aquatic invasive species early detection and rapid response plan. The plan must address the treatment and immediate response to the introduction to Washington waters of aquatic invasive species. Agency and public review of the plan must be conducted under chapter 43.21C RCW, the state environmental policy act. If the implementation measures or actions would have a probable significant adverse environmental impact, a detailed statement under chapter 43.21C RCW must be prepared on the plan.~~

~~(3) Funds in the aquatic invasive species enforcement account created in RCW 43.43.400 may be appropriated to the department and Washington state patrol to develop an aquatic invasive species enforcement program for recreational and commercial watercraft.~~

~~(a) The department shall provide training to Washington state patrol employees working at port of entry weigh stations, and other local law enforcement employees, on how to inspect recreational and commercial watercraft for the presence of aquatic invasive species.~~

~~(b) A person who enters Washington by road transporting any commercial or recreational watercraft that has been used outside of Washington must have in his or her possession documentation that the watercraft is free of aquatic invasive species. The department must develop and maintain rules to implement this subsection (3)(b), including specifying allowable forms of documentation.~~

~~(c) The department is authorized to require persons transporting recreational and commercial watercraft to stop at check stations. Check stations must be plainly marked by signs, operated by at least one uniformed fish and wildlife officer, and operated in a safe manner.~~

~~(d) Any person stopped at a check station who possesses~~

~~a recreational or commercial watercraft that is contaminated with aquatic invasive species, must bear the expense for any necessary impoundment, transportation, cleaning, and decontamination of the watercraft.~~

~~(e) Any person stopped at a check station who possesses a recreational or commercial watercraft that is contaminated with aquatic invasive species, is exempt from the criminal penalties found in RCW 77.15.253 and 77.15.290, and forfeiture under RCW 77.15.070, if that person complies with all department directives for the proper decontamination of the watercraft.~~

~~(4) The department shall submit a biennial report to the appropriate legislative committees describing the actions taken to implement this section along with suggestions on how to better fulfill the intent of chapter 464, Laws of 2005.) All receipts directed to the account from RCW 82.49.030 and 88.02.640, as well as legislative appropriations, gifts, donations, fees, and penalties received by the department for aquatic invasive species management, must be deposited into the account.~~

~~(2) Expenditures from the account may only be used to implement the provisions of chapter 77.-- RCW (the new chapter created in section 122 of this act).~~

~~(3) Moneys in the account may be spent only after appropriation.~~

NEW SECTION. Sec. 311. The following acts or parts of acts are each repealed:

(1) RCW 77.12.875 (Prohibited aquatic animal species-- Infested state waters) and 2002 c 281 s 5;

(2) RCW 77.12.878 (Infested waters--Rapid response plan) and 2002 c 281 s 6;

(3) RCW 77.12.882 (Aquatic invasive species-- Inspection of recreational and commercial watercraft--Rules-- Signage) and 2007 c 350 s 4;

(4) RCW 77.15.253 (Unlawful use of prohibited aquatic animal species--Penalty) and 2007 c 350 s 5 & 2002 c 281 s 4;

(5) RCW 77.15.293 (Unlawfully avoiding aquatic invasive species check stations--Penalty) and 2007 c 350 s 7;

(6) RCW 77.60.110 (Zebra mussels and European green crabs--Draft rules--Prevention of introduction and dispersal) and 1998 c 153 s 2; and

(7) RCW 77.60.120 (Infested waters--List published) and 1998 c 153 s 3."

Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations.

February 25, 2014

SB 6047

Prime Sponsor, Senator Rolfes: Setting a maximum annual gross sales amount for cottage food operations. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Dunshee; Stanford and Van De Wege.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 6079 Prime Sponsor, Senator Hatfield: Extending the dairy inspection program assessment expiration date. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 25, 2014

SSB 6094 Prime Sponsor, Committee on Human Services & Corrections: Authorizing the use of jail data for research purposes in the public interest. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Christian; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member and Kretz.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 6133 Prime Sponsor, Senator Braun: Concerning expiration dates related to real estate broker provisions. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hawkins; Hudgins; Hunt, G.; Hurst; Kochmar; MacEwen; Santos and Stanford.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6145 Prime Sponsor, Committee on Governmental Operations: Declaring the *Ostrea lurida* the official oyster of the state of Washington. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. The *Ostrea lurida* is the only oyster native to Washington state.

NEW SECTION. Sec. 2. A new section is added to chapter 1.20 RCW to read as follows:

The *Ostrea lurida* is hereby designated the official oyster of the state of Washington. This native oyster species plays an

important role in the history and culture that surrounds shellfish in Washington state and along the west coast of the United States.

Some of the common and historic names used for this species are Native, Western, Shoalwater, and Olympia."

Correct the title.

Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6199 Prime Sponsor, Committee on Natural Resources & Parks: Addressing wildfires caused by incendiary devices. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

Sec. 1. RCW 76.04.005 and 2007 c 480 s 12 are each amended to read as follows:

As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Additional fire hazard" means a condition existing on any land in the state:

(a) Covered wholly or in part by forest debris which is likely to further the spread of fire and thereby endanger life or property; or

(b) When, due to the effects of disturbance agents, broken, down, dead, or dying trees exist on forest land in sufficient quantity to be likely to further the spread of fire within areas covered by a forest health hazard warning or order issued by the commissioner of public lands under RCW 76.06.180. The term "additional fire hazard" does not include green trees or snags left standing in upland or riparian areas under the provisions of RCW 76.04.465 or chapter 76.09 RCW.

(2) "Closed season" means the period between April 15th and October 15th, unless the department designates different dates because of prevailing fire weather conditions.

(3) "Department" means the department of natural resources, or its authorized representatives, as defined in chapter 43.30 RCW.

(4) "Department protected lands" means all lands subject to the forest protection assessment under RCW 76.04.610 or covered under contract or agreement pursuant to RCW 76.04.135 by the department.

(5) "Disturbance agent" means those forces that damage or kill significant numbers of forest trees, such as insects, diseases, wind storms, ice storms, and fires.

(6) "Emergency fire costs" means those costs incurred or approved by the department for emergency forest fire suppression, including the employment of personnel, rental of equipment, and purchase of supplies over and above costs regularly budgeted and provided for nonemergency fire expenses for the biennium in which the costs occur.

(7) "Forest debris" includes forest slash, chips, and any other vegetative residue resulting from activities on forest land.

(8) "Forest fire service" includes all wardens, rangers, and other persons employed especially for preventing or fighting forest fires.

(9) "Forest land" means any unimproved lands which have enough trees, standing or down, or flammable material, to

constitute in the judgment of the department, a fire menace to life or property. Sagebrush and grass areas east of the summit of the Cascade mountains may be considered forest lands when such areas are adjacent to or intermingled with areas supporting tree growth. Forest land, for protection purposes, does not include structures.

(10) "Forest landowner," "owner of forest land," "landowner," or "owner" means the owner or the person in possession of any public or private forest land.

(11) "Forest material" means forest slash, chips, timber, standing or down, or other vegetation.

(12) "Landowner operation" means every activity, and supporting activities, of a forest landowner and the landowner's agents, employees, or independent contractors or permittees in the management and use of forest land subject to the forest protection assessment under RCW 76.04.610 for the primary benefit of the owner. The term includes, but is not limited to, the growing and harvesting of forest products, the development of transportation systems, the utilization of minerals or other natural resources, and the clearing of land. The term does not include recreational and/or residential activities not associated with these enumerated activities.

(13) "Participating landowner" means an owner of forest land whose land is subject to the forest protection assessment under RCW 76.04.610.

(14) "Slash" means organic forest debris such as tree tops, limbs, brush, and other dead flammable material remaining on forest land as a result of a landowner operation.

(15) "Slash burning" means the planned and controlled burning of forest debris on forest lands by broadcast burning, underburning, pile burning, or other means, for the purposes of silviculture, hazard abatement, or reduction and prevention or elimination of a fire hazard.

(16) "Suppression" means all activities involved in the containment and control of forest fires, including the patrolling thereof until such fires are extinguished or considered by the department to pose no further threat to life or property.

(17) "Unimproved lands" means those lands that will support grass, brush and tree growth, or other flammable material when such lands are not cleared or cultivated and, in the opinion of the department, are a fire menace to life and property.

(18) "Exploding target" means a device that is designed or marketed to ignite or explode when struck by firearm ammunition or other projectiles.

(19) "Incendiary ammunition" means ammunition that is designed to ignite or explode upon impact with or penetration of a target or designed to trace its course in the air with a trail of smoke, chemical incandescence, or fire.

(20) "Sky lantern" means an unmanned self-contained luminary device that uses heated air produced by an open flame or produced by another source to become or remain airborne.

Sec. 2. RCW 76.04.455 and 1986 c 100 s 29 are each amended to read as follows:

(1)(a) Except as otherwise provided in this subsection, it is unlawful (~~during the closed season~~) for any person to (~~throw away~~), during the closed season:

(i) Discard any lighted tobacco, cigars, cigarettes, matches, fireworks, charcoal, or other lighted material (~~or to~~), discharge any (~~tracer or~~) incendiary ammunition (~~in~~), release a sky lantern, or detonate an exploding target on or over any forest, brush, range, or grain areas(~~(-~~

(2) It is unlawful during the closed season for any individual to smoke); or

(ii) Smoke any flammable material when in forest or brush areas except on roads, cleared landings, gravel pits, or any similar area free of flammable material.

(b) The prohibitions contained in this subsection do not apply to the detonation of nonflammable exploding targets on any forest, brush, range, or grain areas if the person detonating the nonflammable exploding target:

(i) Has lawful possession and control of the land in question; or

(ii) Has prior written permission for the activity from the person who owns or has lawful possession and control of the land in question.

(c) The prohibitions contained in this subsection do not apply to suppression actions authorized or conducted by the department under the authority of this chapter.

(2)(a) Except as otherwise provided in this subsection, it is unlawful for any person to, during any time outside of the closed season, discharge any incendiary ammunition, release a sky lantern, or detonate an exploding target on or over any forest, brush, range, or grain areas.

(b) The prohibitions contained in this subsection do not apply if the person conducting the otherwise prohibited action:

(i) Has lawful possession and control of the land in question; or

(ii) Has prior written permission for the activity from the person who owns or has lawful possession and control of the land in question.

(3) Every conveyance operated through or above forest, range, brush, or grain areas (~~shall~~) must be equipped in each compartment with a suitable receptacle for the disposition of lighted tobacco, cigars, cigarettes, matches, or other flammable material.

(4) Every person operating a public conveyance through or above forest, range, brush, or grain areas shall post a copy of this section in a conspicuous place within the smoking compartment of the conveyance; and every person operating a saw mill or a logging camp in any such areas shall post a copy of this section in a conspicuous place upon the ground or buildings of the milling or logging operation."

Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

February 24, 2014

SB 6201

Prime Sponsor, Senator Hasegawa: Creating an optional life annuity benefit for plan 2 members of the law enforcement officers' and firefighters' retirement system. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 24, 2014

SSB 6226 Prime Sponsor, Committee on Commerce & Labor: Concerning sales by craft and general licensed distilleries of spirits for off-premise consumption and spirits samples for on-premise consumption. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

February 24, 2014

SSB 6237 Prime Sponsor, Committee on Ways & Means: Concerning license issuance fees imposed on former contract liquor stores. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass as amended.

On page 5, after line 20, insert the following:
"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect April 1, 2014."

Correct the title.

Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Referred to Committee on Finance.

February 25, 2014

ESSB 6272 Prime Sponsor, Committee on Commerce & Labor: Concerning manufacturer and new motor vehicle dealer franchise agreements. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Ryu, Vice Chair; Parker, Ranking Minority Member; Vick, Assistant Ranking Minority Member; Blake; Fagan; Habib; Hudgins; Hurst; Kochmar; MacEwen; Santos and Stanford.

MINORITY recommendation: Do not pass. Signed by Representatives Hawkins and Hunt, G..

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6290 Prime Sponsor, Committee on Commerce & Labor: Regarding miniature hobby boilers. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

February 24, 2014

SB 6321 Prime Sponsor, Senator Bailey: Removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 6358 Prime Sponsor, Senator Kohl-Welles: Requiring institutions of higher education to provide certain financial aid information to admitted and prospective students. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6362 Prime Sponsor, Committee on Higher Education: Creating efficiencies for institutions of higher education. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

Referred to Committee on Capital Budget.

February 25, 2014

SB 6415 Prime Sponsor, Senator Fain: Concerning consecutive sentences for driving under the influence or physical control of a vehicle under the influence of intoxicating liquor, marijuana, or any drug. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

Columbia 7,795

Ferry 6,781

Garfield 4,840

Grant 37,443

Kittitas 143,974

Klickitat 21,906

Lincoln 13,535

Okanogan 151,402

Pend Oreille 3,309

Yakima 126,225

February 25, 2014
SSB 6446 Prime Sponsor, Committee on Natural Resources & Parks: Concerning payments in lieu of taxes on county game lands. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 77.12.203 and 2013 2nd sp.s. c 4 s 999 are each amended to read as follows:

(1) Except as provided in subsection ~~((5))~~ (6) of this section, the state treasurer must, on behalf of the department and notwithstanding RCW 84.36.010 or other statutes to the contrary, ~~((the director shall pay))~~ distribute by April 30th of each year on game lands, regardless of acreage, in each county, if requested by an election under RCW 77.12.201, an amount in lieu of real property taxes equal to that amount paid on similar parcels of open space land taxable under chapter 84.34 RCW or the greater of seventy cents per acre per year or the amount paid in 1984 plus an additional amount for control of noxious weeds equal to that which would be paid if such lands were privately owned. This amount ~~((shall))~~ may not be assessed or paid on department buildings, structures, facilities, game farms, fish hatcheries, water access sites, tidelands, or public fishing areas ~~((of less than one hundred acres))~~.

(2) The department must provide all relevant information to the state treasurer for each county receiving an amount in lieu of real property taxes including but not limited to the amount of acres eligible, the open space rate to be applied, and the additional amount for control of noxious weeds.

(3) "Game lands," as used in this section and RCW 77.12.201, means those tracts ~~((one hundred acres or larger))~~, regardless of acreage, owned in fee by the department and used for wildlife habitat and public recreational purposes. All lands purchased for wildlife habitat, public access or recreation purposes with federal funds in the Snake River drainage basin ~~((shall be))~~ are considered game lands regardless of acreage.

~~((3))~~ (4) This section ~~((shall))~~ does not apply to lands transferred after April 23, 1990, to the department from other state agencies.

~~((4))~~ (5) The county ~~((shall))~~ must distribute the amount received under this section in lieu of real property taxes to all property taxing districts except the state in appropriate tax code areas the same way it would distribute local property taxes from private property. The county ~~((shall))~~ must distribute the amount received under this section for weed control to the appropriate weed district.

~~((5))~~ (6) For the 2011-2013 and 2013-2015 fiscal biennia, the director ~~((shall))~~ must pay by April 30th of each year on game lands in each county, if requested by an election under RCW 77.12.201, an amount in lieu of real property taxes and ~~((shall))~~ must be distributed as follows:

County

Adams 1,909

Asotin 36,123

Chelan 24,757

These amounts ~~((shall))~~ may not be assessed or paid on department buildings, structures, facilities, game farms, fish hatcheries, water access sites, tidelands, or public fishing areas ~~((of less than one hundred acres))~~.

NEW SECTION. Sec. 2. This act takes effect July 1, 2015."

Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

February 24, 2014
SB 6514 Prime Sponsor, Senator Kohl-Welles: Modifying the definition of qualifying farmers markets for the purposes of serving and sampling beer and wine. Reported by Committee on Government Accountability & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Hurst, Chair; Wylie, Vice Chair; Condotta, Ranking Minority Member; Holy, Assistant Ranking Minority Member; Blake; Kirby; Moscoso; Shea and Vick.

Passed to Committee on Rules for second reading.

February 25, 2014
SB 6522 Prime Sponsor, Senator Holmquist Newbry: Restricting the use of personal information gathered during the claims resolution structured settlement agreement process. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

SCR 8409 February 25, 2014
 Prime Sponsor, Senator Bailey: Approving the workforce training and education coordinating board's high skills high wages plan. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

2nd SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

2SSB 5064 February 25, 2014
 Prime Sponsor, Committee on Human Services & Corrections: Concerning persons sentenced for offenses committed prior to reaching eighteen years of age. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 9.94A.510 and 2002 c 290 s 10 are each amended to read as follows:

TABLE 1

Sentencing Grid

SERIOUSNESS

LEVEL	OFFENDER SCORE										
	0	1	2	3	4	5	6	7	8	9 or more	
XV	Life	sentence without parole/death penalty for offenders at or over the age of eighteen.									
I	For offenders under the age of eighteen, a term of twenty-five years to life.										
XV	23y4	24y4	25y4	26y4	27y4	28y4	30y4	32y10	36y	40y	
	m	m	m	m	m	m	m	m			
	240-	250-	261-	271-	281-	291-	312-	338-	370-	411-	
	320	333	347	361	374	388	416	450	493	548	
XI	14y4	15y4	16y2	17y	17y11	18y9	20y5	22y2	25y7	29y	
V	m	m	m	m	m	m	m	m			
	123-	134-	144-	154-	165-	175-	195-	216-	257-	298-	
	220	234	244	254	265	275	295	316	357	397	
XII	12y	13y	14y	15y	16y	17y	19y	21y	25y	29y	
I											
	123-	134-	144-	154-	165-	175-	195-	216-	257-	298-	
	164	178	192	205	219	233	260	288	342	397	
XII	9y	9y11	10y9	11y8	12y6	13y5	15y9	17y3	20y3	23y3	
	m	m	m	m	m	m	m	m	m	m	

93-	102-	111-	120-	129-	138-	162-	178-	209-	240-	
123	136	147	160	171	184	216	236	277	318	
XI	7y6m	8y4m	9y2m	9y11	10y9m	11y7	14y2	15y5m	17y11	20y5
			m		m	m		m	m	
78-	86-	95-	102-	111-	120-	146-	159-	185-	210-	
102	114	125	136	147	158	194	211	245	280	
X	5y	5y6m	6y	6y6m	7y	7y6m	9y6m	10y6m	12y6m	14y6
										m
51-	57-	62-	67-	72-	77-	98-	108-	129-	149-	
68	75	82	89	96	102	130	144	171	198	
IX	3y	3y6m	4y	4y6m	5y	5y6m	7y6m	8y6m	10y6m	12y6
										m
31-	36-	41-	46-	51-	57-	77-	87-	108-	129-	
41	48	54	61	68	75	102	116	144	171	
VII	2y	2y6m	3y	3y6m	4y	4y6m	6y6m	7y6m	8y6m	10y6
I										m
21-	26-	31-	36-	41-	46-	67-	77-	87-	108-	
27	34	41	48	54	61	89	102	116	144	
VII	18m	2y	2y6m	3y	3y6m	4y	5y6m	6y6m	7y6m	8y6m
15-	21-	26-	31-	36-	41-	57-	67-	77-	87-	
20	27	34	41	48	54	75	89	102	116	
VI	13m	18m	2y	2y6m	3y	3y6m	4y6m	5y6m	6y6m	7y6m
12+-	15-	21-	26-	31-	36-	46-	57-	67-	77-	
14	20	27	34	41	48	61	75	89	102	
V	9m	13m	15m	18m	2y2m	3y2m	4y	5y	6y	7y
6-	12+-	13-	15-	22-	33-	41-	51-	62-	72-	
12	14	17	20	29	43	54	68	82	96	
IV	6m	9m	13m	15m	18m	2y2m	3y2m	4y2m	5y2m	6y2m
3-	6-	12+-	13-	15-	22-	33-	43-	53-	63-	
9	12	14	17	20	29	43	57	70	84	
III	2m	5m	8m	11m	14m	20m	2y2m	3y2m	4y2m	5y
1-	3-	4-	9-	12+-	17-	22-	33-	43-	51-	
3	8	12	12	16	22	29	43	57	68	
II		4m	6m	8m	13m	16m	20m	2y2m	3y2m	4y2m
0-90	2-	3-	4-	12+-	14-	17-	22-	33-	43-	
Days	6	9	12	14	18	22	29	43	57	
I			3m	4m	5m	8m	13m	16m	20m	2y2m

0-60	0-90	2-	2-	3-	4-	12+-	14-	17-	22-
Days	Days	5	6	8	12	14	18	22	29

Numbers in the first horizontal row of each seriousness category represent sentencing midpoints in years(y) and months(m). Numbers in the second and third rows represent standard sentence ranges in months, or in days if so designated. 12+ equals one year and one day.

Sec. 2. RCW 9.94A.540 and 2005 c 437 s 2 are each amended to read as follows:

(1) Except to the extent provided in subsection (3) of this section, the following minimum terms of total confinement are mandatory and shall not be varied or modified under RCW 9.94A.535:

(a) An offender convicted of the crime of murder in the first degree shall be sentenced to a term of total confinement not less than twenty years.

(b) An offender convicted of the crime of assault in the first degree or assault of a child in the first degree where the offender used force or means likely to result in death or intended to kill the victim shall be sentenced to a term of total confinement not less than five years.

(c) An offender convicted of the crime of rape in the first degree shall be sentenced to a term of total confinement not less than five years.

(d) An offender convicted of the crime of sexually violent predator escape shall be sentenced to a minimum term of total confinement not less than sixty months.

(e) An offender convicted of the crime of aggravated first degree murder for a murder that was committed prior to the offender's eighteenth birthday shall be sentenced to a term of total confinement not less than twenty-five years.

(2) During such minimum terms of total confinement, no offender subject to the provisions of this section is eligible for community custody, earned release time, furlough, home detention, partial confinement, work crew, work release, or any other form of early release authorized under RCW 9.94A.728, or any other form of authorized leave of absence from the correctional facility while not in the direct custody of a corrections officer. The provisions of this subsection shall not apply: (a) In the case of an offender in need of emergency medical treatment; (b) for the purpose of commitment to an inpatient treatment facility in the case of an offender convicted of the crime of rape in the first degree; or (c) for an extraordinary medical placement when authorized under RCW 9.94A.728~~((4))~~ (3).

(3)(a) Subsection 1~~(a)~~ through (d) of this section shall not be applied in sentencing of juveniles tried as adults pursuant to RCW 13.04.030(1)(e)(i).

(b) This subsection (3) applies only to crimes committed on or after July 24, 2005.

Sec. 3. RCW 9.94A.6332 and 2010 c 224 s 11 are each amended to read as follows:

The procedure for imposing sanctions for violations of sentence conditions or requirements is as follows:

(1) If the offender was sentenced under the drug offender sentencing alternative, any sanctions shall be imposed by the department or the court pursuant to RCW 9.94A.660.

(2) If the offender was sentenced under the special sex offender sentencing alternative, any sanctions shall be imposed by the department or the court pursuant to RCW 9.94A.670.

(3) If the offender was sentenced under the parenting sentencing alternative, any sanctions shall be imposed by the department or by the court pursuant to RCW 9.94A.655.

(4) If a sex offender was sentenced pursuant to RCW 9.94A.507, any sanctions shall be imposed by the board pursuant to RCW 9.95.435.

(5) If the offender was released pursuant to section 10 of this act, any sanctions shall be imposed by the board pursuant to RCW 9.95.435.

(6) If the offender was sentenced pursuant to RCW 10.95.030(3) or section 11 of this act, any sanctions shall be imposed by the board pursuant to RCW 9.95.435.

(7) In any other case, if the offender is being supervised by the department, any sanctions shall be imposed by the department pursuant to RCW 9.94A.737. If a probationer is being supervised by the department pursuant to RCW 9.92.060, 9.95.204, or 9.95.210, upon receipt of a violation hearing report from the department, the court retains any authority that those statutes provide to respond to a probationer's violation of conditions.

~~((6))~~ (8) If the offender is not being supervised by the department, any sanctions shall be imposed by the court pursuant to RCW 9.94A.6333.

Sec. 4. RCW 9.94A.729 and 2013 2nd sp.s. c 14 s 2 and 2013 c 266 s 1 are each reenacted and amended to read as follows:

(1)(a) The term of the sentence of an offender committed to a correctional facility operated by the department may be reduced by earned release time in accordance with procedures that shall be developed and adopted by the correctional agency having jurisdiction in which the offender is confined. The earned release time shall be for good behavior and good performance, as determined by the correctional agency having jurisdiction. The correctional agency shall not credit the offender with earned release credits in advance of the offender actually earning the credits.

(b) Any program established pursuant to this section shall allow an offender to earn early release credits for presentence incarceration. If an offender is transferred from a county jail to the department, the administrator of a county jail facility shall certify to the department the amount of time spent in custody at the facility and the number of days of early release credits lost or not earned. The department may approve a jail certification from a correctional agency that calculates early release time based on the actual amount of confinement time served by the offender before sentencing when an erroneous calculation of confinement time served by the offender before sentencing appears on the judgment and sentence. The department must adjust an offender's rate of early release listed on the jail certification to be consistent with the rate applicable to offenders in the department's facilities. However, the department is not authorized to adjust the number of presentence early release days that the jail has certified as lost or not earned.

(2) An offender who has been convicted of a felony committed after July 23, 1995, that involves any applicable deadly weapon enhancements under RCW 9.94A.533 (3) or (4), or both, shall not receive any good time credits or earned release time for that portion of his or her sentence that results from any deadly weapon enhancements.

(3) An offender may earn early release time as follows:

(a) In the case of an offender sentenced pursuant to RCW 10.95.030(3) or section 11 of this act, the aggregate earned release time may not exceed ten percent of the sentence.

(b) In the case of an offender convicted of a serious violent offense, or a sex offense that is a class A felony, committed on or after July 1, 1990, and before July 1, 2003, the aggregate earned release time may not exceed fifteen percent of the sentence.

~~((b))~~ (c) In the case of an offender convicted of a serious violent offense, or a sex offense that is a class A felony, committed on or after July 1, 2003, the aggregate earned release time may not exceed ten percent of the sentence.

~~((e))~~ (d) An offender is qualified to earn up to fifty percent of aggregate earned release time if he or she:

(i) Is not classified as an offender who is at a high risk to reoffend as provided in subsection (4) of this section;

(ii) Is not confined pursuant to a sentence for:

(A) A sex offense;

(B) A violent offense;

(C) A crime against persons as defined in RCW

9.94A.411;

(D) A felony that is domestic violence as defined in RCW 10.99.020;

(E) A violation of RCW 9A.52.025 (residential burglary);

(F) A violation of, or an attempt, solicitation, or conspiracy to violate, RCW 69.50.401 by manufacture or delivery or possession with intent to deliver methamphetamine; or

(G) A violation of, or an attempt, solicitation, or conspiracy to violate, RCW 69.50.406 (delivery of a controlled substance to a minor);

(iii) Has no prior conviction for the offenses listed in ~~((e))~~ (d)(ii) of this subsection;

(iv) Participates in programming or activities as directed by the offender's individual reentry plan as provided under RCW 72.09.270 to the extent that such programming or activities are made available by the department; and

(v) Has not committed a new felony after July 22, 2007, while under community custody.

~~((d))~~ (e) In no other case shall the aggregate earned release time exceed one-third of the total sentence.

(4) The department shall perform a risk assessment of each offender who may qualify for earned early release under subsection (3)~~((e))~~ (d) of this section utilizing the risk assessment tool recommended by the Washington state institute for public policy. Subsection (3)~~((e))~~ (d) of this section does not apply to offenders convicted after July 1, 2010.

(5)(a) A person who is eligible for earned early release as provided in this section and who will be supervised by the department pursuant to RCW 9.94A.501 or 9.94A.5011, shall be transferred to community custody in lieu of earned release time;

(b) The department shall, as a part of its program for release to the community in lieu of earned release, require the offender to propose a release plan that includes an approved residence and living arrangement. All offenders with community custody terms eligible for release to community custody in lieu of earned release shall provide an approved residence and living arrangement prior to release to the community;

(c) The department may deny transfer to community custody in lieu of earned release time if the department determines an offender's release plan, including proposed residence location and living arrangements, may violate the conditions of the sentence or conditions of supervision, place the offender at risk to violate the conditions of the sentence, place the offender at risk to reoffend, or present a risk to victim safety or community safety. The department's authority under this section is independent of any court-ordered condition of sentence or statutory provision regarding conditions for community custody;

(d) If the department is unable to approve the offender's release plan, the department may do one or more of the following:

(i) Transfer an offender to partial confinement in lieu of earned early release for a period not to exceed three months. The three months in partial confinement is in addition to that portion of the offender's term of confinement that may be served in partial confinement as provided in RCW 9.94A.728(5);

(ii) Provide rental vouchers to the offender for a period not to exceed three months if rental assistance will result in an approved release plan.

A voucher must be provided in conjunction with additional transition support programming or services that enable an offender to participate in services including, but not limited to, substance abuse treatment, mental health treatment, sex offender treatment, educational programming, or employment programming;

(e) The department shall maintain a list of housing providers that meets the requirements of RCW 72.09.285. If more than two voucher recipients will be residing per dwelling unit, as defined in RCW 59.18.030, rental vouchers for those recipients may only be paid to a housing provider on the department's list;

(f) For each offender who is the recipient of a rental voucher, the department shall gather data as recommended by the Washington state institute for public policy in order to best demonstrate whether rental vouchers are effective in reducing recidivism.

(6) An offender serving a term of confinement imposed under RCW 9.94A.670(5)(a) is not eligible for earned release credits under this section.

Sec. 5. RCW 9.95.425 and 2009 c 28 s 30 are each amended to read as follows:

(1) Whenever the board or a community corrections officer of this state has reason to believe an offender released under RCW 9.95.420, 10.95.030(3), or section 10 of this act has violated a condition of community custody or the laws of this state, any community corrections officer may arrest or cause the arrest and detention of the offender pending a determination by the board whether sanctions should be imposed or the offender's community custody should be revoked. The community corrections officer shall report all facts and circumstances surrounding the alleged violation to the board, with recommendations.

(2) If the board or the department causes the arrest or detention of an offender for a violation that does not amount to a new crime and the offender is arrested or detained by local law enforcement or in a local jail, the board or department, whichever caused the arrest or detention, shall be financially responsible for local costs. Jail bed costs shall be allocated at the rate established under RCW 9.94A.740.

Sec. 6. RCW 9.95.430 and 2001 2nd sp.s. c 12 s 308 are each amended to read as follows:

Any offender released under RCW 9.95.420, 10.95.030(3), or section 10 of this act who is arrested and detained in physical custody by the authority of a community corrections officer, or upon the written order of the board, shall not be released from custody on bail or personal recognizance, except upon approval of the board and the issuance by the board of an order reinstating the offender's release on the same or modified conditions. All chiefs of police, marshals of cities and towns, sheriffs of counties, and all police, prison, and peace officers and constables shall execute any such order in the same manner as any ordinary criminal process.

Sec. 7. RCW 9.95.435 and 2007 c 363 s 3 are each amended to read as follows:

(1) If an offender released by the board under RCW 9.95.420, 10.95.030(3), or section 10 of this act violates any condition or requirement of community custody, the board may transfer the offender to a more restrictive confinement status to serve up to the remaining portion of the sentence, less credit for any period actually spent in community custody or in detention awaiting disposition of an alleged violation and subject to the limitations of subsection (2) of this section.

(2) Following the hearing specified in subsection (3) of this section, the board may impose sanctions such as work release, home detention with electronic monitoring, work crew, community restitution, inpatient treatment, daily reporting, curfew, educational or counseling sessions, supervision enhanced through electronic

monitoring, or any other sanctions available in the community, or may suspend the release and sanction up to sixty days' confinement in a local correctional facility for each violation, or revoke the release to community custody whenever an offender released by the board under RCW 9.95.420, 10.95.030(3), or section 10 of this act violates any condition or requirement of community custody.

(3) If an offender released by the board under RCW 9.95.420, 10.95.030(3), or section 10 of this act is accused of violating any condition or requirement of community custody, he or she is entitled to a hearing before the board or a designee of the board prior to the imposition of sanctions. The hearing shall be considered as offender disciplinary proceedings and shall not be subject to chapter 34.05 RCW. The board shall develop hearing procedures and a structure of graduated sanctions consistent with the hearing procedures and graduated sanctions developed pursuant to RCW 9.94A.737. The board may suspend the offender's release to community custody and confine the offender in a correctional institution owned, operated by, or operated under contract with the state prior to the hearing unless the offender has been arrested and confined for a new criminal offense.

(4) The hearing procedures required under subsection (3) of this section shall be developed by rule and include the following:

(a) Hearings shall be conducted by members or designees of the board unless the board enters into an agreement with the department to use the hearing officers established under RCW 9.94A.737;

(b) The board shall provide the offender with findings and conclusions which include the evidence relied upon, and the reasons the particular sanction was imposed. The board shall notify the offender of the right to appeal the sanction and the right to file a personal restraint petition under court rules after the final decision of the board;

(c) The hearing shall be held unless waived by the offender, and shall be electronically recorded. For offenders not in total confinement, the hearing shall be held within thirty days of service of notice of the violation, but not less than twenty-four hours after notice of the violation. For offenders in total confinement, the hearing shall be held within thirty days of service of notice of the violation, but not less than twenty-four hours after notice of the violation. The board or its designee shall make a determination whether probable cause exists to believe the violation or violations occurred. The determination shall be made within forty-eight hours of receipt of the allegation;

(d) The offender shall have the right to: (i) Be present at the hearing; (ii) have the assistance of a person qualified to assist the offender in the hearing, appointed by the presiding hearing officer if the offender has a language or communications barrier; (iii) testify or remain silent; (iv) call witnesses and present documentary evidence; (v) question witnesses who appear and testify; and (vi) be represented by counsel if revocation of the release to community custody upon a finding of violation is a probable sanction for the violation. The board may not revoke the release to community custody of any offender who was not represented by counsel at the hearing, unless the offender has waived the right to counsel; and

(e) The sanction shall take effect if affirmed by the presiding hearing officer.

(5) Within seven days after the presiding hearing officer's decision, the offender may appeal the decision to the full board or to a panel of three reviewing examiners designated by the chair of the board or by the chair's designee. The sanction shall be reversed or modified if a majority of the panel finds that the sanction was not reasonably related to any of the following: (a) The crime of conviction; (b) the violation committed; (c) the offender's risk of reoffending; or (d) the safety of the community.

(6) For purposes of this section, no finding of a violation of conditions may be based on unconfirmed or unconfirmable allegations.

Sec. 8. RCW 9.95.440 and 2008 c 231 s 45 are each amended to read as follows:

In the event the board suspends the release status of an offender released under RCW 9.95.420, 10.95.030(3), or section 10 of this act by reason of an alleged violation of a condition of release, or pending disposition of a new criminal charge, the board may nullify the suspension order and reinstate release under previous conditions or any new conditions the board determines advisable under RCW 9.94A.704. Before the board may nullify a suspension order and reinstate release, it shall determine that the best interests of society and the offender shall be served by such reinstatement rather than return to confinement.

Sec. 9. RCW 10.95.030 and 2010 c 94 s 3 are each amended to read as follows:

(1) Except as provided in subsections (2) and (3) of this section, any person convicted of the crime of aggravated first degree murder shall be sentenced to life imprisonment without possibility of release or parole. A person sentenced to life imprisonment under this section shall not have that sentence suspended, deferred, or commuted by any judicial officer and the indeterminate sentence review board or its successor may not parole such prisoner nor reduce the period of confinement in any manner whatsoever including but not limited to any sort of good-time calculation. The department of social and health services or its successor or any executive official may not permit such prisoner to participate in any sort of release or furlough program.

(2) If, pursuant to a special sentencing proceeding held under RCW 10.95.050, the trier of fact finds that there are not sufficient mitigating circumstances to merit leniency, the sentence shall be death. In no case, however, shall a person be sentenced to death if the person had an intellectual disability at the time the crime was committed, under the definition of intellectual disability set forth in (a) of this subsection. A diagnosis of intellectual disability shall be documented by a licensed psychiatrist or licensed psychologist designated by the court, who is an expert in the diagnosis and evaluation of intellectual disabilities. The defense must establish an intellectual disability by a preponderance of the evidence and the court must make a finding as to the existence of an intellectual disability.

(a) "Intellectual disability" means the individual has: (i) Significantly subaverage general intellectual functioning; (ii) existing concurrently with deficits in adaptive behavior; and (iii) both significantly subaverage general intellectual functioning and deficits in adaptive behavior were manifested during the developmental period.

(b) "General intellectual functioning" means the results obtained by assessment with one or more of the individually administered general intelligence tests developed for the purpose of assessing intellectual functioning.

(c) "Significantly subaverage general intellectual functioning" means intelligence quotient seventy or below.

(d) "Adaptive behavior" means the effectiveness or degree with which individuals meet the standards of personal independence and social responsibility expected for his or her age.

(e) "Developmental period" means the period of time between conception and the eighteenth birthday.

(3)(a)(i) Any person convicted of the crime of aggravated first degree murder for an offense committed prior to the person's sixteenth birthday shall be sentenced to a maximum term of life imprisonment and a minimum term of total confinement of twenty-five years.

(ii) Any person convicted of the crime of aggravated first

degree murder for an offense committed when the person is at least sixteen years old but less than eighteen years old shall be sentenced to a maximum term of life imprisonment and a minimum term of total confinement of no less than twenty-five years. A minimum term of life may be imposed, in which case the person will be ineligible for parole or early release.

(b) In setting a minimum term, the court must take into account mitigating factors that account for the diminished culpability of youth as provided in *Miller v. Alabama*, 132 S.Ct. 2455 (2012) including, but not limited to, the age of the individual, the youth's childhood and life experience, the degree of responsibility the youth was capable of exercising, and the youth's chances of becoming rehabilitated.

(c) A person sentenced under this subsection shall serve the sentence in a facility or institution operated, or utilized under contract, by the state. During the minimum term of total confinement, the person shall not be eligible for community custody, earned release time, furlough, home detention, partial confinement, work crew, work release, or any other form of early release authorized under RCW 9.94A.728, or any other form of authorized leave or absence from the correctional facility while not in the direct custody of a corrections officer. The provisions of this subsection shall not apply: (i) In the case of an offender in need of emergency medical treatment; or (ii) for an extraordinary medical placement when authorized under RCW 9.94A.728(3).

(d) Any person sentenced pursuant to this subsection shall be subject to community custody under the supervision of the department of corrections and the authority of the indeterminate sentence review board. As part of any sentence under this subsection, the court shall require the person to comply with any conditions imposed by the board.

(e) No later than five years prior to the expiration of the person's minimum term, the department of corrections shall conduct an assessment of the offender and identify programming and services that would be appropriate to prepare the offender for return to the community. To the extent possible, the department shall make programming available as identified by the assessment.

(f) No later than one hundred eighty days prior to the expiration of the person's minimum term, the department of corrections shall conduct, and the offender shall participate in, an examination of the person, incorporating methodologies that are recognized by experts in the prediction of dangerousness, and including a prediction of the probability that the person will engage in future criminal behavior if released on conditions to be set by the board. The board may consider a person's failure to participate in an evaluation under this subsection in determining whether to release the person. The board shall order the person released, under such affirmative and other conditions as the board determines appropriate, unless the board determines by a preponderance of the evidence that, despite such conditions, it is more likely than not that the person will commit new criminal law violations if released. If the board does not order the person released, the board shall set a new minimum term not to exceed five additional years. The board shall give public safety considerations the highest priority when making all discretionary decisions regarding the ability for release and conditions of release.

(g) In a hearing conducted under (f) of this subsection, the board shall provide opportunities for victims and survivors of victims of any crimes for which the offender has been convicted to present statements as set forth in RCW 7.69.032. The procedures for victim and survivor of victim input shall be developed by rule. To facilitate victim and survivor of victim involvement, county prosecutor's offices shall ensure that any victim impact statements and known contact information for victims of record and survivors of victims are forwarded as part of the judgment and sentence.

(h) An offender released by the board is subject to the

supervision of the department of corrections for a period of time to be determined by the board. The department shall monitor the offender's compliance with conditions of community custody imposed by the court, department, or board, and promptly report any violations to the board. Any violation of conditions of community custody established or modified by the board are subject to the provisions of RCW 9.95.425 through 9.95.440.
NEW SECTION. Sec. 10. A new section is added to chapter 9.94A RCW to read as follows:

(1) Notwithstanding any other provision of this chapter, any person convicted of one or more crimes committed prior to the person's eighteenth birthday may petition the indeterminate sentence review board for early release after serving no less than twenty years of total confinement, provided the person has not been convicted for any crime committed subsequent to the person's eighteenth birthday, the person has not committed a major violation in the twelve months prior to filing the petition for early release, and the current sentence was not imposed under RCW 10.95.030 or 9.94A.507.

(2) When an offender who will be eligible to petition under this section has served fifteen years, the department shall conduct an assessment of the offender and identify programming and services that would be appropriate to prepare the offender for return to the community. To the extent possible, the department shall make programming available as identified by the assessment.

(3) No later than one hundred eighty days from receipt of the petition for early release, the department shall conduct, and the offender shall participate in, an examination of the person, incorporating methodologies that are recognized by experts in the prediction of dangerousness, and including a prediction of the probability that the person will engage in future criminal behavior if released on conditions to be set by the board. The board may consider a person's failure to participate in an evaluation under this subsection in determining whether to release the person. The board shall order the person released under such affirmative and other conditions as the board determines appropriate, unless the board determines by a preponderance of the evidence that, despite such conditions, it is more likely than not that the person will commit new criminal law violations if released. The board shall give public safety considerations the highest priority when making all discretionary decisions regarding the ability for release and conditions of release.

(4) In a hearing conducted under subsection (3) of this section, the board shall provide opportunities for victims and survivors of victims of any crimes for which the offender has been convicted to present statements as set forth in RCW 7.69.032. The procedures for victim and survivor of victim input shall be developed by rule. To facilitate victim and survivor of victim involvement, county prosecutor's offices shall ensure that any victim impact statements and known contact information for victims of record and survivors of victims are forwarded as part of the judgment and sentence.

(5) An offender released by the board is subject to the supervision of the department for a period of time to be determined by the board. The department shall monitor the offender's compliance with conditions of community custody imposed by the court, department, or board, and promptly report any violations to the board. Any violation of conditions of community custody established or modified by the board are subject to the provisions of RCW 9.95.425 through 9.95.440.

(6) An offender whose petition for release is denied may file a new petition for release five years from the date of denial or at an earlier date as may be set by the board.

NEW SECTION. Sec. 11. A new section is added to chapter 10.95 RCW to read as follows:

(1) A person, who was sentenced prior to June 1, 2014, to a term of life without the possibility of parole for an offense committed prior to their eighteenth birthday, shall be returned to the sentencing court or the sentencing court's successor for sentencing consistent with RCW 10.95.030. Release and supervision of a person who receives a minimum term of less than life will be governed by RCW 10.95.030.

(2) The court shall provide an opportunity for victims and survivors of victims of any crimes for which the offender has been convicted to present a statement personally or by representation.

(3) The court's order setting a minimum term is subject to review to the same extent as a minimum term decision by the parole board before July 1, 1986.

(4) A resentencing under this section shall not reopen the defendant's conviction to challenges that would otherwise be barred by RCW 10.73.090, 10.73.100, 10.73.140, or other procedural barriers.

NEW SECTION. Sec. 12. A new section is added to chapter 10.95 RCW to read as follows:

Sections 1 through 9 of this act apply to all sentencing hearings conducted on or after June 1, 2014, regardless of the date of an offender's underlying offense.

NEW SECTION. Sec. 13. (1) The legislature shall convene a task force to examine juvenile sentencing reform, with the following voting members:

(a) The president of the senate shall appoint one member from each of the two largest caucuses of the senate;

(b) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses in the house of representatives;

(c) A representative from the governor's office;

(d) The assistant secretary of the department of social and health services overseeing the juvenile justice and rehabilitation administration or his or her designee;

(e) The secretary of the department of corrections or his or her designee;

(f) A superior court judge from the superior court judges association family and juvenile law subcommittee, who is familiar with cases involving the transfer of youth to the adult criminal justice system and sentencing of youth in the adult criminal justice system;

(g) A representative of the Washington association of prosecuting attorneys;

(h) A representative of the Washington association of criminal defense lawyers or the Washington defender association;

(i) A representative from the Washington coalition of crime victim advocates;

(j) A representative from the juvenile court administrator's association;

(k) A representative from the Washington association of sheriffs and police chiefs;

(l) A representative from law enforcement who works with juveniles; and

(m) A representative from the sentencing guidelines commission.

(2) The task force shall choose two cochairs from among its legislative members.

(3) The task force shall undertake a thorough review of juvenile sentencing as it relates to the intersection of the adult and juvenile justice systems and make recommendations for reform that promote improved outcomes for youth, public safety, and taxpayer resources. The review shall include, but is not limited to:

(a) The process and circumstances for transferring a juvenile to adult jurisdiction, including discretionary and

mandatory decline hearings and automatic transfer to adult jurisdiction;

(b) Sentencing standards, term lengths, sentencing enhancements, and stacking provisions that apply once a juvenile is transferred to adult jurisdiction; and

(c) The appropriate custody, treatment, and resources for declined youth who will complete their term of confinement prior to reaching age twenty-one.

(4) Staff support for the task force must be provided by the senate committee services and the house of representatives office of program research.

(5) Legislative members of the task force may be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.

(6) The expenses of the task force shall be paid jointly by the senate and the house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the house executive rules committee, or their successor committees.

(7) The task force shall report its findings and recommendations to the governor and the appropriate committees of the legislature by December 1, 2014.

NEW SECTION. Sec. 14. Section 13 of this act expires June 1, 2015.

NEW SECTION. Sec. 15. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 16. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect June 1, 2014."

Correct the title.

Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 26, 2014

ESB 5097

Prime Sponsor, Senator Becker: Allowing spouses to combine volunteer hours for purposes of receiving a complimentary discover pass. Reported by Committee on Environment

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) During the 2015 and 2016 calendar years only, the state parks and recreation commission, the department of natural resources, and the department of fish and wildlife must, for the purposes of implementing RCW 79A.80.020(6), allow married spouses to combine their annual collective volunteer hours served on agency-sanctioned projects on vouchers presented in exchange for a complimentary discover pass, as long as the combined volunteer hours served meets or exceeds the twenty-four hour threshold provided in RCW 79A.80.020(6). Married spouses meeting or exceeding this threshold are entitled to one complimentary discover pass if submitting a combined voucher.

(2) This section applies to married spouses recognized under chapter 26.04 RCW.

(3) The state parks and recreation commission, the department of natural resources, and the department of fish and wildlife must jointly report to the legislature, consistent with RCW 43.01.036, relevant information related to the implementation of this act. This information must include, at a minimum, the number of complimentary discover passes issued under combined vouchers, an estimate of lost revenue to the recreation access pass account, and a recommendation as to whether a policy to allow married spouses to combine volunteer hours should be extended or modified.

(4) This section expires June 30, 2017."

Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Morris; Nealey; Overstreet and Tharinger.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 5141 Prime Sponsor, Senator King: Allowing motorcycles to stop and proceed through traffic control signals under certain conditions. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 46.61 RCW to read as follows:

Notwithstanding any provision of law to the contrary, the operator of a street legal motorcycle approaching an intersection, including a left turn intersection, that is controlled by a triggered traffic control signal using a vehicle detection device that is inoperative due to the size of the street legal motorcycle shall come to a full and complete stop at the intersection. If the traffic control signal, including the left turn signal, as appropriate, fails to begin a change in signal phase after ninety seconds, the operator may, after exercising due care, proceed directly through the intersection or proceed to turn left, as appropriate. It is not a defense to a violation of RCW 46.61.050 that the driver of a motorcycle proceeded under the belief that a traffic control signal used a vehicle detection device or was inoperative due to the size of the motorcycle when the signal did not use a vehicle detection device or that any such device was not in fact inoperative due to the size of the motorcycle."

Correct the title.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 2. A new section is added to chapter 46.61 RCW to read as follows:

(1) Notwithstanding any provision of law to the contrary, the operator of a street legal motorcycle approaching an intersection, including a left turn intersection, that is controlled by a triggered traffic control signal using a vehicle detection device that is inoperative due to the size of the street legal motorcycle shall come to a full and complete stop at the intersection. If the traffic control signal, including the left turn signal, as appropriate, fails to operate after the lesser of either ninety seconds or one cycle of the traffic signal, the operator may, after exercising due care, proceed directly through the intersection or proceed to turn left, as appropriate. It is not a defense to a violation of RCW 46.61.050

that the driver of a motorcycle proceeded under the belief that a traffic control signal used a vehicle detection device or was inoperative due to the size of the motorcycle when the signal did not use a vehicle detection device or that any such device was not in fact inoperative due to the size of the motorcycle.

(2) By October 31, 2015, the Washington traffic safety commission, with input from the Washington state patrol and local law enforcement, shall submit a report to the legislature regarding the implementation of this act. This report must describe the act's effectiveness in helping motorcyclists, note any increase or decrease in the frequency of traffic accidents as a result of this act, summarize any issues related to ticketing or automated traffic safety cameras, explore whether all motor vehicles and bicycles should be given the same ability to proceed through traffic signals, and provide appropriate recommendations.

(3) This section expires August 1, 2016."

Correct the title.

Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Habib; Hawkins; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Freeman; Hayes; Ortiz-Self; Pike and Tarleton.

Passed to Committee on Rules for second reading.

February 26, 2014

ESB 5514 Prime Sponsor, Senator Roach: Concerning utility rates and charges for vacant mobile home lots in manufactured housing communities. (REVISED FOR ENGROSSED: Concerning utility rates and charges for vacant lots in manufactured housing communities.) Reported by Committee on Local Government

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 35.23.535 and 1995 c 301 s 37 are each amended to read as follows:

No taxes shall be imposed for maintenance and operating charges of city owned water, light, power, or heating works or systems.

Rates shall be fixed by ordinance for supplying water, light, power, or heat for commercial, domestic, or irrigation purposes sufficient to pay for all operating and maintenance charges. No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually water, light, power, or heat services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant. If the rates in force produce a greater amount than is necessary to meet operating and maintenance charges, the rates may be reduced or the excess income may be transferred to the city's current expense fund.

Complete separate accounts for municipal utilities must be kept under the system and on forms prescribed by the state auditor.

The term "maintenance and operating charges," as used in this section includes all necessary repairs, replacement, interest

on any debts incurred in acquiring, constructing, repairing and operating plants and departments and all depreciation charges. This term shall also include an annual charge equal to four percent on the cost of the plant or system, as determined by the state auditor to be paid into the current expense fund, except that where utility bonds have been or may hereafter be issued and are unpaid no payment shall be required into the current expense fund until such bonds are paid.

Sec. 2. RCW 35.58.220 and 1999 c 153 s 34 are each amended to read as follows:

~~(1)~~ If a metropolitan municipal corporation shall be authorized to perform the function of metropolitan water supply, it shall have the following powers in addition to the general powers granted by this chapter:

~~((4))~~ (a) To prepare a comprehensive plan for the development of sources of water supply, trunk supply mains and water treatment and storage facilities for the metropolitan area.

~~((2))~~ (b) To acquire by purchase, condemnation, gift or grant and to lease, construct, add to, improve, replace, repair, maintain, operate and regulate the use of metropolitan facilities for water supply within or without the metropolitan area, including buildings, structures, water sheds, wells, springs, dams, settling basins, intakes, treatment plants, trunk supply mains and pumping stations, together with all lands, property, equipment and accessories necessary to enable the metropolitan municipal corporation to obtain and develop sources of water supply, treat and store water and deliver water through trunk supply mains. Water supply facilities which are owned by a city or special district may be acquired or used by the metropolitan municipal corporation only with the consent of the legislative body of the city or special district owning such facilities. Cities and special districts are hereby authorized to convey or lease such facilities to metropolitan municipal corporations or to contract for their joint use on such terms as may be fixed by agreement between the legislative body of such city or special district and the metropolitan council, without submitting the matter to the voters of such city or special district.

~~((3))~~ (c) To fix rates and charges for water supplied by the metropolitan municipal corporation.

~~((4))~~ (d) To acquire by purchase, condemnation, gift or grant and to lease, construct, add to, improve, replace, repair, maintain, operate and regulate the use of facilities for the local distribution of water in portions of the metropolitan area not contained within any city, or water-sewer district that operates a water system, and, with the consent of the legislative body of any city or the water-sewer district, to exercise such powers within such city or water-sewer district and for such purpose to have all the powers conferred by law upon such city or water-sewer district with respect to such local distribution facilities. All costs of such local distribution facilities shall be paid for by the area served thereby.

(2) No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually water services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

Sec. 3. RCW 35.67.020 and 2003 c 394 s 1 are each amended to read as follows:

(1) Every city and town may construct, condemn and purchase, acquire, add to, maintain, conduct, and operate systems of sewerage and systems and plants for refuse collection and disposal together with additions, extensions, and betterments thereto, within and without its limits. Every city and town has full jurisdiction and authority to manage, regulate, and control them

and, except as provided in subsection (3) of this section, to fix, alter, regulate, and control the rates and charges for their use.

(2) Subject to subsection (3) of this section, the rates charged under this section must be uniform for the same class of customers or service and facilities furnished. In classifying customers served or service and facilities furnished by such system of sewerage, the city or town legislative body may in its discretion consider any or all of the following factors:

(a) The difference in cost of service and facilities to the various customers;

(b) The location of the various customers within and without the city or town;

(c) The difference in cost of maintenance, operation, repair, and replacement of the various parts of the system;

(d) The different character of the service and facilities furnished various customers;

(e) The quantity and quality of the sewage delivered and the time of its delivery;

(f) The achievement of water conservation goals and the discouragement of wasteful water use practices;

(g) Capital contributions made to the system, including but not limited to, assessments;

(h) The nonprofit public benefit status, as defined in RCW 24.03.490, of the land user; and

(i) Any other matters which present a reasonable difference as a ground for distinction.

(3)(a) The rate a city or town may charge under this section for storm or surface water sewer systems or the portion of the rate allocable to the storm or surface water sewer system of combined sanitary sewage and storm or surface water sewer systems shall be reduced by a minimum of ten percent for any new or remodeled commercial building that utilizes a permissive rainwater harvesting system. Rainwater harvesting systems shall be properly sized to utilize the available roof surface of the building. The jurisdiction shall consider rate reductions in excess of ten percent dependent upon the amount of rainwater harvested. (b) No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually storm or surface water sewer system or sanitary sewage system services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

(4) Rates or charges for on-site inspection and maintenance services may not be imposed under this chapter on the development, construction, or reconstruction of property.

(5) A city or town may provide assistance to aid low-income persons in connection with services provided under this chapter.

(6) Under this chapter, after July 1, 1998, any requirements for pumping the septic tank of an on-site sewage system should be based, among other things, on actual measurement of accumulation of sludge and scum by a trained inspector, trained owner's agent, or trained owner. Training must occur in a program approved by the state board of health or by a local health officer.

(7) Before adopting on-site inspection and maintenance utility services, or incorporating residences into an on-site inspection and maintenance or sewer utility under this chapter, notification must be provided, prior to the applicable public hearing, to all residences within the proposed service area that have on-site systems permitted by the local health officer. The notice must clearly state that the residence is within the proposed service area and must provide information on estimated rates or charges that may be imposed for the service.

(8) A city or town shall not provide on-site sewage system inspection, pumping services, or other maintenance or repair services under this section using city or town employees unless the on-site system is connected by a publicly owned collection system to the city or town's sewerage system, and the on-site system represents the first step in the sewage disposal process. Nothing in this section shall affect the authority of state or local health officers to carry out their responsibilities under any other applicable law.

Sec. 4. RCW 35.92.010 and 2002 c 102 s 2 are each amended to read as follows:

A city or town may construct, condemn and purchase, purchase, acquire, add to, alter, maintain and operate waterworks, including fire hydrants as an integral utility service incorporated within general rates, within or without its limits, for the purpose of furnishing the city and its inhabitants, and any other persons, with an ample supply of water for all purposes, public and private, including water power and other power derived therefrom, with full power to regulate and control the use, distribution, and price thereof: PROVIDED, That the rates charged must be uniform for the same class of customers or service. Such waterworks may include facilities for the generation of electricity as a by-product and such electricity may be used by the city or town or sold to an entity authorized by law to distribute electricity. Such electricity is a by-product when the electrical generation is subordinate to the primary purpose of water supply.

In classifying customers served or service furnished, the city or town governing body may in its discretion consider any or all of the following factors: The difference in cost of service to the various customers; location of the various customers within and without the city or town; the difference in cost of maintenance, operation, repair, and replacement of the various parts of the system; the different character of the service furnished various customers; the quantity and quality of the water furnished; the time of its use; the achievement of water conservation goals and the discouragement of wasteful water use practices; capital contributions made to the system including, but not limited to, assessments; and any other matters which present a reasonable difference as a ground for distinction. No rate shall be charged that is less than the cost of the water and service to the class of customers served. No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually water services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

For such purposes any city or town may take, condemn and purchase, purchase, acquire, and retain water from any public or navigable lake or watercourse, surface or ground, and, by means of aqueducts or pipe lines, conduct it to the city or town; and it may erect and build dams or other works across or at the outlet of any lake or watercourse in this state for the purpose of storing and retaining water therein up to and above high water mark; and for all the purposes of erecting such aqueducts, pipe lines, dams, or waterworks or other necessary structures in storing and retaining water, or for any of the purposes provided for by this chapter, the city or town may occupy and use the beds and shores up to the high water mark of any such watercourse or lake, and acquire the right by purchase, or by condemnation and purchase, or otherwise, to any water, water rights, easements or privileges named in this chapter, or necessary for any of said purposes, and the city or town may acquire by purchase or condemnation and purchase any properties or privileges necessary to be had to protect its water supply from pollution. Should private property be necessary for any such purposes or for storing water above high water mark, the city or town may condemn and purchase, or purchase and acquire

such private property. For the purposes of waterworks which include facilities for the generation of electricity as a by-product, nothing in this section may be construed to authorize a city or town that does not own or operate an electric utility system to condemn electric generating, transmission, or distribution rights or facilities of entities authorized by law to distribute electricity, or to acquire such rights or facilities without the consent of the owner.

Sec. 5. RCW 35.92.020 and 2003 c 394 s 2 are each amended to read as follows:

(1) A city or town may construct, condemn and purchase, purchase, acquire, add to, alter, maintain, and operate systems, plants, sites, or other facilities of sewerage as defined in RCW 35.67.010, or solid waste handling as defined by RCW 70.95.030. A city or town shall have full authority to manage, regulate, operate, control, and, except as provided in subsection (3) of this section, to fix the price of service and facilities of those systems, plants, sites, or other facilities within and without the limits of the city or town.

(2) Subject to subsection (3) of this section, the rates charged shall be uniform for the same class of customers or service and facilities. In classifying customers served or service and facilities furnished by a system or systems of sewerage, the legislative authority of the city or town may in its discretion consider any or all of the following factors:

- (a) The difference in cost of service and facilities to customers;
- (b) The location of customers within and without the city or town;
- (c) The difference in cost of maintenance, operation, repair, and replacement of the parts of the system;
- (d) The different character of the service and facilities furnished to customers;
- (e) The quantity and quality of the sewage delivered and the time of its delivery;
- (f) Capital contributions made to the systems, plants, sites, or other facilities, including but not limited to, assessments;
- (g) The nonprofit public benefit status, as defined in RCW 24.03.490, of the land user; and
- (h) Any other factors that present a reasonable difference as a ground for distinction.

(3)(a) The rate a city or town may charge under this section for storm or surface water sewer systems or the portion of the rate allocable to the storm or surface water sewer system of combined sanitary sewage and storm or surface water sewer systems shall be reduced by a minimum of ten percent for any new or remodeled commercial building that utilizes a permissive rainwater harvesting system. Rainwater harvesting systems shall be properly sized to utilize the available roof surface of the building. The jurisdiction shall consider rate reductions in excess of ten percent dependent upon the amount of rainwater harvested. (b) No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually storm or surface water sewer system or sanitary sewage system services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

(4) Rates or charges for on-site inspection and maintenance services may not be imposed under this chapter on the development, construction, or reconstruction of property.

(5) A city or town may provide assistance to aid low-income persons in connection with services provided under this chapter.

(6) Under this chapter, after July 1, 1998, any requirements for pumping the septic tank of an on-site sewage system should be based, among other things, on actual

measurement of accumulation of sludge and scum by a trained inspector, trained owner's agent, or trained owner. Training must occur in a program approved by the state board of health or by a local health officer.

(7) Before adopting on-site inspection and maintenance utility services, or incorporating residences into an on-site inspection and maintenance or sewer utility under this chapter, notification must be provided, prior to the applicable public hearing, to all residences within the proposed service area that have on-site systems permitted by the local health officer. The notice must clearly state that the residence is within the proposed service area and must provide information on estimated rates or charges that may be imposed for the service.

(8) A city or town shall not provide on-site sewage system inspection, pumping services, or other maintenance or repair services under this section using city or town employees unless the on-site system is connected by a publicly owned collection system to the city or town's sewerage system, and the on-site system represents the first step in the sewage disposal process. Nothing in this section shall affect the authority of state or local health officers to carry out their responsibilities under any other applicable law.

Sec. 6. RCW 36.89.080 and 2003 c 394 s 3 are each amended to read as follows:

(1) Subject to subsections (2) and (3) of this section, any county legislative authority may provide by resolution for revenues by fixing rates and charges for the furnishing of service to those served or receiving benefits or to be served or to receive benefits from any storm water control facility or contributing to an increase of surface water runoff. In fixing rates and charges, the county legislative authority may in its discretion consider:

- (a) Services furnished or to be furnished;
- (b) Benefits received or to be received;
- (c) The character and use of land or its water runoff characteristics;

(d) The nonprofit public benefit status, as defined in RCW 24.03.490, of the land user;

(e) Income level of persons served or provided benefits under this chapter, including senior citizens and ~~((disabled))~~ persons with disabilities; or

(f) Any other matters which present a reasonable difference as a ground for distinction.

(2) The rate a county may charge under this section for storm water control facilities shall be reduced by a minimum of ten percent for any new or remodeled commercial building that utilizes a permissive rainwater harvesting system. Rainwater harvesting systems shall be properly sized to utilize the available roof surface of the building. The jurisdiction shall consider rate reductions in excess of ten percent dependent upon the amount of rainwater harvested.

(3) Rates and charges authorized under this section may not be imposed on lands taxed as forest land under chapter 84.33 RCW or as timber land under chapter 84.34 RCW.

(4) No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually storm water control facility services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

(5) The service charges and rates collected shall be deposited in a special fund or funds in the county treasury to be used only for the purpose of paying all or any part of the cost and expense of maintaining and operating storm water control facilities, all or any part of the cost and expense of planning, designing, establishing, acquiring, developing, constructing and improving any of such facilities, or to pay or secure the payment of

all or any portion of any issue of general obligation or revenue bonds issued for such purpose.

Sec. 7. RCW 36.94.140 and 2005 c 324 s 2 are each amended to read as follows:

(1) Every county, in the operation of a system of sewerage and/or water, shall have full jurisdiction and authority to manage, regulate, and control it. Except as provided in subsection (3) of this section, every county shall have full jurisdiction and authority to fix, alter, regulate, and control the rates and charges for the service and facilities to those to whom such service and facilities are available, and to levy charges for connection to the system.

(2) The rates for availability of service and facilities, and connection charges so charged must be uniform for the same class of customers or service and facility. In classifying customers served, service furnished or made available by such system of sewerage and/or water, or the connection charges, the county legislative authority may consider any or all of the following factors:

(a) The difference in cost of service to the various customers within or without the area;

(b) The difference in cost of maintenance, operation, repair and replacement of the various parts of the systems;

(c) The different character of the service and facilities furnished various customers;

(d) The quantity and quality of the sewage and/or water delivered and the time of its delivery;

(e) Capital contributions made to the system or systems, including, but not limited to, assessments;

(f) The cost of acquiring the system or portions of the system in making system improvements necessary for the public health and safety;

(g) The nonprofit public benefit status, as defined in RCW 24.03.490, of the land user; and

(h) Any other matters which present a reasonable difference as a ground for distinction.

(3)(a) The rate a county may charge under this section for storm or surface water sewer systems or the portion of the rate allocable to the storm or surface water sewer system of combined sanitary sewage and storm or surface water sewer systems shall be reduced by a minimum of ten percent for any new or remodeled commercial building that utilizes a permissive rainwater harvesting system. Rainwater harvesting systems shall be properly sized to utilize the available roof surface of the building. The jurisdiction shall consider rate reductions in excess of ten percent dependent upon the amount of rainwater harvested.

(b) No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually storm or surface water sewer system or sanitary sewage system services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

(4) A county may provide assistance to aid low-income persons in connection with services provided under this chapter.

(5) The service charges and rates shall produce revenues sufficient to take care of the costs of maintenance and operation, revenue bond and warrant interest and principal amortization requirements, and all other charges necessary for the efficient and proper operation of the system.

(6) A connection charge under this section for service to a manufactured housing community, as defined in RCW 59.20.030, applies to an individual lot within that community only if the system of water or sewerage provides and maintains the connection.

Sec. 8. RCW 54.24.080 and 1995 c 140 s 3 are each amended to read as follows:

(1) The commission of each district which shall have revenue obligations outstanding shall have the power and shall be required to establish, maintain, and collect rates or charges for electric energy and water and other services, facilities, and commodities sold, furnished, or supplied by the district. The rates and charges shall be fair and, except as authorized by RCW 74.38.070 and by subsections (2) and (3) of this section, nondiscriminatory, and shall be adequate to provide revenues sufficient for the payment of the principal of and interest on such revenue obligations for which the payment has not otherwise been provided and all payments which the district is obligated to set aside in any special fund or funds created for such purpose, and for the proper operation and maintenance of the public utility and all necessary repairs, replacements, and renewals thereof.

(2) The commission of a district may waive connection charges for properties purchased by low-income persons from organizations exempt from tax under section 501(c)(3) of the federal internal revenue code as amended prior to the July 23, 1995. Waivers of connection charges for the same class of electric or gas utility service must be uniformly applied to all qualified property. Nothing in this subsection (2) authorizes the impairment of a contract.

(3) In establishing rates or charges for water service, commissioners may in their discretion consider the achievement of water conservation goals and the discouragement of wasteful water use practices.

(4) No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually electric energy or water services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant.

Sec. 9. RCW 57.08.081 and 2003 c 394 s 6 are each amended to read as follows:

(1) Subject to RCW 57.08.005(~~(6)~~)(7), the commissioners of any district shall provide for revenues by fixing rates and charges for furnishing sewer and drainage service and facilities to those to whom service is available or for providing water, such rates and charges to be fixed as deemed necessary by the commissioners, so that uniform charges will be made for the same class of customer or service and facility. Rates and charges may be combined for the furnishing of more than one type of sewer or drainage service and facilities.

(2) In classifying customers of such water, sewer, or drainage system, the board of commissioners may in its discretion consider any or all of the following factors: The difference in cost to various customers; the location of the various customers within and without the district; the difference in cost of maintenance, operation, repair, and replacement of the various parts of the system; the different character of the service furnished various customers; the quantity and quality of the service and facility furnished; the time of its use; the achievement of water conservation goals and the discouragement of wasteful practices; capital contributions made to the system including but not limited to assessments; and any other matters which present a reasonable difference as a ground for distinction. Rates shall be established as deemed proper by the commissioners and as fixed by resolution and shall produce revenues sufficient to take care of the costs of maintenance and operation, revenue bond and warrant interest and principal amortization requirements, and all other charges necessary for efficient and proper operation of the system. No rates, charges, noncapital fees, or other costs may be charged for any vacant lot in a manufactured housing community, as defined in RCW 59.20.030, unless the lot is receiving individually water,

sewer, or drainage system services or the landlord voluntarily elects to continue the rates, charges, noncapital fees, or other costs during the period the lot is vacant. Prior to furnishing services, a district may require a deposit to guarantee payment for services. However, failure to require a deposit does not affect the validity of any lien authorized by this section.

(3) The commissioners shall enforce collection of connection charges, and rates and charges for water supplied against property owners connecting with the system or receiving such water, and for sewer and drainage services charged against property to which and its owners to whom the service is available, such charges being deemed charges against the property served, by addition of penalties of not more than ten percent thereof in case of failure to pay the charges at times fixed by resolution. The commissioners may provide by resolution that where either connection charges or rates and charges for services supplied are delinquent for any specified period of time, the district shall certify the delinquencies to the auditor of the county in which the real property is located, and the charges and any penalties added thereto and interest thereon at the rate of not more than the prime lending rate of the district's bank plus four percentage points per year shall be a lien against the property upon which the service was received, subject only to the lien for general taxes.

(4) The district may, at any time after the connection charges or rates and charges for services supplied or available and penalties are delinquent for a period of sixty days, bring suit in foreclosure by civil action in the superior court of the county in which the real property is located. The court may allow, in addition to the costs and disbursements provided by statute, attorneys' fees, title search and report costs, and expenses as it adjudges reasonable. The action shall be in rem, and may be brought in the name of the district against an individual or against all of those who are delinquent in one action. The laws and rules of the court shall control as in other civil actions.

(5) In addition to the right to foreclose provided in this section, the district may also cut off all or part of the service after charges for water or sewer service supplied or available are delinquent for a period of thirty days.

(6) A district may determine how to apply partial payments on past due accounts.

(7) A district may provide a real property owner or the owner's designee with duplicate bills for service to tenants, or may notify an owner or the owner's designee that a tenant's service account is delinquent. However, if an owner or the owner's designee notifies the district in writing that a property served by the district is a rental property, asks to be notified of a tenant's delinquency, and has provided, in writing, a complete and accurate mailing address, the district shall notify the owner or the owner's designee of a tenant's delinquency at the same time and in the same manner the district notifies the tenant of the tenant's delinquency or by mail. When a district provides a real property owner or the owner's designee with duplicates of tenant utility service bills or notice that a tenant's utility account is delinquent, the district shall notify the tenant that it is providing the duplicate bills or delinquency notice to the owner or the owner's designee. After January 1, 1999, if a district fails to notify the owner of a tenant's delinquency after receiving a written request to do so and after receiving the other information required by this subsection (7), the district shall have no lien against the premises for the tenant's delinquent and unpaid charges."

Correct the title.

Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 5775 Prime Sponsor, Senator Benton: Allowing for a veteran designation on drivers' licenses and identicards. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 46.20.161 and 2012 c 80 s 8 are each amended to read as follows:

(1) The department, upon receipt of a fee of forty-five dollars from October 1, 2012, to June 30, 2013, and fifty-four dollars after June 30, 2013, unless the driver's license is issued for a period other than five years from October 1, 2012, to June 30, 2013, or six years after June 30, 2013, in which case the fee shall be nine dollars for each year that the license is issued, which includes the fee for the required photograph, shall issue to every qualifying applicant a driver's license. A driver's license issued to a person under the age of eighteen is an intermediate license, subject to the restrictions imposed under RCW 46.20.075, until the person reaches the age of eighteen. The license must include a distinguishing number assigned to the licensee, the name of record, date of birth, Washington residence address, photograph, a brief description of the licensee, ~~((and))~~ either a facsimile of the signature of the licensee or a space upon which the licensee shall write his or her usual signature with pen and ink immediately upon receipt of the license, and, if applicable, the person's status as a veteran as provided in subsection (2) of this section. No license is valid until it has been so signed by the licensee.

(2) A person may apply to the department to obtain a veteran designation on a driver's license issued under this section by providing the United States department of defense discharge document, DD Form 214, as it exists on the effective date of this section, or such subsequent date as may be provided by the department by rule, consistent with the purposes of this section, that shows a discharge status of "honorable" or "general under honorable conditions" that establishes the person's service in the armed forces of the United States.

Sec. 2. RCW 46.20.117 and 2012 c 80 s 6 are each amended to read as follows:

(1) **Issuance.** The department shall issue an identicard, containing a picture, if the applicant:

- (a) Does not hold a valid Washington driver's license;
- (b) Proves his or her identity as required by RCW 46.20.035; and

(c) Pays the required fee. Except as provided in subsection (5) of this section, the fee is forty-five dollars from October 1, 2012, to June 30, 2013, and fifty-four dollars after June 30, 2013, unless an applicant is a recipient of continuing public assistance grants under Title 74 RCW, who is referred in writing by the secretary of social and health services. For those persons the fee must be the actual cost of production of the identicard.

(2)(a) **Design and term.** The identicard must:

- ~~((a))~~ (i) Be distinctly designed so that it will not be confused with the official driver's license; and
- ~~((b))~~ (ii) Except as provided in subsection (5) of this section, expire on the sixth anniversary of the applicant's birthdate after issuance.

(b) The identicard may include the person's status as a veteran, consistent with RCW 46.20.161(2).

(3) **Renewal.** An application for identicard renewal may be submitted by means of:

- (a) Personal appearance before the department; or
- (b) Mail or electronic commerce, if permitted by rule of the department and if the applicant did not renew his or her identicard by mail or by electronic commerce when it last expired.

An identicard may not be renewed by mail or by electronic commerce unless the renewal issued by the department includes a photograph of the identicard holder.

(4) **Cancellation.** The department may cancel an identicard if the holder of the identicard used the card or allowed others to use the card in violation of RCW 46.20.0921.

(5) **Alternative issuance/renewal/extension.** The department may issue or renew an identicard for a period other than five years from October 1, 2012, to June 30, 2013, or six years after June 30, 2013, or may extend by mail or electronic commerce an identicard that has already been issued, in order to evenly distribute, as nearly as possible, the yearly renewal rate of identicard holders. The fee for an identicard issued or renewed for a period other than five years from October 1, 2012, to June 30, 2013, or six years after June 30, 2013, or that has been extended by mail or electronic commerce, is nine dollars for each year that the identicard is issued, renewed, or extended. The department may adopt any rules as are necessary to carry out this subsection.

NEW SECTION. Sec. 3. This act takes effect August 30, 2017."

Correct the title.

Strike everything after the enacting clause and insert the following:

"Sec. 4. RCW 46.20.161 and 2012 c 80 s 8 are each amended to read as follows:

(1) The department, upon receipt of a fee of forty-five dollars from October 1, 2012, to June 30, 2013, and fifty-four dollars after June 30, 2013, unless the driver's license is issued for a period other than five years from October 1, 2012, to June 30, 2013, or six years after June 30, 2013, in which case the fee shall be nine dollars for each year that the license is issued, which includes the fee for the required photograph, shall issue to every qualifying applicant a driver's license. A driver's license issued to a person under the age of eighteen is an intermediate license, subject to the restrictions imposed under RCW 46.20.075, until the person reaches the age of eighteen. The license must include a distinguishing number assigned to the licensee, the name of record, date of birth, Washington residence address, photograph, a brief description of the licensee, ~~((and))~~ either a facsimile of the signature of the licensee or a space upon which the licensee shall write his or her usual signature with pen and ink immediately upon receipt of the license, and, if applicable, the person's status as a veteran as provided in subsection (2) of this section. No license is valid until it has been so signed by the licensee.

(2)(a) A person may apply to the department to obtain a veteran designation on a driver's license issued under this section by providing valid proof of service in the armed forces of the United States under (b) of this subsection. In addition to the fee described in subsection (1) of this section, the department may charge a fee sufficient to cover the start-up and administrative costs associated with the inclusion of the designation, but the fee may not exceed two dollars per designation.

(b) Valid proof of service may be established by providing either separation papers showing that the applicant's character of service was honorable or a United States department of defense Form 214, as it exists on the effective date of this section or such subsequent date as may be provided by the department by rule, consistent with the purposes of this section, that shows a discharge status of "honorable" or "general under honorable conditions."

Sec. 5. RCW 46.20.117 and 2012 c 80 s 6 are each amended to read as follows:

(1) **Issuance.** The department shall issue an identicard, containing a picture, if the applicant:

(a) Does not hold a valid Washington driver's license;

(b) Proves his or her identity as required by RCW 46.20.035; and

(c) Pays the required fee. Except as provided in subsection (5) of this section, the fee is forty-five dollars from October 1, 2012, to June 30, 2013, and fifty-four dollars after June 30, 2013, unless an applicant is a recipient of continuing public assistance grants under Title 74 RCW, who is referred in writing by the secretary of social and health services. For those persons the fee must be the actual cost of production of the identicard.

(2)(a) **Design and term.** The identicard must:

((a)) (i) Be distinctly designed so that it will not be confused with the official driver's license; and

((b)) (ii) Except as provided in subsection (5) of this section, expire on the sixth anniversary of the applicant's birthdate after issuance.

(b) The identicard may include the person's status as a veteran, consistent with RCW 46.20.161(2).

(3) **Renewal.** An application for identicard renewal may be submitted by means of:

(a) Personal appearance before the department; or

(b) Mail or electronic commerce, if permitted by rule of the department and if the applicant did not renew his or her identicard by mail or by electronic commerce when it last expired.

An identicard may not be renewed by mail or by electronic commerce unless the renewal issued by the department includes a photograph of the identicard holder.

(4) **Cancellation.** The department may cancel an identicard if the holder of the identicard used the card or allowed others to use the card in violation of RCW 46.20.0921.

(5) **Alternative issuance/renewal/extension.** The department may issue or renew an identicard for a period other than five years from October 1, 2012, to June 30, 2013, or six years after June 30, 2013, or may extend by mail or electronic commerce an identicard that has already been issued, in order to evenly distribute, as nearly as possible, the yearly renewal rate of identicard holders. The fee for an identicard issued or renewed for a period other than five years from October 1, 2012, to June 30, 2013, or six years after June 30, 2013, or that has been extended by mail or electronic commerce, is nine dollars for each year that the identicard is issued, renewed, or extended. The department may adopt any rules as are necessary to carry out this subsection.

NEW SECTION. Sec. 6. This act takes effect July 1, 2015."

Correct the title.

Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Moeller.

Passed to Committee on Rules for second reading.

February 25, 2014

2ESSB 5785 Prime Sponsor, Committee on Transportation: Modifying requirements for the display and

replacement of license plates. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Assistant Ranking Minority Member and Shea.

Passed to Committee on Rules for second reading.

February 25, 2014

SB 5957 Prime Sponsor, Senator Honeyford: Concerning the renewal of parking privileges for persons with disabilities. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

2SSB 5958 Prime Sponsor, Committee on Ways & Means: Concerning accountability in providing opportunities for certain students to participate in transition services. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Passed to Committee on Rules for second reading.

February 26, 2014

ESB 5964 Prime Sponsor, Senator Fain: Concerning training public officials and employees regarding public records, records management, and open public meetings requirements. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that the rights of citizens to observe the actions of their public officials and to have timely access to public records are the underpinnings of democracy

and are essential for meaningful citizen participation in the democratic process. All too often, however, violations of the requirements of the public records act and the open public meetings act by public officials and agencies result in citizens being denied this important information and materials to which they are legally entitled. Such violations are often the result of inadvertent error or a lack of knowledge on the part of officials and agencies regarding their legal duties to the public pursuant to these acts. Also, whether due to error or ignorance, violations of the public records act and open public meetings act are very costly for state and local governments, both in terms of litigation expenses and administrative costs. The legislature also finds that the implementation of simple, cost-effective training programs will greatly increase the likelihood that public officials and agencies will better serve the public by improving citizen access to public records and encouraging public participation in governmental deliberations. Such improvements in public service will, in turn, enhance the public's trust in its government and result in significant cost savings by reducing the number of violations of the public records act and open public meetings act.

NEW SECTION. Sec. 2. A new section is added to chapter 42.30 RCW to read as follows:

(1) Every member of the governing body of a public agency must complete training on the requirements of this chapter no later than ninety days after the date the member either:

(a) Takes the oath of office, if the member is required to take an oath of office to assume his or her duties as a public official; or

(b) Otherwise assumes his or her duties as a public official.

(2) In addition to the training required under subsection (1) of this section, every member of the governing body of a public agency must complete training at intervals of no more than four years as long as the individual is a member of the governing body or public agency.

(3) Training may be completed remotely with technology including but not limited to internet-based training.

NEW SECTION. Sec. 3. A new section is added to chapter 42.56 RCW to read as follows:

(1) Each local elected official and statewide elected official, and each person appointed to fill a vacancy in a local or statewide office, must complete a training course regarding the provisions of this chapter, and also chapter 40.14 RCW for records retention.

(2) Officials required to complete training under this section may complete their training before assuming office but must:

(a) Complete training no later than ninety days after the date the official either:

(i) Takes the oath of office, if the official is required to take an oath of office to assume his or her duties as a public official; or

(ii) Otherwise assumes his or her duties as a public official; and

(b) Complete refresher training at intervals of no more than four years for as long as he or she holds the office.

(3) Training must be consistent with the attorney general's model rules for compliance with the public records act.

(4) Training may be completed remotely with technology including but not limited to internet-based training.

NEW SECTION. Sec. 4. A new section is added to chapter 42.56 RCW to read as follows:

(1) Public records officers designated under RCW 42.56.580 and records officers designated under RCW 40.14.040 must complete a training course regarding the provisions of this chapter, and also chapter 40.14 RCW for records retention.

(2) Public records officers must:

(a) Complete training no later than ninety days after assuming responsibilities as a public records officer or records manager; and

(b) Complete refresher training at intervals of no more than four years as long as they maintain the designation.

(3) Training must be consistent with the attorney general's model rules for compliance with the public records act.

(4) Training may be completed remotely with technology including but not limited to internet-based training.

NEW SECTION. Sec. 5. A new section is added to chapter 42.56 RCW to read as follows:

The attorney general's office may provide information, technical assistance, and training on the provisions of this chapter.

NEW SECTION. Sec. 6. A new section is added to chapter 40.14 RCW to read as follows:

(1) Each local elected official and statewide elected official, and each person appointed to fill a vacancy in a local or statewide office, must complete a training course regarding the records retention provisions of this chapter.

(2) Elected officials may complete their training before assuming office but must:

(a) Complete training no later than ninety days after the date the official either:

(i) Takes the oath of office, if the official is required to take an oath of office to assume his or her duties as a public official; or

(ii) Otherwise assumes his or her duties as a public official; and

(b) Complete refresher training at intervals of no more than four years for as long as he or she holds the office.

(3) Training must be provided by the secretary of state, or consistent with the records retention training provided by the secretary of state.

(4) Training may be completed remotely with technology including but not limited to internet-based training.

NEW SECTION. Sec. 7. A new section is added to chapter 40.14 RCW to read as follows:

(1) Public records officers designated under RCW 42.56.580 and records officers designated under RCW 40.14.040 must complete a training course regarding the records retention provisions of this chapter.

(2) Public records officers must:

(a) Complete training no later than ninety days after assuming responsibilities as a public records officer or records manager; and

(b) Complete refresher training at intervals of no more than four years as long as they maintain the designation.

(3) Training must be provided by the secretary of state, or consistent with the records retention training provided by the secretary of state.

(4) Training may be completed remotely with technology including but not limited to internet-based training.

NEW SECTION. Sec. 8. This act may be known and cited as the open government trainings act.

NEW SECTION. Sec. 9. This act takes effect July 1, 2014." Correct the title.

Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Carlyle; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Christian; Kretz and Manweller.

Passed to Committee on Rules for second reading.

February 25, 2014
SSB 5969 Prime Sponsor, Committee on Higher Education:
 Providing for awarding academic credit for
 military training. Reported by Committee on
 Higher Education

MAJORITY recommendation: Do pass. Signed by
 Representatives Seaquist, Chair; Pollet, Vice Chair; Haler,
 Ranking Minority Member; Zeiger, Assistant Ranking Minority
 Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz;
 Muri; Reykdal; Sawyer; Scott; Sells; Smith; Tarleton;
 Walkinshaw; Walsh and Wylie.

Referred to Committee on Appropriations Subcommittee on
 Education.

February 26, 2014
SSB 6007 Prime Sponsor, Committee on Governmental
 Operations: Clarifying the exemption in the public
 records act for customer information held by public
 utilities. Reported by Committee on Local
 Government

MAJORITY recommendation: Do pass. Signed by
 Representatives Takko, Chair; Gregerson, Vice Chair;
 Overstreet, Ranking Minority Member; Kochmar, Assistant
 Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer
 and Taylor.

Passed to Committee on Rules for second reading.

February 26, 2014
SB 6010 Prime Sponsor, Senator Padden: Establishing
 penalties for altered or shaved keys. Reported by
 Committee on Public Safety

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the
 following:

"**Sec. 1.** RCW 9A.52.060 and 2011 c 336 s 371 are each amended
 to read as follows:

(1) Every person who shall make or mend or cause to be
 made or mended, or have in his or her possession, any engine,
 machine, tool, false key, altered or shaved key, pick lock, bit,
 nippers, or implement adapted, designed, or commonly used for
 the commission of burglary under circumstances evincing an intent
 to use or employ, or allow the same to be used or employed in the
 commission of a burglary, or knowing that the same is intended to
 be so used, shall be guilty of making or having burglar tools.

(2) For purposes of this section, an "altered or shaved
 key" is any key so altered, by cutting, filing, or other means, to fit
 multiple locks other than the lock for which the key was originally
 manufactured.

(3) Making or having burglar tools is a gross
 misdemeanor."

Correct the title.

Signed by Representatives Goodman, Chair; Roberts, Vice
 Chair; Klippert, Ranking Minority Member; Hayes, Assistant
 Ranking Minority Member; Appleton; Holy; Hope; Moscoso;
 Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6011 Prime Sponsor, Senator Padden: Increasing
 penalties for random assaults. Reported by
 Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by
 Representatives Goodman, Chair; Klippert, Ranking Minority
 Member; Hayes, Assistant Ranking Minority Member; Holy;
 Hope; Moscoso; Pettigrew; Ross and Takko.

MINORITY recommendation: Without recommendation.
 Signed by Representatives Roberts, Vice Chair and Appleton.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6013 Prime Sponsor, Senator Mullet: Making a
 technical correction to school law governing the
 use of epinephrine autoinjectors (EPI pens).
 Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by
 Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist,
 Ranking Minority Member; Magendanz, Assistant Ranking
 Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins;
 Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet;
 Seaquist and Warnick.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6016 Prime Sponsor, Committee on Health Care:
 Concerning the grace period for enrollees of the
 Washington health benefit exchange. Reported by
 Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the
 following:

"**NEW SECTION. Sec. 1.** A new section is added to chapter
 43.71 RCW to read as follows:

(1) The exchange must support the grace period by
 providing electronic information to an issuer of a qualified health
 plan or a qualified dental plan that complies with 45 C.F.R. Sec.
 156.270 (2013) and 45 C.F.R. Sec. 155.430 (2013).

(2) If the health benefit exchange notifies an enrollee that
 he or she is delinquent on payment of premium, the notice must
 include information on how to report a change in income or
 circumstances and an explanation that such a report may result in a
 change in the premium amount or program eligibility.

NEW SECTION. Sec. 2. A new section is added to chapter 48.43
 RCW to read as follows:

(1) For an enrollee who is in the second or third month of
 the grace period, an issuer of a qualified health plan shall:

(a) Upon request by a health care provider or health care
 facility, provide information regarding the enrollee's eligibility
 status in real-time; and

(b) Notify a health care provider or health care facility
 that an enrollee is in the grace period within three business days
 after submittal of a claim or status request for services provided.

(2) The information or notification required under
 subsection (1) of this section must, at a minimum, indicate "grace
 period" or use the appropriate national coding standard as the

reason for pending the claim if a claim is pended due to the enrollee's grace period status.

(3) By December 1, 2014, and annually each December 1st thereafter, the health benefit exchange shall provide a report to the appropriate committees of the legislature with the following information for the calendar year: (a) The number of exchange enrollees who entered the grace period; (b) the number of enrollees who subsequently paid premium after entering the grace period; (c) the average number of days enrollees were in the grace period prior to paying premium; and (d) the number of enrollees who were in the grace period and whose coverage was terminated due to nonpayment of premium. The report must include as much data as is available for the calendar year.

(4) For purposes of this section, "grace period" means nonpayment of premiums by an enrollee receiving advance payments of the premium tax credit, as defined in section 1412 of the patient protection and affordable care act, P.L. 111-148, as amended by the health care and education reconciliation act, P.L. 111-152, and implementing regulations issued by the federal department of health and human services.

Sec. 3. RCW 48.43.--- and 2014 c . . . s 2 (section 2 of this act) are each amended to read as follows:

(1) For an enrollee who is in the second or third month of the grace period, an issuer of a qualified health plan shall:

(a) Upon request by a health care provider or health care facility, provide information regarding the enrollee's eligibility status in real-time; and

(b) Notify a health care provider or health care facility that an enrollee is in the grace period within three business days after submittal of a claim or status request for services provided.

(2) The information or notification required under subsection (1) of this section must, at a minimum(☞):

(a) Indicate "grace period" or use the appropriate national coding standard as the reason for pending the claim if a claim is pended due to the enrollee's grace period status; and

(b) Except for notifications provided electronically, indicate that enrollee is in the second or third month of the grace period.

(3) By December 1, 2014, and annually each December 1st thereafter, the health benefit exchange shall provide a report to the appropriate committees of the legislature with the following information for the calendar year: (a) The number of exchange enrollees who entered the grace period; (b) the number of enrollees who subsequently paid premium after entering the grace period; (c) the average number of days enrollees were in the grace period prior to paying premium; and (d) the number of enrollees who were in the grace period and whose coverage was terminated due to nonpayment of premium. The report must include as much data as is available for the calendar year.

(4) For purposes of this section, "grace period" means nonpayment of premiums by an enrollee receiving advance payments of the premium tax credit, as defined in section 1412 of the patient protection and affordable care act, P.L. 111-148, as amended by the health care and education reconciliation act, P.L. 111-152, and implementing regulations issued by the federal department of health and human services.

NEW SECTION. Sec. 4. Section 3 of this act takes effect January 1st following the issuance of a report under section 2(3) of this act indicating that coverage was terminated due to nonpayment of premium for ten thousand or more enrollees who were in the grace period in that calendar year. In no case may section 3 of this act take effect before January 1, 2015. The health benefit exchange must provide notice of the effective date of section 3 of this act to affected parties, the chief clerk of the house of representatives, the secretary of the senate, the office of the code reviser, and others as deemed appropriate by the health benefit exchange."

Correct the title.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 5. A new section is added to chapter 43.71 RCW to read as follows:

(1) The exchange must provide electronic notification to the qualified health plan before the sixth of the month indicating an enrollee has not paid the premium.

(2) If the health benefit exchange notifies an enrollee that he or she is delinquent on payment of premium, the notice must include information on how to report a change in income or circumstances and an explanation that such a report may result in a change in the premium amount or program eligibility.

NEW SECTION. Sec. 6. A new section is added to chapter 48.43 RCW to read as follows:

(1) For an enrollee who is in the second or third month of the grace period, an issuer of a qualified health plan shall:

(a) Upon request by a health care provider or health care facility, provide information regarding the enrollee's eligibility status in real-time; and

(b) Notify a health care provider or health care facility that an enrollee is in the grace period within three business days after submittal of a claim or status request for services provided.

(2) The information or notification required under subsection (1) of this section must, at a minimum, indicate "grace period" or use the appropriate national coding standard as the reason for pending the claim if a claim is pended due to the enrollee's grace period status.

(3) By December 1, 2014, and annually each December 1st thereafter, the health benefit exchange shall provide a report to the appropriate committees of the legislature with the following information for the calendar year: (a) The number of exchange enrollees who entered the grace period; (b) the number of enrollees who subsequently paid premium after entering the grace period; (c) the average number of days enrollees were in the grace period prior to paying premium; and (d) the number of enrollees who were in the grace period and whose coverage was terminated due to nonpayment of premium. The report must include as much data as is available for the calendar year.

(4) For purposes of this section, "grace period" means nonpayment of premiums by an enrollee receiving advance payments of the premium tax credit, as defined in section 1412 of the patient protection and affordable care act, P.L. 111-148, as amended by the health care and education reconciliation act, P.L. 111-152, and implementing regulations issued by the federal department of health and human services.

Sec. 7. RCW 48.43.--- and 2014 c . . . s 2 (section 2 of this act) are each amended to read as follows:

(1) For an enrollee who is in the second or third month of the grace period, an issuer of a qualified health plan shall:

(a) Upon request by a health care provider or health care facility, provide information regarding the enrollee's eligibility status in real-time; and

(b) Notify a health care provider or health care facility that an enrollee is in the grace period within three business days after submittal of a claim or status request for services provided.

(2) The information or notification required under subsection (1) of this section must, at a minimum(☞):

(a) Indicate "grace period" or use the appropriate national coding standard as the reason for pending the claim if a claim is pended due to the enrollee's grace period status; and

(b) Except for notifications provided electronically, indicate that enrollee is in the second or third month of the grace period.

(3) By December 1, 2014, and annually each December 1st thereafter, the health benefit exchange shall provide a report to the appropriate committees of the legislature with the following information for the calendar year: (a) The number of exchange enrollees who entered the grace period; (b) the number of enrollees who subsequently paid premium after entering the grace period; (c) the average number of days enrollees were in the grace period prior to paying premium; and (d) the number of enrollees who were in the grace period and whose coverage was terminated due to nonpayment of premium. The report must include as much data as is available for the calendar year.

(4) For purposes of this section, "grace period" means nonpayment of premiums by an enrollee receiving advance payments of the premium tax credit, as defined in section 1412 of the patient protection and affordable care act, P.L. 111-148, as amended by the health care and education reconciliation act, P.L. 111-152, and implementing regulations issued by the federal department of health and human services.

NEW SECTION. Sec. 8. Section 3 of this act takes effect January 1st following the issuance of a report under section 2(3) of this act indicating that coverage was terminated due to nonpayment of premium for ten thousand or more enrollees who were in the grace period in that calendar year. In no case may section 3 of this act take effect before January 1, 2015. The health benefit exchange must provide notice of the effective date of section 3 of this act to affected parties, the chief clerk of the house of representatives, the secretary of the senate, the office of the code reviser, and others as deemed appropriate by the health benefit exchange."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6017 Prime Sponsor, Committee on Law & Justice: Concerning the use of proceeds from seizure and forfeiture activities from sexual exploitation of children and promoting prostitution. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 9.68A.120 and 2009 c 479 s 12 are each amended to read as follows:

The following are subject to seizure and forfeiture:

- (1) All visual or printed matter that depicts a minor engaged in sexually explicit conduct.
- (2) All raw materials, equipment, and other tangible personal property of any kind used or intended to be used to manufacture or process any visual or printed matter that depicts a minor engaged in sexually explicit conduct, and all conveyances, including aircraft, vehicles, or vessels that are used or intended for use to transport, or in any manner to facilitate the transportation of, visual or printed matter in violation of RCW 9.68A.050 or 9.68A.060, but:

(a) No conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless it appears that the owner or

other person in charge of the conveyance is a consenting party or privy to a violation of this chapter;

(b) No property is subject to forfeiture under this section by reason of any act or omission established by the owner of the property to have been committed or omitted without the owner's knowledge or consent;

(c) A forfeiture of property encumbered by a bona fide security interest is subject to the interest of the secured party if the secured party neither had knowledge of nor consented to the act or omission; and

(d) When the owner of a conveyance has been arrested under this chapter the conveyance may not be subject to forfeiture unless it is seized or process is issued for its seizure within ten days of the owner's arrest.

(3) All personal property, moneys, negotiable instruments, securities, or other tangible or intangible property furnished or intended to be furnished by any person in exchange for visual or printed matter depicting a minor engaged in sexually explicit conduct, or constituting proceeds traceable to any violation of this chapter.

(4) Property subject to forfeiture under this chapter may be seized by any law enforcement officer of this state upon process issued by any superior court having jurisdiction over the property. Seizure without process may be made if:

(a) The seizure is incident to an arrest or a search under a search warrant or an inspection under an administrative inspection warrant;

(b) The property subject to seizure has been the subject of a prior judgment in favor of the state in a criminal injunction or forfeiture proceeding based upon this chapter;

(c) A law enforcement officer has probable cause to believe that the property is directly or indirectly dangerous to health or safety; or

(d) The law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of this chapter.

(5) In the event of seizure under subsection (4) of this section, proceedings for forfeiture shall be deemed commenced by the seizure. The law enforcement agency under whose authority the seizure was made shall cause notice to be served within fifteen days following the seizure on the owner of the property seized and the person in charge thereof and any person having any known right or interest therein, of the seizure and intended forfeiture of the seized property. The notice may be served by any method authorized by law or court rule including but not limited to service by certified mail with return receipt requested. Service by mail shall be deemed complete upon mailing within the fifteen day period following the seizure.

(6) If no person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of seized items within forty-five days of the seizure, the item seized shall be deemed forfeited.

(7) If any person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of seized items within forty-five days of the seizure, the person or persons shall be afforded a reasonable opportunity to be heard as to the claim or right. The hearing shall be before an administrative law judge appointed under chapter 34.12 RCW, except that any person asserting a claim or right may remove the matter to a court of competent jurisdiction if the aggregate value of the article or articles involved is more than five hundred dollars. The hearing before an administrative law judge and any appeal therefrom shall be under Title 34 RCW. In a court hearing between two or more claimants to the article or articles involved, the prevailing party shall be entitled to a judgment for costs and reasonable attorney's fees. The burden of producing evidence shall

be upon the person claiming to be the lawful owner or the person claiming to have the lawful right to possession of the seized items. The seizing law enforcement agency shall promptly return the article or articles to the claimant upon a determination by the administrative law judge or court that the claimant is lawfully entitled to possession thereof of the seized items.

(8) If property is sought to be forfeited on the ground that it constitutes proceeds traceable to a violation of this chapter, the seizing law enforcement agency must prove by a preponderance of the evidence that the property constitutes proceeds traceable to a violation of this chapter.

(9) When property is forfeited under this chapter the seizing law enforcement agency may:

(a) Retain it for official use or upon application by any law enforcement agency of this state release the property to that agency for the exclusive use of enforcing this chapter or chapter 9A.88 RCW;

(b) Sell that which is not required to be destroyed by law and which is not harmful to the public (~~—The proceeds and all moneys forfeited under this chapter shall be used for payment of all proper expenses of the investigation leading to the seizure, including any money delivered to the subject of the investigation by the law enforcement agency, and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, actual costs of the prosecuting or city attorney, and court costs. Fifty percent of the money remaining after payment of these expenses shall be deposited in the state general fund and fifty percent shall be deposited in the general fund of the state, county, or city of the seizing law enforcement agency~~); or

(c) Request the appropriate sheriff or director of public safety to take custody of the property and remove it for disposition in accordance with law.

(10)(a) By January 31st of each year, each seizing agency shall remit to the state treasurer an amount equal to ten percent of the net proceeds of any property forfeited during the preceding calendar year. Money remitted shall be deposited in the prostitution prevention and intervention account under RCW 43.63A.740.

(b) The net proceeds of forfeited property is the value of the forfeitable interest in the property after deducting the cost of satisfying any bona fide security interest to which the property is subject at the time of seizure; and in the case of sold property, after deducting the cost of sale, including reasonable fees or commissions paid to an independent selling agency.

(c) The value of sold forfeited property is the sale price. The value of retained forfeited property is the fair market value of the property at the time of seizure determined when possible by reference to an applicable commonly used index. A seizing agency may use, but need not use, an independent qualified appraiser to determine the value of retained property. If an appraiser is used, the value of the property appraised is net of the cost of the appraisal. The value of destroyed property and retained firearms or illegal property is zero.

(11) Forfeited property and net proceeds not required to be paid to the state treasurer under this chapter shall be used for payment of all proper expenses of the investigation leading to the seizure, including any money delivered to the subject of the investigation by the law enforcement agency, and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, actual costs of the prosecuting or city attorney, and court costs. Money remaining after payment of these expenses shall be retained by the seizing law enforcement agency for the exclusive use of enforcing the provisions of this chapter or chapter 9A.88 RCW.

Sec. 2. RCW 9A.88.150 and 2012 c 140 s 1 are each amended to read as follows:

(1) The following are subject to seizure and forfeiture and no property right exists in them:

(a) Any property or other interest acquired or maintained in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070 to the extent of the investment of funds, and any appreciation or income attributable to the investment, from a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(b) All conveyances, including aircraft, vehicles, or vessels, which are used, or intended for use, in any manner to facilitate a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, except that:

(i) No conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless it appears that the owner or other person in charge of the conveyance is a consenting party or privy to a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(ii) No conveyance is subject to forfeiture under this section by reason of any act or omission established by the owner thereof to have been committed or omitted without the owner's knowledge or consent;

(iii) A forfeiture of a conveyance encumbered by a bona fide security interest is subject to the interest of the secured party if the secured party neither had knowledge of nor consented to the act or omission; and

(iv) When the owner of a conveyance has been arrested for a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, the conveyance in which the person is arrested may not be subject to forfeiture unless it is seized or process is issued for its seizure within ten days of the owner's arrest;

(c) Any property, contractual right, or claim against property used to influence any enterprise that a person has established, operated, controlled, conducted, or participated in the conduct of, in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(d) All proceeds traceable to or derived from an offense defined in RCW 9.68A.100, 9.68A.101, or 9A.88.070 and all moneys, negotiable instruments, securities, and other things of value significantly used or intended to be used significantly to facilitate commission of the offense;

(e) All books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or intended for use, in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(f) All moneys, negotiable instruments, securities, or other tangible or intangible property of value furnished or intended to be furnished by any person in exchange for a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, all tangible or intangible personal property, proceeds, or assets acquired in whole or in part with proceeds traceable to an exchange or series of exchanges in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, and all moneys, negotiable instruments, and securities used or intended to be used to facilitate any violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070. A forfeiture of money, negotiable instruments, securities, or other tangible or intangible property encumbered by a bona fide security interest is subject to the interest of the secured party if, at the time the security interest was created, the secured party neither had knowledge of nor consented to the act or omission. No personal property may be forfeited under this subsection (1)(f), to the extent of the interest of an owner, by reason of any act or omission, which that owner establishes was committed or omitted without the owner's knowledge or consent; and

(g) All real property, including any right, title, and interest in the whole of any lot or tract of land, and any

appurtenances or improvements which are being used with the knowledge of the owner for a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, or which have been acquired in whole or in part with proceeds traceable to an exchange or series of exchanges in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, if a substantial nexus exists between the violation and the real property. However:

(i) No property may be forfeited pursuant to this subsection (1)(g), to the extent of the interest of an owner, by reason of any act or omission committed or omitted without the owner's knowledge or consent;

(ii) A forfeiture of real property encumbered by a bona fide security interest is subject to the interest of the secured party if the secured party, at the time the security interest was created, neither had knowledge of nor consented to the act or omission.

(2) Real or personal property subject to forfeiture under this section may be seized by any law enforcement officer of this state upon process issued by any superior court having jurisdiction over the property. Seizure of real property shall include the filing of a lis pendens by the seizing agency. Real property seized under this section shall not be transferred or otherwise conveyed until ninety days after seizure or until a judgment of forfeiture is entered, whichever is later: PROVIDED, That real property seized under this section may be transferred or conveyed to any person or entity who acquires title by foreclosure or deed in lieu of foreclosure of a security interest. Seizure of personal property without process may be made if:

(a) The seizure is incident to an arrest or a search under a search warrant;

(b) The property subject to seizure has been the subject of a prior judgment in favor of the state in a criminal injunction or forfeiture proceeding; or

(c) The law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070.

(3) In the event of seizure pursuant to subsection (2) of this section, proceedings for forfeiture shall be deemed commenced by the seizure. The law enforcement agency under whose authority the seizure was made shall cause notice to be served within fifteen days following the seizure on the owner of the property seized and the person in charge thereof and any person having any known right or interest therein, including any community property interest, of the seizure and intended forfeiture of the seized property. Service of notice of seizure of real property shall be made according to the rules of civil procedure. However, the state may not obtain a default judgment with respect to real property against a party who is served by substituted service absent an affidavit stating that a good faith effort has been made to ascertain if the defaulted party is incarcerated within the state, and that there is no present basis to believe that the party is incarcerated within the state. Notice of seizure in the case of property subject to a security interest that has been perfected by filing a financing statement, or a certificate of title, shall be made by service upon the secured party or the secured party's assignee at the address shown on the financing statement or the certificate of title. The notice of seizure in other cases may be served by any method authorized by law or court rule including, but not limited to, service by certified mail with return receipt requested. Service by mail shall be deemed complete upon mailing within the fifteen day period following the seizure.

(4) If no person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of items specified in subsection (1) of this section within forty-five days of the service of notice from the seizing agency in the case of personal property and ninety days in the case of real property, the item seized shall be deemed forfeited. The

community property interest in real property of a person whose spouse or domestic partner committed a violation giving rise to seizure of the real property may not be forfeited if the person did not participate in the violation.

(5) If any person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of items specified in subsection (1) of this section within forty-five days of the service of notice from the seizing agency in the case of personal property and ninety days in the case of real property, the person or persons shall be afforded a reasonable opportunity to be heard as to the claim or right. The notice of claim may be served by any method authorized by law or court rule including, but not limited to, service by first-class mail. Service by mail shall be deemed complete upon mailing within the forty-five day period following service of the notice of seizure in the case of personal property and within the ninety day period following service of the notice of seizure in the case of real property. The hearing shall be before the chief law enforcement officer of the seizing agency or the chief law enforcement officer's designee, except where the seizing agency is a state agency as defined in RCW 34.12.020(4), the hearing shall be before the chief law enforcement officer of the seizing agency or an administrative law judge appointed under chapter 34.12 RCW, except that any person asserting a claim or right may remove the matter to a court of competent jurisdiction. Removal of any matter involving personal property may only be accomplished according to the rules of civil procedure. The person seeking removal of the matter must serve process against the state, county, political subdivision, or municipality that operates the seizing agency, and any other party of interest, in accordance with RCW 4.28.080 or 4.92.020, within forty-five days after the person seeking removal has notified the seizing law enforcement agency of the person's claim of ownership or right to possession. The court to which the matter is to be removed shall be the district court when the aggregate value of personal property is within the jurisdictional limit set forth in RCW 3.66.020. A hearing before the seizing agency and any appeal therefrom shall be under Title 34 RCW. In all cases, the burden of proof is upon the law enforcement agency to establish, by a preponderance of the evidence, that the property is subject to forfeiture.

The seizing law enforcement agency shall promptly return the article or articles to the claimant upon a determination by the administrative law judge or court that the claimant is the present lawful owner or is lawfully entitled to possession thereof of items specified in subsection (1) of this section.

(6) In any proceeding to forfeit property under this title, where the claimant substantially prevails, the claimant is entitled to reasonable attorneys' fees reasonably incurred by the claimant. In addition, in a court hearing between two or more claimants to the article or articles involved, the prevailing party is entitled to a judgment for costs and reasonable attorneys' fees.

(7) When property is forfeited under this chapter, the seizing law enforcement agency (~~shall sell the property that is not required to be destroyed by law and that is not harmful to the public~~) may:

(a) Retain it for official use or upon application by any law enforcement agency of this state release the property to that agency for the exclusive use of enforcing this chapter or chapter 9.68A RCW;

(b) Sell that which is not required to be destroyed by law and which is not harmful to the public; or

(c) Request the appropriate sheriff or director of public safety to take custody of the property and remove it for disposition in accordance with law.

(8)(a) When property is forfeited, the seizing agency shall keep a record indicating the identity of the prior owner, if

known, a description of the property, the disposition of the property, the value of the property at the time of seizure, and the amount of proceeds realized from disposition of the property.

(b) Each seizing agency shall retain records of forfeited property for at least seven years.

(c) Each seizing agency shall file a report including a copy of the records of forfeited property with the state treasurer each calendar quarter.

(d) The quarterly report need not include a record of forfeited property that is still being held for use as evidence during the investigation or prosecution of a case or during the appeal from a conviction.

(9)(a) By January 31st of each year, each seizing agency shall remit to the state treasurer an amount equal to ten percent of the net proceeds of any property forfeited during the preceding calendar year. Money remitted shall be deposited in the prostitution prevention and intervention account under RCW 43.63A.740.

(b) The net proceeds of forfeited property is the value of the forfeitable interest in the property after deducting the cost of satisfying any bona fide security interest to which the property is subject at the time of seizure; and in the case of sold property, after deducting the cost of sale, including reasonable fees or commissions paid to independent selling agents, and the cost of any valid landlord's claim for damages under subsection ~~((11))~~ (12) of this section.

(c) The value of sold forfeited property is the sale price. The value of destroyed property and retained firearms or illegal property is zero.

(10) Net proceeds not required to be paid to the state treasurer shall be used for payment of all proper expenses of the investigation leading to the seizure, including any money delivered to the subject of the investigation by the law enforcement agency, and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, actual costs of the prosecuting or city attorney, and court costs. Money remaining after payment of these expenses shall be retained by the seizing law enforcement agency for the exclusive use of enforcing the provisions of this chapter or chapter 9.68A RCW.

(11) Upon the entry of an order of forfeiture of real property, the court shall forward a copy of the order to the assessor of the county in which the property is located. Orders for the forfeiture of real property shall be entered by the superior court, subject to court rules. Such an order shall be filed by the seizing agency in the county auditor's records in the county in which the real property is located.

~~((11))~~ (12) A landlord may assert a claim against proceeds from the sale of assets seized and forfeited under subsection (9) of this section, only if:

(a) A law enforcement officer, while acting in his or her official capacity, directly caused damage to the complaining landlord's property while executing a search of a tenant's residence;

(b) The landlord has applied any funds remaining in the tenant's deposit, to which the landlord has a right under chapter 59.18 RCW, to cover the damage directly caused by a law enforcement officer prior to asserting a claim under the provisions of this section:

(i) Only if the funds applied under (b) of this subsection are insufficient to satisfy the damage directly caused by a law enforcement officer, may the landlord seek compensation for the damage by filing a claim against the governmental entity under whose authority the law enforcement agency operates within thirty days after the search;

(ii) Only if the governmental entity denies or fails to respond to the landlord's claim within sixty days of the date of filing, may the landlord collect damages under this subsection by

filing within thirty days of denial or the expiration of the sixty day period, whichever occurs first, a claim with the seizing law enforcement agency. The seizing law enforcement agency must notify the landlord of the status of the claim by the end of the thirty day period. Nothing in this section requires the claim to be paid by the end of the sixty day or thirty day period; and

(c) For any claim filed under (b) of this subsection, the law enforcement agency shall pay the claim unless the agency provides substantial proof that the landlord either:

(i) Knew or consented to actions of the tenant in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070; or

(ii) Failed to respond to a notification of the illegal activity, provided by a law enforcement agency under RCW 59.18.075, within seven days of receipt of notification of the illegal activity.

~~((12))~~ (13) The landlord's claim for damages under subsection ~~((11))~~ (12) of this section may not include a claim for loss of business and is limited to:

(a) Damage to tangible property and clean-up costs;

(b) The lesser of the cost of repair or fair market value of the damage directly caused by a law enforcement officer;

(c) The proceeds from the sale of the specific tenant's property seized and forfeited under subsection (9) of this section; and

(d) The proceeds available after the seizing law enforcement agency satisfies any bona fide security interest in the tenant's property and costs related to sale of the tenant's property as provided by subsection ~~((11))~~ (12) of this section.

~~((13))~~ (14) Subsections ~~((11))~~ (12) and ~~((12))~~ (13) of this section do not limit any other rights a landlord may have against a tenant to collect for damages. However, if a law enforcement agency satisfies a landlord's claim under subsection ~~((11))~~ (12) of this section, the rights the landlord has against the tenant for damages directly caused by a law enforcement officer under the terms of the landlord and tenant's contract are subrogated to the law enforcement agency."

Correct the title.

Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations.

February 26, 2014

ESB 6031

Prime Sponsor, Senator Sheldon: Concerning lake and beach management districts. Reported by Committee on Local Government

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 36.61.010 and 2008 c 301 s 1 are each amended to read as follows:

(1) The legislature finds that the environmental, recreational, and aesthetic values of many of the state's lakes are threatened by eutrophication and other deterioration and that existing governmental authorities are unable to adequately improve and maintain the quality of the state's lakes.

(2) The legislature intends that an ecosystem-based beach management approach should be used to help promote the health of aquatic ecosystems and that such a management approach be undertaken in a manner that retains ecosystem values within the state. This management approach should use long-term strategies

that focus on reducing nutrient inputs from human activities affecting the aquatic ecosystem, such as decreasing nutrients into storm water sewers, decreasing fertilizer application, promoting the proper disposal of pet waste, promoting the use of vegetative borders, promoting the reduction of nutrients from on-site septic systems where appropriate, and protecting riparian areas. Organic debris, including vegetation, driftwood, seaweed, kelp, and organisms, are extremely important to beach ecosystems.

(3) The legislature further finds that it is in the public interest to promote the conservation and stewardship of shorelines and upland properties adjoining lakes and beaches in order to: (a) Conserve natural or scenic resources; (b) protect riparian habitats and water quality; (c) promote conservation of soils, wetlands, shorelines, or tidal marshes; (d) enhance the value of lakes or beaches to the public as well as the benefit of abutting or neighboring parks, forests, wildlife preserves, nature reservations or sanctuaries, or other open space; (e) enhance recreation opportunities; (f) preserve historic sites; and (g) protect visual quality along highway, road, street, trail, recreational, and other corridors or scenic vistas.

(4) It is the purpose of this chapter to establish a governmental mechanism by which property owners can embark on a program of lake or beach improvement and maintenance for their and the general public's benefit, health, and welfare. Public property, including state property, shall be considered the same as private property in this chapter, except liens for special assessments and liens for rates and charges shall not extend to public property. Lake bottom property and marine property below the line of the ordinary high water mark shall not be considered to be benefitted, shall not be subject to special assessments or rates and charges, and shall not receive voting rights under this chapter.

Sec. 2. RCW 36.61.020 and 2008 c 301 s 3 are each amended to read as follows:

(1) Any county may create lake or beach management districts to finance: (a) The improvement and maintenance of lakes or beaches located within or partially within the boundaries of the county; and (b) the acquisition of real property or property rights within or outside a lake or beach management district including, by way of example, conservation easements authorized under RCW 64.04.130, and to promote the conservation and stewardship of shorelines as well as the conservation and stewardship of upland properties adjoining lakes or beaches for conservation or for minimal development. All or a portion of a lake or beach and the adjacent land areas may be included within one or more lake or beach management districts. More than one lake or beach, or portions of lakes or beaches, and the adjacent land areas may be included in a single lake or beach management district.

(2) For the purposes of this chapter, the term "improvement" includes, among other things, the acquisition of real property and property rights within or outside a lake or beach management district for the purposes set forth in RCW 36.61.010 and this section.

(3) Special assessments or rates and charges may be imposed on the property included within a lake or beach management district to finance lake or beach improvement and maintenance activities, including: ~~((1))~~ (a) Controlling or removing aquatic plants and vegetation; ~~((2))~~ (b) improving water quality; ~~((3))~~ (c) controlling water levels; ~~((4))~~ (d) treating and diverting storm water; ~~((5))~~ (e) controlling agricultural waste; ~~((6))~~ (f) studying lake or marine water quality problems and solutions; ~~((7))~~ (g) cleaning and maintaining ditches and streams entering the lake or marine waters or leaving the lake; ~~((8))~~ (h) monitoring air quality; (i) the acquisition of real property and property rights; and ~~((9))~~ (j) the related administrative, engineering, legal, and operational costs, including the costs of creating the lake or beach management district.

(4) Special assessments or rates and charges may be imposed annually on all the land in a lake or beach management district for the duration of the lake or beach management district without a related issuance of lake or beach management district bonds or revenue bonds. Special assessments also may be imposed in the manner of special assessments in a local improvement district with each landowner being given the choice of paying the entire special assessment in one payment, or to paying installments, with lake or beach management district bonds being issued to obtain moneys not derived by the initial full payment of the special assessments, and the installments covering all of the costs related to issuing, selling, and redeeming the lake or beach management district bonds.

NEW SECTION. Sec. 3. A new section is added to chapter 36.61 RCW to read as follows:

A proposal to acquire real property or property rights within or outside of a lake or beach management district in accordance with RCW 36.61.020 must, prior to the acquisition of the real property or property rights, have the written approval of a majority of the property owners of the district, as determined by the tax rolls of the county assessor.

Sec. 4. RCW 36.61.070 and 2008 c 301 s 9 are each amended to read as follows:

(1) After the public hearing, the county legislative authority may adopt a resolution submitting the question of creating the lake or beach management district to the owners of land within the proposed lake or beach management district, including publicly owned land, if the county legislative authority finds that it is in the public interest to create the lake or beach management district and the financing of the lake or beach improvement and maintenance activities is feasible. The resolution shall also include: ~~((1))~~ (a) A plan describing the proposed lake or beach improvement and maintenance activities which avoid adverse impacts on fish and wildlife and provide for appropriate measures to protect and enhance fish and wildlife; ~~((2))~~ (b) the number of years the lake or beach management district will exist; ~~((3))~~ (c) the amount to be raised by special assessments or rates and charges; ~~((4))~~ (d) if special assessments are to be imposed, whether the special assessments shall be imposed annually for the duration of the lake or beach management district or only once with the possibility of installments being imposed and lake or beach management bonds being issued, or both, and, if both types of special assessments are proposed to be imposed, the lake or beach improvement or maintenance activities proposed to be financed by each type of special assessment; ~~((5))~~ (e) if rates and charges are to be imposed, a description of the proposed rates and charges and the possibility of revenue bonds being issued that are payable from the rates and charges; and ~~((6))~~ (f) the estimated special assessment or rate and charge proposed to be imposed on each parcel included in the proposed lake or beach management district.

(2) No lake or beach management district may be created by a county that includes territory located in another county without the approval of the legislative authority of the other county.

Sec. 5. RCW 36.61.220 and 2008 c 301 s 21 are each amended to read as follows:

Within ~~((fifteen))~~ thirty days after a county creates a lake or beach management district, the county shall cause to be filed with the county treasurer, a description of the lake or beach improvement and maintenance activities proposed that the lake or beach management district finances, the lake or beach management district number, and a copy of the diagram or print showing the boundaries of the lake or beach management district and preliminary special assessment roll or abstract of the same showing thereon the lots, tracts, parcels of land, and other property that will be specially benefitted thereby and the estimated cost and expense of such lake or beach improvement and maintenance activities to

be borne by each lot, tract, parcel of land, or other property. The treasurer shall immediately post the proposed special assessment roll upon his or her index of special assessments against the properties affected by the lake or beach improvement or maintenance activities.

Sec. 6. RCW 36.61.250 and 1985 c 398 s 25 are each amended to read as follows:

Except when lake or beach management district bonds are outstanding or when an existing contract might otherwise be impaired, the county legislative authority may stop the imposition of annual special assessments if, in its opinion, the public interest will be served by such action.

Sec. 7. RCW 36.61.260 and 2008 c 301 s 23 are each amended to read as follows:

(1) Counties may issue lake or beach management district revenue bonds in accordance with this section. Lake or beach management district bonds may be issued to obtain money sufficient to cover that portion of the special assessments that are not paid within the thirty- day period provided in RCW 36.61.190.

(2) Whenever lake or beach management district revenue bonds are proposed to be issued, the county legislative authority shall create a special fund or funds for the lake or beach management district from which all or a portion of the costs of the lake or beach improvement and maintenance activities shall be paid. Lake or beach management district bonds shall not be issued in excess of the costs and expenses of the lake or beach improvement and maintenance activities and shall not be issued prior to twenty days after the thirty days allowed for the payment of special assessments without interest or penalties.

(3) Lake or beach management district revenue bonds shall be exclusively payable from the special fund or funds and from a guaranty fund that the county may have created out of a portion of proceeds from the sale of the lake or beach management district bonds.

~~((2))~~ (4)(a) Lake or beach management district revenue bonds shall not constitute a general indebtedness of the county issuing the bond nor an obligation, general or special, of the state. The owner of any lake or beach management district revenue bond shall not have any claim for the payment thereof against the county that issues the bonds except for: (i) With respect to revenue bonds payable from special assessments, payment from the special assessments made for the lake or beach improvement or maintenance activities for which the lake or beach management district bond was issued and from the special fund or funds, and a lake or beach management district guaranty fund, that may have been created; and (ii) with respect to revenue bonds payable from rates and charges, payment from rates and charges deposited in the special fund or funds that the county may have created for that purpose. Revenue bonds may be payable from both special assessments and from rates and charges. The county shall not be liable to the owner of any lake or beach management district bond for any loss to ~~((the))~~ a lake or beach management district guaranty fund occurring in the lawful operation of the fund. The owner of a lake or beach management district bond shall not have any claim against the state arising from the lake or beach management district bond, rates and charges, special assessments, or guaranty fund. Tax revenues shall not be used to secure or guarantee the payment of the principal of or interest on lake or beach management district bonds. Notwithstanding the provisions of this subsection, nothing in this section may be interpreted as limiting a county's issuance of bonds pursuant to RCW 36.67.010 in order to assist in the financing of improvements to lakes or beaches located within or partially within the boundaries of the county, including without limitation lakes or beaches located within a lake or beach management district.

(b) The substance of the limitations included in this subsection (4) shall be plainly printed, written, engraved, or reproduced on: ~~((a))~~ (i) Each lake or beach management district bond that is a physical instrument; ~~((b))~~ (ii) the official notice of sale; and ~~((c))~~ (iii) each official statement associated with the lake or beach management district bonds.

~~((3))~~ (5) If the county fails to make any principal or interest payments on any lake or beach management district bond or to promptly collect any special assessment securing ~~((the))~~ lake or beach management district revenue bonds when due, the owner of the lake or beach management district revenue bond may obtain a writ of mandamus from any court of competent jurisdiction requiring the county to collect the special assessments, foreclose on the related lien, and make payments out of the special fund or guaranty fund if one exists. Any number of owners of lake or beach management districts may join as plaintiffs.

~~((4))~~ (6) A county may create a lake or beach management district bond guaranty fund for each issue of lake or beach management district bonds. The guaranty fund shall only exist for the life of the lake or beach management district bonds with which it is associated. A portion of the bond proceeds may be placed into a guaranty fund. Unused moneys remaining in the guaranty fund during the last two years of the installments shall be used to proportionally reduce the required level of installments and shall be transferred into the special fund into which installment payments are placed. A county may, in the discretion of the legislative authority of the county, deposit amounts into a lake or beach management district bond guaranty fund from any money legally available for that purpose. Any amounts remaining in the guaranty fund after the repayment of all revenue bonds secured thereby and the payment of assessment installments, may be applied to lake or beach improvement and maintenance activities or to other district purposes.

~~((5))~~ (7) Lake or beach management district bonds shall be issued and sold in accordance with chapter 39.46 RCW. The authority to create a special fund or funds shall include the authority to create accounts within a fund.

Sec. 8. RCW 36.61.030 and 2008 c 301 s 5 are each amended to read as follows:

A lake or beach management district may be initiated upon either the adoption of a resolution of intention by a county legislative authority or the filing of a petition signed by ten landowners or the owners of at least ~~((fifteen))~~ twenty percent of the acreage contained within the proposed lake or beach management district, whichever is greater. A petition or resolution of intention shall set forth: (1) The nature of the lake or beach improvement or maintenance activities proposed to be financed; (2) the amount of money proposed to be raised by special assessments or rates and charges; (3) if special assessments are to be imposed, whether the special assessments will be imposed annually for the duration of the lake or beach management district, or the full special assessments will be imposed at one time, with the possibility of installments being made to finance the issuance of lake or beach management district bonds, or both methods; (4) if rates and charges are to be imposed, the annual amount of revenue proposed to be collected and whether revenue bonds payable from the rates and charges are proposed to be issued; (5) the number of years proposed for the duration of the lake or beach management district; and (6) the proposed boundaries of the lake or beach management district.

The county legislative authority may require the posting of a bond of up to five thousand dollars before the county considers the proposed creation of a lake or beach management district initiated by petition. The bond may only be used by the county to finance its costs in studying, holding hearings, making notices, preparing special assessment rolls or rolls showing the

rates and charges on each parcel, and conducting elections related to the lake or beach management district if the proposed lake or beach management district is not created.

A resolution of intention shall also designate the number of the proposed lake or beach management district, and fix a date, time, and place for a public hearing on the formation of the proposed lake or beach management district. The date for the public hearing shall be at least thirty days and no more than ninety days after the adoption of the resolution of intention unless an emergency exists.

Petitions shall be filed with the county legislative authority. The county legislative authority shall determine the sufficiency of the signatures, which shall be conclusive upon all persons. No person may withdraw his or her name from a petition after it is filed. If the county legislative authority determines a petition to be sufficient and the proposed lake or beach management district appears to be in the public interest and the financing of the lake or beach improvement or maintenance activities is feasible, it shall adopt a resolution of intention, setting forth all of the details required to be included when a resolution of intention is initiated by the county legislative authority.

NEW SECTION. Sec. 9. A new section is added to chapter 36.61 RCW to read as follows:

(1) In connection with the acquisition of real property or property rights within or outside a lake or beach management district, a county may: (a) Own real property and property rights, including without limitation conservation easements; (b) transfer real property and property rights to another state or local governmental entity; (c) contract with a public or private entity, including without limitation a financial institution with trust powers, a municipal corporation, or a nonprofit corporation, to hold real property or property rights such as conservation easements in trust for the purposes of the lake and beach management district, and, in connection with those services, to pay the reasonable costs of that financial institution or nonprofit corporation; (d) monitor and enforce the terms of a real property right such as a conservation easement, or for that purpose to contract with a public or private entity, including without limitation a financial institution with trust powers, a municipal corporation, or a nonprofit corporation; (e) impose terms, conditions, and encumbrances upon real property or property rights acquired in respect of a lake or beach management district, and amend the same; and (f) accept gifts, grants, and loans in connection with the acquisition of real property and property rights for lake or beach management district purposes.

(2) If a county contracts with a financial institution, municipal corporation, or nonprofit corporation to hold that property or property rights in trust for purposes of the district, the terms of the contract must provide that the financial institution, municipal corporation, or nonprofit corporation may not sell, pledge, or hypothecate the property or property rights for any purpose, and must further provide for the return of the property or property rights back to the county in the event of a material breach of the terms of the contract.

(3) Before a lake or beach management district in existence as of the effective date of this section exercises the powers set forth in this section, the legislative authority of the county must provide for an amended resolution of intention and modify the plan for the district, with a public hearing, all as provided in RCW 36.61.050.

Sec. 10. RCW 36.61.170 and 2008 c 301 s 18 are each amended to read as follows:

(1) The total annual special assessments may not exceed the estimated cost of the lake or beach improvement or maintenance activities proposed to be financed by such special assessments, as specified in the resolution of intention. The total of special

assessments imposed in a lake or beach management district that are of the nature of special assessments imposed in a local improvement district shall not exceed one hundred fifty percent of the estimated total cost of the lake or beach improvement or maintenance activities that are proposed to be financed by the lake or beach management district as specified in the resolution of intention.

(2) After a lake or beach management district has been created, the resolution of intention may be amended to increase or otherwise modify the amount to be financed by the lake or beach management district by using the same procedure in which a lake or beach management district is created, including landowner approvals consistent with the procedures established in RCW 36.61.080 through 36.61.100.

NEW SECTION. Sec. 11. A new section is added to chapter 36.61 RCW to read as follows:

(1) Except when lake or beach management district bonds are outstanding or when an existing contract might otherwise be impaired, a lake or beach management district may be dissolved either by: The county legislative authority upon a finding that the purposes of the district have been accomplished; or a vote of the property owners within the district, if proposed by the legislative authority of the county or through the filing of a sufficient petition signed by the owners of at least twenty percent of the acreage within the district.

(2) If the question of dissolution of a district is submitted to property owners, the balloting is subject to the following conditions, which must be included in the instructions mailed with each ballot, as provided in RCW 36.61.080:

(a) A ballot must be mailed to each owner or reputed owner of any lot, tract, parcel of land, or other property within the district, with the ballot weighted so that a property owner has one vote for each dollar of special assessment or rates and charges imposed on his or her property;

(b) A ballot must be signed by the owner or reputed owner of property according to the assessor's tax rolls;

(c) Each ballot must be returned to the county legislative authority no later than 5:00 p.m. of a specified day, which must be at least twenty, but not more than thirty days after the ballots are mailed; and

(d) Each property owner must mark his or her ballot for or against the dissolution of the district.

(3) If, following the tabulation of the valid ballots, a simple majority of the votes cast are in favor of dissolving the district, the district must be dissolved on the date established in the ballot proposition.

(4) A county, although not separately responsible for satisfying the financial obligations of a dissolved district, has full authority to continue imposing special assessments, rates, and charges for a dissolved district until all financial obligations of the district incurred prior to its dissolution have been extinguished or retired."

Correct the title.

Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member and Taylor.

Referred to Committee on Finance.

SB 6045

Prime Sponsor, Senator Brown: Promoting economic development through enhancing

February 25, 2014

transparency and predictability of state agency permitting and review processes. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. On December 30, 2013, the Washington state auditor's office issued a performance audit report, finding that state agencies could shorten the time it takes to submit, review, and make decisions on business permit applications through simple improvements. In response to the performance audit findings, the legislature intends to improve the predictability and efficiency of permit decisions by making information about permitting assistance and timelines more readily available to the public. The legislature finds that providing citizens and businesses with better information about permit decisions will assist their planning and decision making, promoting economic development. Making permit performance data readily accessible to citizens helps them hold government accountable to a high level of customer service and timeliness. Finally, requiring agencies to track the time it takes to issue permits equips agency leaders with key information that can assist them in improving overall project schedules, better allocating resources, and identifying additional opportunities to better serve the public.

NEW SECTION. Sec. 2. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

- (1) "Agency" means the following executive branch agencies and offices of statewide elected officials:
 - (a) Department of agriculture;
 - (b) Department of archaeology and historic preservation;
 - (c) Department of ecology;
 - (d) Department of fish and wildlife;
 - (e) Gambling commission;
 - (f) Department of health;
 - (g) Department of labor and industries;
 - (h) Department of licensing;
 - (i) Liquor control board;
 - (j) Department of natural resources;
 - (k) Parks and recreation commission;
 - (l) Department of revenue;
 - (m) Department of transportation; and
 - (n) Utilities and transportation commission.
- (2) "Office" means the office of regulatory assistance.

NEW SECTION. Sec. 3. (1) By June 30, 2014, each agency shall prepare and submit to the office an inventory of all the business permits indicated in the December 30, 2013, performance audit report by the state auditor.

- (2)(a) Each agency shall track and record the time it takes to make permitting decisions.
- (b) Agencies are encouraged to track all relevant information that can assist Washington businesses in determining how long a permit process will take so that the businesses may successfully plan their activities and make sound investment choices, reduce permitting costs to the taxpayers in the form of unnecessary or duplicate staff work, and avoid permitting decision delays that can result in higher costs and lost revenue.
- (c) At a minimum, each agency shall track and record the following information for each permit application it receives or decision it issues:
 - (i) The application completion time, which is the time elapsed from the initial submission of an application by an entity

seeking a permit to the time at which the agency has determined that the application is complete; and

- (ii) The permit decision time, which is the time elapsed from receipt of a complete application to the agency's issuance of a decision approving or denying the permit.

(3) Each agency shall calculate, for each permit it has identified in its inventory, the following performance data:

- (a) The average application completion and permit decision times for each permit, as measured by the times tracked for ninety percent of applications or permit decisions, excluding the five percent that took the shortest and the five percent that took the longest;

- (b) The maximum application completion time, excluding applications that were withdrawn or never completed; and

- (c) The maximum permit decision time.

(4) Each agency shall report to the office, as provided in this subsection (4).

- (a) By March 1, 2016, each agency shall report the times calculated under subsection (3) of this section for the period from January 1, 2015, to January 1, 2016.

- (b) By March 1, 2018, and March 1, 2020, each agency shall report based on the times tracked and calculated since the previous reporting period.

- (c) In each of the reports required under this section, each agency shall submit an updated inventory of permits. Each agency shall identify any permits listed in its inventory for which the agency has not yet posted permit processing times and other information as required under section 4 of this act and an estimated date for such posting prior to June 30, 2015.

- (5) The office shall make available to the legislature, upon request, the individual agency reports submitted under subsection (4) of this section.

NEW SECTION. Sec. 4. (1) To provide meaningful customer service that informs project planning and decision making by the citizens and businesses served, each agency must make available to permit applicants the following information through a link from the agency's web site to the office's web site, as provided in subsection (4) of this section:

- (a) A list of the types of permit assistance available and how such assistance may be accessed;

- (b) An estimate of the time required by the agency to process a permit application and issue a decision;

- (c) Other tools to help applicants successfully complete a thorough application, such as:
 - (i) Examples of model completed applications;
 - (ii) Examples of approved applications, appropriately redacted to remove sensitive information; and
 - (iii) Checklists for ensuring a complete application.

- (2) Each agency shall update at reasonable intervals the information it posts pursuant to this section.

- (3)(a) Agencies must post the information required under subsection (1) of this section for all permits as soon as practicable, and no later than the deadlines established in this section.

- (b) The agency shall post the permit inventory for that agency and the information required under subsection (1)(a) and (c) of this section no later than June 30, 2014.

- (c) The agency shall post the estimates of application completion and permit decision times required under subsection (1)(b) of this section based on actual data for calendar year 2015 by March 1, 2016, and update this information for the previous calendar year, by March 1st of each year thereafter.

- (d) Agencies must consider the customer experience in ensuring all permit assistance information is simple to use, easy to access, and designed in a customer-friendly manner.

(4) To ensure agencies can post the required information online with minimal expenditure of agency resources, the office of the chief information officer shall, in consultation with the office of regulatory assistance, establish a central repository of this information, hosted on the office of regulatory assistance's web site. Each agency shall include at least one link to the central repository from the agency's web site. Agencies shall place the link or links in such locations as the agency deems will be most customer-friendly and maximize accessibility of the information to users of the web site.

(5) The office shall ensure the searchability of the information posted on the central repository, applying industry best practices such as search engine optimization, to ensure that the permit performance and assistance information is readily findable and accessible by members of the public.

NEW SECTION. Sec. 5. (1) By September 30th of 2016 and each even-numbered year thereafter up to and including 2020, the office shall publish a comprehensive progress report to the economic development committees of the house of representatives and the senate and to the governor on the performance of agencies in tracking permit timelines and other efforts to improve clarity and predictability of regulatory permitting. The report must include at a minimum for each agency a summary of the data reported by the agency to the office under section 3(4) of this act.

(2) The office shall post the comprehensive progress report on its web site. The report must be easily accessible and designed in a customer-friendly format.

(3) Beginning with the 2016 report, the office must identify permits with processing and decision times that are most improved and processing and decision times that are most in need of improvement, as indicated by the performance data collected under section 3 of this act. Each agency may include a statement describing any process improvements the agency has identified for implementation in order to improve processing and decision times.

Sec. 6. RCW 43.17.385 and 2005 c 384 s 3 are each amended to read as follows:

(1) Each state agency shall, within available funds, develop and implement a quality management, accountability, and performance system to improve the public services it provides.

(2) Each agency shall ensure that managers and staff at all levels, including those who directly deliver services, are engaged in the system and shall provide managers and staff with the training necessary for successful implementation.

(3) Each agency shall, within available funds, ensure that its quality management, accountability, and performance system:

(a) Uses strategic business planning to establish goals, objectives, and activities consistent with the priorities of government, as provided in statute;

(b) Engages stakeholders and customers in establishing service requirements and improving service delivery systems;

(c) Includes clear, relevant, and easy-to-understand measures for each activity;

(d) Gathers, monitors, and analyzes activity data;

(e) Uses the data to evaluate the effectiveness of programs to manage process performance, improve efficiency, and reduce costs;

(f) Establishes performance goals and expectations for employees that reflect the organization's objectives; and provides for regular assessments of employee performance;

(g) Uses activity measures to report progress toward agency objectives to the agency director at least quarterly;

(h) Where performance is not meeting intended objectives, holds regular problem-solving sessions to develop and implement a plan for addressing gaps; and

(i) Allocates resources based on strategies to improve performance.

(4) Each agency shall conduct a yearly assessment of its quality management, accountability, and performance system.

(5) State agencies whose chief executives are appointed by the governor shall report to the governor on agency performance at least quarterly. The reports shall be included on the agencies', the governor's, and the office of financial management's web sites.

(6) The governor shall report annually to citizens on the performance of state agency programs. The governor's report shall include:

(a) Progress made toward the priorities of government as a result of agency activities; and

(b) Improvements in agency quality management systems, fiscal efficiency, process efficiency, asset management, personnel management, statutory and regulatory compliance, and management of technology systems.

(7) Each state agency shall integrate efforts made under this section with other management, accountability, and performance systems, including procedures implemented under chapter 43.--- RCW (the new chapter created in section 7 of this act), undertaken under executive order or other authority.

NEW SECTION. Sec. 7. Sections 1 through 5 of this act constitute a new chapter in Title 43 RCW.

NEW SECTION. Sec. 8. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Referred to Committee on Appropriations.

February 25, 2014

SSB 6046

Prime Sponsor, Committee on Commerce & Labor: Implementing procedures concerning certain whistleblowers. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6054

Prime Sponsor, Committee on Transportation: Regarding aeronautic safety. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Assistant Ranking Minority Member; Shea and Young.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6059 Prime Sponsor, Senator Brown: Concerning charges for scanning public records. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6060 Prime Sponsor, Committee on Governmental Operations: Concerning certain public water systems. Reported by Committee on Local Government

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:
 "Sec. 1. RCW 36.70A.035 and 1999 c 315 s 708 are each amended to read as follows:

(1) The public participation requirements of this chapter shall include notice procedures that are reasonably calculated to provide notice to property owners and other affected and interested individuals, tribes, government agencies, businesses, school districts, group A public water systems that are publicly owned and are required to develop water system plans consistent with state board of health rules adopted under RCW 43.20.050, and organizations of proposed amendments to comprehensive plans and development regulation. Examples of reasonable notice provisions include:

- (a) Posting the property for site-specific proposals;
- (b) Publishing notice in a newspaper of general circulation in the county, city, or general area where the proposal is located or that will be affected by the proposal;
- (c) Notifying public or private groups with known interest in a certain proposal or in the type of proposal being considered;
- (d) Placing notices in appropriate regional, neighborhood, ethnic, or trade journals; and
- (e) Publishing notice in agency newsletters or sending notice to agency mailing lists, including general lists or lists for specific proposals or subject areas.

(2)(a) Except as otherwise provided in (b) of this subsection, if the legislative body for a county or city chooses to consider a change to an amendment to a comprehensive plan or development regulation, and the change is proposed after the opportunity for review and comment has passed under the county's or city's procedures, an opportunity for review and comment on the proposed change shall be provided before the local legislative body votes on the proposed change.

(b) An additional opportunity for public review and comment is not required under (a) of this subsection if:

(i) An environmental impact statement has been prepared under chapter 43.21C RCW for the pending resolution or

ordinance and the proposed change is within the range of alternatives considered in the environmental impact statement;

(ii) The proposed change is within the scope of the alternatives available for public comment;

(iii) The proposed change only corrects typographical errors, corrects cross-references, makes address or name changes, or clarifies language of a proposed ordinance or resolution without changing its effect;

(iv) The proposed change is to a resolution or ordinance making a capital budget decision as provided in RCW 36.70A.120; or

(v) The proposed change is to a resolution or ordinance enacting a moratorium or interim control adopted under RCW 36.70A.390.

(3) This section is prospective in effect and does not apply to a comprehensive plan, development regulation, or amendment adopted before July 27, 1997."

Correct the title.

Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Overstreet, Ranking Minority Member and Taylor.

Passed to Committee on Rules for second reading.

February 26, 2014

2SSB 6062 Prime Sponsor, Committee on Ways & Means: Requiring internet access to public school data and expenditure information. Reported by Committee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. It is the legislature's intent to improve the transparency of certain public school data and expenditure information that may currently be available as a public record but is not easily accessible to the general public. For example, there is not a consistent policy for providing easy access to information about either public school employee collective bargaining agreements or associated student body program funds.

NEW SECTION. Sec. 2. A new section is added to chapter 28A.320 RCW to read as follows:

Each school district, charter school, and state-tribal compact school must publish on its web site a copy of its public school employee collective bargaining agreements by September 1, 2014, and thereafter must update the web site within thirty days of approval, renewal, or amendment of any such agreement.

NEW SECTION. Sec. 3. A new section is added to chapter 28A.325 RCW to read as follows:

(1) Each school district that has an associated student body program fund must publish the following information about the fund on its web site:

- (a) The fund balance at the beginning of the school year;
- (b) Summary data about expenditures and revenues occurring over the course of the school year; and
- (c) The fund balance at the end of the school year.

(2) The information under this section must be published for each associated student body of the district and each account within the associated student body program fund.

(3) If the school district web site contains separate web sites for schools in the district, the information under this section must be published on the web site of the applicable school of the associated student body.

(4) No later than August 31, 2014, school districts must publish the information under this section on their web sites for the 2012-13 and 2013-14 school years. School districts must add updated annual information to their web sites by each August 31st, except that school districts are only required to maintain the information on the web site from the previous five years."

Correct the title.

Signed by Representatives Santos, Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Haigh; Hargrove; Hawkins; Hayes; Klippert; Lytton; Muri; Orwall; Parker; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Stonier, Vice Chair; Fey; Hunt, S. and Pollet.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6065 Prime Sponsor, Senator King: Protecting children under the age of eighteen from the harmful effects of exposure to ultraviolet radiation associated with tanning devices. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Tanning facility" means any location, place, area, structure, or business that provides persons access to any ultraviolet tanning device for a fee.

(2) "Ultraviolet tanning device" means equipment that emits electromagnetic radiation with wavelengths in the air between two hundred and four hundred nanometers used for tanning of the skin including, but not limited to, a sunlamp, tanning booth, or tanning bed. An ultraviolet tanning device does not mean a phototherapy device which may be used by or under the direct supervision of a licensed physician who is trained in the use of phototherapy devices.

NEW SECTION. Sec. 2. (1) Persons under eighteen years of age are prohibited from using an ultraviolet tanning device without a written prescription for ultraviolet radiation treatment from a physician licensed under chapter 18.57 or 18.71 RCW.

(2) Proof of age must be satisfied with a driver's license or other government-issued identification containing the date of birth and a photograph of the individual.

NEW SECTION. Sec. 3. The owner of a tanning facility that violates this chapter is liable for a civil penalty not to exceed two hundred fifty dollars per violation in addition to any other penalty established by law.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act constitute a new chapter in Title 18 RCW."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Clibborn; Green; Jinkins; Moeller; Morrell; Rodne; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; DeBolt; Hunt, G.; Manweller; Ross and Short.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6074 Prime Sponsor, Committee on Early Learning & K-12 Education: Enacting provisions to improve educational outcomes for homeless students. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6093 Prime Sponsor, Senator Rolfes: Allowing valid portable background check clearance cards issued by the department of early learning to be used by certain educational employees and their contractors for purposes of their background check requirements. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Lytton; Muri; Orwall; Pollet; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Klippert and Parker.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6095 Prime Sponsor, Committee on Human Services & Corrections: Addressing background checks for persons who will have access to children or vulnerable adults. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 43.43.842 and 2007 c 387 s 4 are each amended to read as follows:

(1)(a) The secretary of social and health services and the secretary of health shall adopt additional requirements for the licensure or relicensure of agencies, facilities, and licensed individuals who provide care and treatment to vulnerable adults, including nursing pools registered under chapter 18.52C RCW. These additional requirements shall ensure that any person associated with a licensed agency or facility having unsupervised access with a vulnerable adult shall not be the respondent in an active protective order under RCW 74.34.130, nor have been: (i) Convicted of a crime against persons as defined in RCW

43.43.830, except as provided in this section; (ii) convicted of crimes relating to financial exploitation as defined in RCW 43.43.830, except as provided in this section; or (iii) found in any disciplinary board final decision to have abused a vulnerable adult under RCW 43.43.830.

(b) A person associated with a licensed agency or facility who has unsupervised access with a vulnerable adult shall make the disclosures specified in RCW 43.43.834(2). The person shall make the disclosures in writing, sign, and swear to the contents under penalty of perjury. The person shall, in the disclosures, specify all crimes against children or other persons, all crimes relating to financial exploitation, and all crimes relating to drugs as defined in RCW 43.43.830, committed by the person.

(2) The rules adopted under this section shall permit the licensee to consider the criminal history of an applicant for employment in a licensed facility when the applicant has one or more convictions for a past offense and:

(a) The offense was simple assault, assault in the fourth degree, or the same offense as it may be renamed, and three or more years have passed between the most recent conviction and the date of application for employment;

(b) The offense was prostitution, or the same offense as it may be renamed, and three or more years have passed between the most recent conviction and the date of application for employment;

(c) The offense was theft in the third degree, or the same offense as it may be renamed, and three or more years have passed between the most recent conviction and the date of application for employment;

(d) The offense was theft in the second degree, or the same offense as it may be renamed, and five or more years have passed between the most recent conviction and the date of application for employment;

(e) The offense was forgery, or the same offense as it may be renamed, and five or more years have passed between the most recent conviction and the date of application for employment;

(f) The department of social and health services reviewed the employee's otherwise disqualifying criminal history through the department of social and health services' background assessment review team process conducted in 2002, and determined that such employee could remain in a position covered by this section: or

(g) The otherwise disqualifying conviction or disposition has been the subject of a pardon, annulment, or other equivalent procedure.

The offenses set forth in (a) through ~~((e))~~ (g) of this subsection do not automatically disqualify an applicant from employment by a licensee. Nothing in this section may be construed to require the employment of any person against a licensee's judgment.

(3) In consultation with law enforcement personnel, the secretary of social and health services and the secretary of health shall investigate, or cause to be investigated, the conviction record and the protection proceeding record information under this chapter of the staff of each agency or facility under their respective jurisdictions seeking licensure or relicensure. An individual responding to a criminal background inquiry request from his or her employer or potential employer shall disclose the information about his or her criminal history under penalty of perjury. The secretaries shall use the information solely for the purpose of determining eligibility for licensure or relicensure. Criminal justice agencies shall provide the secretaries such information as they may have and that the secretaries may require for such purpose.

Sec. 2. RCW 43.20A.710 and 2012 c 164 s 505 are each amended to read as follows:

(1) The secretary shall investigate the conviction records, pending charges and disciplinary board final decisions of:

(a) Any current employee or applicant seeking or being considered for any position with the department who will or may have unsupervised access to children, vulnerable adults, or individuals with mental illness or developmental disabilities. This includes, but is not limited to, positions conducting comprehensive assessments, financial eligibility determinations, licensing and certification activities, investigations, surveys, or case management; or for state positions otherwise required by federal law to meet employment standards;

(b) Individual providers who are paid by the state and providers who are paid by home care agencies to provide in-home services involving unsupervised access to persons with physical, mental, or developmental disabilities or mental illness, or to vulnerable adults as defined in chapter 74.34 RCW, including but not limited to services provided under chapter 74.39 or 74.39A RCW; and

(c) Individuals or businesses or organizations for the care, supervision, case management, or treatment of children, persons with developmental disabilities, or vulnerable adults, including but not limited to services contracted for under chapter 18.20, 70.127, 70.128, 72.36, or 74.39A RCW or Title 71A RCW.

(2) The secretary shall require a fingerprint-based background check through both the Washington state patrol and the federal bureau of investigation as provided in RCW 43.43.837. Unless otherwise authorized by law, the secretary shall use the information solely for the purpose of determining the character, suitability, and competence of the applicant.

(3) Except as provided in subsection (4) of this section, an individual provider or home care agency provider who has resided in the state less than three years before applying for employment involving unsupervised access to a vulnerable adult as defined in chapter 74.34 RCW must be fingerprinted for the purpose of investigating conviction records through both the Washington state patrol and the federal bureau of investigation. This subsection applies only with respect to the provision of in-home services funded by medicaid personal care under RCW 74.09.520, community options program entry system waiver services under RCW 74.39A.030, or chore services under RCW 74.39A.110. However, this subsection does not supersede RCW 74.15.030(2)(b).

(4) Long-term care workers, as defined in RCW 74.39A.009, who are hired after January 7, 2012, are subject to background checks under RCW 74.39A.056, except that the department may require a background check at any time under RCW 43.43.837. For the purposes of this subsection, "background check" includes, but is not limited to, a fingerprint check submitted for the purpose of investigating conviction records through both the Washington state patrol and the federal bureau of investigation.

(5) An individual provider or home care agency provider hired to provide in-home care for and having unsupervised access to a vulnerable adult as defined in chapter 74.34 RCW must have no conviction for a disqualifying crime under RCW 43.43.830 and 43.43.842. An individual or home care agency provider must also have no conviction for a crime relating to drugs as defined in RCW 43.43.830. This subsection applies only with respect to the provision of in-home services funded by medicaid personal care under RCW 74.09.520, community options program entry system waiver services under RCW 74.39A.030, or chore services under RCW 74.39A.110.

(6) The secretary shall provide the results of the state background check on long-term care workers, including individual providers, to the persons hiring them or to their legal guardians, if any, for their determination of the character, suitability, and competence of the applicants. If the person elects to hire or retain

an individual provider after receiving notice from the department that the applicant has a conviction for an offense that would disqualify the applicant from having unsupervised access to persons with physical, mental, or developmental disabilities or mental illness, or to vulnerable adults as defined in chapter 74.34 RCW, then the secretary shall deny payment for any subsequent services rendered by the disqualified individual provider.

(7) Criminal justice agencies shall provide the secretary such information as they may have and that the secretary may require for such purpose.

(8) Any person whose criminal history would otherwise disqualify the person under this section from a position which will or may have unsupervised access to children, vulnerable adults, or persons with mental illness or developmental disabilities shall not be disqualified if the department of social and health services reviewed the person's otherwise disqualifying criminal history through the department of social and health services' background assessment review team process conducted in 2002 and determined that such person could remain in a position covered by this section, or if the otherwise disqualifying conviction or disposition has been the subject of a pardon, annulment, or other equivalent procedure.
NEW SECTION. Sec. 3. A new section is added to chapter 74.15 RCW to read as follows:

If an agency operating under contract with the children's administration chooses to hire an individual that would be precluded from employment with the department based on a disqualifying crime or negative action, the department and its officers and employees have no liability arising from any injury or harm to a child or other department client that is attributable to such individual.

Sec. 4. RCW 74.13.700 and 2013 c 162 s 2 are each amended to read as follows:

(1) In determining the character, suitability, and competence of an individual, the department may not:

(a) Deny or delay a license or approval of unsupervised access to children to an individual solely because of a crime or civil infraction involving the individual or entity revealed in the background check process that ~~(is not on the secretary's list of crimes and negative actions and is not related)~~ does not fall within the categories of disqualifying crimes described in the adoption and safe families act of 1997 or does not relate directly to child safety, permanence, or well-being; or

(b) Delay the issuance of a license or approval of unsupervised access to children by requiring the individual to obtain records relating to a crime or civil infraction revealed in the background check process that ~~(is not on the secretary's list of crimes and negative actions and is not related)~~ does not fall within the categories of disqualifying crimes described in the adoption and safe families act of 1997 or does not relate directly to child safety, permanence, or well-being ~~((and is not a permanent disqualifier pursuant to department rule)).~~

(2) If the department determines that an individual does not possess the character, suitability, or competence to provide care or have unsupervised access to a child, it must provide the reasons for its decision in writing with copies of the records or documents related to its decision to the individual within ten days of making the decision.

(3) For purposes of this section, "individual" means a relative as defined in RCW 74.15.020(2)(a), an "other suitable person" under chapter 13.34 RCW, a person pursuing licensing as a foster parent, or a person employed or seeking employment by a business or organization licensed by the department or with whom the department has a contract to provide care, supervision, case management, or treatment of children in the care of the department. "Individual" does not include long-term care workers

defined in RCW 74.39A.009(17)(a) whose background checks are conducted as provided in RCW 74.39A.056.

(4) The department or its officers, agents, or employees may not be held civilly liable based upon its decision to grant or deny unsupervised access to children if the background information it relied upon at the time the decision was made did not indicate that child safety, permanence, or well-being would be a concern."

Correct the title.

Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6105

Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning school library information and technology programs. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Muri; Orwall; Parker; Pollet; Seauquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representative Lytton.

Referred to Committee on Appropriations.

February 26, 2014

SB 6114

Prime Sponsor, Senator Benton: Revising local government treasury practices and procedures. Reported by Committee on Local Government

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 36.29.190 and 2003 c 23 s 8 are each amended to read as follows:

~~((County treasurers are authorized to accept credit cards, charge cards, debit cards, smart cards, stored value cards, federal wire, and automatic clearinghouse system transactions, or other electronic communication, for any payment of any kind including, but not limited to, taxes, fines, interest, penalties, special assessments, fees, rates, charges, or moneys due counties. A payer desiring to pay by a credit card, charge card, debit card, smart card, stored value card, federal wire, automatic clearinghouse system, or other electronic communication shall bear the cost of processing the transaction in an amount determined by the treasurer, unless the county legislative authority or the legislative authority of a district where the county treasurer serves as ex officio treasurer finds that it is in the best interests of the county or district to not charge transaction processing costs for all payment transactions made for a specific category of nontax payments received by the county treasurer, including, but not limited to, fines, interest not associated with taxes, penalties not associated with taxes, special assessments, fees, rates, and charges. The treasurer's cost determination shall be based upon costs incurred by the treasurer and may not, in any event, exceed the additional direct costs~~

~~incurred by the county to accept the specific form of payment utilized by the payer.)~~

(1) County treasurers are authorized to accept electronic payments for payment of any kind including, but not limited to, payment for taxes, fines, interest, penalties, special assessments, fees, rates, charges, or moneys due counties.

(a) The county treasurer must determine the amount of the transaction processing cost for electronic payments. The county treasurer's determination must be based upon costs incurred by the treasurer and may not, in any event, exceed the additional direct costs incurred by the county to accept the specific form of payment utilized by the payer.

(b) A payer using electronic payment must pay the transaction processing cost, except as otherwise provided in this section.

(2) For payments for taxes, interest associated with taxes, and penalties associated with taxes that are made by automatic clearinghouse system, federal wire, or other electronic communication, any fee associated with the transaction may be absorbed within the county treasurer's banking services budget.

(3) A county treasurer may elect to not charge transaction processing costs for all payments made for a specific category of nontax payments if the county legislative authority, or the legislative authority of a district where the county treasurer serves as ex officio treasurer, finds that not charging such transaction processing costs is in the best interests of the county or district. Interest and penalties associated with such transaction processing costs may be absorbed by the county department or taxing district assessing the payment transactions.

(4) For purposes of this section, the following definitions apply:

(a) "Electronic payment" means a payment made using the following: Credit cards, charge cards, debit cards, smart cards, stored value cards, federal wire, automatic clearinghouse system transactions, or other electronic communication;

(b) "Nontax payments" means payments received by the county treasurer that include payments for fines, interest not associated with taxes, penalties not associated with taxes, special assessments, fees, rates, charges, or moneys due counties; and

(c) "Transaction processing cost" means the cost of processing an electronic payment as determined by the county treasurer. This cost is based on costs incurred by the county treasurer and may not exceed the additional direct costs incurred by the county to accept a specific form of electronic payment utilized by the payer.

Sec. 2. RCW 39.72.010 and 1975-'76 2nd ex.s. c 77 s 1 are each amended to read as follows:

(1) In case of the loss or destruction of a warrant for the payment of money, or any bond or other instrument or evidence of indebtedness, issued by any county, city or town, district or other political subdivision or municipal corporation of the state of Washington, hereinafter referred to as a municipal corporation, or by any department or agency of such municipal corporation, such municipal corporation may cause a duplicate to be issued in lieu thereof, subject to the same requirements and conditions, and according to the same procedure, as prescribed for the issuance of duplicate state instruments in RCW 43.08.064 and 43.08.066 as now or hereafter amended: PROVIDED, That the requirements of RCW 43.08.066(2) shall not be applicable to instruments received by employees of the above issuers for the payment of salary or wages or as other compensation for work performed nor shall those requirements be applicable to instruments received by former employees or their beneficiaries for the payment of pension benefits.

(2)(a) In case of the loss or destruction of a warrant for the payment of money, or any bond or other instrument or evidence of

indebtedness, issued by any local government officer or agency, the officer or the agency through its appropriate officer may issue or cause to be issued a duplicate in lieu thereof, bearing the same designation and for the same amount as the original. The duplicate instrument is subject in all other respects to the same provisions of law as the original instrument.

(b) Before a duplicate instrument is issued, the issuing officer shall require the person making application for its issue to file in his or her office a written affidavit specifically alleging on oath that he or she is the proper owner, payee, or legal representative of such owner or payee of the original instrument, giving the date of issue, the number, amount, and for what services or claim or purpose the original instrument or series of instruments of which it is a part was issued, and that the same has been lost or destroyed, and has not been paid, or has not been received by him or her: PROVIDED, That in the event that an original and its duplicate instrument are both presented for payment as a result of forgery or fraud, the issuing officer shall be the office responsible for endeavoring to recover any losses suffered by the local government."

Correct the title.

Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6122 Prime Sponsor, Senator O'Ban: Concerning long-term planning for developmental disabilities services. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6124 Prime Sponsor, Committee on Health Care: Developing a state Alzheimer's plan. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6128 Prime Sponsor, Senator Litzow: Concerning the delivery of medication and services by unlicensed school employees. Reported by Committee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. Students in public schools are bringing more health conditions to school at the same time school districts are reducing nursing services. As a result, school districts are becoming more dependent upon unlicensed, minimally trained, and many times unwilling classified employees to provide these services.

Over the years, unlicensed employees have sought and received legislative approval for protections from employer reprisal if they refuse to deliver nursing services and liability protections if they provide nursing services that harm a student. It is clear that unlicensed employees will be expected to deliver new medications and nursing services not currently recognized in state law to students in the future.

NEW SECTION. Sec. 2. A new section is added to chapter 28A.210 RCW to read as follows:

(1) Beginning July 1, 2014, a school district employee not licensed under chapter 18.79 RCW who is asked to administer medications or perform nursing services not previously recognized in law shall at the time he or she is asked to administer the medication or perform the nursing service file, without coercion by the employer, a voluntary written, current, and unexpired letter of intent stating the employee's willingness to administer the new medication or nursing service. It is understood that the letter of intent will expire if the conditions of acceptance are substantially changed. If a school employee who is not licensed under chapter 18.79 RCW chooses not to file a letter under this section, the employee is not subject to any employer reprisal or disciplinary action for refusing to file a letter.

(2) In the event a school employee provides the medication or service to a student in substantial compliance with (a) rules adopted by the state nursing care quality assurance commission and the instructions of a registered nurse or advanced registered nurse practitioner issued under such rules, and (b) written policies of the school district, then the employee, the employee's school district or school of employment, and the members of the governing board and chief administrator thereof are not liable in any criminal action or for civil damages in his or her individual, marital, governmental, corporate, or other capacity as a result of providing the medication or service.

(3) The board of directors shall designate a professional person licensed under chapter 18.71, 18.57, or 18.79 RCW as it applies to registered nurses and advanced registered nurse practitioners to consult and coordinate with the student's parents and health care provider, and train and supervise the appropriate school district personnel in proper procedures to ensure a safe, therapeutic learning environment. School employees must receive the training provided under this subsection before they are authorized to deliver the service or medication. Such training must be provided, where necessary, on an ongoing basis to ensure that the proper procedures are not forgotten because the services or medication are delivered infrequently.

Sec. 3. RCW 4.24.300 and 2004 c 87 s 1 are each amended to read as follows:

(1) Any person, including but not limited to a volunteer provider of emergency or medical services, who without compensation or the expectation of compensation renders emergency care at the scene of an emergency or who participates in transporting, not for compensation, therefrom an injured person or persons for emergency medical treatment shall not be liable for civil damages resulting from any act or omission in the rendering of such emergency care or in transporting such persons, other than acts or omissions constituting gross negligence or willful or wanton misconduct. Any person rendering emergency care during the course of regular employment and receiving compensation or expecting to receive compensation for rendering such care is excluded from the protection of this subsection.

(2) Any licensed health care provider regulated by a disciplining authority under RCW 18.130.040 in the state of Washington who, without compensation or the expectation of compensation, provides health care services at a community health care setting is not liable for civil damages resulting from any act or omission in the rendering of such care, other than acts or omissions constituting gross negligence or willful or wanton misconduct.

(3) For purposes of subsection (2) of this section, "community health care setting" means an entity that provides health care services and:

(a) Is a clinic operated by a public entity or private tax exempt corporation, except a clinic that is owned, operated, or controlled by a hospital licensed under chapter 70.41 RCW unless the hospital-based clinic either:

(i) Maintains and holds itself out to the public as having established hours on a regular basis for providing free health care services to members of the public to the extent that care is provided without compensation or expectation of compensation during those established hours; or

(ii) Is participating, through a written agreement, in a community-based program to provide access to health care services for uninsured persons, to the extent that:

(A) Care is provided without compensation or expectation of compensation to individuals who have been referred for care through that community-based program; and

(B) The health care provider's participation in the community-based program is conditioned upon his or her agreement to provide health services without expectation of compensation;

(b) Is a for-profit corporation that maintains and holds itself out to the public as having established hours on a regular basis for providing free health care services to members of the public to the extent that care is provided without compensation or expectation of compensation during those established hours; or

(c) Is a for-profit corporation that is participating, through a written agreement, in a community-based program to provide access to health care services for uninsured persons, to the extent that:

(i) Care is provided without compensation or expectation of compensation to individuals who have been referred for care through that community-based program; and

(ii) The health care provider's participation in the community-based program is conditioned upon his or her agreement to provide health services without expectation of compensation.

(4) Any school district employee not licensed under chapter 18.79 RCW who renders emergency care at the scene of an emergency during an officially designated school activity or who participates in transporting therefrom an injured person or persons for emergency medical treatment shall not be liable for civil damages resulting from any act or omission in the rendering of such emergency care or in transporting such persons, other than acts or omissions constituting gross negligence or willful or wanton misconduct.

Correct the title.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 4. Students in public schools are bringing more health conditions to school at the same time school districts are reducing nursing services. As a result, school districts are becoming more dependent upon unlicensed, minimally trained, and many times unwilling classified employees to provide these services.

Over the years, unlicensed employees have sought and received legislative approval for protections from employer

reprisal if they refuse to deliver nursing services and liability protections if they provide nursing services that harm a student. It is clear that unlicensed employees will be expected to deliver new medications and nursing services not currently recognized in state law to students in the future.

NEW SECTION. Sec. 5. A new section is added to chapter 28A.210 RCW to read as follows:

(1) Beginning July 1, 2014, a school district employee not licensed under chapter 18.79 RCW who is asked to administer medications or perform nursing services not previously recognized in law shall at the time he or she is asked to administer the medication or perform the nursing service file, without coercion by the employer, a voluntary written, current, and unexpired letter of intent stating the employee's willingness to administer the new medication or nursing service. It is understood that the letter of intent will expire if the conditions of acceptance are substantially changed. If a school employee who is not licensed under chapter 18.79 RCW chooses not to file a letter under this section, the employee is not subject to any employer reprisal or disciplinary action for refusing to file a letter.

(2) In the event a school employee provides the medication or service to a student in substantial compliance with (a) rules adopted by the state nursing care quality assurance commission and the instructions of a registered nurse or advanced registered nurse practitioner issued under such rules, and (b) written policies of the school district or private school, then the employee, the employee's school district or school of employment, and the members of the governing board and chief administrator thereof are not liable in any criminal action or for civil damages in his or her individual, marital, governmental, corporate, or other capacity as a result of providing the medication or service.

(3) The board of directors shall designate a professional person licensed under chapter 18.71, 18.57, or 18.79 RCW as it applies to registered nurses and advanced registered nurse practitioners to consult and coordinate with the student's parents and health care provider, and train and supervise the appropriate school district personnel in proper procedures to ensure a safe, therapeutic learning environment. School employees must receive the training provided under this subsection before they are authorized to deliver the service or medication. Such training must be provided, where necessary, on an ongoing basis to ensure that the proper procedures are not forgotten because the services or medication are delivered infrequently.

Sec. 6. RCW 4.24.300 and 2004 c 87 s 1 are each amended to read as follows:

(1) Any person, including but not limited to a volunteer provider of emergency or medical services, who without compensation or the expectation of compensation renders emergency care at the scene of an emergency or who participates in transporting, not for compensation, therefrom an injured person or persons for emergency medical treatment shall not be liable for civil damages resulting from any act or omission in the rendering of such emergency care or in transporting such persons, other than acts or omissions constituting gross negligence or willful or wanton misconduct. Any person rendering emergency care during the course of regular employment and receiving compensation or expecting to receive compensation for rendering such care is excluded from the protection of this subsection.

(2) Any licensed health care provider regulated by a disciplining authority under RCW 18.130.040 in the state of Washington who, without compensation or the expectation of compensation, provides health care services at a community health care setting is not liable for civil damages resulting from any act or omission in the rendering of such care, other than acts or omissions constituting gross negligence or willful or wanton misconduct.

(3) For purposes of subsection (2) of this section, "community health care setting" means an entity that provides health care services and:

(a) Is a clinic operated by a public entity or private tax exempt corporation, except a clinic that is owned, operated, or controlled by a hospital licensed under chapter 70.41 RCW unless the hospital-based clinic either:

(i) Maintains and holds itself out to the public as having established hours on a regular basis for providing free health care services to members of the public to the extent that care is provided without compensation or expectation of compensation during those established hours; or

(ii) Is participating, through a written agreement, in a community-based program to provide access to health care services for uninsured persons, to the extent that:

(A) Care is provided without compensation or expectation of compensation to individuals who have been referred for care through that community-based program; and

(B) The health care provider's participation in the community-based program is conditioned upon his or her agreement to provide health services without expectation of compensation;

(b) Is a for-profit corporation that maintains and holds itself out to the public as having established hours on a regular basis for providing free health care services to members of the public to the extent that care is provided without compensation or expectation of compensation during those established hours; or

(c) Is a for-profit corporation that is participating, through a written agreement, in a community-based program to provide access to health care services for uninsured persons, to the extent that:

(i) Care is provided without compensation or expectation of compensation to individuals who have been referred for care through that community-based program; and

(ii) The health care provider's participation in the community-based program is conditioned upon his or her agreement to provide health services without expectation of compensation.

(4) Any school district employee not licensed under chapter 18.79 RCW who renders emergency care at the scene of an emergency during an officially designated school activity or who participates in transporting therefrom an injured person or persons for emergency medical treatment shall not be liable for civil damages resulting from any act or omission in the rendering of such emergency care or in transporting such persons, other than acts or omissions constituting gross negligence or willful or wanton misconduct."

Correct the title.

Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6129

Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning paraeducator development. Reported by Committee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. The legislature acknowledges that paraeducators have become a significant resource to students who need additional education assistance. The legislature further recognizes that there is significant variability in paraeducator standards, training, and opportunity for professional development. A carefully constructed paraeducator development program would place the highest qualified paraeducators working with the highest need students. Such a program when combined with a career ladder could offer paraeducators real opportunities for upward mobility. Since paraeducators more closely reflect the cultural diversity of the student population, a development program and career ladder would be likely to encourage more paraeducators to become teachers. Training teachers how to work with a paraeducator in their classrooms could increase paraeducators' ability to teach students who need additional assistance.

NEW SECTION. Sec. 2. (1) The superintendent of public instruction shall convene a work group to examine the use of paraeducators across school districts, including their roles and types of assignments in the classroom and the variation in paraeducator deployment in support of teachers. The work group must include paraeducators, teachers, school and school district administrators, school directors, and representatives of their respective associations. The superintendent of public instruction shall submit the findings of the work group to the professional educator standards board by August 31, 2014, to inform the work of the board and the work group established under subsection (2) of this section.

(2)(a) The professional educator standards board shall simultaneously convene a work group to design program specific minimum employment standards for paraeducators, professional development and education opportunities that support the standards, a paraeducator career ladder, an articulated pathway for teacher preparation and certification, and teacher professional development on how to maximize the use of paraeducators in the classroom.

(b) The work group convened by the professional educator standards board must include representatives of:

(i) The professional educator standards board; the Green River Community College center of excellence for careers in education; educational service districts; community and technical college paraeducator apprenticeship and certificate programs; colleges of education; teacher, paraeducator, principal, school director, and administrator associations; career and technical education; special education parents and advocacy organizations; community-based organizations representing immigrant and refugee communities and communities of color; the educational opportunity gap oversight and accountability committee; and the office of the superintendent of public instruction; and

(ii) A maximum of two paraeducators from each program for which specific minimum employment standards will be designed.

(3) By January 10, 2015, the work group convened by the professional educator standards board shall submit a report to the education committees of the legislature that recommends:

(a) Multiple options for assuring minimum employment standards and professional development opportunities for paraeducators who work in:

(i) English language learner programs, transitional bilingual instruction programs, and federal limited English proficiency programs; and

(ii) The learning assistance program and federal disadvantaged program;

(b) A career ladder that encourages paraeducators to pursue advanced education and professional development as well as increased instructional ability and responsibility;

(c) An articulated pathway for teacher preparation that includes:

(i) Paraeducator certificate and apprenticeship programs that offer course credits that apply to transferrable associate degrees and are aligned with the standards and competencies for teachers adopted by the professional educator standards board;

(ii) Associate degree programs that build on and do not duplicate the courses and competencies of paraeducator certificate programs, incorporate field experiences, are aligned with the standards and competencies for teachers adopted by the professional educator standards board, and are transferrable to bachelor's degree in education programs and teacher certification programs;

(iii) Bachelor's degree programs that lead to teacher certification that build on and do not duplicate the courses and competencies of transferrable associate degrees;

(iv) Incorporation of the standards for cultural competence developed by the professional educator standards board under RCW 28A.410.270 throughout the courses and curriculum of the pathway, particularly focusing on multicultural education and principles of language acquisition; and

(v) A comparison of the current status of pathways for teacher certification to the elements of the articulated pathway, highlighting gaps and recommending strategies to address the gaps;

(d) Professional development for certificated employees that focuses on maximizing the success of paraeducators in the classroom.

(4) The work group convened by the professional educator standards board must submit a final report of its recommendations to the education committees of the legislature by January 10, 2016, concerning:

(a) Multiple options for assuring minimum employment standards and professional development opportunities for basic education and special education paraeducators;

(b) Whether there should be alignment of training requirements of paraeducators providing special education services for students during the school year with existing training for home care aides who provide similar services to students when they are not in school, and if so, how the alignment should be accomplished; and

(c) Appropriate professional development and training to help paraeducators meet the employment standards.

(5) This section expires June 30, 2016.

NEW SECTION. Sec. 3. A new section is added to chapter 28A.410 RCW to read as follows:

The professional educator standards board and the state board for community and technical colleges may exercise their respective authorities regarding program approval to implement the articulated pathway for teacher preparation and certification recommended pursuant to section 2, chapter . . . , Laws of 2014 (section 2 of this act) in approved teacher certification programs and certificate and degree programs offered by community and technical colleges.

NEW SECTION. Sec. 4. A new section is added to chapter 28B.50 RCW to read as follows:

Beginning with the 2016-17 academic year, any community or technical college that offers an apprenticeship program or certificate program for paraeducators must provide candidates the opportunity to earn transferrable course credits within the program. The programs must also incorporate the standards for cultural competence, including multicultural

education and principles of language acquisition, developed by the professional educator standards board under RCW 28A.410.270. **NEW SECTION. Sec. 5.** If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 6. The legislature acknowledges that paraeducators have become a significant resource to students who need additional education assistance. School districts have come to rely upon paraeducators who, for instance, provided more than half of the hours of instruction in the 2012-13 school year to students in the learning assistance program, the transitional bilingual instruction program, the federal disadvantaged program, head start, and the federal limited English proficiency program. Paraeducators are often the primary caretakers in the classroom for students with special needs and provided more than half of the hours of instruction in the 2012-13 school year to students in special education.

The legislature further recognizes that there is significant variability in paraeducator standards. In some situations, paraeducators are expected to provide services for which they are not trained or qualified. In other situations, their knowledge, skills, and commitment to education are underused. A clear definition of the differentiated knowledge, skills, and abilities associated with different jobs will ensure that students receive the education services they need and deserve.

Paraeducator training and professional development varies significantly dependent upon school district and program. With few exceptions, paraeducator training has been significantly reduced over the last several years due to state and school district budget cuts.

A carefully constructed paraeducator development program is intended to place the highest qualified paraeducators working with the highest need students. Such a program when combined with a career ladder will offer paraeducators real opportunities for upward mobility. Since paraeducators more closely reflect the cultural diversity of the student population, a development program and career ladder is likely to encourage more paraeducators to become teachers. Training teachers how to work with a paraeducator in their classrooms will increase paraeducators' ability to teach students who need additional assistance.

NEW SECTION. Sec. 7. (1) The superintendent of public instruction shall convene a work group to examine the use of paraeducators across school districts, including their roles and types of assignments in the classroom and the variation in paraeducator deployment in support of teachers. The work group must include paraeducators, teachers, school and school district administrators, school directors, and representatives of their respective associations. The superintendent of public instruction shall submit the findings of the work group to the professional educator standards board by August 31, 2014, to inform the work of the board and the work group established under subsection (2) of this section.

(2)(a) The professional educator standards board shall simultaneously convene a work group to design program specific minimum employment standards for paraeducators, professional development and education opportunities that support the standards, a paraeducator career ladder, an articulated pathway for teacher preparation and certification, and teacher professional development on how to maximize the use of paraeducators in the classroom.

(b) The work group convened by the professional educator standards board must include representatives of:

(i) The professional educator standards board; the Green River Community College center of excellence for careers in education; educational service districts; community and technical college paraeducator apprenticeship and certificate programs; colleges of education; teacher, paraeducator, principal, school director, and administrator associations; career and technical education; special education parents and advocacy organizations; community-based organizations representing immigrant and refugee communities and communities of color; the educational opportunity gap oversight and accountability committee; and the office of the superintendent of public instruction; and

(ii) A maximum of two paraeducators from each program for which specific minimum employment standards will be designed.

(3) By January 10, 2015, the work group convened by the professional educator standards board shall submit a report to the education committees of the legislature that recommends:

(a) Multiple options for assuring minimum employment standards and professional development opportunities for paraeducators who work in:

(i) English language learner programs, transitional bilingual instruction programs, and federal limited English proficiency programs; and

(ii) The learning assistance program and federal disadvantaged program;

(b) A career ladder that encourages paraeducators to pursue advanced education and professional development as well as increased instructional ability and responsibility;

(c) An articulated pathway for teacher preparation that includes:

(i) Paraeducator certificate and apprenticeship programs that offer course credits that apply to transferrable associate degrees and are aligned with the standards and competencies for teachers adopted by the professional educator standards board;

(ii) Associate degree programs that build on and do not duplicate the courses and competencies of paraeducator certificate programs, incorporate field experiences, are aligned with the standards and competencies for teachers adopted by the professional educator standards board, and are transferrable to bachelor's degree in education programs and teacher certification programs;

(iii) Bachelor's degree programs that lead to teacher certification that build on and do not duplicate the courses and competencies of transferrable associate degrees;

(iv) Incorporation of the standards for cultural competence developed by the professional educator standards board under RCW 28A.410.270 throughout the courses and curriculum of the pathway, particularly focusing on multicultural education and principles of language acquisition; and

(v) A comparison of the current status of pathways for teacher certification to the elements of the articulated pathway, highlighting gaps and recommending strategies to address the gaps;

(d) Professional development for certificated employees that focuses on maximizing the success of paraeducators in the classroom.

(4) The work group convened by the professional educator standards board must submit a final report of its recommendations to the education committees of the legislature by January 10, 2016, concerning:

(a) Multiple options for assuring minimum employment standards and professional development opportunities for basic education and special education paraeducators;

(b) Whether there should be alignment of training requirements of paraeducators providing special education services for students during the school year with existing training for home care aides who provide similar services to students when they are not in school, and if so, how the alignment should be accomplished; and

(c) Appropriate professional development and training to help paraeducators meet the employment standards.

(5) This section expires June 30, 2016.

NEW SECTION. Sec. 8. A new section is added to chapter 28A.410 RCW to read as follows:

The professional educator standards board and the state board for community and technical colleges may exercise their respective authorities regarding program approval to implement the articulated pathway for teacher preparation and certification recommended pursuant to section 2, chapter . . . , Laws of 2014 (section 2 of this act) in approved teacher certification programs and certificate and degree programs offered by community and technical colleges.

NEW SECTION. Sec. 9. A new section is added to chapter 28B.50 RCW to read as follows:

Beginning with the 2016-17 academic year, any community or technical college that offers an apprenticeship program or certificate program for paraeducators must provide candidates the opportunity to earn transferrable course credits within the program. The programs must also incorporate the standards for cultural competence, including multicultural education and principles of language acquisition, developed by the professional educator standards board under RCW 28A.410.270.

NEW SECTION. Sec. 10. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Referred to Committee on Appropriations Subcommittee on Education.

February 26, 2014

ESSB 6137 Prime Sponsor, Committee on Health Care: Regulating pharmacy benefit managers and pharmacy audits. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Claim" means a request from a pharmacy or pharmacist to be reimbursed for the cost of filling or refilling a prescription for a drug or for providing a medical supply or service.

(2) "Insurer" has the same meaning as in RCW 48.01.050.

(3) "Pharmacist" has the same meaning as in RCW 18.64.011.

(4) "Pharmacy" has the same meaning as in RCW 18.64.011.

(5)(a) "Pharmacy benefit manager" means a person that contracts with pharmacies on behalf of an insurer, a third-party payor, or the prescription drug purchasing consortium established under RCW 70.14.060 to:

(i) Process claims for prescription drugs or medical supplies or provide retail network management for pharmacies or pharmacists;

(ii) Pay pharmacies or pharmacists for prescription drugs or medical supplies; or

(iii) Negotiate rebates with manufacturers for drugs paid for or procured as described in this subsection.

(b) "Pharmacy benefit manager" does not include a health care service contractor as defined in RCW 48.44.010.

(6) "Third-party payor" means a person licensed under RCW 48.39.005.

NEW SECTION. Sec. 2. (1) To conduct business in this state, a pharmacy benefit manager must register with the department of revenue's business licensing service and annually renew the registration.

(2) To register under this section, a pharmacy benefit manager must:

(a) Submit an application requiring the following information:

(i) The identity of the pharmacy benefit manager;

(ii) The name, business address, phone number, and contact person for the pharmacy benefit manager; and

(iii) Where applicable, the federal tax employer identification number for the entity; and

(b) Pay a registration fee of two hundred dollars.

(3) To renew a registration under this section, a pharmacy benefit manager must pay a renewal fee of two hundred dollars.

(4) All receipts from registrations and renewals collected by the department must be deposited into the business license account created in RCW 19.02.210.

NEW SECTION. Sec. 3. As used in sections 3 through 9 of this act:

(1) "Audit" means an on-site or remote review of the records of a pharmacy by or on behalf of an entity.

(2) "Clerical error" means a minor error:

(a) In the keeping, recording, or transcribing of records or documents or in the handling of electronic or hard copies of correspondence;

(b) That does not result in financial harm to an entity; and

(c) That does not involve dispensing an incorrect dose, amount or type of medication, or dispensing a prescription drug to the wrong person.

(3) "Entity" includes:

(a) A pharmacy benefit manager;

(b) An insurer;

(c) A third-party payor;

(d) A state agency; or

(e) A person that represents or is employed by one of the entities described in this subsection.

(4) "Fraud" means knowingly and willfully executing or attempting to execute a scheme, in connection with the delivery of or payment for health care benefits, items, or services, that uses false or misleading pretenses, representations, or promises to obtain any money or property owned by or under the custody or control of any person.

NEW SECTION. Sec. 4. An entity that audits claims or an independent third party that contracts with an entity to audit claims:

(1) Must establish, in writing, a procedure for a pharmacy to appeal the entity's findings with respect to a claim and must provide a pharmacy with a notice regarding the procedure, in writing or electronically, prior to conducting an audit of the pharmacy's claims;

(2) May not conduct an audit of a claim more than twenty-four months after the date the claim was adjudicated by the entity;

(3) Must give at least fifteen days' advance written notice of an on-site audit to the pharmacy or corporate headquarters of the pharmacy;

(4) May not conduct an on-site audit during the first five days of any month without the pharmacy's consent;

(5) Must conduct the audit in consultation with a pharmacist who is licensed by this or another state if the audit involves clinical or professional judgment;

(6) May not conduct an on-site audit of more than two hundred fifty unique prescriptions of a pharmacy in any twelve-month period except in cases of alleged fraud;

(7) May not conduct more than one on-site audit of a pharmacy in any twelve-month period;

(8) Must audit each pharmacy under the same standards and parameters that the entity uses to audit other similarly situated pharmacies;

(9) Must pay any outstanding claims of a pharmacy no more than forty-five days after the earlier of the date all appeals are concluded or the date a final report is issued under section 8(3) of this act;

(10) May not include dispensing fees or interest in the amount of any overpayment assessed on a claim unless the overpaid claim was for a prescription that was not filled correctly;

(11) May not recoup costs associated with:

(a) Clerical errors; or

(b) Other errors that do not result in financial harm to the entity or a consumer; and

(12) May not charge a pharmacy for a denied or disputed claim until the audit and the appeals procedure established under subsection (1) of this section are final.

NEW SECTION. Sec. 5. An entity's finding that a claim was incorrectly presented or paid must be based on identified transactions and not based on probability sampling, extrapolation, or other means that project an error using the number of patients served who have a similar diagnosis or the number of similar prescriptions or refills for similar drugs.

NEW SECTION. Sec. 6. An entity that contracts with an independent third party to conduct audits may not:

(1) Agree to compensate the independent third party based on a percentage of the amount of overpayments recovered; or

(2) Disclose information obtained during an audit except to the contracting entity, the pharmacy subject to the audit, or the holder of the policy or certificate of insurance that paid the claim.

NEW SECTION. Sec. 7. For purposes of sections 3 through 9 of this act, an entity, or an independent third party that contracts with an entity to conduct audits, must allow as evidence of validation of a claim:

(1) An electronic or physical copy of a valid prescription if the prescribed drug was, within fourteen days of the dispensing date:

(a) Picked up by the patient or the patient's designee;

(b) Delivered by the pharmacy to the patient; or

(c) Sent by the pharmacy to the patient using the United States postal service or other common carrier;

(2) Point of sale electronic register data showing purchase of the prescribed drug, medical supply, or service by the patient or the patient's designee; or

(3) Electronic records, including electronic beneficiary signature logs, electronically scanned and stored patient records maintained at or accessible to the audited pharmacy's central operations, and any other reasonably clear and accurate electronic documentation that corresponds to a claim.

NEW SECTION. Sec. 8. (1)(a) After conducting an audit, an entity must provide the pharmacy that is the subject of the audit with a preliminary report of the audit. The preliminary report must be received by the pharmacy no later than forty-five days after the date on which the audit was completed and must be sent:

(i) By mail or common carrier with a return receipt requested; or

(ii) Electronically with electronic receipt confirmation.

(b) An entity shall provide a pharmacy receiving a preliminary report under this subsection no fewer than forty-five days after receiving the report to contest the report or any findings in the report in accordance with the appeals procedure established under section 4(1) of this act and to provide additional documentation in support of the claim. The entity shall consider a reasonable request for an extension of time to submit documentation to contest the report or any findings in the report.

(2) If an audit results in the dispute or denial of a claim, the entity conducting the audit shall allow the pharmacy to resubmit the claim using any commercially reasonable method, including facsimile, mail, or electronic mail.

(3) An entity must provide a pharmacy that is the subject of an audit with a final report of the audit no later than sixty days after the later of the date the preliminary report was received or the date the pharmacy contested the report using the appeals procedure established under section 4(1) of this act. The final report must include a final accounting of all moneys to be recovered by the entity.

(4) Recoupment of disputed funds from a pharmacy by an entity or repayment of funds to an entity by a pharmacy, unless otherwise agreed to by the entity and the pharmacy, shall occur after the audit and the appeals procedure established under section 4(1) of this act are final. If the identified discrepancy for an individual audit exceeds forty thousand dollars, any future payments to the pharmacy may be withheld by the entity until the audit and the appeals procedure established under section 4(1) of this act are final.

NEW SECTION. Sec. 9. Sections 3 through 9 of this act do not:

(1) Preclude an entity from instituting an action for fraud against a pharmacy;

(2) Apply to an audit of pharmacy records when fraud or other intentional and willful misrepresentation is indicated by physical review, review of claims data or statements, or other investigative methods; or

(3) Apply to a state agency that is conducting audits or a person that has contracted with a state agency to conduct audits of pharmacy records for prescription drugs paid for by the state medical assistance program.

NEW SECTION. Sec. 10. (1) As used in this section:

(a) "List" means the list of drugs for which maximum allowable costs have been established.

(b) "Maximum allowable cost" means the maximum amount that a pharmacy benefit manager will reimburse a pharmacy for the cost of a drug.

(c) "Multiple source drug" means a therapeutically equivalent drug that is available from at least two manufacturers.

(d) "Network pharmacy" means a retail drug outlet licensed as a pharmacy under RCW 18.64.043 that contracts with a pharmacy benefit manager.

(e) "Therapeutically equivalent" has the same meaning as in RCW 69.41.110.

(2) A pharmacy benefit manager:

(a) May not place a drug on a list unless there is at least two therapeutically equivalent multiple source drugs, or at least one generic drug available from only one manufacturer, generally available for purchase by network pharmacies from national or regional wholesalers;

(b) Shall ensure that all drugs on a list are generally available for purchase by pharmacies in this state from national or regional wholesalers;

(c) Shall ensure that all drugs on a list are not obsolete;

(d) Shall make available to each network pharmacy at the beginning of the term of a contract, and upon renewal of a contract, the sources utilized to determine the maximum allowable cost pricing of the pharmacy benefit manager;

(e) Shall make a list available to a network pharmacy upon request in a format that is readily accessible to and usable by the network pharmacy;

(f) Shall update each list maintained by the pharmacy benefit manager every seven business days and make the updated lists, including all changes in the price of drugs, available to network pharmacies in a readily accessible and usable format;

(g) Shall ensure that dispensing fees are not included in the calculation of maximum allowable cost.

(3) A pharmacy benefit manager must establish a process by which a network pharmacy may appeal its reimbursement for a drug subject to maximum allowable cost pricing. A network pharmacy may appeal a maximum allowable cost if the reimbursement for the drug is less than the net amount that the network pharmacy paid to the supplier of the drug. An appeal requested under this section must be completed within thirty calendar days of the pharmacy making the claim for which an appeal has been requested.

(4) A pharmacy benefit manager must provide as part of the appeals process established under subsection (3) of this section:

(a) A telephone number at which a network pharmacy may contact the pharmacy benefit manager and speak with an individual who is responsible for processing appeals;

(b) A final response to an appeal of a maximum allowable cost within seven business days; and

(c) If the appeal is denied, the reason for the denial and the national drug code of a drug that may be purchased by similarly situated pharmacies at a price that is equal to or less than the maximum allowable cost.

(5)(a) If an appeal is upheld under this section, the pharmacy benefit manager shall make an adjustment on a date no later than one day after the date of determination. The pharmacy benefit manager shall make the adjustment effective for all similarly situated pharmacies in this state that are within the network.

(b) If the request for an adjustment has come from a critical access pharmacy, as defined by the state health care authority by rule for purposes related to the prescription drug purchasing consortium established under RCW 70.14.060, the adjustment approved under (a) of this subsection shall apply only to critical access pharmacies.

(6) This section does not apply to the state medical assistance program.

NEW SECTION. Sec. 11. Sections 1 through 10 of this act constitute a new chapter in Title 19 RCW."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6138

Prime Sponsor, Senator Bailey: Allowing the Washington state dental quality assurance commission to adopt rules regarding credential renewal requirements for dental professionals. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6141

Prime Sponsor, Senator Roach: Concerning the confidentiality of certain records filed with the utilities and transportation commission or the attorney general. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 81.77 RCW to read as follows:

Records, subject to chapter 42.56 RCW, filed with the commission or the attorney general from any person that contain valuable commercial information, including trade secrets or confidential marketing, cost, or financial information, or customer-specific usage information, are not subject to inspection or copying under chapter 42.56 RCW: (1) Until notice to the person or persons directly affected has been given; and (2) if, within ten days of the notice, the person has obtained a superior court order protecting the records as confidential. The court must determine that the records are confidential and not subject to inspection and copying if disclosure is likely to result in private loss, including an unfair competitive disadvantage, and is not necessary for further public review and comment on the appropriate allocation of costs and revenues. When providing information to the commission or the attorney general, a person shall designate which records or portions of records contain valuable commercial information. Nothing in this section prevents the use of protective orders by the commission governing disclosure of proprietary or confidential information in contested proceedings.

Sec. 2. RCW 42.56.330 and 2012 c 68 s 4 are each amended to read as follows:

The following information relating to public utilities and transportation is exempt from disclosure under this chapter:

(1) Records filed with the utilities and transportation commission or attorney general under RCW 80.04.095 or section 1 of this act that a court has determined are confidential under RCW 80.04.095 or section 1 of this act;

(2) The residential addresses and residential telephone numbers of the customers of a public utility contained in the records or lists held by the public utility of which they are customers, except that this information may be released to the division of child support or the agency or firm providing child support enforcement for another state under Title IV-D of the federal social security act, for the establishment, enforcement, or modification of a support order;

(3) The names, residential addresses, residential telephone numbers, and other individually identifiable records held by an agency in relation to a vanpool, carpool, or other ride-sharing program or service; however, these records may be disclosed to other persons who apply for ride-matching services and who need that information in order to identify potential riders or drivers with whom to share rides;

(4) The personally identifying information of current or former participants or applicants in a paratransit or other transit service operated for the benefit of persons with disabilities or elderly persons;

(5) The personally identifying information of persons who acquire and use transit passes or other fare payment media including, but not limited to, stored value smart cards and magnetic strip cards, except that an agency may disclose personally identifying information to a person, employer, educational institution, or other entity that is responsible, in whole or in part, for payment of the cost of acquiring or using a transit pass or other fare payment media for the purpose of preventing fraud, or to the news media when reporting on public transportation or public safety. As used in this subsection, "personally identifying information" includes acquisition or use information pertaining to a specific, individual transit pass or fare payment media.

(a) Information regarding the acquisition or use of transit passes or fare payment media may be disclosed in aggregate form if the data does not contain any personally identifying information.

(b) Personally identifying information may be released to law enforcement agencies if the request is accompanied by a court order;

(6) Any information obtained by governmental agencies that is collected by the use of a motor carrier intelligent transportation system or any comparable information equipment attached to a truck, tractor, or trailer; however, the information may be given to other governmental agencies or the owners of the truck, tractor, or trailer from which the information is obtained. As used in this subsection, "motor carrier" has the same definition as provided in RCW 81.80.010;

(7) The personally identifying information of persons who acquire and use transponders or other technology to facilitate payment of tolls. This information may be disclosed in aggregate form as long as the data does not contain any personally identifying information. For these purposes aggregate data may include the census tract of the account holder as long as any individual personally identifying information is not released. Personally identifying information may be released to law enforcement agencies only for toll enforcement purposes. Personally identifying information may be released to law enforcement agencies for other purposes only if the request is accompanied by a court order; and

(8) The personally identifying information of persons who acquire and use a driver's license or identocard that includes a radio frequency identification chip or similar technology to facilitate border crossing. This information may be disclosed in aggregate form as long as the data does not contain any personally identifying information. Personally identifying information may be released to law enforcement agencies only for United States customs and border protection enforcement purposes. Personally identifying information may be released to law enforcement agencies for other purposes only if the request is accompanied by a court order."

Correct the title.

Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Taylor, Ranking Minority Member; Young, Assistant Ranking Minority Member; Carlyle; Christian; Kretz; Manweller; Orwall; Robinson and Van De Wege.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6150 Prime Sponsor, Committee on Transportation:
Concerning Medal of Honor special license plates.
Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

2SSB 6163 Prime Sponsor, Committee on Ways & Means:
Concerning expanded learning opportunities.
Reported by Committee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that studies have documented that many students experience learning losses when they do not engage in educational activities during the summer. The legislature further finds that research shows that summer learning loss contributes to educational opportunity gaps between students, and that falling behind in academics can be a predictor of whether a student will drop out of school. The legislature recognizes that such academic regression has a disproportionate impact on low-income students.

(2) The legislature further finds that expanded learning opportunities, including those offered by partnerships between schools and community-based organizations, create enriching experiences for youth, with activities that complement and support classroom-based instruction. The legislature acknowledges that access to quality expanded learning opportunities during the school year and summer helps mitigate summer learning loss and improves academic performance, attendance, on-time grade advancement, and classroom behaviors.

(3) Therefore the legislature intends to build capacity, identify best practices, leverage local resources, and promote a sustainable expanded learning opportunities system by providing an infrastructure that helps coordinate expanded learning opportunities throughout the state. To the extent funds are provided for this purpose, the legislature also intends to authorize a pilot program specifically to combat summer learning loss through expanded learning opportunities, which will provide the opportunity to evaluate the effectiveness of an extended school year in improving student achievement, closing the educational opportunity gap, and providing successful models for other districts to follow.

NEW SECTION. Sec. 2. DEFINITION OF EXPANDED LEARNING OPPORTUNITIES. As used in this section and sections 3 through 7 of this act, "expanded learning opportunities" means:

(1) Culturally responsive enrichment and learning activities, which may focus on academic and nonacademic areas; the arts; civic engagement; service-learning; science, technology,

engineering, and mathematics; and competencies for college and career readiness;

(2) School-based programs that provide extended learning and enrichment for students beyond the traditional school day, week, or calendar; and

(3) Structured, intentional, and creative learning environments outside the traditional school day that are provided by community-based organizations in partnership with schools and align in-school and out-of-school learning through activities that complement classroom-based instruction.

NEW SECTION. Sec. 3. CREATION OF COUNCIL. (1) The expanded learning opportunities council is established to advise the governor, the legislature, and the superintendent of public instruction regarding a comprehensive expanded learning opportunities system, with particular attention paid to solutions to summer learning loss.

(2) The council shall provide a vision, guidance, assistance, and advice related to potential improvement and expansion of summer learning opportunities, school year calendar modifications that will help reduce summer learning loss, increasing partnerships between schools and community-based organizations to deliver expanded learning opportunities, and other current or proposed programs and initiatives across the spectrum of early elementary through secondary education that could contribute to a statewide system of expanded learning opportunities.

(3) The council shall identify fiscal, resource, and partnership opportunities; coordinate policy development; set quality standards; promote evidence-based strategies; and develop a comprehensive action plan designed to implement expanded learning opportunities, address summer learning loss, provide academic supports, build strong partnerships between schools and community-based organizations, and track performance of expanded learning opportunities in closing the opportunity gap.

(4) When making recommendations regarding evidence-based strategies, the council shall consider the best practices on the state menus developed in accordance with RCW 28A.165.035 and 28A.655.235.

(5) The superintendent of public instruction shall convene the expanded learning opportunities council. The members of the council must have experience with expanded learning opportunities and include groups and agencies representing diverse student interests and geographical locations across the state. Up to fifteen participants, agencies, organizations, or individuals may be invited to participate in the council, and the membership shall include the following:

- (a) Three representatives from nonprofit community-based organizations;
- (b) One representative from regional work force development councils;
- (c) One representative from each of the following organizations or agencies:
 - (i) The Washington state school directors' association;
 - (ii) The state-level association of school administrators;
 - (iii) The state-level association of school principals;
 - (iv) The state board of education;
 - (v) The statewide association representing certificated classroom teachers and educational staff associates;
 - (vi) The office of the superintendent of public instruction;
 - (vii) The state-level parent-teacher association;
 - (viii) Higher education; and
 - (ix) A nonprofit organization with statewide experience in expanded learning opportunities frameworks.

(6) Staff support for the expanded learning opportunity council shall be provided by the office of the superintendent of

public instruction and other state agencies as necessary.

Appointees of the council shall be selected by May 30, 2014. The council shall hold its first meeting before August 1, 2014. At the first meeting, the council shall determine regularly scheduled meeting times and locations.

NEW SECTION. Sec. 4. REPORTS FROM COUNCIL. (1) The expanded learning opportunities council shall provide a report to the governor and the legislature by December 1, 2014, and each December 1st thereafter until December 1, 2018, that summarizes accomplishments, measures progress, and contains recommendations regarding continued development of an expanded learning opportunities system and reducing summer learning loss.

(2) If funds are appropriated for a summer knowledge improvement pilot program as provided under sections 5 through 7 of this act or other initiatives to reduce summer learning loss or increase expanded learning opportunities, the expanded learning opportunities council shall monitor the progress of the program or initiative and serve as a resource for participating schools and community-based organizations. The council shall also oversee an evaluation of the effectiveness of the program or initiative in reducing summer learning loss and improving student academic progress.

(3) If new funds are not appropriated for a summer knowledge improvement pilot program or other initiatives to reduce summer learning loss, the first report from the council, and any subsequent reports as necessary, shall include recommendations for a framework and action plan for a program to reduce summer learning loss through the provision of state funds for additional student learning days in elementary schools with significant populations of low-income students. The council may also recommend additional strategies to reduce summer learning loss, including through expanded learning opportunities offered in partnership between schools and community-based organizations.

NEW SECTION. Sec. 5. SUMMER KNOWLEDGE IMPROVEMENT PILOT PROGRAM. (1) Subject to funds being appropriated for this specific purpose, the summer knowledge improvement pilot program is created to provide state funding for an additional twenty student learning days for three consecutive school years in selected schools for students to receive academic instruction outside of the school year established for other schools in the school district.

(2) If appropriated, state funding for each school in the pilot program shall be equal to twenty days of the average daily per student amount of all basic education and nonbasic education funding provided by the state to the school for the regular one hundred eighty-day school year, including for pupil transportation. Nonstate-provided funds may also be used to support the pilot program.

(3) The purpose of the pilot program is to implement an extended school year to combat summer learning loss and provide an opportunity to evaluate the effectiveness of an extended school year in improving student achievement, closing the educational opportunity gap, and providing successful models for other districts to follow.

NEW SECTION. Sec. 6. PLAN PROCESS AND COMPONENTS. (1) Any school district with an eligible school may submit a plan to the office of the superintendent of public instruction to participate in the summer knowledge improvement pilot program. A plan may address one or more eligible schools. The office shall establish timelines for submitting and reviewing applications.

(2) For the purposes of this section, "eligible school" means any school that provides instruction to students in at least grades kindergarten through five where at least seventy-five

percent of the enrolled students qualify for free and reduced-price meals.

(3) The school district board of directors must solicit input on the design of the plan from staff at the school, parents, and the community, including at an open public meeting. The final plan must be adopted by the school district board of directors at a subsequent open public meeting before the plan is submitted to the office of the superintendent of public instruction.

(4) A plan must include, but is not limited to, the following components:

(a) Proposed best practices and evidence-based strategies, curriculum, and materials for improving student achievement and closing the educational opportunity gap to be implemented over the extra twenty days for all students enrolled in the school. The best practices and evidence-based strategies, curriculum, and materials must be comparable to or higher in academic rigor than those used during the regular school year;

(b) A description of when the additional twenty days will be provided;

(c) Identification of the measures that the school district will use in assessing student achievement;

(d) Evidence that the principal of the school and at least seventy percent of the certificated and classified staff who work in the school at least two days per week agree to the plan;

(e) Whether the school will collaborate with community-based organizations to provide support for students during the additional twenty days and for the rest of the summer, and if so, the details of this collaboration; and

(f) An agreement to provide information necessary for a program evaluation.

NEW SECTION. Sec. 7. SELECTION OF SCHOOLS AND DISTRICTS. (1) The office of the superintendent of public instruction must review the plans submitted in accordance with section 6 of this act and select up to ten schools for participation in the pilot program, or as many schools as can be supported through the appropriated funds. To the extent practicable, the selected school districts shall be from diverse geographic regions of the state and include different sizes of school districts and schools.

(2) The selection criteria must include, but are not limited to, the following determinations:

(a) All of the required plan components are completed;

(b) The likelihood that the proposed best practices and evidence-based strategies, curriculum, and materials will improve student achievement and close the educational opportunity gap; and

(c) Any additional criteria that the office of the superintendent of public instruction deems necessary to ensure a high quality pilot program.

NEW SECTION. Sec. 8. Sections 2 through 7 of this act are each added to chapter 28A.630 RCW.

NEW SECTION. Sec. 9. This act expires August 31, 2019."

Correct the title.

Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hawkins; Hayes; Hunt, S.; Lytton; Muri; Orwall; Pollet; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Hargrove; Klippert and Parker.

Referred to Committee on Appropriations.

ESB 6194

Prime Sponsor, Senator Dassel: Providing a process for county legislative authorities to withdraw from voluntary planning under the growth management act. Reported by Committee on Local Government

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 36.70A.040 and 2000 c 36 s 1 are each amended to read as follows:

(1) Each county that has both a population of fifty thousand or more and, until May 16, 1995, has had its population increase by more than ten percent in the previous ten years or, on or after May 16, 1995, has had its population increase by more than seventeen percent in the previous ten years, and the cities located within such county, and any other county regardless of its population that has had its population increase by more than twenty percent in the previous ten years, and the cities located within such county, shall conform with all of the requirements of this chapter. However, the county legislative authority of such a county with a population of less than fifty thousand population may adopt a resolution removing the county, and the cities located within the county, from the requirements of adopting comprehensive land use plans and development regulations under this chapter if this resolution is adopted and filed with the department by December 31, 1990, for counties initially meeting this set of criteria, or within sixty days of the date the office of financial management certifies that a county meets this set of criteria under subsection (5) of this section. For the purposes of this subsection, a county not currently planning under this chapter is not required to include in its population count those persons confined in a correctional facility under the jurisdiction of the department of corrections that is located in the county.

Once a county meets either of these sets of criteria, the requirement to conform with all of the requirements of this chapter remains in effect, even if the county no longer meets one of these sets of criteria.

(2)(a) The county legislative authority of any county that does not meet either of the sets of criteria established under subsection (1) of this section may adopt a resolution indicating its intention to have subsection (1) of this section apply to the county. Each city, located in a county that chooses to plan under this subsection, shall conform with all of the requirements of this chapter. Once such a resolution has been adopted, the county and the cities located within the county remain subject to all of the requirements of this chapter, unless the county subsequently adopts a withdrawal resolution for partial planning pursuant to (b)(i) of this subsection.

(b)(i) Until December 31, 2015, the legislative authority of a county may adopt a resolution removing the county and the cities located within the county from the requirements to plan under this section if:

(A) The county has a population, as estimated by the office of financial management, of twenty thousand or fewer inhabitants at any time between April 1, 2010, and April 1, 2015;

(B) The county has previously adopted a resolution indicating its intention to have subsection (1) of this section apply to the county;

(C) At least sixty days prior to adopting a resolution for partial planning, the county provides written notification to the legislative body of each city within the county of its intent to consider adopting the resolution; and

(D) The legislative bodies of at least sixty percent of those cities having an aggregate population of at least seventy-five

percent of the incorporated county population have not: Adopted resolutions opposing the action by the county; and provided written notification of the resolutions to the county.

(ii) Upon adoption of a resolution for partial planning under (b)(i) of this subsection:

(A) The county and the cities within the county are no longer obligated to plan under this section; and

(B) The county may not, for a minimum of ten years from the date of adoption of the resolution, adopt another resolution indicating its intention to have subsection (1) of this section apply to the county.

(c) The adoption of a resolution for partial planning under (b)(i) of this subsection does not nullify or otherwise modify the requirements for counties and cities established in RCW 36.70A.060, 36.70A.170, and 36.70A.172.

(3) Any county or city that is initially required to conform with all of the requirements of this chapter under subsection (1) of this section shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall designate critical areas, agricultural lands, forest lands, and mineral resource lands, and adopt development regulations conserving these designated agricultural lands, forest lands, and mineral resource lands and protecting these designated critical areas, under RCW 36.70A.170 and 36.70A.060; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; (d) if the county has a population of fifty thousand or more, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan on or before July 1, 1994, and if the county has a population of less than fifty thousand, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan by January 1, 1995, but if the governor makes written findings that a county with a population of less than fifty thousand or a city located within such a county is not making reasonable progress toward adopting a comprehensive plan and development regulations the governor may reduce this deadline for such actions to be taken by no more than one hundred eighty days. Any county or city subject to this subsection may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department ((of community, trade, and economic development)) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(4) Any county or city that is required to conform with all the requirements of this chapter, as a result of the county legislative authority adopting its resolution of intention under subsection (2) of this section, shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a county-wide planning policy under RCW 36.70A.210; (b) the county and each city that is located within the county shall adopt development regulations conserving agricultural lands, forest lands, and mineral resource lands it designated under RCW 36.70A.060 within one year of the date the county legislative authority adopts its resolution of intention; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city that is located within the county shall adopt a comprehensive plan and development regulations that are consistent with and implement the comprehensive plan not later than four years from the date the county legislative authority adopts its resolution of intention, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting

a letter notifying the department ((of community, trade, and economic development)) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(5) If the office of financial management certifies that the population of a county that previously had not been required to plan under subsection (1) or (2) of this section has changed sufficiently to meet either of the sets of criteria specified under subsection (1) of this section, and where applicable, the county legislative authority has not adopted a resolution removing the county from these requirements as provided in subsection (1) of this section, the county and each city within such county shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall adopt development regulations under RCW 36.70A.060 conserving agricultural lands, forest lands, and mineral resource lands it designated within one year of the certification by the office of financial management; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city located within the county shall adopt a comprehensive land use plan and development regulations that are consistent with and implement the comprehensive plan within four years of the certification by the office of financial management, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department ((of community, trade, and economic development)) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(6) A copy of each document that is required under this section shall be submitted to the department at the time of its adoption.

(7) Cities and counties planning under this chapter must amend the transportation element of the comprehensive plan to be in compliance with this chapter and chapter 47.80 RCW no later than December 31, 2000.

Sec. 2. RCW 36.70A.060 and 2005 c 423 s 3 are each amended to read as follows:

(1)(a) ((Except as provided in RCW 36.70A.1701,)) Each county that is required or chooses to plan under RCW 36.70A.040, and each city within such county, shall adopt development regulations on or before September 1, 1991, to assure the conservation of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170. Regulations adopted under this subsection may not prohibit uses legally existing on any parcel prior to their adoption and shall remain in effect until the county or city adopts development regulations pursuant to RCW 36.70A.040. Such regulations shall assure that the use of lands adjacent to agricultural, forest, or mineral resource lands shall not interfere with the continued use, in the accustomed manner and in accordance with best management practices, of these designated lands for the production of food, agricultural products, or timber, or for the extraction of minerals.

(b) Counties and cities shall require that all plats, short plats, development permits, and building permits issued for development activities on, or within five hundred feet of, lands designated as agricultural lands, forest lands, or mineral resource lands, contain a notice that the subject property is within or near designated agricultural lands, forest lands, or mineral resource lands on which a variety of commercial activities may occur that are not compatible with residential development for certain periods of limited duration. The notice for mineral resource lands shall also inform that an application might be made for mining-related activities, including mining, extraction, washing, crushing, stockpiling, blasting, transporting, and recycling of minerals.

(c) Each county that adopts a resolution of partial planning under RCW 36.70A.040(2)(b), and each city within such county, shall adopt development regulations within one year after the adoption of the resolution of partial planning to assure the conservation of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170. Regulations adopted under this subsection (1)(c) must comply with the requirements governing regulations adopted under (a) of this subsection.

(d)(i) A county that adopts a resolution of partial planning under RCW 36.70A.040(2)(b) and that is not in compliance with the planning requirements of this section, RCW 36.70A.040(4), 36.70A.070(5), 36.70A.170, and 36.70A.172 at the time the resolution is adopted must, by January 30, 2017, apply for a determination of compliance from the department finding that the county's development regulations, including development regulations adopted to protect critical areas, and comprehensive plans are in compliance with the requirements of this section, RCW 36.70A.040(4), 36.70A.070(5), 36.70A.170, and 36.70A.172. The department must approve or deny the application for a determination of compliance within one hundred twenty days of its receipt or by June 30, 2017, whichever date is earlier.

(ii) If the department denies an application under (d)(i) of this subsection, the county and each city within is obligated to comply with all requirements of this chapter and the resolution for partial planning adopted under RCW 36.70A.040(2)(b) is no longer in effect.

(iii) A petition for review of a determination of compliance under (d)(i) of this subsection may only be appealed to the growth management hearings board within sixty days of the issuance of the decision by the department.

(iv) In the event of a filing of a petition in accordance with (d)(iii) of this subsection, the county and the department must equally share the costs incurred by the department for defending an approval of determination of compliance that is before the growth management hearings board.

(v) The department may implement this subsection (d) by adopting rules related to determinations of compliance. The rules may address, but are not limited to: The requirements for applications for a determination of compliance; charging of costs under (d)(iv) of this subsection; procedures for processing applications; criteria for the evaluation of applications; issuance and notice of department decisions; and applicable timelines.

(2) Each county and city shall adopt development regulations that protect critical areas that are required to be designated under RCW 36.70A.170. For counties and cities that are required or choose to plan under RCW 36.70A.040, such development regulations shall be adopted on or before September 1, 1991. For the remainder of the counties and cities, such development regulations shall be adopted on or before March 1, 1992.

(3) Such counties and cities shall review these designations and development regulations when adopting their comprehensive plans under RCW 36.70A.040 and implementing development regulations under RCW 36.70A.120 and may alter such designations and development regulations to insure consistency.

(4) Forest land and agricultural land located within urban growth areas shall not be designated by a county or city as forest land or agricultural land of long-term commercial significance under RCW 36.70A.170 unless the city or county has enacted a program authorizing transfer or purchase of development rights. **Sec. 3.** RCW 36.70A.280 and 2011 c 360 s 17 are each amended to read as follows:

(1) The growth management hearings board shall hear and determine only those petitions alleging either:

(a) That, except as provided otherwise by this subsection, a state agency, county, or city planning under this chapter is not in compliance with the requirements of this chapter, chapter 90.58 RCW as it relates to the adoption of shoreline master programs or amendments thereto, or chapter 43.21C RCW as it relates to plans, development regulations, or amendments, adopted under RCW 36.70A.040 or chapter 90.58 RCW. Nothing in this subsection authorizes the board to hear petitions alleging noncompliance with RCW 36.70A.5801;

(b) That the twenty-year growth management planning population projections adopted by the office of financial management pursuant to RCW 43.62.035 should be adjusted;

(c) That the approval of a work plan adopted under RCW 36.70A.735(1)(a) is not in compliance with the requirements of the program established under RCW 36.70A.710;

(d) That regulations adopted under RCW 36.70A.735(1)(b) are not regionally applicable and cannot be adopted, wholly or partially, by another jurisdiction; ((or))

(e) That a department certification under RCW 36.70A.735(1)(c) is erroneous; or

(f) That a department determination under RCW 36.70A.060(1)(d) is erroneous.

(2) A petition may be filed only by: (a) The state, or a county or city that plans under this chapter; (b) a person who has participated orally or in writing before the county or city regarding the matter on which a review is being requested; (c) a person who is certified by the governor within sixty days of filing the request with the board; or (d) a person qualified pursuant to RCW 34.05.530.

(3) For purposes of this section "person" means any individual, partnership, corporation, association, state agency, governmental subdivision or unit thereof, or public or private organization or entity of any character.

(4) To establish participation standing under subsection (2)(b) of this section, a person must show that his or her participation before the county or city was reasonably related to the person's issue as presented to the board.

(5) When considering a possible adjustment to a growth management planning population projection prepared by the office of financial management, the board shall consider the implications of any such adjustment to the population forecast for the entire state.

The rationale for any adjustment that is adopted by the board must be documented and filed with the office of financial management within ten working days after adoption.

If adjusted by the board, a county growth management planning population projection shall only be used for the planning purposes set forth in this chapter and shall be known as the "board adjusted population projection." None of these changes shall affect the official state and county population forecasts prepared by the office of financial management, which shall continue to be used for state budget and planning purposes.

NEW SECTION. Sec. 4. Section 3 of this act expires December 31, 2020."

Correct the title.

Signed by Representatives Takko, Chair; Gregerson, Vice Chair; Overstreet, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Farrell; Fitzgibbon; Pike; Springer and Taylor.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 25, 2014

SB 6206 Prime Sponsor, Senator Honeyford: Concerning telecommunications installations. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Passed to Committee on Rules for second reading.

February 25, 2014

SSB 6216 Prime Sponsor, Committee on Transportation: Allowing certain counties to assume the administrative duties of a county ferry district. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Hawkins; Hayes; Johnson; Klippert; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Pike; Riccelli; Rodne; Ryu; Sells; Shea; Takko; Tarleton; Walkinshaw; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6228 Prime Sponsor, Committee on Health Care: Concerning transparency tools for consumer information on health care cost and quality. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. Consumers face a challenge finding reliable, consumer friendly information on health care pricing and quality. Greater transparency of health care prices and quality leads to engaged, activated consumers. Research indicates that engaged and educated consumers help control costs and improve quality with lower costs per patient, lower hospital readmission rates, and the use of higher quality providers. Washington is a leader in efforts to develop and publish provider quality information.

Although data is available today, research indicates the existing information is not user friendly, consumers do not know which measures are most relevant, and quality ratings are inconsistent or nonstandardized. It is the intent of the legislature to ensure consumer tools are available to educate and engage patients in managing their care and understanding the costs and quality.

NEW SECTION. Sec. 2. A new section is added to chapter 41.05 RCW to read as follows:

(1) There is created a performance measures committee, the purpose of which is to identify and recommend standard statewide measures of health performance to inform public and private health care purchasers and set benchmarks to track costs and improvements in health outcomes.

(2) Members of the committee must include representation from state agencies, small and large employers, health plans, patient groups, consumers, academic experts on

health care measurement, hospitals, physicians, and other providers. The governor shall appoint the members of the committee, except that a statewide association representing hospitals may appoint a member representing hospitals and a statewide association representing physicians may appoint a member representing physicians. The governor shall ensure that members represent diverse geographic locations and both rural and urban communities. The committee must be chaired by the director of the authority.

(3) The committee shall develop a transparent process for selecting performance measures, and the process must include opportunities for public comment.

(4) By January 1, 2015, the committee shall submit the performance measures to the authority. The measures must include dimensions of:

- (a) Prevention and screening;
- (b) Effective management of chronic conditions;
- (c) Key health outcomes;
- (d) Care coordination and patient safety; and
- (e) Use of the lowest cost, highest quality care for acute conditions.

(5) The committee shall develop a measure set that:

- (a) Is of manageable size;
- (b) Gives preference to nationally reported measures and,

where nationally reported measures may not be appropriate, measures used by the health benefit exchange and state agencies that purchase health care;

(c) Focuses on the overall performance of the system, including outcomes and total cost;

(d) Is aligned with the governor's performance management system measures and common measure requirements specific to medicaid delivery systems under RCW 70.320.020 and 43.20A.895;

(e) Considers the needs of different stakeholders and the populations served; and

(f) Is usable by multiple payers, providers, hospitals, purchasers, public health, and communities as part of health improvement, care improvement, provider payment systems, benefit design, and administrative simplification for providers and hospitals.

(6) State agencies shall use the measure set developed under this section to inform purchasing decisions and set benchmarks.

(7) The committee shall establish a public process to periodically evaluate the measure set and make additions or changes to the measure set as needed.

NEW SECTION. Sec. 3. A new section is added to chapter 48.43 RCW to read as follows:

(1) Each carrier offering or renewing a health benefit plan on or after January 1, 2016, must offer member transparency tools with certain price and quality information to enable the member to make treatment decisions based on cost, quality, and patient experience. The transparency tools must aim for best practices and, at a minimum:

(a) Must display cost data for common treatments within the following categories:

- (i) In-patient treatments;
- (ii) Outpatient treatments;
- (iii) Diagnostic tests; and
- (iv) Office visits;

(b) Recognizing integrated health care delivery systems focus on total cost of care, carrier's operating integrated care delivery systems may meet the requirement of (a) of this subsection by providing meaningful consumer data based on the total cost of care. This subsection applies only to the portion of enrollment a carrier offers pursuant to chapter 48.46 RCW and as

part of an integrated delivery system, and does not exempt from (a) of this subsection coverage offered pursuant to chapter 48.21, 48.44, or 48.46 RCW if not part of an integrated delivery system;

(c) Are encouraged to display the cost for prescription medications on their member web site or through a link to a third party that manages the prescription benefits;

(d) Must include a patient review option or method for members to provide a rating or feedback on their experience with the medical provider that allows other members to see the patient review, the feedback must be monitored for appropriateness and validity, and the site may include independently compiled quality of care ratings of providers and facilities;

(e) Must allow members to access the estimated cost of the treatment, or the total cost of care, as set forth in (a) and (b) of this subsection on a portable electronic device;

(f) Must display options based on the selected search criteria for members to compare;

(g) Must display the estimated cost of the treatment, or total cost of the care episode, and the estimated out-of-pocket costs of the treatment for the member and display the application of personalized benefits such as deductibles and cost-sharing;

(h) Must display quality information on providers when available; and

(i) Are encouraged to display alternatives that are more cost-effective when there are alternatives available, such as the use of an ambulatory surgical center when one is available or medical versus surgical alternatives as appropriate.

(2) In addition to the required features on cost and quality information, the member transparency tools must include information to allow a provider and hospital search of in-network providers and hospitals with provider information including specialists, distance from patient, the provider's contact information, the provider's education, board certification and other credentials, where to find information on malpractice history and disciplinary actions, affiliated hospitals and other providers in a clinic, and directions to provider offices and hospitals.

(3) Each carrier offering or renewing a health benefit plan on or after January 1, 2016, must provide information regarding cost and quality performance. The information must:

(a) Be prominently displayed on the carrier's web site alongside other consumer tools; and

(b) Include performance information from the following cost and quality performance measurement programs or indicate that the carrier does not participate in the program:

(i) The national business coalition on health performance measures, with scores and comparisons with national and regional benchmarks;

(ii) The national committee for quality assurance quality compass, with Washington state rankings for the prior three years;

(iii) National committee for quality assurance accreditation, with the report card on plan type, overall accreditation status, and star rating; and

(iv) The carrier's medicare five-star rating if the carrier participates in medicare advantage.

(4) The insurance commissioner must prepare a brief, standardized statement for each cost and quality program described in subsection (3) of this section to explain how consumers may use the information to make cost and quality comparisons. The statement must be displayed with the information required by subsection (3) of this section.

(5) Each carrier offering or renewing a health benefit plan on or after January 1, 2016, must, within thirty days from the offer or renewal date, attest to the office of the insurance commissioner that the member transparency tools meet the requirements in this section and access to the tools is available on the home page within the health plan's secured member web site."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Referred to Committee on Appropriations.

February 26, 2014

ESSB 6242 Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning waivers from the one hundred eighty-day school year requirement. Reported by Committee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 28A.305.141 and 2009 c 543 s 2 are each amended to read as follows:

(1) In addition to waivers authorized under RCW 28A.305.140 and 28A.655.180, the state board of education may grant waivers from the requirement for a one hundred eighty-day school year under RCW 28A.150.220 (~~and 28A.150.250~~) to school districts that propose to operate one or more schools on a flexible calendar for purposes of economy and efficiency as provided in this section. The requirement under RCW 28A.150.220 that school districts offer (~~an annual average instructional hour offering of at least one thousand~~) minimum instructional hours shall not be waived.

(2) A school district seeking a waiver under this section must submit an application that includes:

(a) A proposed calendar for the school day and school year that demonstrates how the instructional hour requirement will be maintained;

(b) An explanation and estimate of the economies and efficiencies to be gained from compressing the instructional hours into fewer than one hundred eighty days;

(c) An explanation of how monetary savings from the proposal will be redirected to support student learning;

(d) A summary of comments received at one or more public hearings on the proposal and how concerns will be addressed;

(e) An explanation of the impact on students who rely upon free and reduced-price school child nutrition services and the impact on the ability of the child nutrition program to operate an economically independent program;

(f) An explanation of the impact on employees in education support positions and the ability to recruit and retain employees in education support positions;

(g) An explanation of the impact on students whose parents work during the missed school day; and

(h) Other information that the state board of education may request to assure that the proposed flexible calendar will not adversely affect student learning.

(3) The state board of education shall adopt criteria to evaluate waiver requests. No more than five districts may be granted waivers. Waivers may be granted for up to three years. After each school year, the state board of education shall analyze empirical evidence to determine whether the reduction is affecting student learning. If the state board of education determines that student learning is adversely affected, the school district shall discontinue the flexible calendar as soon as possible but not later than the beginning of the next school year after the determination has been made. All waivers expire August 31, (~~2014~~) 2017.

(a) Two of the five waivers granted under this subsection shall be granted to school districts with student populations of less than one hundred fifty students.

(b) Three of the five waivers granted under this subsection shall be granted to school districts with student populations of between one hundred fifty-one and five hundred students.

~~(4) ((The state board of education shall examine the waivers granted under this section and make a recommendation to the education committees of the legislature by December 15, 2013, regarding whether the waiver program should be continued, modified, or allowed to terminate. This recommendation should focus on whether the program resulted in improved student learning as demonstrated by empirical evidence. Such evidence includes, but is not limited to: Improved scores on the Washington assessment of student learning, results of the dynamic indicators of basic early literacy skills, student grades, and attendance.~~

~~(5)) This section expires August 31, ((2014)) 2017."~~
Correct the title.

Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Klippert; Lytton; Muri; Orwall; Parker; Seaquist and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Hunt, S. and Pollet.

Passed to Committee on Rules for second reading.

February 26, 2014

ESB 6248 Prime Sponsor, Senator Pearson: Making the unlawful possession of instruments of financial fraud a crime. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass. Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 26, 2014

ESSB 6265 Prime Sponsor, Committee on Health Care: Concerning state and local agencies that obtain patient health care information. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Hunt, G.; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representative Short.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6283 Prime Sponsor, Committee on Health Care: Clarifying the practice of a phlebotomist.

Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 18.360.050 and 2013 c 128 s 3 are each amended to read as follows:

(1) A medical assistant-certified may perform the following duties delegated by, and under the supervision of, a health care practitioner:

(a) Fundamental procedures:

(i) Wrapping items for autoclaving;

(ii) Procedures for sterilizing equipment and instruments;

(iii) Disposing of biohazardous materials; and

(iv) Practicing standard precautions.

(b) Clinical procedures:

(i) Performing aseptic procedures in a setting other than a hospital licensed under chapter 70.41 RCW;

(ii) Preparing of and assisting in sterile procedures in a setting other than a hospital under chapter 70.41 RCW;

(iii) Taking vital signs;

(iv) Preparing patients for examination;

(v) Capillary blood withdrawal, venipuncture, and intradermal, subcutaneous, and intramuscular injections; and

(vi) Observing and reporting patients' signs or symptoms.

(c) Specimen collection:

(i) Capillary puncture and venipuncture;

(ii) Obtaining specimens for microbiological testing; and

(iii) Instructing patients in proper technique to collect urine and fecal specimens.

(d) Diagnostic testing:

(i) Electrocardiography;

(ii) Respiratory testing; and

(iii)(A) Tests waived under the federal clinical laboratory improvement amendments program on July 1, 2013. The department shall periodically update the tests authorized under this subsection (1)(d) based on changes made by the federal clinical laboratory improvement amendments program; and

(B) Moderate complexity tests if the medical assistant-certified meets standards for personnel qualifications and responsibilities in compliance with federal regulation for nonwaived testing.

(e) Patient care:

(i) Telephone and in-person screening limited to intake and gathering of information without requiring the exercise of judgment based on clinical knowledge;

(ii) Obtaining vital signs;

(iii) Obtaining and recording patient history;

(iv) Preparing and maintaining examination and treatment areas;

(v) Preparing patients for, and assisting with, routine and specialty examinations, procedures, treatments, and minor office surgeries;

(vi) Maintaining medication and immunization records;

and

(vii) Screening and following up on test results as directed by a health care practitioner.

(f)(i) Administering medications. A medical assistant-certified may only administer medications if the drugs are:

(A) Administered only by unit or single dosage, or by a dosage calculated and verified by a health care practitioner. For purposes of this section, a combination or multidose vaccine shall be considered a unit dose;

(B) Limited to legend drugs, vaccines, and Schedule III-V controlled substances as authorized by a health care practitioner under the scope of his or her license and consistent with rules adopted by the secretary under (f)(ii) of this subsection; and

(C) Administered pursuant to a written order from a health care practitioner.

(ii) A medical assistant-certified may not administer experimental drugs or chemotherapy agents. The secretary may, by rule, further limit the drugs that may be administered under this subsection (1)(f). The rules adopted under this subsection must limit the drugs based on risk, class, or route.

(g) Intravenous injections. A medical assistant-certified may administer intravenous injections for diagnostic or therapeutic agents under the direct visual supervision of a health care practitioner if the medical assistant-certified meets minimum standards established by the secretary in rule. The minimum standards must be substantially similar to the qualifications for category D and F health care assistants as they exist on July 1, 2013.

(h) Urethral catheterization when appropriately trained.

(2) A medical assistant-hemodialysis technician may perform hemodialysis when delegated and supervised by a health care practitioner. A medical assistant-hemodialysis technician may also administer drugs and oxygen to a patient when delegated and supervised by a health care practitioner and pursuant to rules adopted by the secretary.

(3) A medical assistant-phlebotomist may perform:

(a) Capillary, venous, or arterial invasive procedures for blood withdrawal when delegated and supervised by a health care practitioner and pursuant to rules adopted by the secretary;

(b) Tests waived under the federal clinical laboratory improvement amendments program on July 1, 2013. The department shall periodically update the tests authorized under this section based on changes made by the federal clinical laboratory improvement amendments program;

(c) Moderate and high complexity tests if the medical assistant-phlebotomist meets standards for personnel qualifications and responsibilities in compliance with federal regulation for nonwaived testing and the facility in which the medical assistant-phlebotomist works meets state requirements for medical test sites in chapter 70.42 RCW and in applicable rules of the department; and

(d) Electrocardiograms.

(4) A medical assistant-registered may perform the following duties delegated by, and under the supervision of, a health care practitioner:

(a) Fundamental procedures:

- (i) Wrapping items for autoclaving;
- (ii) Procedures for sterilizing equipment and instruments;
- (iii) Disposing of biohazardous materials; and
- (iv) Practicing standard precautions.

(b) Clinical procedures:

- (i) Preparing for sterile procedures;
- (ii) Taking vital signs;
- (iii) Preparing patients for examination; and
- (iv) Observing and reporting patients' signs or symptoms.

(c) Specimen collection:

- (i) Obtaining specimens for microbiological testing; and
- (ii) Instructing patients in proper technique to collect urine and fecal specimens.

(d) Patient care:

- (i) Telephone and in-person screening limited to intake and gathering of information without requiring the exercise of judgment based on clinical knowledge;

- (ii) Obtaining vital signs;

(iii) Obtaining and recording patient history;

(iv) Preparing and maintaining examination and treatment areas;

(v) Preparing patients for, and assisting with, routine and specialty examinations, procedures, treatments, and minor office surgeries utilizing no more than local anesthetic. The department may, by rule, prohibit duties authorized under this subsection (4)(d)(v) if performance of those duties by a medical assistant-registered would pose an unreasonable risk to patient safety;

(vi) Maintaining medication and immunization records; and

(vii) Screening and following up on test results as directed by a health care practitioner.

(e)(i) Tests waived under the federal clinical laboratory improvement amendments program on July 1, 2013. The department shall periodically update the tests authorized under subsection (1)(d) of this section based on changes made by the federal clinical laboratory improvement amendments program.

(ii) Moderate complexity tests if the medical assistant-registered meets standards for personnel qualifications and responsibilities in compliance with federal regulation for nonwaived testing.

(f) Administering eye drops, topical ointments, and vaccines, including combination or multidose vaccines.

(g) Urethral catheterization when appropriately trained." Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6297 Prime Sponsor, Committee on Health Care: Requiring the department of health to develop and make available resources for pregnant women regarding childhood immunizations. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 43.70 RCW to read as follows:

The department shall develop and make available resources for expecting parents regarding recommended childhood immunizations. The resources are intended to be provided to expecting parents by their health care providers to encourage discussion on childhood immunizations and postnatal care."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Harris, Assistant Ranking Minority Member; Clibborn; Green; Jinkins; Manweller; Moeller; Morrell; Rodne; Ross; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Schmick, Ranking Minority Member; Hunt, G. and Short.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6387 Prime Sponsor, Committee on Ways & Means: Concerning individuals with developmental disabilities who have requested a service from a program that is already at capacity. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) In conjunction with recent findings from the Washington state auditor's office, the legislature finds that there are thousands of state citizens who have been determined eligible for services through the department of social and health services' developmental disability administration. For those who have asked for help but are waiting for services, families may experience financial or emotional hardships. The legislature intends to clarify and make transparent the process for accessing publicly funded services for individuals with developmental disabilities and their families. The legislature intends to significantly reduce the number of eligible individuals who are waiting for services by funding additional slots and by implementing new programs that better utilize federal funding partnerships.

(2) In addition to the need to serve more individuals with developmental disabilities, the legislature finds that there is an increasing need for long-term care services. By 2030, nearly twenty percent or one out of five people in our state will be age sixty-five or older and our state is not prepared for the growing demand for long-term services and supports. Washington must plan for the future long-term services and support needs of its residents by utilizing alternative long-term care financing options. **Sec. 2.** RCW 71A.10.020 and 2011 1st sp.s. c 30 s 3 are each amended to read as follows:

As used in this title, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Assessment" means an evaluation is provided by the department to determine:

(a) If the individual meets functional and financial criteria for medicaid services; and

(b) The individual's support needs for service determination.

(2) "Community residential support services," or "community support services," and "in-home services" means one or more of the services listed in RCW 71A.12.040.

((2)) (3) "Crisis stabilization services" means services provided to persons with developmental disabilities who are experiencing behaviors that jeopardize the safety and stability of their current living situation. Crisis stabilization services include:

(a) Temporary intensive services and supports, typically not to exceed sixty days, to prevent psychiatric hospitalization, institutional placement, or other out-of-home placement; and

(b) Services designed to stabilize the person and strengthen their current living situation so the person may continue to safely reside in the community during and beyond the crisis period.

((3)) (4) "Department" means the department of social and health services.

((4)) (5) "Developmental disability" means a disability attributable to intellectual disability, cerebral palsy, epilepsy, autism, or another neurological or other condition of an individual found by the secretary to be closely related to an intellectual disability or to require treatment similar to that required for individuals with intellectual disabilities, which disability originates before the individual attains age eighteen, which has continued or can be expected to continue indefinitely, and which constitutes a

substantial limitation to the individual. By January 1, 1989, the department shall promulgate rules which define neurological or other conditions in a way that is not limited to intelligence quotient scores as the sole determinant of these conditions, and notify the legislature of this action.

((5)) (6) "Eligible person" means a person who has been found by the secretary under RCW 71A.16.040 to be eligible for services.

((6)) (7) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and to raise their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy.

((7)) (8) "Legal representative" means a parent of a person who is under eighteen years of age, a person's legal guardian, a person's limited guardian when the subject matter is within the scope of the limited guardianship, a person's attorney-at-law, a person's attorney-in-fact, or any other person who is authorized by law to act for another person.

((8)) (9) "Notice" or "notification" of an action of the secretary means notice in compliance with RCW 71A.10.060.

((9)) (10) "Residential habilitation center" means a state-operated facility for persons with developmental disabilities governed by chapter 71A.20 RCW.

((10)) (11) "Respite services" means relief for families and other caregivers of people with disabilities, typically not to exceed ninety days, to include both in-home and out-of-home respite care on an hourly and daily basis, including twenty-four hour care for several consecutive days. Respite care workers provide supervision, companionship, and personal care services temporarily replacing those provided by the primary caregiver of the person with disabilities. Respite care may include other services needed by the client, including medical care which must be provided by a licensed health care practitioner.

((11)) (12) "Secretary" means the secretary of social and health services or the secretary's designee.

((12)) (13) "Service" or "services" means services provided by state or local government to carry out this title.

((13)) (14) "State-operated living alternative" means programs for community residential services which may include assistance with activities of daily living, behavioral, habilitative, interpersonal, protective, medical, nursing, and mobility supports to individuals who have been assessed by the department as meeting state and federal requirements for eligibility in home and community-based waiver programs for individuals with developmental disabilities. State-operated living alternatives are operated and staffed with state employees.

((14)) (15) "Supported living" means community residential services and housing which may include assistance with activities of daily living, behavioral, habilitative, interpersonal, protective, medical, nursing, and mobility supports provided to individuals with disabilities who have been assessed by the department as meeting state and federal requirements for eligibility in home and community-based waiver programs for individuals with developmental disabilities. Supported living services are provided under contracts with private agencies or with individuals who are not state employees.

((15)) (16) "Vacancy" means an opening at a residential habilitation center, which when filled, would not require the center to exceed its biennially budgeted capacity.

(17) "Service request list" means a list of eligible persons who have received an assessment for service determination and their assessment shows that they meet the eligibility requirements for the requested service but were denied access due to funding limits.

Sec. 3. RCW 71A.16.050 and 1988 c 176 s 405 are each amended to read as follows:

The determination made under this chapter is only as to whether a person is eligible for services. After the secretary has determined under this chapter that a person is eligible for services, the individual may request an assessment for eligibility for medicaid programs and specific services administered by the developmental disabilities administration. The secretary shall make a determination as to what services are appropriate for the person. The secretary shall prioritize services to medicaid eligible clients. Services may be made available to nonmedicaid eligible clients based on available funding. Services available through the state medicaid plan must be provided to those individuals who meet the eligibility criteria. The department shall establish and maintain a service request list database for individuals who are found to be eligible and have an assessed and unmet need for programs and services offered under a home and community-based services waiver, but the provision of a specific service would exceed the biennially budgeted capacity.

NEW SECTION. Sec. 4. The department of social and health services shall develop and implement a medicaid program to replace the individual and family services program for medicaid-eligible clients during the 2015-2017 biennium, as soon as May 1, 2015, and no later than May 30, 2016. The new medicaid program must offer services that closely resemble the services offered in fiscal year 2014 through the individual and family services program. The department shall expand the client caseload as soon as the new medicaid program is implemented. By June 30, 2017, the department shall increase the number of clients served in the new medicaid program by at least four thousand additional individuals from the numbers served in the 2014 individual and family support program. The department is authorized in fiscal year 2015 to use general fund--state dollars previously provided for the individual and family services program to cover the costs of increasing the number of clients served in the new medicaid program. To the extent possible, the department shall use general fund--state savings from section 6 of this act to offset costs for the increased client caseloads in fiscal years 2016, 2017, 2018, and 2019.

NEW SECTION. Sec. 5. The department of social and health services shall expand the home and community-based services basic plus waiver client caseload beginning June 30, 2015. By June 30, 2017, the department of social and health services shall increase the number served on the home and community-based services basic plus waiver program by at least one thousand additional individuals from the numbers served in fiscal year 2014. The department is authorized in fiscal year 2015 to use general fund--state dollars previously provided for the individual and family services program to cover the costs of increasing the number of clients served in the basic plus waiver program. To the extent possible, the department shall use general fund--state savings from section 6 of this act to offset costs for the increased client caseloads in fiscal years 2016, 2017, 2018, and 2019.

NEW SECTION. Sec. 6. (1) The department of social and health services shall refinance medicaid personal care services under the community first choice option. Beginning July 1, 2014, the department shall seek stakeholder input on program and system design prior to the submission of a proposal to the center for medicaid and medicare services. The community first choice option shall be designed in such a way to meet the federal minimum maintenance of effort requirements and all service requirements as specified in federal rule.

(2) In the first full year of implementation, the per capita cost of all services offered in the community first choice benefit design, including required and optional services, shall not exceed a three percent increase over the per capita cost of the services provided to this population prior to the community first choice option refinance. The three percent limit on new expenditures

shall not apply to cost increases that are not the result of implementing the community first choice option, including but not limited to caseload growth, case mix changes, inflation, vendor rate changes, expenditures necessary to meet state and federal law requirements, and adjustments made pursuant to collective bargaining, and adjustments made in the biennial budget.

(3) The community first choice option must be fully implemented during the 2015-2017 biennium, as soon as July 1, 2015, and no later than June 30, 2016. In fiscal year 2015, the department shall use general fund--state savings from section 4 of this act to cover the fiscal year 2015 general fund--state costs of this section. For the 2015-2017 biennium and the 2017-2019 biennium, the department shall use general fund--state savings from the refinance in this section to offset costs related to sections 4 and 5 of this act. Any remaining general fund--state savings from section 4 of this act shall be reserved for potential investments in home and community-based services for individuals with developmental disabilities. Any remaining savings from the refinance of medicaid personal care services under the community first choice option shall be reserved for potential investments in home and community-based services for individuals with developmental disabilities or individuals with long-term care needs, including investments recommended by the joint legislative executive committee on aging and disability and other work groups, councils, or committees convened by the department."

Correct the title.

Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Fagan; Goodman; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Scott, Assistant Ranking Minority Member.

Referred to Committee on Appropriations.

February 26, 2014

SB 6413 Prime Sponsor, Senator Fain: Clarifying prior offenses for driving under the influence or physical control of a vehicle under the influence. Reported by Committee on Public Safety

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 46.61.5055 and 2013 2nd sp.s. c 35 s 13 are each amended to read as follows:

(1) **No prior offenses in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has no prior offense within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than one day nor more than three hundred sixty-four days. Twenty-four consecutive hours of the imprisonment may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based.

In lieu of the mandatory minimum term of imprisonment required under this subsection (1)(a)(i), the court may order not less than fifteen days of electronic home monitoring. The offender shall pay the cost of electronic home monitoring. The county or municipality in which the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device or other separate alcohol monitoring device to include an alcohol detection breathalyzer, and the court may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring; and

(ii) By a fine of not less than three hundred fifty dollars nor more than five thousand dollars. Three hundred fifty dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) **Penalty for alcohol concentration at least 0.15.** In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than two days nor more than three hundred sixty-four days. Forty-eight consecutive hours of the imprisonment may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based. In lieu of the mandatory minimum term of imprisonment required under this subsection (1)(b)(i), the court may order not less than thirty days of electronic home monitoring. The offender shall pay the cost of electronic home monitoring. The county or municipality in which the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device to include an alcohol detection breathalyzer or other separate alcohol monitoring device, and the court may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring; and

(ii) By a fine of not less than five hundred dollars nor more than five thousand dollars. Five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(2) **One prior offense in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has one prior offense within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than thirty days nor more than three hundred sixty-four days and sixty days of electronic home monitoring. In lieu of the mandatory minimum term of sixty days electronic home monitoring, the court may order at least an additional four days in jail or, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and the court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on

electronic home monitoring. Thirty days of imprisonment and sixty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than five hundred dollars nor more than five thousand dollars. Five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) **Penalty for alcohol concentration at least 0.15.** In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than forty-five days nor more than three hundred sixty-four days and ninety days of electronic home monitoring. In lieu of the mandatory minimum term of ninety days electronic home monitoring, the court may order at least an additional six days in jail or, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and the court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. Forty-five days of imprisonment and ninety days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than seven hundred fifty dollars nor more than five thousand dollars. Seven hundred fifty dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(3) **Two or three prior offenses in seven years.** Except as provided in RCW 46.61.502(6) or 46.61.504(6), a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 and who has two or three prior offenses within seven years shall be punished as follows:

(a) **Penalty for alcohol concentration less than 0.15.** In the case of a person whose alcohol concentration was less than 0.15, or for whom for reasons other than the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than ninety days nor more than three hundred sixty-four days, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and one hundred twenty days of electronic home monitoring. In lieu of the mandatory minimum term of one hundred twenty days of electronic home monitoring, the court may order at least an additional eight days in jail. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The offender shall pay for the cost of the electronic monitoring. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the

offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. Ninety days of imprisonment and one hundred twenty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than one thousand dollars nor more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent; or

(b) **Penalty for alcohol concentration at least 0.15.** In the case of a person whose alcohol concentration was at least 0.15, or for whom by reason of the person's refusal to take a test offered pursuant to RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) By imprisonment for not less than one hundred twenty days nor more than three hundred sixty-four days, if available in that county or city, a six-month period of 24/7 sobriety program monitoring pursuant to RCW 36.28A.300 through 36.28A.390, and one hundred fifty days of electronic home monitoring. In lieu of the mandatory minimum term of one hundred fifty days of electronic home monitoring, the court may order at least an additional ten days in jail. The offender shall pay for the cost of the electronic monitoring. The court shall order an expanded alcohol assessment and treatment, if deemed appropriate by the assessment. The county or municipality where the penalty is being imposed shall determine the cost. The court may also require the offender's electronic home monitoring device include an alcohol detection breathalyzer or other separate alcohol monitoring device, and may restrict the amount of alcohol the offender may consume during the time the offender is on electronic home monitoring. One hundred twenty days of imprisonment and one hundred fifty days of electronic home monitoring may not be suspended unless the court finds that the imposition of this mandatory minimum sentence would impose a substantial risk to the offender's physical or mental well-being. Whenever the mandatory minimum sentence is suspended, the court shall state in writing the reason for granting the suspension and the facts upon which the suspension is based; and

(ii) By a fine of not less than one thousand five hundred dollars nor more than five thousand dollars. One thousand five hundred dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(4) **Four or more prior offenses in ten years.** A person who is convicted of a violation of RCW 46.61.502 or 46.61.504 shall be punished under chapter 9.94A RCW if:

(a) The person has four or more prior offenses within ten years; or

(b) The person has ever previously been convicted of:

- (i) A violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug;
- (ii) A violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug;
- (iii) An out-of-state offense comparable to the offense specified in (b)(i) or (ii) of this subsection; or
- (iv) A violation of RCW 46.61.502(6) or 46.61.504(6).

(5) **Monitoring.**

(a) **Ignition interlock device.** The court shall require any person convicted of a violation of RCW 46.61.502 or 46.61.504 or an equivalent local ordinance, if the offense involved

intoxicating liquor, to comply with the rules and requirements of the department regarding the installation and use of a functioning ignition interlock device installed on all motor vehicles operated by the person.

(b) **Monitoring devices.** If the court orders that a person refrain from consuming any alcohol, the court may order the person to submit to alcohol monitoring through an alcohol detection breathalyzer device, transdermal sensor device, or other technology designed to detect alcohol in a person's system. The person shall pay for the cost of the monitoring, unless the court specifies that the cost of monitoring will be paid with funds that are available from an alternative source identified by the court. The county or municipality where the penalty is being imposed shall determine the cost.

(c) **Ignition interlock device substituted for 24/7 sobriety program monitoring.** In any county or city where a 24/7 sobriety program is available and verified by the Washington association of sheriffs and police chiefs, the court shall:

(i) Order the person, if the offense involved intoxicating liquor, to install and use a functioning ignition interlock or other device in lieu of such period of 24/7 sobriety program monitoring;

(ii) Order the person to a period of 24/7 sobriety program monitoring pursuant to subsections (1) through (3) of this section; or

(iii) Order the person, if the offense involved intoxicating liquor, to install and use a functioning ignition interlock or other device in addition to a period of 24/7 sobriety program monitoring pursuant to subsections (1) through (3) of this section.

(6) **Penalty for having a minor passenger in vehicle.**

If a person who is convicted of a violation of RCW 46.61.502 or 46.61.504 committed the offense while a passenger under the age of sixteen was in the vehicle, the court shall:

(a) Order the use of an ignition interlock or other device for an additional six months if the offense involved intoxicating liquor;

(b) In any case in which the person has no prior offenses within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional twenty-four hours of imprisonment and a fine of not less than one thousand dollars and not more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent;

(c) In any case in which the person has one prior offense within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional five days of imprisonment and a fine of not less than two thousand dollars and not more than five thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent;

(d) In any case in which the person has two or three prior offenses within seven years, and except as provided in RCW 46.61.502(6) or 46.61.504(6), order an additional ten days of imprisonment and a fine of not less than three thousand dollars and not more than ten thousand dollars. One thousand dollars of the fine may not be suspended unless the court finds the offender to be indigent.

(7) **Other items courts must consider while setting penalties.** In exercising its discretion in setting penalties within the limits allowed by this section, the court shall particularly consider the following:

(a) Whether the person's driving at the time of the offense was responsible for injury or damage to another or another's property;

(b) Whether at the time of the offense the person was driving or in physical control of a vehicle with one or more passengers;

(c) Whether the driver was driving in the opposite direction of the normal flow of traffic on a multiple lane highway, as defined by RCW 46.04.350, with a posted speed limit of forty-five miles per hour or greater; and

(d) Whether a child passenger under the age of sixteen was an occupant in the driver's vehicle.

(8) **Treatment and information school.** An offender punishable under this section is subject to the alcohol assessment and treatment provisions of RCW 46.61.5056.

(9) **Driver's license privileges of the defendant.** The license, permit, or nonresident privilege of a person convicted of driving or being in physical control of a motor vehicle while under the influence of intoxicating liquor or drugs must:

(a) **Penalty for alcohol concentration less than 0.15.** If the person's alcohol concentration was less than 0.15, or if for reasons other than the person's refusal to take a test offered under RCW 46.20.308 there is no test result indicating the person's alcohol concentration:

(i) Where there has been no prior offense within seven years, be suspended or denied by the department for ninety days;

(ii) Where there has been one prior offense within seven years, be revoked or denied by the department for two years; or

(iii) Where there have been two or more prior offenses within seven years, be revoked or denied by the department for three years;

(b) **Penalty for alcohol concentration at least 0.15.** If the person's alcohol concentration was at least 0.15:

(i) Where there has been no prior offense within seven years, be revoked or denied by the department for one year;

(ii) Where there has been one prior offense within seven years, be revoked or denied by the department for nine hundred days; or

(iii) Where there have been two or more prior offenses within seven years, be revoked or denied by the department for four years; or

(c) **Penalty for refusing to take test.** If by reason of the person's refusal to take a test offered under RCW 46.20.308, there is no test result indicating the person's alcohol concentration:

(i) Where there have been no prior offenses within seven years, be revoked or denied by the department for two years;

(ii) Where there has been one prior offense within seven years, be revoked or denied by the department for three years; or

(iii) Where there have been two or more previous offenses within seven years, be revoked or denied by the department for four years.

The department shall grant credit on a day-for-day basis for any portion of a suspension, revocation, or denial already served under this subsection for a suspension, revocation, or denial imposed under RCW 46.20.3101 arising out of the same incident.

Upon its own motion or upon motion by a person, a court may find, on the record, that notice to the department under RCW 46.20.270 has been delayed for three years or more as a result of a clerical or court error. If so, the court may order that the person's license, permit, or nonresident privilege shall not be revoked, suspended, or denied for that offense. The court shall send notice of the finding and order to the department and to the person. Upon receipt of the notice from the court, the department shall not revoke, suspend, or deny the license, permit, or nonresident privilege of the person for that offense.

For purposes of this subsection (9), the department shall refer to the driver's record maintained under RCW 46.52.120 when determining the existence of prior offenses.

(10) **Probation of driving privilege.** After expiration of any period of suspension, revocation, or denial of the offender's license, permit, or privilege to drive required by this section, the

department shall place the offender's driving privilege in probationary status pursuant to RCW 46.20.355.

(11) **Conditions of probation.** (a) In addition to any nonsuspendable and nondeferrable jail sentence required by this section, whenever the court imposes up to three hundred sixty-four days in jail, the court shall also suspend but shall not defer a period of confinement for a period not exceeding five years. The court shall impose conditions of probation that include: (i) Not driving a motor vehicle within this state without a valid license to drive and proof of liability insurance or other financial responsibility for the future pursuant to RCW 46.30.020; (ii) not driving or being in physical control of a motor vehicle within this state while having an alcohol concentration of 0.08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher, within two hours after driving; and (iii) not refusing to submit to a test of his or her breath or blood to determine alcohol or drug concentration upon request of a law enforcement officer who has reasonable grounds to believe the person was driving or was in actual physical control of a motor vehicle within this state while under the influence of intoxicating liquor or drug. The court may impose conditions of probation that include nonrepetition, installation of an ignition interlock device on the probationer's motor vehicle (if the offense involved intoxicating liquor), alcohol or drug treatment, supervised probation, or other conditions that may be appropriate. The sentence may be imposed in whole or in part upon violation of a condition of probation during the suspension period.

(b) For each violation of mandatory conditions of probation under (a)(i), (ii), or (iii) of this subsection, the court shall order the convicted person to be confined for thirty days, which shall not be suspended or deferred.

(c) For each incident involving a violation of a mandatory condition of probation imposed under this subsection, the license, permit, or privilege to drive of the person shall be suspended by the court for thirty days or, if such license, permit, or privilege to drive already is suspended, revoked, or denied at the time the finding of probation violation is made, the suspension, revocation, or denial then in effect shall be extended by thirty days. The court shall notify the department of any suspension, revocation, or denial or any extension of a suspension, revocation, or denial imposed under this subsection.

(12) **Waiver of electronic home monitoring.** A court may waive the electronic home monitoring requirements of this chapter when:

(a) The offender does not have a dwelling, telephone service, or any other necessity to operate an electronic home monitoring system. However, if a court determines that an alcohol monitoring device utilizing wireless reporting technology is reasonably available, the court may require the person to obtain such a device during the period of required electronic home monitoring;

(b) The offender does not reside in the state of Washington; or

(c) The court determines that there is reason to believe that the offender would violate the conditions of the electronic home monitoring penalty.

Whenever the mandatory minimum term of electronic home monitoring is waived, the court shall state in writing the reason for granting the waiver and the facts upon which the waiver is based, and shall impose an alternative sentence with similar punitive consequences. The alternative sentence may include, but is not limited to, use of an ignition interlock device (if the offense involved intoxicating liquor), the 24/7 sobriety program monitoring, additional jail time, work crew, or work camp.

Whenever the combination of jail time and electronic home monitoring or alternative sentence would exceed three

hundred sixty-four days, the offender shall serve the jail portion of the sentence first, and the electronic home monitoring or alternative portion of the sentence shall be reduced so that the combination does not exceed three hundred sixty-four days.

(13) **Extraordinary medical placement.** An offender serving a sentence under this section, whether or not a mandatory minimum term has expired, may be granted an extraordinary medical placement by the jail administrator subject to the standards and limitations set forth in RCW 9.94A.728(3).

(14) **Definitions.** For purposes of this section and RCW 46.61.502 and 46.61.504:

(a) A "prior offense" means any of the following:

- (i) A conviction for a violation of RCW 46.61.502 or an equivalent local ordinance;
- (ii) A conviction for a violation of RCW 46.61.504 or an equivalent local ordinance;
- (iii) A conviction for a violation of RCW 46.25.110 or an equivalent local ordinance;
- (iv) A conviction for a violation of RCW 79A.60.040 or an equivalent local ordinance;
- (v) A conviction for a violation of RCW 47.68.220 or an equivalent local ordinance;
- (vi) A conviction for a violation of RCW 46.09.470(2) or an equivalent local ordinance;
- (vii) A conviction for a violation of RCW 46.10.490(2) or an equivalent local ordinance;
- (viii) A conviction for a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug, or a conviction for a violation of RCW 46.61.520 committed in a reckless manner or with the disregard for the safety of others if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug;

~~((iv))~~ (ix) A conviction for a violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug, or a conviction for a violation of RCW 46.61.522 committed in a reckless manner or with the disregard for the safety of others if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug;

~~((v))~~ (x) A conviction for a violation of RCW 46.61.5249, 46.61.500, or 9A.36.050 or an equivalent local ordinance, if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

~~((vi))~~ (xi) An out-of-state conviction for a violation that would have been a violation of (a)(i), (ii), ~~((iii))~~ (viii), ~~((iv))~~ (ix), or ~~((v))~~ (x) of this subsection if committed in this state;

~~((vii))~~ (xii) A deferred prosecution under chapter 10.05 RCW granted in a prosecution for a violation of RCW 46.61.502, 46.61.504, or an equivalent local ordinance;

~~((viii))~~ (xiii) A deferred prosecution under chapter 10.05 RCW granted in a prosecution for a violation of RCW 46.61.5249, or an equivalent local ordinance, if the charge under which the deferred prosecution was granted was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

~~((ix))~~ (xiv) A deferred prosecution granted in another state for a violation of driving or having physical control of a vehicle while under the influence of intoxicating liquor or any drug if the out-of-state deferred prosecution is equivalent to the deferred prosecution under chapter 10.05 RCW, including a requirement that the defendant participate in a chemical dependency treatment program; or

~~((x))~~ (xv) A deferred sentence imposed in a prosecution for a violation of RCW 46.61.5249, 46.61.500, or 9A.36.050, or an

equivalent local ordinance, if the charge under which the deferred sentence was imposed was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, or a violation of RCW 46.61.520 or 46.61.522;

If a deferred prosecution is revoked based on a subsequent conviction for an offense listed in this subsection (14)(a), the subsequent conviction shall not be treated as a prior offense of the revoked deferred prosecution for the purposes of sentencing;

(b) "Treatment" means alcohol or drug treatment approved by the department of social and health services;

(c) "Within seven years" means that the arrest for a prior offense occurred within seven years before or after the arrest for the current offense; and

(d) "Within ten years" means that the arrest for a prior offense occurred within ten years before or after the arrest for the current offense.

Sec. 2. RCW 10.31.100 and 2013 2nd sp.s. c 35 s 22 are each amended to read as follows:

A police officer having probable cause to believe that a person has committed or is committing a felony shall have the authority to arrest the person without a warrant. A police officer may arrest a person without a warrant for committing a misdemeanor or gross misdemeanor only when the offense is committed in the presence of the officer, except as provided in subsections (1) through (11) of this section.

(1) Any police officer having probable cause to believe that a person has committed or is committing a misdemeanor or gross misdemeanor, involving physical harm or threats of harm to any person or property or the unlawful taking of property or involving the use or possession of cannabis, or involving the acquisition, possession, or consumption of alcohol by a person under the age of twenty-one years under RCW 66.44.270, or involving criminal trespass under RCW 9A.52.070 or 9A.52.080, shall have the authority to arrest the person.

(2) A police officer shall arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that:

(a) An order has been issued of which the person has knowledge under RCW 26.44.063, or chapter 7.92, 7.90, 9A.46, 10.99, 26.09, 26.10, 26.26, 26.50, or 74.34 RCW restraining the person and the person has violated the terms of the order restraining the person from acts or threats of violence, or restraining the person from going onto the grounds of or entering a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location or, in the case of an order issued under RCW 26.44.063, imposing any other restrictions or conditions upon the person; or

(b) A foreign protection order, as defined in RCW 26.52.010, has been issued of which the person under restraint has knowledge and the person under restraint has violated a provision of the foreign protection order prohibiting the person under restraint from contacting or communicating with another person, or excluding the person under restraint from a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location, or a violation of any provision for which the foreign protection order specifically indicates that a violation will be a crime; or

(c) The person is sixteen years or older and within the preceding four hours has assaulted a family or household member as defined in RCW 10.99.020 and the officer believes: (i) A felonious assault has occurred; (ii) an assault has occurred which has resulted in bodily injury to the victim, whether the injury is

observable by the responding officer or not; or (iii) that any physical action has occurred which was intended to cause another person reasonably to fear imminent serious bodily injury or death. Bodily injury means physical pain, illness, or an impairment of physical condition. When the officer has probable cause to believe that family or household members have assaulted each other, the officer is not required to arrest both persons. The officer shall arrest the person whom the officer believes to be the primary physical aggressor. In making this determination, the officer shall make every reasonable effort to consider: (i) The intent to protect victims of domestic violence under RCW 10.99.010; (ii) the comparative extent of injuries inflicted or serious threats creating fear of physical injury; and (iii) the history of domestic violence of each person involved, including whether the conduct was part of an ongoing pattern of abuse.

~~(d) The person has violated RCW 46.61.502 or 46.61.504 or an equivalent local ordinance and the police officer has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years).~~

(3) Any police officer having probable cause to believe that a person has committed or is committing a violation of any of the following traffic laws shall have the authority to arrest the person:

- (a) RCW 46.52.010, relating to duty on striking an unattended car or other property;
- (b) RCW 46.52.020, relating to duty in case of injury to or death of a person or damage to an attended vehicle;
- (c) RCW 46.61.500 or 46.61.530, relating to reckless driving or racing of vehicles;
- (d) RCW 46.61.502 or 46.61.504, relating to persons under the influence of intoxicating liquor or drugs;
- (e) RCW 46.61.503 or 46.25.110, relating to persons having alcohol or THC in their system;
- (f) RCW 46.20.342, relating to driving a motor vehicle while operator's license is suspended or revoked;
- (g) RCW 46.61.5249, relating to operating a motor vehicle in a negligent manner.

(4) A law enforcement officer investigating at the scene of a motor vehicle accident may arrest the driver of a motor vehicle involved in the accident if the officer has probable cause to believe that the driver has committed in connection with the accident a violation of any traffic law or regulation.

(5)(a) A law enforcement officer investigating at the scene of a motor vessel accident may arrest the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a criminal violation of chapter 79A.60 RCW.

(b) A law enforcement officer investigating at the scene of a motor vessel accident may issue a citation for an infraction to the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a violation of any boating safety law of chapter 79A.60 RCW.

(6) Any police officer having probable cause to believe that a person has committed or is committing a violation of RCW 79A.60.040 shall have the authority to arrest the person.

(7) An officer may act upon the request of a law enforcement officer in whose presence a traffic infraction was committed, to stop, detain, arrest, or issue a notice of traffic infraction to the driver who is believed to have committed the infraction. The request by the witnessing officer shall give an officer the authority to take appropriate action under the laws of the state of Washington.

(8) Any police officer having probable cause to believe that a person has committed or is committing any act of indecent exposure, as defined in RCW 9A.88.010, may arrest the person.

(9) A police officer may arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that an order has been issued of which the person has knowledge under chapter 10.14 RCW and the person has violated the terms of that order.

(10) Any police officer having probable cause to believe that a person has, within twenty-four hours of the alleged violation, committed a violation of RCW 9A.50.020 may arrest such person.

(11) A police officer having probable cause to believe that a person illegally possesses or illegally has possessed a firearm or other dangerous weapon on private or public elementary or secondary school premises shall have the authority to arrest the person.

For purposes of this subsection, the term "firearm" has the meaning defined in RCW 9.41.010 and the term "dangerous weapon" has the meaning defined in RCW 9.41.250 and 9.41.280(1) (c) through (e).

(12) Except as specifically provided in subsections (2), (3), (4), and (7) of this section, nothing in this section extends or otherwise affects the powers of arrest prescribed in Title 46 RCW.

(13) No police officer may be held criminally or civilly liable for making an arrest pursuant to subsection (2) or (9) of this section if the police officer acts in good faith and without malice.

(14) A police officer shall arrest and keep in custody, until release by a judicial officer on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that the person has violated RCW 46.61.502 or 46.61.504 or an equivalent local ordinance and the police officer has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years.

Sec. 3. RCW 46.61.500 and 2012 c 183 s 11 are each amended to read as follows:

(1) Any person who drives any vehicle in willful or wanton disregard for the safety of persons or property is guilty of reckless driving. Violation of the provisions of this section is a gross misdemeanor punishable by imprisonment for up to three hundred sixty-four days and by a fine of not more than five thousand dollars.

(2)(a) Subject to (b) of this subsection, the license or permit to drive or any nonresident privilege of any person convicted of reckless driving shall be suspended by the department for not less than thirty days.

(b) When a reckless driving conviction is a result of a charge that was originally filed as a violation of RCW 46.61.502 or 46.61.504, or an equivalent local ordinance, the department shall grant credit on a day-for-day basis for any portion of a suspension, revocation, or denial already served under an administrative action arising out of the same incident. During any period of suspension, revocation, or denial due to a conviction for reckless driving as the result of a charge originally filed as a violation of RCW 46.61.502 or 46.61.504, any person who has obtained an ignition interlock driver's license under RCW 46.20.385 may continue to drive a motor vehicle pursuant to the provision of the ignition interlock driver's license without obtaining a separate temporary restricted driver's license under RCW 46.20.391.

(3)(a) Except as provided under (b) of this subsection, a person convicted of reckless driving who has one or more prior offenses as defined in RCW 46.61.5055(14) within seven years shall be required, under RCW 46.20.720, to install an ignition interlock device on all vehicles operated by the person if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.502, 46.61.504, or an equivalent local ordinance, where the offense involved intoxicating liquor.

(b) If the offense involved intoxicating liquor, a person convicted of reckless driving shall be required, under RCW

46.20.720, to install an ignition interlock device on all vehicles operated by the person if the conviction is the result of a charge that was originally filed as a violation of RCW 46.61.520 committed while under the influence of intoxicating liquor or any drug or RCW 46.61.522 committed while under the influence of intoxicating liquor or any drug.

Sec. 4. RCW 46.61.5249 and 2013 2nd sp.s. c 35 s 16 are each amended to read as follows:

(1)(a) A person is guilty of negligent driving in the first degree if he or she operates a motor vehicle in a manner that is both negligent and endangers or is likely to endanger any person or property, and exhibits the effects of having consumed liquor or marijuana or any drug or exhibits the effects of having inhaled or ingested any chemical, whether or not a legal substance, for its intoxicating or hallucinatory effects.

(b) It is an affirmative defense to negligent driving in the first degree by means of exhibiting the effects of having consumed any drug that must be proved by the defendant by a preponderance of the evidence, that the driver has a valid prescription for the drug consumed, and has been consuming it according to the prescription directions and warnings.

(c) Negligent driving in the first degree is a misdemeanor.

(2) For the purposes of this section:

(a) "Negligent" means the failure to exercise ordinary care, and is the doing of some act that a reasonably careful person would not do under the same or similar circumstances or the failure to do something that a reasonably careful person would do under the same or similar circumstances.

(b) "Exhibiting the effects of having consumed liquor, marijuana, or any drug" means that a person has the odor of liquor, marijuana, or any drug on his or her breath, or that by speech, manner, appearance, behavior, lack of coordination, or otherwise exhibits that he or she has consumed liquor, marijuana, or any drug, and either:

(i) Is in possession of or in close proximity to a container that has or recently had liquor, marijuana, or any drug in it; or

(ii) Is shown by other evidence to have recently consumed liquor, marijuana, or any drug.

(c) "Exhibiting the effects of having inhaled or ingested any chemical, whether or not a legal substance, for its intoxicating or hallucinatory effects" means that a person by speech, manner, appearance, behavior, or lack of coordination or otherwise exhibits that he or she has inhaled or ingested a chemical and either:

(i) Is in possession of the canister or container from which the chemical came; or

(ii) Is shown by other evidence to have recently inhaled or ingested a chemical for its intoxicating or hallucinatory effects.

(3) Any act prohibited by this section that also constitutes a crime under any other law of this state may be the basis of prosecution under such other law notwithstanding that it may also be the basis for prosecution under this section.

(4) A person convicted of negligent driving in the first degree who has one or more prior offenses as defined in RCW 46.61.5055(14) within seven years shall be required, under RCW 46.20.720, to install an ignition interlock device on all vehicles operated by the person, if the offense involved intoxicating liquor.

Correct the title.

Signed by Representatives Goodman, Chair; Roberts, Vice Chair; Klippert, Ranking Minority Member; Hayes, Assistant Ranking Minority Member; Appleton; Holy; Hope; Moscoso; Pettigrew; Ross and Takko.

Passed to Committee on Rules for second reading.

February 26, 2014

E2SSB 6423 Prime Sponsor, Committee on Ways & Means: Changing provisions relating to the opportunity scholarship. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 28B.145.010 and 2013 c 39 s 13 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Board" means the ~~((higher education coordinating board or its successor))~~ opportunity scholarship board.

(2) "Council" means the student achievement council.

(3) "Eligible education programs" means high employer demand and other programs of study as determined by the ~~((opportunity scholarship))~~ board.

~~((3))~~ (4) "Eligible expenses" means reasonable expenses associated with the costs of acquiring an education such as tuition, books, equipment, fees, room and board, and other expenses as determined by the program administrator in consultation with the ~~((board))~~ council and the state board for community and technical colleges.

~~((4))~~ (5) "Eligible student" means a resident student who received his or her high school diploma or high school equivalency certificate as provided in RCW 28B.50.536 in Washington and who:

(a)(i) Has been accepted at a four-year institution of higher education into an eligible education program leading to a baccalaureate degree; or

(ii) Will attend a two-year institution of higher education and intends to transfer to an eligible education program at a four-year institution of higher education;

(b) Declares an intention to obtain a baccalaureate degree; and

(c) Has a family income at or below one hundred twenty-five percent of the state median family income at the time the student applies for an opportunity scholarship.

~~((5))~~ (6) "High employer demand program of study" has the same meaning as provided in RCW 28B.50.030.

~~((6))~~ (7) "Participant" means an eligible student who has received a scholarship under the opportunity scholarship program.

~~((7))~~ (8) "Program administrator" means a college scholarship organization that is a private nonprofit corporation registered under Title 24 RCW and qualified as a tax-exempt entity under section 501(c)(3) of the federal internal revenue code, with expertise in managing scholarships and college advising.

~~((8))~~ (9) "Resident student" has the same meaning as provided in RCW 28B.15.012.

Sec. 2. RCW 28B.145.020 and 2011 1st sp.s. c 13 s 3 are each amended to read as follows:

(1) The opportunity scholarship board is created. The ~~((opportunity scholarship))~~ board consists of ~~((seven))~~ eleven members:

(a) ~~((Three))~~ Six members appointed by the governor, subject to confirmation by the senate. For ~~((two))~~ three of the ~~((three))~~ six appointments, the governor shall consider names from a list provided by the president of the senate and the speaker of the house of representatives; and

(b) ~~((Four))~~ Five foundation or business and industry representatives appointed by the governor, subject to confirmation by the senate, from among the state's most productive industries

such as aerospace, manufacturing, health (~~(sciences)~~ care, information technology, engineering, agriculture, and others, as well as philanthropy. The foundation or business and industry representatives shall be selected from among nominations provided by the private sector donors to the opportunity scholarship and opportunity expansion programs. However, the governor may request, and the private sector donors shall provide, an additional list or lists from which the governor shall select these representatives.

(2) Board members shall hold their offices for a term of four years from the first day of September and until their successors are appointed. No more than the terms of two members may expire simultaneously on the last day of August in any one year.

(3) The members of the (~~(opportunity scholarship)~~) board shall elect one of the business and industry representatives to serve as chair.

(4) (~~(Five)~~ Seven) members of the board constitute a quorum for the transaction of business. In case of a vacancy, or when an appointment is made after the date of expiration of the term, the governor or the president of the senate or the speaker of the house of representatives, depending upon which made the initial appointment to that position, shall fill the vacancy for the remainder of the term of the board member whose office has become vacant or expired.

(5) The (~~(opportunity scholarship)~~) board shall be staffed by the program administrator.

(6) The purpose of the (~~(opportunity scholarship)~~) board is to provide oversight and guidance for the opportunity expansion and the opportunity scholarship programs in light of established legislative priorities and to fulfill the duties and responsibilities under this chapter, including but not limited to determining eligible education programs for purposes of the opportunity scholarship program. Duties, exercised jointly with the program administrator, include soliciting funds and setting annual fund-raising goals.

(7) The (~~(opportunity scholarship)~~) board may report to the governor and the appropriate committees of the legislature with recommendations as to:

(a) Whether some or all of the scholarships should be changed to conditional scholarships that must be repaid in the event the participant does not complete the eligible education program; and

(b) A source or sources of funds for the opportunity expansion program in addition to the voluntary contributions of the high technology research and development tax credit under RCW 82.32.800.

Sec. 3. RCW 28B.145.030 and 2011 1st sp.s. c 13 s 4 are each amended to read as follows:

(1) The program administrator, under contract with the (~~(board)~~ council), shall staff the (~~(opportunity scholarship)~~) board and shall have the duties and responsibilities provided in this chapter, including but not limited to publicizing the program, selecting participants for the opportunity scholarship award, distributing opportunity scholarship awards, and achieving the maximum possible rate of return on investment of the accounts in subsection (2) of this section, while ensuring transparency in the investment decisions and processes. Duties, exercised jointly with the (~~(opportunity scholarship)~~) board, include soliciting funds and setting annual fund-raising goals. The program administrator shall be paid an administrative fee as determined by the (~~(opportunity scholarship)~~) board.

(2) With respect to the opportunity scholarship program, the program administrator shall:

(a) Establish and manage two separate accounts into which to receive grants and contributions from private sources as

well as state matching funds, and from which to disburse scholarship funds to participants;

(b) Solicit and accept grants and contributions from private sources, via direct payment, pledge agreement, or escrow account, of private sources for deposit into one or both of the two accounts created in this subsection (2)(b) in accordance with this subsection (2)(b):

(i) The "scholarship account," whose principal may be invaded, and from which scholarships must be disbursed beginning no later than December 1, 2011, if, by that date, state matching funds in the amount of five million dollars or more have been received. Thereafter, scholarships shall be disbursed on an annual basis beginning no later than May 1, 2012, and every (~~(May)~~ October) 1st thereafter;

(ii) The "endowment account," from which scholarship moneys may be disbursed from earnings only in years when:

(A) The state match has been made into both the scholarship and the endowment account;

(B) The state appropriations for the state need grant under RCW 28B.92.010 meet or exceed state appropriations for the state need grant made in the 2011-2013 biennium, adjusted for inflation, and eligibility for state need grant recipients is at least seventy percent of state median family income; and

(C) The state has demonstrated progress toward the goal of total per-student funding levels, from state appropriations plus tuition and fees, of at least the sixtieth percentile of total per-student funding at similar public institutions of higher education in the global challenge states, as defined, measured, and reported in RCW 28B.15.068. In any year in which the office of financial management reports that the state has not made progress toward this goal, no new scholarships may be awarded. In any year in which the office of financial management reports that the percentile of total per-student funding is less than the sixtieth percentile and at least five percent less than the prior year, pledges of future grants and contributions may, at the request of the donor, be released and grants and contributions already received refunded to the extent that opportunity scholarship awards already made can be fulfilled from the funds remaining in the endowment account. In fulfilling the requirements of this subsection, the office of financial management shall use resources that facilitate measurement and comparisons of the most recently completed academic year. These resources may include, but are not limited to, the data provided in a uniform dashboard format under RCW 28B.77.090 as the statewide public four-year dashboard and academic year reports prepared by the state board for community and technical colleges; (~~and~~)

(iii) An amount equal to at least fifty percent of all grants and contributions must be deposited into the scholarship account until such time as twenty million dollars have been deposited into the account, after which time the private donors may designate whether their contributions must be deposited to the scholarship or the endowment account. The (~~(opportunity scholarship)~~) board and the program administrator must work to maximize private sector contributions to both the scholarship account and the endowment account, to maintain a robust scholarship program while simultaneously building the endowment, and to determine the division between the two accounts in the case of undesignated grants and contributions, taking into account the need for a long-term funding mechanism and the short-term needs of families and students in Washington. The first five million dollars in state match, as provided in RCW 28B.145.040, shall be deposited into the scholarship account and thereafter the state match shall be deposited into the two accounts in equal proportion to the private funds deposited in each account; and

(iv) Once moneys in the opportunity scholarship match transfer account are subject to an agreement under RCW

28B.145.050(5) and are deposited in the scholarship account or endowment account under this section, the state acts in a fiduciary rather than ownership capacity with regard to those assets. Assets in the scholarship account and endowment account are not considered state money, common cash, or revenue to the state;

(c) Provide proof of receipt of grants and contributions from private sources to the ((~~board~~) council), identifying the amounts received by name of private source and date, and whether the amounts received were deposited into the scholarship or the endowment account;

(d) In consultation with the ((~~higher education coordinating board~~) council) and the state board for community and technical colleges, make an assessment of the reasonable annual eligible expenses associated with eligible education programs identified by the ((~~opportunity scholarship~~) board);

(e) Determine the dollar difference between tuition fees charged by institutions of higher education in the 2008-09 academic year and the academic year for which an opportunity scholarship is being distributed;

(f) Develop and implement an application, selection, and notification process for awarding opportunity scholarships;

(g) Determine the annual amount of the opportunity scholarship for each selected participant. The annual amount shall be at least one thousand dollars or the amount determined under (e) of this subsection, but may be increased on an income-based, sliding scale basis up to the amount necessary to cover all reasonable annual eligible expenses as assessed pursuant to (d) of this subsection, or to encourage participation in baccalaureate degree programs identified by the ((~~opportunity scholarship~~) board);

(h) Distribute scholarship funds to selected participants. Once awarded, and to the extent funds are available for distribution, an opportunity scholarship shall be automatically renewed until the participant withdraws from or is no longer attending the program, completes the program, or has taken the credit or clock hour equivalent of one hundred twenty-five percent of the published length of time of the participant's program, whichever occurs first, and as long as the participant annually submits documentation of filing both a free application for federal student aid and for available federal education tax credits, including but not limited to the American opportunity tax credit; and

(i) Notify institutions of scholarship recipients who will attend their institutions and inform them of the terms of the students' eligibility.

(3) With respect to the opportunity expansion program, the program administrator shall:

(a) Assist the ((~~opportunity scholarship~~) board) in developing and implementing an application, selection, and notification process for making opportunity expansion awards; and

(b) Solicit and accept grants and contributions from private sources for opportunity expansion awards.

NEW SECTION. Sec. 4. A new section is added to chapter 28B.145 RCW to read as follows:

(1) The board may elect to have the state investment board invest the funds in the scholarship account and endowment account described under RCW 28B.145.030(2)(b). If the board so elects, the state investment board has the full power to invest, reinvest, manage, contract, sell, or exchange investment money in the two accounts. All investment and operating costs associated with the investment of money shall be paid under RCW 43.33A.160 and 43.84.160. With the exception of these expenses, the earnings from the investment of the money shall be retained by the accounts.

(2) All investments made by the state investment board shall be made with the exercise of that degree of judgment and care

under RCW 43.33A.140 and the investment policy established by the state investment board.

(3) As deemed appropriate by the state investment board, money in the scholarship and endowment accounts may be commingled for investment with other funds subject to investment by the state investment board.

(4) Members of the state investment board shall not be considered an insurer of the funds or assets and are not liable for any action or inaction.

(5) Members of the state investment board are not liable to the state, to the fund, or to any other person as a result of their activities as members, whether ministerial or discretionary, except for willful dishonesty or intentional violations of law. The state investment board in its discretion may purchase liability insurance for members.

(6) The authority to establish all policies relating to the scholarship account and the endowment account, other than the investment policies as provided in subsections (1) through (3) of this section, resides with the board and program administrator acting in accordance with the principles set forth in this chapter. With the exception of expenses of the state investment board in subsection (1) of this section, disbursements from the scholarship account and endowment account shall be made only on the authorization of the opportunity scholarship board or its designee, and moneys in the accounts may be spent only for the purposes specified in this chapter.

(7) The state investment board shall routinely consult and communicate with the board on the investment policy, earnings of the accounts, and related needs of the program.
Sec. 5. RCW 28B.145.050 and 2011 1st sp.s. c 13 s 6 are each amended to read as follows:

(1) The opportunity scholarship match transfer account is created in the custody of the state treasurer as a nonappropriated account to be used solely and exclusively for the opportunity scholarship program created in RCW 28B.145.040. The purpose of the account is to provide matching funds for the opportunity scholarship program.

(2) Revenues to the account shall consist of appropriations by the legislature into the account and any gifts, grants, or donations received by the executive director of the ((~~board~~) council) for this purpose.

(3) No expenditures from the account may be made except upon receipt of proof, by the executive director of the ((~~board~~) council) from the program administrator, of private contributions to the opportunity scholarship program. Expenditures, in the form of matching funds, may not exceed the total amount of private contributions.

(4) Only the executive director of the ((~~board~~) council) or the executive director's designee may authorize expenditures from the opportunity scholarship match transfer account. Such authorization must be made as soon as practicable following receipt of proof as required under subsection (3) of this section.

(5) The council shall enter into an appropriate agreement with the program administrator to demonstrate exchange of consideration for the matching funds.

Sec. 6. RCW 28B.145.060 and 2013 c 39 s 14 are each amended to read as follows:

(1) The opportunity expansion program is established.

(2) The ((~~opportunity scholarship~~) board) shall select institutions of higher education to receive opportunity expansion awards. In so doing, the ((~~opportunity scholarship~~) board) must:

(a) Solicit, receive, and evaluate proposals from institutions of higher education that are designed to directly increase the number of baccalaureate degrees produced in high employer demand and other programs of study, and that include annual numerical targets for the number of such degrees, with a

strong emphasis on serving students who received their high school diploma or high school equivalency certificate as provided in RCW 28B.50.536 in Washington or are adult Washington residents who are returning to school to gain a baccalaureate degree;

(b) Develop criteria for evaluating proposals and awarding funds to the proposals deemed most likely to increase the number of baccalaureate degrees and degrees produced in high employer demand and other programs of study;

(c) Give priority to proposals that include a partnership between public and private partnership entities that leverage additional private funds;

(d) Give priority to proposals that are innovative, efficient, and cost-effective, given the nature and cost of the particular program of study;

(e) Consult and operate in consultation with existing higher education stakeholders, including but not limited to: Faculty, labor, student organizations, and relevant higher education agencies; and

(f) Determine which proposals to improve and accelerate the production of baccalaureate degrees in high employer demand and other programs of study will receive opportunity expansion awards for the following state fiscal year, notify the state treasurer, and announce the awards.

(3) The state treasurer, at the direction of the ((~~opportunity scholarship~~)) board, must distribute the funds that have been awarded to the institutions of higher education from the opportunity expansion account.

(4) Institutions of higher education receiving awards under this section may not supplant existing general fund state revenues with opportunity expansion awards.

(5) Annually, the office of financial management shall report to the ((~~opportunity scholarship~~)) board, the governor, and the relevant committees of the legislature regarding the percentage of Washington households with incomes in the middle-income bracket or higher. For purposes of this section, "middle-income bracket" means household incomes between two hundred and five hundred percent of the 2010 federal poverty level, as determined by the United States department of health and human services for a family of four, adjusted annually for inflation.

(6) Annually, the ((~~student achievement~~)) council must report to the ((~~opportunity scholarship~~)) board, the governor, and the relevant committees of the legislature regarding the increase in the number of degrees in high employer demand and other programs of study awarded by institutions of higher education over the average of the preceding ten academic years.

(7) In its comprehensive plan, the workforce training and education coordinating board shall include specific strategies to reach the goal of increasing the percentage of Washington households living in the middle-income bracket or higher, as calculated by the office of financial management and developed by the agency or education institution that will lead the strategy.

Sec. 7. RCW 28B.145.070 and 2011 1st sp.s. c 13 s 8 are each amended to read as follows:

(1) ((~~By December 1, 2012, and~~)) Annually each December 1st ((~~thereafter~~)), the ((~~opportunity scholarship~~)) board, together with the program administrator, shall report to the ((~~board~~)) **council**, the governor, and the appropriate committees of the legislature regarding the opportunity scholarship and opportunity expansion programs, including but not limited to:

(a) Which education programs the ((~~opportunity scholarship~~)) board determined were eligible for purposes of the opportunity scholarship;

(b) The number of applicants for the opportunity scholarship, disaggregated, to the extent possible, by race,

ethnicity, gender, county of origin, age, and median family income;

(c) The number of participants in the opportunity scholarship program, disaggregated, to the extent possible, by race, ethnicity, gender, county of origin, age, and median family income;

(d) The number and amount of the scholarships actually awarded, and whether the scholarships were paid from the scholarship account or the endowment account;

(e) The institutions and eligible education programs in which opportunity scholarship participants enrolled, together with data regarding participants' completion and graduation;

(f) The total amount of private contributions and state match moneys received for the opportunity scholarship program, how the funds were distributed between the scholarship and endowment accounts, the interest or other earnings on the accounts, and the amount of any administrative fee paid to the program administrator; and

(g) Identification of the programs the ((~~opportunity scholarship~~)) board selected to receive opportunity expansion awards and the amount of such awards.

(2) In the next succeeding legislative session following receipt of a report required under subsection (1) of this section, the appropriate committees of the legislature shall review the report and consider whether any legislative action is necessary with respect to either the opportunity scholarship program or the opportunity expansion program, including but not limited to consideration of whether any legislative action is necessary with respect to the nature and level of focus on high employer demand fields and the number and amount of scholarships."

Correct the title.

Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Gregerson; Hansen; Hargrove; Johnson; Magendanz; Muri; Reykdal; Sawyer; Sells; Smith; Tarleton; Walkinshaw; Walsh and Wylie.

MINORITY recommendation: Do not pass. Signed by Representative Scott.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6424

Prime Sponsor, Senator Roach: Establishing a state seal of biliteracy for high school students.
Reported by Committee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**NEW SECTION. Sec. 1.** (1) The legislature finds that:

(a) The study of world languages in elementary and secondary schools should be encouraged because it contributes to students' cognitive development and to the national economy and security;

(b) Proficiency in multiple languages enables Washington to participate more effectively in the current global political, social, and economic context;

(c) The benefits to employers of having employees who are fluent in more than one language are clear: Increased access to expanding markets, better service of customers' needs, and expanded trading opportunities with other countries; and

(d) Protecting the state's rich heritage of multiple cultures and languages, as well as building trust and understanding

across the multiple cultures and languages of diverse communities, requires multilingual communication skills.

(2) Therefore, the legislature's intent is to promote and recognize linguistic proficiency and cultural literacy in one or more world languages in addition to English through the establishment of a Washington state seal of biliteracy.

NEW SECTION. Sec. 2. A new section is added to chapter 28A.300 RCW to read as follows:

(1) The Washington state seal of biliteracy is established to recognize public high school graduates who have attained a high level of proficiency in speaking, reading, and writing in one or more world languages in addition to English. School districts are encouraged to award the seal of biliteracy to graduating high school students who meet the criteria established by the office of the superintendent of public instruction under this section. Participating school districts shall place a notation on a student's high school diploma and high school transcript indicating that the student has earned the seal.

(2) The office of the superintendent of public instruction shall adopt rules establishing criteria for award of the Washington state seal of biliteracy. The criteria must require a student to demonstrate proficiency in English by meeting state high school graduation requirements in English, including through state assessments and credits, and proficiency in one or more world languages other than English. The criteria must permit a student to demonstrate proficiency in another world language through multiple methods including nationally or internationally recognized language proficiency tests and competency-based world language credits awarded under the model policy adopted by the Washington state school directors' association.

(3) For the purposes of this section, a world language other than English must include American sign language and Native American languages.

Sec. 3. RCW 28A.230.125 and 2011 1st sp.s. c 11 s 130 are each amended to read as follows:

(1) The superintendent of public instruction, in consultation with the four-year institutions as defined in RCW 28B.76.020, the state board for community and technical colleges, and the workforce training and education coordinating board, shall develop for use by all public school districts a standardized high school transcript. The superintendent shall establish clear definitions for the terms "credits" and "hours" so that school programs operating on the quarter, semester, or trimester system can be compared.

(2) The standardized high school transcript shall include a notation of whether the student has earned a certificate of individual achievement or a certificate of academic achievement.

(3) The standardized high school transcript may include a notation of whether the student has earned the Washington state seal of biliteracy established under section 2 of this act.

NEW SECTION. Sec. 4. By December 1, 2017, the office of the superintendent of public instruction shall submit a report to the education committees of the legislature that compares the number of students awarded the Washington state seal of biliteracy in the previous two school years and the languages spoken by those students, to the number of students enrolled or previously enrolled in the transitional bilingual instruction program and the languages spoken by those students. The office of the superintendent of public instruction shall also report the methods used by students to demonstrate proficiency for the Washington state seal of biliteracy, and describe how the office of the superintendent of public instruction plans to increase the number of possible methods for students to demonstrate proficiency, particularly in world languages that are not widely spoken."

Correct the title.

Signed by Representatives Santos, Chair; Stonier, Vice Chair; Bergquist; Fey; Haigh; Hawkins; Hunt, S.; Lytton; Muri; Orwall; Pollet and Seaquist.

MINORITY recommendation: Do not pass. Signed by Representatives Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Hargrove; Hayes; Klippert; Parker and Warnick.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6431 Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning assistance for schools in implementing youth suicide prevention activities. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stonier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Fey; Haigh; Hargrove; Hawkins; Hayes; Hunt, S.; Klippert; Lytton; Muri; Orwall; Parker; Pollet; Seaquist and Warnick.

Referred to Committee on Appropriations Subcommittee on Education.

February 26, 2014

ESSB 6450 Prime Sponsor, Committee on Natural Resources & Parks: Concerning on-water dwellings. Reported by Committee on Environment

MAJORITY recommendation: Do pass. Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Morris; Nealey and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Overstreet.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6453 Prime Sponsor, Committee on Health Care: Concerning verification of hours worked through electronic timekeeping by area agencies on aging and home care agencies. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

ESB 6458 Prime Sponsor, Senator Becker: Repealing provisions that establish the office of the insurance commissioner and replacing that office with a Washington state insurance board. (REVISED FOR ENGROSSED: Addressing the office of the insurance commissioner and matters related to

health care insurance.) Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 48.02.060 and 2010 c 27 s 1 are each amended to read as follows:

(1) The commissioner has the authority expressly conferred upon him or her by or reasonably implied from the provisions of this code.

(2) The commissioner must execute his or her duties and must enforce the provisions of this code.

(3) The commissioner may:

(a) Make reasonable rules for effectuating any provision of this code, except those relating to his or her election, qualifications, or compensation. Rules are not effective prior to their being filed for public inspection in the commissioner's office.

(b) Conduct investigations to determine whether any person has violated any provision of this code.

(c) Conduct examinations, investigations, hearings, in addition to those specifically provided for, useful and proper for the efficient administration of any provision of this code.

(4) When the governor proclaims a state of emergency under RCW 43.06.010(12), the commissioner may issue an order that addresses any or all of the following matters related to insurance policies issued in this state:

(a) Reporting requirements for claims;

(b) Grace periods for payment of insurance premiums and performance of other duties by insureds;

(c) Temporary postponement of cancellations and nonrenewals; and

(d) Medical coverage to ensure access to care.

(5) An order by the commissioner under subsection (4) of this section may remain effective for not more than sixty days unless the commissioner extends the termination date for the order for an additional period of not more than thirty days. The commissioner may extend the order if, in the commissioner's judgment, the circumstances warrant an extension. An order of the commissioner under subsection (4) of this section is not effective after the related state of emergency is terminated by proclamation of the governor under RCW 43.06.210. The order must specify, by line of insurance:

(a) The geographic areas in which the order applies, which must be within but may be less extensive than the geographic area specified in the governor's proclamation of a state of emergency and must be specific according to an appropriate means of delineation, such as the United States postal service zip codes or other appropriate means; and

(b) The date on which the order becomes effective and the date on which the order terminates.

(6) The commissioner may adopt rules that establish general criteria for orders issued under subsection (4) of this section and may adopt emergency rules applicable to a specific proclamation of a state of emergency by the governor.

(7) The rule-making authority set forth in subsection (6) of this section does not limit or affect the rule-making authority otherwise granted to the commissioner by law.

(8) In addition to the requirements of the administrative procedure act established in chapter 34.05 RCW, the commissioner must provide notice of proposed rule making on matters related to health care insurance to the health care committees of the legislature, the health benefit exchange established under chapter 43.71 RCW, the health care authority established under chapter 41.05 RCW, and the governor. In the event a dispute arises among the state officials

and entities implementing the federal patient protection and affordable care act, the governor shall convene a meeting of the following officials and entities to resolve the dispute:

(a) The insurance commissioner;

(b) The health care authority;

(c) The department of health;

(d) The department of social and health services;

(e) The governor's legislative affairs and policy office;

(f) The office of financial management;

(g) The health benefit exchange; and

(h) Any other officials or entities the governor deems appropriate, including:

(i) The department of corrections;

(ii) The department of veterans affairs; and

(iii) The department of labor and industries.

(9) The governor may utilize the governor's health leadership team established in Executive Order 13-05 as a forum to convene the meeting required in subsection (8) of this section.

(10) The governor shall report the resolution of the meeting to the appropriate committees of the legislature and the joint select committee on health care oversight."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Clibborn; Green; Jinkins; Manweller; Moeller; Rodne; Ross; Tharinger and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Hunt, G.; Morrell and Short.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6479 Prime Sponsor, Committee on Human Services & Corrections: Providing caregivers authority to allow children placed in their care to participate in normal childhood activities based on a reasonable and prudent parent standard. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 74.13 RCW to read as follows:

(1) For the purposes of this section, "caregiver" means a person with whom a child is placed in out-of-home care, or a designated official for a group care facility licensed by the department.

(2) This section applies to all caregivers providing for children in out-of-home care.

(3) Caregivers have the authority to provide or withhold permission without prior approval of the caseworker, department, or court to allow a child in their care to participate in normal childhood activities based on a reasonable and prudent parent standard.

(a) Normal childhood activities include, but are not limited to, extracurricular, enrichment, and social activities, and may include overnight activities outside the direct supervision of the caregiver for periods of over twenty-four hours and up to seventy-two hours.

(b) The reasonable and prudent parent standard means the standard of care used by a caregiver in determining whether to allow a child in his or her care to participate in extracurricular,

enrichment, and social activities. This standard is characterized by careful and thoughtful parental decision-making that is intended to maintain a child's health, safety, and best interest while encouraging the child's emotional and developmental growth.

(4) Any authorization provided under this section must comply with provisions included in an existing safety plan established by the department or court order.

(5) (a) Caseworkers shall discuss the child's interest in and pursuit of normal childhood activities in their monthly health and safety visits and describe the child's participation in normal childhood activities in the individual service and safety plan.

(b) Caseworkers shall also review a child's interest in and pursuit of normal childhood activities during monthly meetings with parents. Caseworkers shall communicate the opinions of parents regarding their child's participation in normal childhood activities so that the parents' wishes may be appropriately considered.

(6) Neither the caregiver nor the department may be held liable for injuries to the child that occur as a result of authority granted in this section unless the action or inaction of the caregiver or the department resulting in injury constitutes willful or wanton misconduct.

(7) This section does not remove or limit any existing liability protection afforded by law.

Sec. 2. RCW 74.15.030 and 2007 c 387 s 5 and 2007 c 17 s 14 are each reenacted and amended to read as follows:

The secretary shall have the power and it shall be the secretary's duty:

(1) In consultation with the children's services advisory committee, and with the advice and assistance of persons representative of the various type agencies to be licensed, to designate categories of facilities for which separate or different requirements shall be developed as may be appropriate whether because of variations in the ages, sex and other characteristics of persons served, variations in the purposes and services offered or size or structure of the agencies to be licensed hereunder, or because of any other factor relevant thereto;

(2) In consultation with the children's services advisory committee, and with the advice and assistance of persons representative of the various type agencies to be licensed, to adopt and publish minimum requirements for licensing applicable to each of the various categories of agencies to be licensed.

The minimum requirements shall be limited to:

(a) The size and suitability of a facility and the plan of operation for carrying out the purpose for which an applicant seeks a license;

(b) Obtaining background information and any out-of-state equivalent, to determine whether the applicant or service provider is disqualified and to determine the character, competence, and suitability of an agency, the agency's employees, volunteers, and other persons associated with an agency;

(c) Conducting background checks for those who will or may have unsupervised access to children, expectant mothers, or individuals with a developmental disability; however, a background check is not required if a caregiver approves an activity pursuant to the prudent parent standard contained in section 1 of this act;

(d) Obtaining child protective services information or records maintained in the department case management information system. No unfounded allegation of child abuse or neglect as defined in RCW 26.44.020 may be disclosed to a child-placing agency, private adoption agency, or any other provider licensed under this chapter;

(e) Submitting a fingerprint-based background check through the Washington state patrol under chapter 10.97 RCW and through the federal bureau of investigation for:

(i) Agencies and their staff, volunteers, students, and interns when the agency is seeking license or relicensure;

(ii) Foster care and adoption placements; and

(iii) Any adult living in a home where a child may be placed;

(f) If any adult living in the home has not resided in the state of Washington for the preceding five years, the department shall review any child abuse and neglect registries maintained by any state where the adult has resided over the preceding five years;

(g) The cost of fingerprint background check fees will be paid as required in RCW 43.43.837;

(h) National and state background information must be used solely for the purpose of determining eligibility for a license and for determining the character, suitability, and competence of those persons or agencies, excluding parents, not required to be licensed who are authorized to care for children or expectant mothers;

(i) The number of qualified persons required to render the type of care and treatment for which an agency seeks a license;

(j) The safety, cleanliness, and general adequacy of the premises to provide for the comfort, care and well-being of children, expectant mothers or developmentally disabled persons;

(k) The provision of necessary care, including food, clothing, supervision and discipline; physical, mental and social well-being; and educational, recreational and spiritual opportunities for those served;

(l) The financial ability of an agency to comply with minimum requirements established pursuant to chapter 74.15 RCW and RCW 74.13.031; and

(m) The maintenance of records pertaining to the admission, progress, health and discharge of persons served;

(3) To investigate any person, including relatives by blood or marriage except for parents, for character, suitability, and competence in the care and treatment of children, expectant mothers, and developmentally disabled persons prior to authorizing that person to care for children, expectant mothers, and developmentally disabled persons. However, if a child is placed with a relative under RCW 13.34.065 or 13.34.130, and if such relative appears otherwise suitable and competent to provide care and treatment the criminal history background check required by this section need not be completed before placement, but shall be completed as soon as possible after placement;

(4) On reports of alleged child abuse and neglect, to investigate agencies in accordance with chapter 26.44 RCW, including child day-care centers and family day-care homes, to determine whether the alleged abuse or neglect has occurred, and whether child protective services or referral to a law enforcement agency is appropriate;

(5) To issue, revoke, or deny licenses to agencies pursuant to chapter 74.15 RCW and RCW 74.13.031. Licenses shall specify the category of care which an agency is authorized to render and the ages, sex and number of persons to be served;

(6) To prescribe the procedures and the form and contents of reports necessary for the administration of chapter 74.15 RCW and RCW 74.13.031 and to require regular reports from each licensee;

(7) To inspect agencies periodically to determine whether or not there is compliance with chapter 74.15 RCW and RCW 74.13.031 and the requirements adopted hereunder;

(8) To review requirements adopted hereunder at least every two years and to adopt appropriate changes after consultation with affected groups for child day-care requirements and with the children's services advisory committee for requirements for other agencies; and

(9) To consult with public and private agencies in order to help them improve their methods and facilities for the care of

children, expectant mothers and developmentally disabled persons."

Correct the title.

Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking Minority Member; Fagan; Goodman; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

ESB 6501 Prime Sponsor, Senator Ericksen: Concerning used oil recycling. Reported by Committee on Environment

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 70.95I.020 and 1991 c 319 s 303 are each amended to read as follows:

(1) Each local government and its local hazardous waste plan under RCW 70.105.220 is required to include a used oil recycling element. This element shall include:

(a) A plan to reach the local goals for household used oil recycling established by the local government and the department under RCW 70.95I.030. The plan shall, to the maximum extent possible, incorporate voluntary agreements with the private sector and state agencies to provide sites for the collection of used oil. Where provided, the plan shall also incorporate residential collection of used oil;

(b) A plan for enforcing the sign and container ordinances required by RCW 70.95I.040;

(c) A plan for public education on used oil recycling;

~~((and))~~ (d) A plan for addressing best management practices as provided for under RCW 70.95I.030; and

(e) An estimate of funding needed to implement the requirements of this chapter. This estimate shall include a budget reserve for disposal of contaminated oil detected at any public used oil collection site administered by the local government.

(2) By July 1, 1993, each local government or combination of contiguous local governments shall submit its used oil recycling element to the department. The department shall approve or disapprove the used oil recycling element by January 1, 1994, or within ninety days of submission, whichever is later. The department shall approve or disapprove the used oil recycling element if it determines that the element is consistent with this chapter and the guidelines developed by the department under RCW 70.95I.030.

(3) Each local government, or combination of contiguous local governments, shall submit an annual statement to the department describing the number of used oil collection sites and the quantity of household used oil recycled for the jurisdiction during the previous calendar year. The first statement shall be due April 1, 1994. Subsequent statements shall be due April 1st of each year.

(4) Nothing in this section shall be construed to require a city or county to construct or operate a public used oil collection site.

Sec. 2. RCW 70.95I.030 and 1991 c 319 s 304 are each amended to read as follows:

(1) ~~((By July 1, 1992,))~~ The department shall, in consultation with local governments, ~~((prepare))~~ maintain guidelines for the used oil recycling elements required by RCW 70.95I.020 and, by July 1, 2015, shall develop best management

practices for preventing and managing polychlorinated biphenyl contamination at public used oil collection sites.

(a) The guidelines shall:

~~((and))~~ (i) Require development of local collection and rerefining goals for household used oil for each entity preparing a used oil recycling element under RCW 70.95I.020;

~~((and))~~ (ii) Require local government to recommend the number of used oil collection sites needed to meet the local goals. The department shall establish criteria regarding minimum levels of used oil collection sites;

~~((and))~~ (iii) Require local government to identify locations suitable as public used oil collection sites as described under RCW 70.95I.020(1)(a).

(b) The best management practices for preventing and managing polychlorinated biphenyl contamination at public used oil collection sites must include, at a minimum:

(i) Tank testing requirements;

(ii) Contaminated tank labeling and security measures;

(iii) Contaminated tank cleanup standards;

(iv) Proper contaminated used oil disposal as required under chapter 70.105 RCW and 40 C.F.R. Part 761;

(v) Spill control measures; and

(vi) Model contract language for contracts with used oil collection vendors.

(2) The department may waive all or part of the specific requirements of RCW 70.95I.020 if a local government demonstrates to the satisfaction of the department that the objectives of this chapter have been met.

(3) The department may prepare and implement a used oil recycling plan for any local government failing to complete the used oil recycling element of the plan.

(4) The department shall develop statewide collection and rerefining goals for household used oil for each calendar year beginning with calendar year 1994. Goals shall be based on the estimated statewide collection and rerefining rate for calendar year 1993, and shall increase each year until calendar year 1996, when the rate shall be eighty percent.

(5) By July 1, ~~((1993))~~ 2015, the department shall ~~((prepare))~~ update the guidelines establishing statewide equipment and operating standards for public used oil collection sites. The updated guidelines must include the best management practices for prevention and management of contaminated used oil developed pursuant to subsection (1) of this section and a process for how to petition the legislature for relief of extraordinary costs incurred with the management and disposal of contaminated used oil. In addition, the standards shall:

(a) Allow the use of used oil collection igloos and other types of portable used oil collection tanks;

(b) Prohibit the disposal of nonhousehold-generated used oil;

(c) Limit the amount of used oil deposited to five gallons per household per day;

(d) Ensure adequate protection against leaks and spills; and

(e) Include other requirements deemed appropriate by the department.

NEW SECTION. Sec. 3. A new section is added to chapter 43.21A RCW to read as follows:

(1) Cities and counties may submit a petition to the department for reimbursement of extraordinary costs associated with managing unforeseen consequences of used oil contaminated with polychlorinated biphenyl and compliance with United States environmental protection agency enforcement orders and enforcement-related agreements.

(2) The department, in consultation with city and county moderate risk waste coordinators, the United States environmental

protection agency, and other stakeholders, must process and prioritize city and county petitions that meet the following conditions:

- (a) The petitioning city or county has followed and met:
 - (i) The updated best management practices guidelines for the collection and management of used oil; and
 - (ii) The best management practices for preventing and managing polychlorinated biphenyl contamination, as required under RCW 70.95I.030; and
- (b) The department has determined that:
 - (i) The costs to the petitioning city or county for disposal of the contaminated oil or for compliance with United States environmental protection agency enforcement orders or enforcement related agreements are extraordinary; and
 - (ii) The city or county could not reasonably accommodate or anticipate the extraordinary costs in their normal budget processes by following and meeting the best management practices for oil contaminated with polychlorinated biphenyl.
- (3) Before January 1st of each year, the department must develop and submit to the appropriate fiscal committees of the senate and house of representatives a prioritized list of submitted petitions that the department recommends for funding by the legislature. It is the intent of the legislature that if funded, the reimbursement of extraordinary city or county costs associated with polychlorinated biphenyl management and compliance activities come from the model toxics control accounts."

Correct the title.

Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Harris; Kagi; Morris; Nealey; Overstreet and Tharinger.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6511 Prime Sponsor, Committee on Health Care: Addressing the prior authorization of health care services. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 48.165 RCW to read as follows:

(1) The insurance commissioner must reauthorize the efforts with the lead organization established in RCW 48.165.030, and establish a new work group to develop recommendations for prior authorization requirements. The focus of the prior authorization efforts must include the full scope of health care services including pharmacy issues. The work group must submit recommendations to the commissioner by October 31, 2014.

(2) The lead organization and work group established to review prior authorization requirements must consider the following areas in their efforts:

(a) Requiring carriers and pharmacy benefit managers to provide a listing of prior authorization requirements electronically on a web site. The listing of requirements for any procedure, supply, or service requiring preauthorization must include criteria needed by the carrier specific to that medical or procedural code, to allow a provider's office to submit all information needed on the initial request for prior authorization, along with instructions for submitting that information;

(b) Requiring a carrier or pharmacy benefit manager to issue an acknowledgement of receipt or reference number for prior authorization within a specified time frame, such as two business days of receipt of a prior authorization request from a provider;

(c) Recommendations for the best practices for exchanging information, including alternatives to fax requests;

(d) Recommendations for the best practices if the acknowledgement has not been received by the provider or pharmacy benefit manager within the specified time frame, such as two business days;

(e) Recommendations if the carrier or pharmacy benefit manager fails to approve, deny, or respond to the request for authorization within the specified time frame and options for deeming approval;

(f) Recommendations to refine the time frames in current rule; and

(g) Recommendations specific to pharmacy services, including communication between the pharmacy to the carrier or pharmacy benefit manager, communications between the carrier or pharmacy benefit manager with the providers' office, communication of the authorization number, posting of the criteria for pharmacy related prior authorization on a web site and other recommended alternatives; and options for prior authorizations involving urgent and emergent care with short-term prescription fill, such as a three-day supply, while the authorization is obtained.

(3) In preparing the recommendations, the work group must consider the opportunities to align with national mandates and regulatory guidance in the health insurance portability and accountability act and the patient protection and affordable care act, and use information technologies and electronic health records to increase efficiencies in health care and reengineer and automate age-old practices to improve business functions and ensure timely access to care for patients.

(4) The commissioner shall adopt rules implementing the recommendations of the work group. The rules adopted under this subsection may only implement, and may not expand or limit, the recommendations of the work group."

Correct the title.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 2. A new section is added to chapter 48.165 RCW to read as follows:

(1) The insurance commissioner must reauthorize the efforts with the lead organization established in RCW 48.165.030, and establish a new work group to develop recommendations for prior authorization requirements. The focus of the prior authorization efforts must include the full scope of health care services including pharmacy issues. The work group must submit recommendations to the commissioner by October 31, 2014.

(2) The lead organization and work group established to review prior authorization requirements must consider the following areas in their efforts:

(a) Requiring carriers and pharmacy benefit managers to provide a listing of prior authorization requirements electronically on a web site. The listing of requirements for any procedure, supply, or service requiring preauthorization must include criteria needed by the carrier specific to that medical or procedural code, to allow a provider's office to submit all information needed on the initial request for prior authorization, along with instructions for submitting that information;

(b) Requiring a carrier or pharmacy benefit manager to issue an acknowledgement of receipt or reference number for prior authorization within a specified time frame, such as two business days of receipt of a prior authorization request from a provider;

(c) Recommendations for the best practices for exchanging information, including alternatives to fax requests;

(d) Recommendations for the best practices if the acknowledgement has not been received by the provider or pharmacy benefit manager within the specified time frame, such as two business days;

(e) Recommendations if the carrier or pharmacy benefit manager fails to approve, deny, or respond to the request for authorization within the specified time frame and options for deeming approval;

(f) Recommendations to refine the time frames in current rule; and

(g) Recommendations specific to pharmacy services, including communication between the pharmacy to the carrier or pharmacy benefit manager, communications between the carrier or pharmacy benefit manager with the providers' office, communication of the authorization number, posting of the criteria for pharmacy related prior authorization on a web site and other recommended alternatives; and options for prior authorizations involving urgent and emergent care with short-term prescription fill, such as a three-day supply, while the authorization is obtained.

(3) In preparing the recommendations, the work group must consider the opportunities to align with national mandates and regulatory guidance in the health insurance portability and accountability act and the patient protection and affordable care act, and use information technologies and electronic health records to increase efficiencies in health care and reengineer and automate age-old practices to improve business functions and ensure timely access to care for patients.

(4) The commissioner shall adopt rules implementing the recommendations of the work group. The rules adopted under this subsection may only implement, and may not expand or limit, the recommendations of the work group.

NEW SECTION. Sec. 3. A new section is added to chapter 48.43 RCW to read as follows:

(1) A health carrier may not directly, indirectly through contracted networks, or otherwise require a covered person to obtain prior authorization for routine health care services for which a person may self refer.

(2) A carrier, whether directly or indirectly through subcontracted networks, shall disclose:

(a) Its criteria and methods for establishing limits on access to network providers, including, but not limited to, the carrier's method used to determine that a network provider may provide care to a covered person without prior authorization while imposing prior authorization requirements on other network providers; and

(b) Its methods and clinical protocols for authorizing coverage of health care services, including, but not limited to, the carrier's method for determining initial visit limits for a particular health care service."

Correct the title.

Signed by Representatives Cody, Chair; Riccelli, Vice Chair; Schmick, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Green; Hunt, G.; Jinkins; Manweller; Morrell; Rodne; Ross; Short; Tharinger and Van De Wege.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6517 Prime Sponsor, Committee on Governmental Operations: Exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying. (REVISED FOR ENGROSSED:

Exempting agency employee driver's license numbers and identicard numbers from public inspection and copying.) Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, S., Chair; Bergquist, Vice Chair; Young, Assistant Ranking Minority Member; Carlyle; Christian; Manweller; Orwall; Robinson and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Taylor, Ranking Minority Member and Kretz.

Passed to Committee on Rules for second reading.

February 26, 2014

E2SSB 6552 Prime Sponsor, Committee on Ways & Means: Improving student success by modifying instructional hour and graduation requirements. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Fey; Hargrove; Hawkins; Hayes; Klippert; Lytton; Muri; Orwall; Parker and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Stonier, Vice Chair; Bergquist; Haigh; Hunt, S.; Pollet and Seaquist.

Referred to Committee on Appropriations.

February 26, 2014

SSB 6558 Prime Sponsor, Committee on Ways & Means: Concerning intensive home and community-based mental health services for medicaid-eligible children. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that services for low-income children in Washington with serious mental health needs should be improved so that children can be served in their community, rather than in out-of-home placements, in order to receive the help they need. Entering a state institution, foster home, or other out-of-home placement may create additional hardship on the child and the family by forcing a child into an unfamiliar living situation and separating them from their family, friends, school, community, and natural supports. The legislature intends to expand access to intensive home and community-based children's services so that these services will be implemented statewide on a phased-in basis to children with serious mental health needs.

Sec. 2. RCW 71.24.065 and 2007 c 359 s 10 are each amended to read as follows:

~~((To the extent funds are specifically appropriated for this purpose,)) (1) The department of social and health services shall ((contract for implementation of a wraparound model of integrated children's mental health services delivery in up to four regional support network regions in Washington state in which wraparound programs are not currently operating, and in up to two regional support network regions in which wraparound programs~~

are currently operating. ~~Contracts in regions with existing wraparound programs shall be for the purpose of expanding the number of children served.~~

~~(1) Funding provided may be expended for: Costs associated with a request for proposal and contracting process; administrative costs associated with successful bidders' operation of the wraparound model; the evaluation under subsection (5) of this section; and funding for services needed by children enrolled in wraparound model sites that are not otherwise covered under existing state programs. The services provided through the wraparound model sites shall include, but not be limited to, services covered under the medicaid program. The department shall maximize the use of medicaid and other existing state funded programs as a funding source. However, state funds provided may be used to develop a broader service package to meet needs identified in a child's care plan. Amounts provided shall supplement, and not supplant, state, local, or other funding for services that a child being served through a wraparound site would otherwise be eligible to receive)) implement statewide intensive home and community-based services for children, funded through medicaid. This set of services is known as wraparound with intensive services, and shall include the following core medicaid covered mental health services: (a) Intensive care coordination, (b) intensive home and community-based services, and (c) mobile crisis intervention and stabilization services. In order to ensure consistency statewide, the department shall develop standards, policies and protocols to direct the implementation and provision of care under this section beginning July 1, 2014. The services must be phased in as rapidly as feasible and according to a schedule that prioritizes infrastructure availability and local provider readiness.~~

~~(2) The wraparound ((model sites)) with intensive services program funded through medicaid shall serve children ((with serious emotional or behavioral disturbances who are at high risk of residential or correctional placement or psychiatric hospitalization, and who have been referred for services from the department, a county juvenile court, a tribal court, a school, or a licensed mental health provider or agency)) and youth under the age of twenty-one with a mental illness or condition and who have a functional impairment which substantially interferes with or substantially limits the ability to function in the family, school or community setting, and for whom intensive home and community-based services have been recommended by a licensed practitioner to correct or ameliorate the mental illness or condition.~~

~~((3) Through a request for proposal process, the department shall contract, with regional support networks, alone or in partnership with either educational service districts or entities licensed to provide mental health services to children with serious emotional or behavioral disturbances, to operate the wraparound model sites. The contractor shall provide care coordination and facilitate the delivery of services and other supports to families using a strength-based, highly individualized wraparound process. The request for proposal shall require that:~~

~~(a) The regional support network agree to use its medicaid revenues to fund services included in the existing regional support network's benefit package that a medicaid-eligible child participating in the wraparound model site is determined to need;~~

~~(b) The contractor provide evidence of commitments from at least the following entities to participate in wraparound care plan development and service provision when appropriate: Community mental health agencies, schools, the department of social and health services children's administration, juvenile courts, the department of social and health services juvenile rehabilitation administration, and managed health care systems contracting with the department under RCW 74.09.522; and~~

~~(c) The contractor will operate the wraparound model site in a manner that maintains fidelity to the wraparound process as defined in RCW 71.36.010.~~

~~(4) Contracts for operation of the wraparound model sites shall be executed on or before April 1, 2008, with enrollment and service delivery beginning on or before July 1, 2008.~~

~~(5) The evidence based practice institute established in RCW 71.24.061 shall evaluate the wraparound model sites, measuring outcomes for children served. Outcomes measured shall include, but are not limited to)) Referral to services may include, but is not limited to:~~

~~(a) A self-referral from the child or the child's family;~~

~~(b) Regional support networks;~~

~~(c) Mental health or medical providers;~~

~~(d) Tribes or tribal courts;~~

~~(e) Health care authority;~~

~~(f) The department of social and health services;~~

~~(g) County juvenile courts;~~

~~(h) Schools; and~~

~~(i) Local law enforcement.~~

~~(3) The department shall track, monitor, and report on measures such as:~~

~~(a) Decreased out-of-home placement, ((including residential, group, and foster care, and increased stability of such placements, school attendance, school performance, recidivism,)) as well as decreased length of stay in such placements;~~

~~(b) Emergency room utilization((;));~~

~~(c) Involvement with the juvenile justice system((decreased));~~

~~(d) Use of psychotropic medication((;)); and ((decreased))~~

~~(e) Hospitalization between baseline and postimplementation periods.~~

~~((6) The evidence based practice institute shall provide a report and recommendations to the appropriate committees of the legislature by December 1, 2010.))~~

~~NEW SECTION. Sec. 3. For the duration of the implementation process of the wraparound with intensive services, the department of social and health services shall provide annual implementation reports to the office of financial management and the appropriate legislative committees on or before December 1st each year. Throughout the implementation process, and as services are phased in, the department shall seek input from local stakeholders to include families and youth, local government, tribal partners, and service providers on:~~

~~(1) The adequacy and availability of core services required for wraparound with intensive services within provider networks and shall engage in problem-solving around shortages or lack of quality core service availability;~~

~~(2) Performance measures, outcomes, and quality improvement relevant to children's behavioral health in Washington state; and~~

~~(3) Recommendations for participants in a local collaborative body to ensure that children, families, and other stakeholders have a clear pathway to receive intensive home and community-based wraparound services.~~

~~NEW SECTION. Sec. 4. Beginning July 1, 2014, funding provided for the wraparound pilot programs must be repurposed toward the costs of phasing in an implementation of wraparound with intensive services. The department of social and health services shall prioritize service areas based on provider readiness and develop a schedule for phase-in by county."~~

~~Correct the title.~~

Signed by Representatives Kagi, Chair; Freeman, Vice Chair; Walsh, Ranking Minority Member; Scott, Assistant Ranking

Minority Member; Fagan; Goodman; Ortiz-Self; Roberts; Sawyer; Senn; Young and Zeiger.

Referred to Committee on Appropriations.

February 26, 2014

SJM 8015 Prime Sponsor, Senator O'Ban: Requesting Congress implement certain increased safety measures for tank rail cars. Reported by Committee on Environment

MAJORITY recommendation: Do pass as amended.

Beginning on page 1, line 4, after "ASSEMBLED," strike all material through "Transportation." on page 2, line 15 and insert "THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION, THE ADMINISTRATOR OF THE FEDERAL RAILROAD ADMINISTRATION, AND THE ADMINISTRATOR OF THE PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION:

We, your Memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled, respectfully represent and petition as follows:

WHEREAS, The number of freight trains carrying crude oil and other potentially hazardous liquids and gases through Washington has increased and will continue to increase; and

WHEREAS, The type of crude oil being transported through Washington by rail tank freight trains may be particularly flammable and dangerous as compared to other types of crude oil; and

WHEREAS, Accidents involving rail tanks carrying crude oil and other potentially hazardous liquids and gases pose significant risks to communities, families, and businesses located near rail lines, as well as overall public health; and

WHEREAS, The safety and preservation of Washington communities and natural areas is crucial to the economic stability and health of the State of Washington; and

WHEREAS, Tanks carrying crude oil and other potentially hazardous liquids and gases by rail should meet the highest safety standards and utilize the best technology to minimize the impact of accidents; and

WHEREAS, The routing of tank car trains carrying crude oil and other potentially hazardous liquids and gases should minimize the potential risks of an accident in a populated or sensitive area, and response planning by rail carriers should be sufficient to comprehensively address worst-case accident scenarios;

NOW, THEREFORE, Your Memorialists respectfully pray that the Congress of the United States of America or the United States Department of Transportation toughen existing standards for new tank rail cars and require that the approximately ninety-two thousand existing tank rail cars used to transport crude oil and other flammable liquids, including potentially hazardous liquids and gases, be retrofitted with advanced safety enhancing technologies or, if not upgraded, phased out of service, and that the United States Department of Transportation's Pipeline and Hazardous Materials Safety Administration and Federal Railroad Administration act on the recommendations of the National Transportation Safety Board to update their regulations to improve hazardous material route planning and require rerouting to avoid transporting hazardous materials through populated and sensitive areas, to ensure rail carriers have comprehensive response plans for worst-case oil spill accidents, to develop an audit program for rail carriers of oil to ensure adequate oil spill response, removal, and mitigation provisions are in place, to require better testing of the characteristics of hazardous material to ensure appropriate

classification, and to audit crude oil shippers to ensure that appropriate hazardous material classifications are used.

BE IT RESOLVED, That copies of this Memorial be immediately transmitted to the Honorable Barack Obama, President of the United States, the Secretary of the United States Department of Transportation, the Administrator of the Federal Railroad Administration, the Administrator of the Pipeline and Hazardous Materials Safety Administration, the President of the United States Senate, the Speaker of the House of Representatives, and each member of Congress from the State of Washington."

Signed by Representatives Fitzgibbon, Chair; Senn, Vice Chair; Short, Ranking Minority Member; Pike, Assistant Ranking Minority Member; Farrell; Fey; Kagi; Morris; Nealey and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Harris and Overstreet.

Passed to Committee on Rules for second reading.

3rd SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

February 26, 2014

ESB 5048 Prime Sponsor, Senator Sheldon: Concerning notice against trespass. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 9A.52.010 and 2011 c 336 s 369 are each reenacted and amended to read as follows:

The following definitions apply in this chapter:

(1) "Access" means to approach, instruct, communicate with, store data in, retrieve data from, or otherwise make use of any resources of a computer, directly or by electronic means.

(2) "Computer program" means an ordered set of data representing coded instructions or statements that when executed by a computer cause the computer to process data.

(3) "Data" means a representation of information, knowledge, facts, concepts, or instructions that are being prepared or have been prepared in a formalized manner and are intended for use in a computer.

(4) "Enter." The word "enter" when constituting an element or part of a crime, shall include the entrance of the person, or the insertion of any part of his or her body, or any instrument or weapon held in his or her hand and used or intended to be used to threaten or intimidate a person or to detach or remove property.

(5) "Enters or remains unlawfully." A person "enters or remains unlawfully" in or upon premises when he or she is not then licensed, invited, or otherwise privileged to so enter or remain.

A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of a building which is not open to the public. A person who enters or remains upon unimproved and apparently unused land, which is neither fenced nor otherwise enclosed in a manner designed to exclude intruders, does so with license and privilege unless notice against trespass is personally communicated to him or her by the owner of the land or some other authorized person, or unless notice is given by posting in a conspicuous manner. Land that is used for commercial aquaculture or for growing an agricultural crop or crops, other than

timber, is not unimproved and apparently unused land if a crop or any other sign of cultivation is clearly visible or if notice is given by posting in a conspicuous manner. Similarly, a field fenced in any manner is not unimproved and apparently unused land. A license or privilege to enter or remain on improved and apparently used land that is open to the public at particular times, which is neither fenced nor otherwise enclosed in a manner to exclude intruders, is not a license or privilege to enter or remain on the land at other times if notice of prohibited times of entry is posted in a conspicuous manner.

(6) "Posting in a conspicuous manner" includes posting a sign or signs reasonably likely to come to the attention of intruders, indicating that entry is restricted or, if the property is located outside of urban growth areas and incorporated cities or towns, the placement of identifying fluorescent orange paint marks on trees or posts on property.

(a) Identifying fluorescent orange marks must be:

(i) Vertical lines not less than eight inches in length and not less than one inch in width;

(ii) Placed so that the bottom of the mark is between three and five feet from the ground; and

(iii) Placed at locations that are readily visible to any person approaching the property and no more than one hundred feet apart on forest land, as defined in RCW 76.09.020, or one thousand feet apart on land other than forest land.

(b) A landowner must use signs for posting in a conspicuous manner on access roads.

(7) "Premises" includes any building, dwelling, structure used for commercial aquaculture, or any real property."

Correct the title.

Strike everything after the enacting clause and insert the following:

"Sec. 2. RCW 9A.52.010 and 2011 c 336 s 369 are each reenacted and amended to read as follows:

The following definitions apply in this chapter:

(1) "Access" means to approach, instruct, communicate with, store data in, retrieve data from, or otherwise make use of any resources of a computer, directly or by electronic means.

(2) "Computer program" means an ordered set of data representing coded instructions or statements that when executed by a computer cause the computer to process data.

(3) "Data" means a representation of information, knowledge, facts, concepts, or instructions that are being prepared or have been prepared in a formalized manner and are intended for use in a computer.

(4) "Enter." The word "enter" when constituting an element or part of a crime, shall include the entrance of the person, or the insertion of any part of his or her body, or any instrument or weapon held in his or her hand and used or intended to be used to threaten or intimidate a person or to detach or remove property.

(5) "Enters or remains unlawfully." A person "enters or remains unlawfully" in or upon premises when he or she is not then licensed, invited, or otherwise privileged to so enter or remain.

A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of a building which is not open to the public. A person who enters or remains upon unimproved and apparently unused land, which is neither fenced nor otherwise enclosed in a manner designed to exclude intruders, does so with license and privilege unless notice against trespass is personally communicated to him or her by the owner of the land or some other authorized person, or unless notice is given by posting in a conspicuous manner. Land that is used for commercial aquaculture or for growing an agricultural crop or crops, other than

timber, is not unimproved and apparently unused land if a crop or any other sign of cultivation is clearly visible or if notice is given by posting in a conspicuous manner. Similarly, a field fenced in any manner is not unimproved and apparently unused land. A license or privilege to enter or remain on improved and apparently used land that is open to the public at particular times, which is neither fenced nor otherwise enclosed in a manner to exclude intruders, is not a license or privilege to enter or remain on the land at other times if notice of prohibited times of entry is posted in a conspicuous manner.

(6) "Posting in a conspicuous manner" includes posting a sign or signs reasonably likely to come to the attention of intruders, indicating that entry is restricted or the placement of identifying fluorescent orange paint marks on trees or posts on property.

(a) Identifying fluorescent orange marks must be:

(i) Vertical lines not less than eight inches in length and not less than one inch in width;

(ii) Placed so that the bottom of the mark is between three and five feet from the ground; and

(iii) Placed at locations that are readily visible to any person approaching the property and no more than one hundred feet apart on forest land, as defined in RCW 76.09.020, or one thousand feet apart on land other than forest land.

(b) A landowner must use signs for posting in a conspicuous manner on access roads.

(c) A landowner may use fluorescent orange paint marks to provide notice against trespass only on farm and agricultural land, as defined in RCW 84.34.020(2) (a), (b), and (d), and forest land, as defined in RCW 76.09.020.

(7) "Premises" includes any building, dwelling, structure used for commercial aquaculture, or any real property."

Correct the title.

Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 5123 Prime Sponsor, Committee on Ways & Means: Establishing a farm internship program. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 26, 2014

SSB 5173 Prime Sponsor, Committee on Commerce & Labor: Respecting holidays of faith and conscience. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 1.16.050 and 2013 c 5 s 1 are each amended to read as follows:

The following are legal holidays: Sunday; the first day of January, commonly called New Year's Day; the third Monday of January, being celebrated as the anniversary of the birth of Martin Luther King, Jr.; the third Monday of February to be known as Presidents' Day and to be celebrated as the anniversary of the births of Abraham Lincoln and George Washington; the last Monday of May, commonly known as Memorial Day; the fourth day of July, being the anniversary of the Declaration of Independence; the first Monday in September, to be known as Labor Day; the eleventh day of November, to be known as Veterans' Day; the fourth Thursday in November, to be known as Thanksgiving Day; the day immediately following Thanksgiving Day; and the twenty-fifth day of December, commonly called Christmas Day.

Employees of the state and its political subdivisions, except employees of school districts and except those nonclassified employees of institutions of higher education who hold appointments or are employed under contracts to perform services for periods of less than twelve consecutive months, shall be entitled to one paid holiday per calendar year in addition to those specified in this section. Each employee of the state or its political subdivisions may select the day on which the employee desires to take the additional holiday provided for herein after consultation with the employer pursuant to guidelines to be promulgated by rule of the appropriate personnel authority, or in the case of local government by ordinance or resolution of the legislative authority. Employees of the state and its political subdivisions, including employees of school districts and those nonclassified employees of institutions of higher education who hold appointments or are employed under contracts to perform services for periods of less than twelve consecutive months, are entitled to two unpaid holidays per calendar year for a reason of faith or conscience or an organized activity conducted under the auspices of a religious denomination, church, or religious organization. This includes employees of public institutions of higher education, including community colleges, technical colleges, and workforce training programs. The employee may select the days on which the employee desires to take the two unpaid holidays after consultation with the employer pursuant to guidelines to be promulgated by rule of the appropriate personnel authority, or in the case of local government by ordinance or resolution of the legislative authority. If an employee prefers to take the two unpaid holidays on specific days for a reason of faith or conscience, or an organized activity conducted under the auspices of a religious denomination, church, or religious organization, the employer must allow the employee to do so unless the employee's absence would impose an undue hardship on the employer or the employee is necessary to maintain public safety. Undue hardship shall have the meaning established in rule by the office of financial management under section 2 of this act.

If any of the above specified state legal holidays are also federal legal holidays but observed on different dates, only the state legal holidays shall be recognized as a paid legal holiday for employees of the state and its political subdivisions except that for port districts and the law enforcement and public transit employees of municipal corporations, either the federal or the state legal holiday, but in no case both, may be recognized as a paid legal holiday for employees.

Whenever any legal holiday, other than Sunday, falls upon a Sunday, the following Monday shall be the legal holiday.

Whenever any legal holiday falls upon a Saturday, the preceding Friday shall be the legal holiday.

Nothing in this section shall be construed to have the effect of adding or deleting the number of paid holidays provided for in an agreement between employees and employers of political

subdivisions of the state or as established by ordinance or resolution of the local government legislative authority.

The legislature declares that the thirteenth day of January shall be recognized as Korean-American day but shall not be considered a legal holiday for any purposes.

The legislature declares that the twelfth day of October shall be recognized as Columbus day but shall not be considered a legal holiday for any purposes.

The legislature declares that the ninth day of April shall be recognized as former prisoner of war recognition day but shall not be considered a legal holiday for any purposes.

The legislature declares that the twenty-sixth day of January shall be recognized as Washington army and air national guard day but shall not be considered a legal holiday for any purposes.

The legislature declares that the seventh day of August shall be recognized as purple heart recipient recognition day but shall not be considered a legal holiday for any purposes.

The legislature declares that the second Sunday in October be recognized as Washington state children's day but shall not be considered a legal holiday for any purposes.

The legislature declares that the sixteenth day of April shall be recognized as Mother Joseph day and the fourth day of September as Marcus Whitman day, but neither shall be considered legal holidays for any purpose.

The legislature declares that the seventh day of December be recognized as Pearl Harbor remembrance day but shall not be considered a legal holiday for any purpose.

The legislature declares that the twenty-seventh day of July be recognized as national Korean war veterans armistice day but shall not be considered a legal holiday for any purpose.

The legislature declares that the nineteenth day of February be recognized as civil liberties day of remembrance but shall not be considered a legal holiday for any purpose.

The legislature declares that the nineteenth day of June be recognized as Juneteenth, a day of remembrance for the day the slaves learned of their freedom, but shall not be considered a legal holiday for any purpose.

The legislature declares that the thirtieth day of March be recognized as welcome home Vietnam veterans day but shall not be considered a legal holiday for any purpose.

NEW SECTION. Sec. 2. A new section is added to chapter 43.41 RCW to read as follows:

The director of the office of financial management shall by rule establish a definition of "undue hardship" for the purposes of RCW 1.16.050.

Sec. 3. RCW 28A.225.010 and 1998 c 244 s 14 are each amended to read as follows:

(1) All parents in this state of any child eight years of age and under eighteen years of age shall cause such child to attend the public school of the district in which the child resides and such child shall have the responsibility to and therefore shall attend for the full time when such school may be in session unless:

(a) The child is attending an approved private school for the same time or is enrolled in an extension program as provided in RCW 28A.195.010(4);

(b) The child is receiving home-based instruction as provided in subsection (4) of this section;

(c) The child is attending an education center as provided in chapter 28A.205 RCW;

(d) The school district superintendent of the district in which the child resides shall have excused such child from attendance because the child is physically or mentally unable to attend school, is attending a residential school operated by the department of social and health services, is incarcerated in an adult correctional facility, or has been temporarily excused upon the

request of his or her parents for purposes agreed upon by the school authorities and the parent: PROVIDED, That such excused absences shall not be permitted if deemed to cause a serious adverse effect upon the student's educational progress: PROVIDED FURTHER, That students excused for such temporary absences may be claimed as full-time equivalent students to the extent they would otherwise have been so claimed for the purposes of RCW 28A.150.250 and 28A.150.260 and shall not affect school district compliance with the provisions of RCW 28A.150.220; ((or))

(e) The child is excused from school subject to approval by the student's parent for a reason of faith or conscience, or an organized activity conducted under the auspices of a religious denomination, church, or religious organization, for up to two days per school year without any penalty. Such absences may not mandate school closures. Students excused for such temporary absences may be claimed as full-time equivalent students to the extent they would otherwise have been so claimed for the purposes of RCW 28A.150.250 and 28A.150.260 and may not affect school district compliance with the provisions of RCW 28A.150.220; or

(f) The child is sixteen years of age or older and:

(i) The child is regularly and lawfully employed and either the parent agrees that the child should not be required to attend school or the child is emancipated in accordance with chapter 13.64 RCW;

(ii) The child has already met graduation requirements in accordance with state board of education rules and regulations; or

(iii) The child has received a certificate of educational competence under rules and regulations established by the state board of education under RCW 28A.305.190.

(2) A parent for the purpose of this chapter means a parent, guardian, or person having legal custody of a child.

(3) An approved private school for the purposes of this chapter and chapter 28A.200 RCW shall be one approved under regulations established by the state board of education pursuant to RCW 28A.305.130.

(4) For the purposes of this chapter and chapter 28A.200 RCW, instruction shall be home-based if it consists of planned and supervised instructional and related educational activities, including a curriculum and instruction in the basic skills of occupational education, science, mathematics, language, social studies, history, health, reading, writing, spelling, and the development of an appreciation of art and music, provided for a number of hours equivalent to the total annual program hours per grade level established for approved private schools under RCW 28A.195.010 and 28A.195.040 and if such activities are:

(a) Provided by a parent who is instructing his or her child only and are supervised by a certificated person. A certificated person for purposes of this chapter and chapter 28A.200 RCW shall be a person certified under chapter 28A.410 RCW. For purposes of this section, "supervised by a certificated person" means: The planning by the certificated person and the parent of objectives consistent with this subsection; a minimum each month of an average of one contact hour per week with the child being supervised by the certificated person; and evaluation of such child's progress by the certificated person. The number of children supervised by the certificated person shall not exceed thirty for purposes of this subsection; or

(b) Provided by a parent who is instructing his or her child only and who has either earned forty-five college level quarter credit hours or its equivalent in semester hours or has completed a course in home-based instruction at a postsecondary institution or a vocational- technical institute; or

(c) Provided by a parent who is deemed sufficiently qualified to provide home-based instruction by the superintendent of the local school district in which the child resides.

(5) The legislature recognizes that home-based instruction is less structured and more experiential than the instruction normally provided in a classroom setting. Therefore, the provisions of subsection (4) of this section relating to the nature and quantity of instructional and related educational activities shall be liberally construed.

NEW SECTION. Sec. 4. A new section is added to chapter 28B.10 RCW to read as follows:

Institutions of higher education must develop policies to accommodate student absences for up to two days per academic year, to allow students to take holidays for reasons of faith or conscience or for organized activities conducted under the auspices of a religious denomination, church, or religious organization, so that students' grades are not adversely impacted by the absences.

NEW SECTION. Sec. 5. A new section is added to chapter 28C.18 RCW to read as follows:

State-funded workforce training programs must develop policies to accommodate student absences for up to two days per academic year, to allow students to take holidays for reasons of faith or conscience or for organized activities conducted under the auspices of a religious denomination, church, or religious organization, so that students' grades are not adversely impacted by the absences."

Correct the title.

Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Goodman; Kirby; Klippert; Orwall; Roberts; Shea and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Haler and Muri.

Referred to Committee on Appropriations.

February 26, 2014

SSB 5975

Prime Sponsor, Committee on Governmental Operations: Concerning the veterans innovations program. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Gregerson; Robinson; Santos and Young.

Referred to Committee on Appropriations Subcommittee on Health & Human Services.

February 26, 2014

SB 5981

Prime Sponsor, Senator Sheldon: Increasing the number of superior court judges in Mason county. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representative Shea.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 26, 2014

SSB 5991 Prime Sponsor, Committee on Energy, Environment & Telecommunications: Studying nuclear power as a replacement for electricity generated from the combustion of fossil fuels. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature intends that nuclear power should be studied as a possible replacement for electricity consumed in the region that is generated from the combustion of fossil fuels.

NEW SECTION. Sec. 2. (1) A joint select task force on nuclear energy is created to study how the state can advance and support the generation of clean energy in the region through the use of nuclear power. The task force must report any findings and recommendations to the legislature by December 1, 2014.

(2) In its deliberations, the task force must consider the greatest amount of environmental benefit for each dollar spent based on the life-cycle cost of any nuclear power technology. Life-cycle costs must include the storage and disposal of any nuclear wastes.

(3) The task force must consist of eight members that serve on the legislative standing committees with primary jurisdiction over energy issues. The president of the senate shall appoint two members from the majority caucus and two members from the minority caucus. The speaker of the house of representatives shall appoint two members from each caucus.

(4) The members of the task force shall select from among their members a chair and other officers as the task force deems appropriate.

(5) The task force must hold no more than four meetings, with two of those meetings in Richland, Washington.

(6) The task force must be staffed by senate committee services and the office of program research. All expenses and hiring of additional staff shall be subject to the approval of the senate facilities and operations committee and the house of representatives executive rules committee.

(7) The task force terminates December 15, 2014.
Correct the title.

Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Kochmar; Magendanz; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Hudgins and Ryu.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 5999 Prime Sponsor, Senator Pedersen: Concerning corporate entity conversions. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6041 Prime Sponsor, Committee on Natural Resources & Parks: Regarding fish and wildlife law enforcement. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 77.08.010 and 2012 c 176 s 4 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this title or rules adopted under this title unless the context clearly requires otherwise.

(1) "Anadromous game fish buyer" means a person who purchases or sells steelhead trout and other anadromous game fish harvested by Indian fishers lawfully exercising fishing rights reserved by federal statute, treaty, or executive order, under conditions prescribed by rule of the director.

(2) "Angling gear" means a line attached to a rod and reel capable of being held in hand while landing the fish or a hand-held line operated without rod or reel.

(3) "Aquatic invasive species" means any invasive, prohibited, regulated, unregulated, or unlisted aquatic animal or plant species as defined under subsections (4), (34), (49), (53), ~~((70))~~ (73), and ~~((71))~~ (74) of this section, aquatic noxious weeds as defined under RCW 17.26.020(5)(c), and aquatic nuisance species as defined under RCW 77.60.130(1).

(4) "Aquatic plant species" means an emergent, submersed, partially submersed, free-floating, or floating-leaving plant species that grows in or near a body of water or wetland.

(5) "Bag limit" means the maximum number of game animals, game birds, or game fish which may be taken, caught, killed, or possessed by a person, as specified by rule of the commission for a particular period of time, or as to size, sex, or species.

(6) "Building" means a private domicile, garage, barn, or public or commercial building.

(7) "Closed area" means a place where the hunting of some or all species of wild animals or wild birds is prohibited.

(8) "Closed season" means all times, manners of taking, and places or waters other than those established by rule of the commission as an open season. "Closed season" also means all hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that do not conform to the special restrictions or physical descriptions established by rule of the commission as an open season or that have not otherwise been deemed legal to hunt, fish, take, harvest, or possess by rule of the commission as an open season.

(9) "Closed waters" means all or part of a lake, river, stream, or other body of water, where fishing or harvesting is prohibited.

(10) "Commercial" means related to or connected with buying, selling, or bartering.

(11) "Commission" means the state fish and wildlife commission.

(12) "Concurrent waters of the Columbia river" means those waters of the Columbia river that coincide with the Washington-Oregon state boundary.

(13) "Contraband" means any property that is unlawful to produce or possess.

(14) "Deleterious exotic wildlife" means species of the animal kingdom not native to Washington and designated as dangerous to the environment or wildlife of the state.

(15) "Department" means the department of fish and wildlife.

(16) "Director" means the director of fish and wildlife.

(17) "Endangered species" means wildlife designated by the commission as seriously threatened with extinction.

(18) "Ex officio fish and wildlife officer" means:

(a) A commissioned officer of a municipal, county, or state agency having as its primary function the enforcement of criminal laws in general, while the officer is acting in the respective jurisdiction of that agency;

(b) An officer or special agent commissioned by one of the following: The national marine fisheries service; the Washington state parks and recreation commission; the United States fish and wildlife service; the Washington state department of natural resources; the United States forest service; or the United States parks service, if the agent or officer is in the respective jurisdiction of the primary commissioning agency and is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency;

(c) A commissioned fish and wildlife peace officer from another state who meets the training standards set by the Washington state criminal justice training commission pursuant to RCW 10.93.090, 43.101.080, and 43.101.200, and who is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency; or

(d) A Washington state tribal police officer who successfully completes the requirements set forth under RCW 43.101.157, is employed by a tribal nation that has complied with RCW 10.92.020(2) (a) and (b), and is acting under a mutual law enforcement assistance agreement between the department and the tribal government.

(19) "Fish" includes all species classified as game fish or food fish by statute or rule, as well as all fin fish not currently classified as food fish or game fish if such species exist in state waters. The term "fish" includes all stages of development and the bodily parts of fish species.

(20) "Fish and wildlife officer" means a person appointed and commissioned by the director, with authority to enforce this title and rules adopted pursuant to this title, and other statutes as prescribed by the legislature. Fish and wildlife officer includes a person commissioned before June 11, 1998, as a wildlife agent or a fisheries patrol officer.

(21) "Fish broker" means a person whose business it is to bring a seller of fish and shellfish and a purchaser of those fish and shellfish together.

(22) "Fish buyer" means ~~((a person engaged by a wholesale fish dealer to purchase food fish or shellfish from a licensed commercial fisher))~~:

(a) A wholesale fish dealer or a retail seller who directly receives fish or shellfish from a commercial fisher or receives fish or shellfish in interstate or foreign commerce; or

(b) A person engaged by a wholesale fish dealer who receives fish or shellfish from a commercial fisher.

(23) "Fishery" means the taking of one or more particular species of fish or shellfish with particular gear in a particular geographical area.

(24) "Food, food waste, or other substance" includes human and pet food or other waste or garbage that could attract large wild carnivores.

(25) "Freshwater" means all waters not defined as saltwater including, but not limited to, rivers upstream of the river mouth, lakes, ponds, and reservoirs.

(26) "Fur-bearing animals" means game animals that shall not be trapped except as authorized by the commission.

(27) "Fur dealer" means a person who purchases, receives, or resells raw furs for commercial purposes.

(28) "Game animals" means wild animals that shall not be hunted except as authorized by the commission.

(29) "Game birds" means wild birds that shall not be hunted except as authorized by the commission.

(30) "Game farm" means property on which wildlife is held, confined, propagated, hatched, fed, or otherwise raised for commercial purposes, trade, or gift. The term "game farm" does not include publicly owned facilities.

(31) "Game reserve" means a closed area where hunting for all wild animals and wild birds is prohibited.

(32) "Illegal items" means those items unlawful to be possessed.

(33)(a) "Intentionally feed, attempt to feed, or attract" means to purposefully or knowingly provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building.

(b) "Intentionally feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

(34) "Invasive species" means a plant species or a nonnative animal species that either:

(a) Causes or may cause displacement of, or otherwise threatens, native species in their natural communities;

(b) Threatens or may threaten natural resources or their use in the state;

(c) Causes or may cause economic damage to commercial or recreational activities that are dependent upon state waters; or

(d) Threatens or harms human health.

(35) "Large wild carnivore" includes wild bear, cougar, and wolf.

(36) "License year" means the period of time for which a recreational license is valid. The license year begins April 1st, and ends March 31st.

(37) "Limited-entry license" means a license subject to a license limitation program established in chapter 77.70 RCW.

(38) "Money" means all currency, script, personal checks, money orders, or other negotiable instruments.

(39) "Natural person" means a human being.

(40)(a) "Negligently feed, attempt to feed, or attract" means to provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building, without the awareness that a reasonable person in the same situation would have with regard to the likelihood that the food, food waste, or other substance could attract large wild carnivores to the land or building.

(b) "Negligently feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

(41) "Nonresident" means a person who has not fulfilled the qualifications of a resident.

(42) "Offshore waters" means marine waters of the Pacific Ocean outside the territorial boundaries of the state, including the marine waters of other states and countries.

(43) "Open season" means those times, manners of taking, and places or waters established by rule of the commission

for the lawful hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that conform to the special restrictions or physical descriptions established by rule of the commission or that have otherwise been deemed legal to hunt, fish, take, (~~(harvest,)~~) or possess by rule of the commission. "Open season" includes the first and last days of the established time.

(44) "Owner" means the person in whom is vested the ownership dominion, or title of the property.

(45) "Person" means and includes an individual; a corporation; a public or private entity or organization; a local, state, or federal agency; all business organizations, including corporations and partnerships; or a group of two or more individuals acting with a common purpose whether acting in an individual, representative, or official capacity.

(46) "Personal property" or "property" includes both corporeal and incorporeal personal property and includes, among other property, contraband and money.

(47) "Personal use" means for the private use of the individual taking the fish or shellfish and not for sale or barter.

(48) "Predatory birds" means wild birds that may be hunted throughout the year as authorized by the commission.

(49) "Prohibited aquatic animal species" means an invasive species of the animal kingdom that has been classified as a prohibited aquatic animal species by the commission.

(50) "Protected wildlife" means wildlife designated by the commission that shall not be hunted or fished.

(51) "Raffle" means an activity in which tickets bearing an individual number are sold for not more than twenty-five dollars each and in which a permit or permits are awarded to hunt or for access to hunt big game animals or wild turkeys on the basis of a drawing from the tickets by the person or persons conducting the raffle.

(52) "Recreational and commercial watercraft" includes the boat, as well as equipment used to transport the boat, and any auxiliary equipment such as attached or detached outboard motors.

(53) "Regulated aquatic animal species" means a potentially invasive species of the animal kingdom that has been classified as a regulated aquatic animal species by the commission.

(54) "Resident" has the same meaning as defined in RCW 77.08.075.

(55) "Retail-eligible species" means commercially harvested salmon, crab, and sturgeon.

(56) "Saltwater" means those marine waters seaward of river mouths.

(57) "Seaweed" means marine aquatic plant species that are dependent upon the marine aquatic or tidal environment, and exist in either an attached or free floating form, and includes but is not limited to marine aquatic plants in the classes Chlorophyta, Phaeophyta, and Rhodophyta.

(58) "Senior" means a person seventy years old or older.

(59) "Shark fin" means a raw, dried, or otherwise processed detached fin or tail of a shark.

(60)(a) "Shark fin derivative product" means any product intended for use by humans or animals that is derived in whole or in part from shark fins or shark fin cartilage.

(b) "Shark fin derivative product" does not include a drug approved by the United States food and drug administration and available by prescription only or medical device or vaccine approved by the United States food and drug administration.

(61) "Shellfish" means those species of marine and freshwater invertebrates that have been classified and that shall not be taken or possessed except as authorized by rule of the commission. The term "shellfish" includes all stages of development and the bodily parts of shellfish species.

(62) "State waters" means all marine waters and fresh waters within ordinary high water lines and within the territorial boundaries of the state.

(63) "Taxidermist" means a person who, for commercial purposes, creates lifelike representations of fish and wildlife using fish and wildlife parts and various supporting structures.

(64) "To fish(~~(?)~~)" (~~("to harvest," and "to take,")~~) and (~~(their)~~) its derivatives means an effort to kill, injure, harass, harvest, or (~~catch~~) capture a fish or shellfish.

(65) "To hunt" and its derivatives means an effort to kill, injure, harass, harvest, or capture(~~(-or harass)~~) a wild animal or wild bird.

(66) "To process" and its derivatives mean preparing or preserving fish, wildlife, or shellfish.

(67) "To take" and its derivatives means to kill, injure, harvest, or capture a fish, shellfish, wild animal, bird, or seaweed.

(68) "To trap" and its derivatives means a method of hunting using devices to capture wild animals or wild birds.

~~((68))~~ (69) "To waste" or "to be wasted" means to allow any edible portion of any game bird, food fish, game fish, shellfish, or big game animal other than cougar to be rendered unfit for human consumption, or to fail to retrieve edible portions of such a game bird, food fish, game fish, shellfish, or big game animal other than cougar from the field. For purposes of this chapter, edible portions of game birds must include, at a minimum, the breast meat of those birds. Entrails, including the heart and liver, of any wildlife species are not considered edible.

(70) "Trafficking" means offering, attempting to engage, or engaging in sale, barter, or purchase of fish, shellfish, wildlife, or deleterious exotic wildlife.

~~((69))~~ (71) "Unclaimed" means that no owner of the property has been identified or has requested, in writing, the release of the property to themselves nor has the owner of the property designated an individual to receive the property or paid the required postage to effect delivery of the property.

~~((70))~~ (72) "Unclassified wildlife" means wildlife existing in Washington in a wild state that have not been classified as big game, game animals, game birds, predatory birds, protected wildlife, endangered wildlife, or deleterious exotic wildlife.

(73) "Unlisted aquatic animal species" means a nonnative animal species that has not been classified as a prohibited aquatic animal species, a regulated aquatic animal species, or an unregulated aquatic animal species by the commission.

~~((71))~~ (74) "Unregulated aquatic animal species" means a nonnative animal species that has been classified as an unregulated aquatic animal species by the commission.

~~((72))~~ (75) "Wholesale fish dealer" means a person who, acting for commercial purposes, takes possession or ownership of fish or shellfish and sells, barter, or exchanges or attempts to sell, barter, or exchange fish or shellfish that have been landed into the state of Washington or entered the state of Washington in interstate or foreign commerce.

~~((73))~~ (76) "Wild animals" means those species of the class Mammalia whose members exist in Washington in a wild state. The term "wild animal" does not include feral domestic mammals or old world rats and mice of the family Muridae of the order Rodentia.

~~((74))~~ (77) "Wild birds" means those species of the class Aves whose members exist in Washington in a wild state.

~~((75))~~ (78) "Wildlife" means all species of the animal kingdom whose members exist in Washington in a wild state. This includes but is not limited to mammals, birds, reptiles, amphibians, fish, and invertebrates. The term "wildlife" does not include feral domestic mammals, old world rats and mice of the family Muridae of the order Rodentia, or those fish, shellfish, and marine

invertebrates classified as food fish or shellfish by the director. The term "wildlife" includes all stages of development and the bodily parts of wildlife members.

~~((76))~~ (79) "Wildlife meat cutter" means a person who packs, cuts, processes, or stores wildlife for consumption for another for commercial purposes.

~~((77))~~ (80) "Youth" means a person fifteen years old for fishing and under sixteen years old for hunting.

Sec. 2. RCW 77.08.075 and 2012 c 176 s 5 are each amended to read as follows:

For the purposes of this title or rules adopted under this title, "resident" means:

(1) A natural person who has maintained a permanent place of abode within the state for at least ninety days immediately preceding an application for a license, has established by formal evidence an intent to continue residing within the state, is not licensed to hunt or fish as a resident in another state or country, and is not receiving resident benefits of another state or country.

(a) For purposes of this section, "permanent place of abode" means a residence in this state that a person maintains for personal use.

(b) A natural person can demonstrate that the person has maintained a permanent place of abode in Washington by showing that the person:

- (i) Uses a Washington state address for federal income tax or state tax purposes;
- (ii) Designates this state as the person's residence for obtaining eligibility to hold a public office or for judicial actions;
- (iii) Is a registered voter in the state of Washington; or
- (iv) Is a custodial parent with a child attending prekindergarten, kindergarten, elementary school, middle school, or high school in this state.

(c) A natural person can demonstrate the intent to continue residing within the state by showing that he or she:

- (i) Has a valid Washington state driver's license; or
- (ii) Has a valid Washington state identification card, if the person is not eligible for a Washington state driver's license; and

(iii) Has registered the person's vehicle or vehicles in Washington state;

(2) The spouse of a member of the United States armed forces if the member qualifies as a resident under subsection (1), (3), or (4) of this section, or a natural person age eighteen or younger who does not qualify as a resident under subsection (1) of this section, but who has a parent or legal guardian who qualifies as a resident under subsection (1), (3), or (4) of this section;

(3) A member of the United States armed forces temporarily stationed in Washington state on predeployment orders. A copy of the person's military orders is required to meet this condition;

(4) ~~((A))~~ An active duty, nonretired member of the United States armed forces who is permanently stationed in Washington ~~((state))~~ or who designates Washington ~~((state))~~ on ~~((their))~~ his or her military "state of legal residence certificate" or enlistment or re-enlistment documents. A copy of the person's "state of legal residence certificate" or enlistment or re-enlistment documents is required to meet the conditions of this subsection.

Sec. 3. RCW 77.15.080 and 2012 c 176 s 9 are each amended to read as follows:

(1) Based upon articulable facts that a person is engaged in fishing, harvesting, or hunting activities, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and check for valid licenses, tags, permits, stamps, or catch record cards, and to inspect all fish, shellfish, seaweed, and wildlife in possession as well as the equipment being used to ensure compliance with the requirements

of this title. Fish and wildlife officers and ex officio fish and wildlife officers also may request that the person write his or her signature for comparison with the signature on his or her fishing, harvesting, or hunting license. Failure to comply with the request is prima facie evidence that the person is not the person named on the license. Fish and wildlife officers and ex officio fish and wildlife officers may require the person, if age sixteen or older, to exhibit a driver's license or other photo identification.

(2) Based upon articulable facts that a person is transporting a prohibited aquatic animal species or any aquatic plant, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and inspect the watercraft to ensure that the watercraft and associated equipment are not transporting prohibited aquatic animal species or aquatic plants.

Sec. 4. RCW 77.15.100 and 2012 c 176 s 10 are each amended to read as follows:

(1) Fish, shellfish, and wildlife are property of the state under RCW 77.04.012. Fish and wildlife officers may sell seized, commercially ~~((harvested))~~ taken or possessed fish and shellfish to a wholesale buyer and deposit the proceeds into the fish and wildlife enforcement reward account under RCW 77.15.425. Seized, recreationally ~~((harvested))~~ taken or possessed fish, shellfish, and wildlife may be donated to nonprofit charitable organizations. The charitable organization must qualify for tax-exempt status under 26 U.S.C. Sec. 501(c)(3) of the federal internal revenue code.

(2) Unless otherwise provided in this title, fish, shellfish, or wildlife ~~taken((;)) or possessed((; or harvested))~~ in violation of this title or department rule shall be forfeited to the state upon conviction or any outcome in criminal court whereby a person voluntarily enters into a disposition that continues or defers the case for dismissal upon the successful completion of specific terms or conditions. For criminal cases resulting in other types of dispositions, the fish, shellfish, or wildlife may be returned, or its equivalent value paid, if the fish, shellfish, or wildlife have already been donated or sold.

Sec. 5. RCW 77.15.120 and 2000 c 107 s 236 are each amended to read as follows:

(1) A person is guilty of unlawful taking of endangered fish or wildlife in the second degree if:

(a) The person hunts for, fishes for, possesses, maliciously harasses, or kills fish or wildlife, or ~~((maliciously))~~ possesses or intentionally destroys the nests or eggs of fish or wildlife ~~((and))~~;

(b) The fish or wildlife is designated by the commission as endangered~~((;))~~; and

(c) The taking of the fish or wildlife or the destruction of the nests or eggs has not been authorized by rule of the commission, a permit issued by the department, or a permit issued pursuant to the federal endangered species act.

(2) A person is guilty of unlawful taking of endangered fish or wildlife in the first degree if the person has been:

(a) Convicted under subsection (1) of this section or convicted of any crime under this title involving the ~~((killing, possessing, harassing, or harming))~~ taking, possessing, or malicious harassment of endangered fish or wildlife; and

(b) Within five years of the date of the prior conviction the person commits the act described by subsection (1) of this section.

(3)(a) Unlawful taking of endangered fish or wildlife in the second degree is a gross misdemeanor.

(b) Unlawful taking of endangered fish or wildlife in the first degree is a class C felony. The department shall revoke any licenses or tags used in connection with the crime and order the

person's privileges to hunt, fish, trap, or obtain licenses under this title to be suspended for two years.

Sec. 6. RCW 77.15.130 and 2012 c 176 s 14 are each amended to read as follows:

(1) A person is guilty of unlawful taking of protected fish or wildlife if:

(a) The person hunts for, fishes for, maliciously takes, harasses, or possesses ~~((or maliciously kills protected))~~ fish or wildlife, or the person possesses or maliciously destroys the eggs or nests of ~~((protected))~~ fish or wildlife designated by the commission as protected, other than species designated as threatened or sensitive, and the taking has not been authorized by rule of the commission or by a permit issued by the department; ~~((or))~~

(b) The person violates any rule of the commission regarding the taking, ~~((harming, harassment))~~ harassing, possession, or transport of protected fish or wildlife; or

(c)(i) The person hunts for, fishes for, intentionally takes, harasses, or possesses fish or wildlife, or the person possesses or intentionally destroys the nests or eggs of fish or wildlife designated by the commission as threatened or sensitive; and

(ii) The taking of the fish or wildlife, or the destruction of the nests or eggs, has not been authorized by rule of the commission, a permit issued by the department, or a permit issued pursuant to the federal endangered species act.

(2) Unlawful taking of protected fish or wildlife is a misdemeanor.

(3) In addition to the penalties set forth in subsection (2) of this section, if a person is convicted of violating this section and the violation results in the death of protected wildlife listed in this subsection, the court shall require payment of the following amounts for each animal ~~((killed))~~ taken or possessed. This is a criminal wildlife penalty assessment that must be paid to the clerk of the court and distributed each month to the state treasurer for deposit in the fish and wildlife enforcement reward account created in RCW 77.15.425:

- (a) Ferruginous hawk, two thousand dollars;
- (b) Common loon, two thousand dollars;
- (c) Bald eagle, two thousand dollars;
- (d) Golden eagle, two thousand dollars; and
- (e) Peregrine falcon, two thousand dollars.

(4) If two or more persons are convicted under subsection (1) of this section, and subsection (3) of this section is applicable, the criminal wildlife penalty assessment must be imposed against the persons jointly and ~~((separately))~~ severally.

(5)(a) The criminal wildlife penalty assessment under subsection (3) of this section must be imposed regardless of and in addition to any sentence, fines, or costs otherwise provided for violating any provision of this section. The criminal wildlife penalty assessment must be included by the court in any pronouncement of sentence and may not be suspended, waived, modified, or deferred in any respect.

(b) This subsection may not be construed to abridge or alter alternative rights of action or remedies in equity or under common law or statutory law, criminal or civil.

(6) A defaulted criminal wildlife penalty assessment authorized under subsection (3) of this section may be collected by any means authorized by law for the enforcement of orders of the court or collection of a fine or costs, including but not limited to vacation of a deferral of sentencing or vacation of a suspension of sentence.

(7) The department shall revoke the hunting license and suspend the hunting privileges of a person assessed a criminal wildlife penalty assessment under this section until the penalty assessment is paid through the registry of the court in which the penalty assessment was assessed.

(8) The criminal wildlife penalty assessments provided in subsection (3) of this section must be doubled in the following instances:

(a) When a person commits a violation that requires payment of a criminal wildlife penalty assessment within five years of a prior gross misdemeanor or felony conviction under this title; or

(b) When the trier of fact determines that the person ~~((killed))~~ took or possessed the protected wildlife in question with the intent of bartering, selling, or otherwise deriving economic profit from the wildlife or wildlife parts.

Sec. 7. RCW 77.15.160 and 2013 c 307 s 2 are each amended to read as follows:

The following acts are infractions and must be cited and punished as provided under chapter 7.84 RCW:

(1) Fishing and shellfishing infractions:

(a) Barbed hooks: Fishing for personal use with barbed hooks in violation of any department rule.

(b) Catch recording: Failing to immediately record a catch of fish or shellfish on a catch record card as required by RCW 77.32.430 or department rule.

(c) Catch reporting: Failing to return a catch record card to the department for other than Puget Sound Dungeness crab, as required by department rule.

(d) Recreational fishing: Fishing for fish or shellfish ~~((and))~~, without yet possessing fish or shellfish, the person:

(i) Owns, but fails to have in the person's possession, the license or the catch record card required by chapter 77.32 RCW for such an activity; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of fishing for fish or shellfish. This subsection does not apply to use of a net to take fish under RCW 77.15.580 or the unlawful use of shellfish gear for personal use under RCW 77.15.382.

(e) Seaweed: Taking ~~((or))~~ or possessing ~~((or harvesting))~~ less than two times the daily possession limit of seaweed:

(i) While owning, but not having in the person's possession, the license required by chapter 77.32 RCW; or

(ii) In violation of any rule of the department or the department of natural resources regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of taking ~~((or))~~ or possessing ~~((or harvesting of))~~ seaweed.

(f) Unclassified fish or shellfish: Fishing for or taking unclassified fish or shellfish in violation of ((any department rule by killing, fishing, taking, holding, possessing, or maliciously injuring or harming fish or shellfish that is not classified as game fish, food fish, shellfish, protected fish, or endangered fish)) this title or department rule.

(g) Wasting fish or shellfish: ~~((Killing,))~~ Taking ~~((or))~~ or possessing food fish, game fish, or shellfish having a value of less than two hundred fifty dollars and recklessly allowing the fish or shellfish to be wasted.

(2) Hunting infractions:

(a) Eggs or nests: Maliciously, and without permit authorization, destroying, taking, or harming the eggs or active nests of a wild bird or wild animal not classified as endangered or protected. For purposes of this subsection, "active nests" means nests that are attended by an adult or contain eggs or ~~((fledglings))~~ young.

(b) Unclassified wildlife: Hunting for, harassing, or taking unclassified wildlife in violation of ((any department rule by killing, hunting, taking, holding, possessing, or maliciously injuring or harming wildlife that is not classified as big game, game animals, game birds, protected wildlife, or endangered wildlife)) this title or department rule.

(c) Wasting wildlife: ~~((Killing,))~~ Taking~~((;))~~ or possessing wildlife ~~((that is not))~~ classified as ~~((big))~~ game birds and ~~((has))~~ having a value of less than two hundred fifty dollars, and recklessly allowing the ~~((wildlife))~~ game birds to be wasted.

(d) Wild animals: Hunting for wild animals not classified as big game or threatened or endangered and, without yet possessing the wild animals, the person owns, but fails to have in the person's possession, all licenses, tags, or permits required by this title.

(e) Wild birds: Hunting for and, without yet possessing a wild bird or birds, the person:

(i) Owns, but fails to have in the person's possession, all licenses, tags, stamps, and permits required under this title; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of hunting wild birds.

(3) Trapping, taxidermy, fur dealing, ~~((and))~~ wildlife meat cutting, and wildlife rehabilitator infractions:

(a) Recordkeeping and reporting: If a person is a taxidermist, fur dealer, or wildlife meat cutter who is processing, holding, or storing wildlife for commercial purposes, failing to:

(i) Maintain records as required by department rule; or

(ii) Report information from these records as required by department rule.

(b) Trapper's report: Failing to report trapping activity as required by department rule.

(c) Wildlife rehabilitator's recordkeeping and reporting: If a person is a primary permittee or a subpermittee on a wildlife rehabilitation permit issued by the department, failing to:

(i) Maintain records as required by department rule; or

(ii) Report information from these records as required by department rule.

(4) Aquatic invasive species infraction: Entering Washington by road and transporting a recreational or commercial watercraft that has been used outside of Washington without meeting documentation requirements as provided under RCW 77.12.879.

(5) Other infractions:

(a) Contests: Unlawfully conducting, holding, or sponsoring a hunting contest, a fishing contest involving game fish, or a competitive field trial using live wildlife.

(b) Other rules: Violating any other department rule that is designated by rule as an infraction.

(c) Posting signs: Posting signs preventing hunting or fishing on any land not owned or leased by the person doing the posting, or without the permission of the person who owns, leases, or controls the land posted.

(d) Scientific permits: Using a scientific permit issued by the director for fish, shellfish, or wildlife, but not including big game or big game parts, and the person:

(i) Violates any terms or conditions of the scientific permit; or

(ii) Violates any department rule applicable to the issuance or use of scientific permits.

(e) Transporting aquatic plants: Unlawfully transporting aquatic plants on any state or public road, including forest roads. However:

(i) This subsection does not apply to plants that are:

(A) Being transported to the department or to another destination designated by the director, in a manner designated by the department, for purposes of identifying a species or reporting the presence of a species;

(B) Legally obtained for aquarium use, wetland or lakeshore restoration, or ornamental purposes;

(C) Located within or on a commercial aquatic plant harvester that is being transported to a suitable location to remove aquatic plants;

(D) Being transported in a manner that prevents their unintentional dispersal, to a suitable location for disposal, research, or educational purposes; or

(E) Being transported in such a way as the commission may otherwise prescribe; and

(ii) This subsection does not apply to a person who:

(A) Is stopped at an aquatic invasive species check station and possesses a recreational or commercial watercraft that is contaminated with an aquatic invasive plant species if that person complies with all department directives for the proper decontamination of the watercraft and equipment; or

(B) Has voluntarily submitted a recreational or commercial watercraft for inspection by the department or its designee and has received a receipt verifying that the watercraft has not been contaminated since its last use.

Sec. 8. RCW 77.15.170 and 2012 c 176 s 16 are each amended to read as follows:

(1) A person is guilty of waste of fish and wildlife if the person:

(a) ~~((The person kills,))~~ Takes~~((;))~~ or possesses wildlife classified as food fish, game fish, shellfish, or ((wildlife)) game birds having a value of two hundred fifty dollars or more, or wildlife classified as big game; and

(b) ~~((The person))~~ Recklessly allows such fish, shellfish, or wildlife to be wasted.

(2) Waste of fish and wildlife is a gross misdemeanor. Upon conviction, the department shall revoke any license or tag used in the crime and shall order suspension of the person's privileges to engage in the activity in which the person committed waste of fish and wildlife for a period of one year.

(3) It is prima facie evidence of waste if:

(a) A processor purchases or engages a quantity of food fish, shellfish, or game fish that cannot be processed within sixty hours after the food fish, game fish, or shellfish are taken from the water, unless the food fish, game fish, or shellfish are preserved in good marketable condition; or

(b) A person brings a big game animal to a wildlife meat cutter and then abandons the animal. For purposes of this subsection (3)(b), a big game animal is deemed to be abandoned when its carcass is placed in the custody of a wildlife meat cutter for butchering and processing and:

(i) Having been placed in such custody for an unspecified period of time, the meat is not removed within thirty days after the wildlife meat cutter gives notice to the person who brought in the carcass or, having been so notified, the person who brought in the carcass refuses or fails to pay the agreed upon or reasonable charges for the butchering or processing of the carcass; or

(ii) Having been placed in such custody for a specified period of time, the meat is not removed at the end of the specified period or the person who brought in the carcass refuses to pay the agreed upon or reasonable charges for the butchering or processing of the carcass.

Sec. 9. RCW 77.15.180 and 2001 c 253 s 29 are each amended to read as follows:

(1) A person is guilty of unlawful interference with fishing or hunting gear in the second degree if the person:

(a) ~~((Takes))~~ Removes or releases a wild animal from another person's trap without permission;

(b) Springs, pulls up, damages, possesses, or destroys another person's trap without the owner's permission; or

(c) Interferes with recreational gear used to take fish or shellfish.

(2) Unlawful interference with fishing or hunting gear in the second degree is a misdemeanor.

(3) A person is guilty of unlawful interference with fishing or hunting gear in the first degree if the person:

(a) ~~((Takes))~~ Removes or releases fish or shellfish from commercial fishing gear without the owner's permission; or

(b) Intentionally destroys or interferes with commercial fishing gear.

(4) Unlawful interference with fishing or hunting gear in the first degree is a gross misdemeanor.

(5) A person is not in violation of unlawful interference with fishing or hunting gear if the person removes a trap placed on property owned, leased, or rented by the person.

Sec. 10. RCW 77.15.190 and 2012 c 176 s 17 are each amended to read as follows:

(1) A person is guilty of unlawful trapping if the person:

(a) Sets out traps that are capable of taking wild animals, wild birds, game animals, or furbearing mammals and does not possess ~~((all))~~ the licenses, tags, or permits required under this title;

(b) Violates any department rule regarding seasons, bag, or possession limits, closed areas including game reserves, closed times, or any other rule governing the trapping of wild animals or wild birds, with the exception of reporting rules; or

(c) Fails to identify the owner of the traps or devices by neither (i) attaching a metal tag with the owner's department-assigned identification number or the name and address of the trapper legibly written in numbers or letters not less than one-eighth inch in height nor (ii) inscribing into the metal of the trap such number or name and address.

(2) Unlawful trapping is a misdemeanor.

Sec. 11. RCW 77.15.240 and 2012 c 176 s 18 are each amended to read as follows:

(1)~~(a)~~ A person is guilty of unlawful use of dogs if the person:

~~((a))~~ (i) Negligently fails to prevent a dog under the person's control from pursuing, harassing, attacking, or killing deer, elk, moose, caribou, mountain sheep, or animals classified as endangered under this title; or

~~((b))~~ (ii) Uses the dog to hunt deer or elk.

~~((c))~~ (b) For the purposes of this subsection, a dog is "under a person's control" if the dog is owned or possessed by, or in the custody of, a person.

~~((d))~~ (2) Unlawful use of dogs is a misdemeanor.

~~((e))~~ (3)(a) Based on a reasonable belief that a dog is pursuing, harassing, attacking, or killing a ~~((snow bound))~~ deer, elk, moose, caribou, mountain sheep, or animals classified as protected or endangered under this title, fish and wildlife officers and ex officio fish and wildlife officers may:

(i) Lawfully take a dog into custody; or

(ii) If necessary to avoid repeated harassment, injury, or death of wildlife under this section, destroy the dog.

(b) Fish and wildlife officers and ex officio fish and wildlife officers who destroy a dog pursuant to this section are immune from civil or criminal liability arising from their actions.

(4)(a) This section does not apply to a person using a dog to conduct a department-approved and controlled hazing activity, as long as the person prevents or minimizes physical contact between the dog and the wildlife, and the hazing is being done only for the purposes of wildlife control and the prevention of damage to commercial crops.

(b) For the purposes of this subsection, "hazing" means the act of chasing or herding wildlife in an effort to move them from one location to another.

Sec. 12. RCW 77.15.250 and 2001 c 253 s 32 are each amended to read as follows:

(1)(a) A person is guilty of unlawfully releasing, planting, possessing, or placing fish, shellfish, or wildlife if the person knowingly releases, plants, possesses, or places live fish, shellfish, wildlife, or aquatic plants within the state in violation of this title or rule of the department, and the fish, shellfish, or wildlife have not been classified as deleterious wildlife. This subsection does not apply to a release of game fish into private waters for which a game fish stocking permit has been obtained, or the planting of fish or shellfish by permit of the commission.

(b) A violation of this subsection is a gross misdemeanor. In addition, the department shall order the person to pay all costs the department incurred in capturing, killing, or controlling the fish, shellfish, aquatic plants, ~~((or wildlife released or its progeny))~~ wildlife, or progeny unlawfully released, planted, possessed, or placed. This does not affect the existing authority of the department to bring a separate civil action to recover costs of capturing, killing, or controlling the fish, shellfish, aquatic plants, ((or)) wildlife ((released or their progeny, or restoration of habitat necessitated by the unlawful release)), or progeny unlawfully released, planted, possessed, or placed, or the costs of habitat restoration necessitated by the unlawful release, planting, possession, or placing.

(2)(a) A person is guilty of ~~((unlawful release of))~~ unlawfully releasing, planting, possessing, or placing deleterious exotic wildlife if the person knowingly releases, plants, possesses, or places live fish, shellfish, or wildlife within the state in violation of this title or rule of the department, and ~~((such))~~ the fish, shellfish, or wildlife ~~((has))~~ have been classified as deleterious exotic wildlife by rule of the commission.

(b) A violation of this subsection is a class C felony. In addition, the department shall ~~((also))~~ order the person to pay all costs the department incurred in capturing, killing, or controlling the fish, shellfish, ~~((or))~~ wildlife ((released or its progeny)), or progeny unlawfully released, planted, possessed, or placed. This does not affect the existing authority of the department to bring a separate civil action to recover costs of capturing, killing, or controlling the fish, shellfish, ((or wildlife released or their progeny, or restoration of habitat necessitated by the unlawful release)) wildlife, or progeny unlawfully released, planted, possessed, or placed, or the costs of habitat restoration necessitated by the unlawful release, planting, possession, or placing.

Sec. 13. RCW 77.15.370 and 2012 c 176 s 22 are each amended to read as follows:

(1) A person is guilty of unlawful recreational fishing in the first degree if:

(a) The person takes ~~((s))~~ or possesses ~~((, or retains))~~ two times or more than the bag limit or possession limit of fish or shellfish allowed by any rule of the director or commission setting the amount of food fish, game fish, or shellfish that can be taken ~~((s))~~ or possessed ~~((, or retained))~~ for noncommercial use;

(b) The person fishes in a fishway;

(c) The person shoots, gaffs, snags, snares, spears, dipnets, or stones fish or shellfish in state waters, or possesses fish or shellfish taken by such means, unless such means are authorized by express department rule;

(d) The person fishes for or possesses a fish listed as threatened or endangered in 50 C.F.R. Sec. 223.102 (2006) or Sec. 224.101 (2010), unless fishing for or ~~((possession of))~~ possessing such fish is specifically allowed under federal or state law;

(e) The person possesses a white sturgeon measuring in excess of the maximum size limit as established by rules adopted by the department; ~~((or))~~

(f) ~~((The person possesses a salmon or steelhead during a season closed for that species))~~ The person possesses a green sturgeon of any size; or

(g)(i) The person possesses a wild salmon or wild

steelhead during a season closed for wild salmon or wild steelhead.

(ii) For the purposes of this subsection:

(A) "Wild salmon" means a salmon with an unclipped adipose fin, regardless of whether the salmon's ventral fin is clipped.

(B) "Wild steelhead" means a steelhead with no fins clipped.

(2) Unlawful recreational fishing in the first degree is a gross misdemeanor.

(3) In addition to the penalties set forth in subsection (2) of this section, if a person is convicted of violating this section and the violation results in the death of fish listed in this subsection, the court shall require payment of the following amounts for each fish taken or possessed. This is a criminal wildlife penalty assessment that must be paid to the clerk of the court and distributed each month to the state treasurer for deposit in the fish and wildlife enforcement reward account created in RCW 77.15.425:

(a) White sturgeon longer than fifty-five inches in fork length, two thousand dollars;

(b) Green sturgeon, two thousand dollars; and

(c) Wild salmon or wild steelhead, five hundred dollars.

(4) If two or more persons are convicted under subsection (1) of this section, and subsection (3) of this section is applicable, the criminal wildlife penalty assessment must be imposed against the persons jointly and severally.

(5)(a) The criminal wildlife penalty assessment under subsection (3) of this section must be imposed regardless of and in addition to any sentence, fines, or costs otherwise provided for violating any provision of this section. The criminal wildlife penalty assessment must be included by the court in any pronouncement of sentence and may not be suspended, waived, modified, or deferred in any respect.

(b) This subsection may not be construed to abridge or alter alternative rights of action or remedies in equity or under common law or statutory law, criminal or civil.

(6) A defaulted criminal wildlife penalty assessment authorized under subsection (3) of this section may be collected by any means authorized by law for the enforcement of orders of the court or collection of a fine or costs, including but not limited to vacation of a deferral of sentencing or vacation of a suspension of sentence.

(7) The department shall revoke the fishing license and suspend the fishing privileges of a person assessed a criminal wildlife penalty assessment under this section until the penalty assessment is paid through the registry of the court in which the penalty assessment was assessed.

(8) The criminal wildlife penalty assessments provided in subsection (3) of this section must be doubled in the following instances:

(a) When a person commits a violation that requires payment of a criminal wildlife penalty assessment within five years of a prior gross misdemeanor or felony conviction under this title; or

(b) When the trier of fact determines that the person took or possessed the fish in question with the intent of bartering, selling, or otherwise deriving economic profit from the fish or fish parts.

Sec. 14. RCW 77.15.380 and 2012 c 176 s 23 are each amended to read as follows:

(1) A person is guilty of unlawful recreational fishing in the second degree if the person fishes for fish or shellfish and, whether or not the person possesses fish or shellfish, the person has not purchased the appropriate fishing or shellfishing license and catch record card issued to Washington residents or nonresidents under chapter 77.32 RCW.

(2) A person is guilty of unlawful recreational fishing in the second degree if the person takes(~~(s)~~) or possesses(~~(s or harvests)~~) fish or shellfish and:

(a) The person owns, but does not have in the person's possession, the license or the catch record card required by chapter 77.32 RCW for such activity; or

(b) The action violates any department rule regarding seasons, bag or possession limits but less than two times the bag or possession limit, closed areas, closed times, or any other rule addressing the manner or method of fishing for, taking, or (~~(possession of)~~) possessing fish or shellfish. This section does not apply to use of a net to take fish under RCW 77.15.580 or the unlawful use of shellfish gear for personal use under RCW 77.15.382.

(3) Unlawful recreational fishing in the second degree is a misdemeanor.

Sec. 15. RCW 77.15.390 and 2012 c 176 s 24 are each amended to read as follows:

(1) A person is guilty of unlawful taking of seaweed if the person takes(~~(s)~~) or possesses(~~(s or harvests)~~) seaweed and:

(a) The person has not purchased a personal use shellfish and seaweed license issued to Washington residents or nonresidents under chapter 77.32 RCW; or

(b) The person takes(~~(s)~~) or possesses(~~(s or harvests)~~) seaweed in an amount that is two times or more of the daily possession limit of seaweed.

(2) Unlawful taking of seaweed is a misdemeanor. This does not affect rights of the state to recover civilly for trespass, conversion, or theft of state-owned valuable materials.

Sec. 16. RCW 77.15.420 and 2005 c 406 s 5 are each amended to read as follows:

(1) If a person is convicted of violating RCW 77.15.410 and that violation results in the death of wildlife listed in this section, the court shall require payment of the following amounts for each animal (~~(killed)~~) taken or possessed. This shall be a criminal wildlife penalty assessment that shall be paid to the clerk of the court and distributed each month to the state treasurer for deposit in the fish and wildlife enforcement reward account created in RCW 77.15.425.

(a)	Moose, mountain sheep, mountain goat, and all wildlife species classified as endangered by rule	
	of the commission, except for mountain caribou and grizzly bear as listed under (d) of this subsection	\$4,000
(b)	Elk, deer, black bear, and cougar	\$2,000
(c)	Trophy animal elk and deer	\$6,000
(d)	Mountain caribou, grizzly bear, and trophy animal mountain sheep	\$12,000

(2) (~~No forfeiture of bail may be less than the amount of the bail established for hunting during closed season plus the amount of the criminal wildlife penalty assessment in subsection (1) of this section.~~)

~~(3))~~ (a) For the purpose of this section a "trophy animal" is:

~~((a))~~ (i) A buck deer with four or more antler points on both sides, not including eyeguards;

~~((b))~~ (ii) A bull elk with five or more antler points on both sides, not including eyeguards; or

~~((c))~~ (iii) A mountain sheep with a horn curl of three-quarter curl or greater.

(b) For purposes of this subsection, "eyeguard" means an antler protrusion on the main beam of the antler closest to the eye of the animal.

~~((4))~~ (3) If two or more persons are convicted of illegally possessing wildlife in subsection (1) of this section, the criminal wildlife penalty assessment shall be imposed on them jointly and ~~((separately))~~ severally.

~~((5))~~ (4) The criminal wildlife penalty assessment shall be imposed regardless of and in addition to any sentence, fines, or costs otherwise provided for violating any provision of this title. The criminal wildlife penalty assessment shall be included by the court in any pronouncement of sentence and may not be suspended, waived, modified, or deferred in any respect. This section may not be construed to abridge or alter alternative rights of action or remedies in equity or under common law or statutory law, criminal or civil.

~~((6))~~ (5) A defaulted criminal wildlife penalty assessment may be collected by any means authorized by law for the enforcement of orders of the court or collection of a fine or costs, including but not limited to vacation of a deferral of sentencing or vacation of a suspension of sentence.

~~((7))~~ (6) A person assessed a criminal wildlife penalty assessment under this section shall have his or her hunting license revoked and all hunting privileges suspended until the penalty assessment is paid through the registry of the court in which the penalty assessment was assessed.

~~((8))~~ (7) The criminal wildlife penalty assessments provided in subsection (1) of this section shall be doubled in the following instances:

(a) When a person is convicted of spotlighting big game under RCW 77.15.450;

(b) When a person commits a violation that requires payment of a wildlife penalty assessment within five years of a prior gross misdemeanor or felony conviction under this title;

(c) When the trier of fact determines that the person ~~((killed))~~ took or possessed the animal in question with the intent of bartering, selling, or otherwise deriving economic profit from the animal or the animal's parts; or

(d) When ~~((a))~~ the trier of fact determines that the person ~~((kills))~~ took the animal under the supervision of a licensed guide.

Sec. 17. RCW 77.15.425 and 2009 c 333 s 18 are each amended to read as follows:

The fish and wildlife enforcement reward account is created in the custody of the state treasurer. Deposits to the account include: Receipts from fish and shellfish overages as a result of a department enforcement action; fees for hunter education deferral applications; fees for master hunter applications and master hunter certification renewals; all receipts from criminal wildlife penalty assessments under RCW 77.15.370, 77.15.400, and 77.15.420; all receipts of court-ordered restitution or donations associated with any fish, shellfish, or wildlife enforcement action; and proceeds from forfeitures and evidence pursuant to RCW 77.15.070 and 77.15.100. The department may accept money or personal property from persons under conditions requiring the property or money to be used consistent with the intent of expenditures from the fish and wildlife enforcement reward account. Expenditures from the account may be used only for investigation and prosecution of fish and wildlife offenses, to provide rewards to persons informing the department about violations of this title and rules adopted under this title, to offset department-approved costs incurred to administer the hunter education deferral program and the master hunter ~~((permit))~~

permit program, and for other valid enforcement uses as determined by the commission. Only the director or the director's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures.

Sec. 18. RCW 77.15.460 and 2012 c 176 s 28 are each amended to read as follows:

(1) A person is guilty of unlawful possession of a loaded rifle or shotgun in a motor vehicle, as defined in RCW 46.04.320, or upon an off-road vehicle, as defined in RCW 46.04.365, if:

(a) The person carries, transports, conveys, possesses, or controls a rifle or shotgun in a motor vehicle, or upon an off-road vehicle, except as allowed by department rule; and

(b) The rifle or shotgun contains shells or cartridges in the magazine or chamber, or is a muzzle-loading firearm that is loaded and capped or primed.

(2) A person is guilty of unlawful use of a loaded firearm if:

(a) The person negligently discharges a firearm from, across, or along the maintained portion of a public highway; or

(b) The person discharges a firearm from within a moving motor vehicle or from upon a moving off-road vehicle.

(3) Unlawful possession of a loaded rifle or shotgun in a motor vehicle or upon an off-road vehicle, and unlawful use of a loaded firearm are misdemeanors.

(4) This section does not apply if the person:

(a) Is a law enforcement officer who is authorized to carry a firearm and is on duty within the officer's respective jurisdiction;

(b) Possesses a disabled hunter's permit as provided by RCW 77.32.237 and complies with all rules of the department concerning hunting by persons with disabilities; or

(c) Discharges the rifle or shotgun from upon a nonmoving motor vehicle ~~((or a nonmoving off road vehicle))~~, as long as the engine is turned off and the motor vehicle ~~((or off road vehicle))~~ is not parked on or beside the maintained portion of a public road, except as authorized by the commission by rule. This subsection (4)(c) does not apply to off-road vehicles, which are unlawful to use for hunting under RCW 46.09.480, unless the person has a department permit issued under RCW 77.32.237.

(5) For purposes of subsection (1) of this section, a rifle or shotgun shall not be considered loaded if the detachable clip or magazine is not inserted in or attached to the rifle or shotgun.

Sec. 19. RCW 77.15.470 and 2000 c 107 s 246 are each amended to read as follows:

(1) A person is guilty of unlawfully avoiding wildlife check stations or field inspections if the person fails to:

(a) Obey check station signs;

(b) Stop and report at a check station if directed to do so by a uniformed fish and wildlife officer or if directed by an ex officio fish and wildlife officer participating in a department-authorized check station; or

(c) Produce for inspection upon request by a fish and wildlife officer or ex officio fish and wildlife officer: (i) Hunting or fishing equipment; (ii) seaweed, fish, shellfish, or wildlife; or (iii) licenses, permits, tags, stamps, or catch record cards required by this title.

(2) Unlawfully avoiding wildlife check stations or field inspections is a gross misdemeanor.

(3) Wildlife check stations may not be established upon interstate highways or state routes.

Sec. 20. RCW 77.15.480 and 2001 c 253 s 42 are each amended to read as follows:

Articles or devices unlawfully used, possessed, or maintained for ~~((catching))~~ taking, ~~((killing))~~ harassing, attracting, or decoying wildlife, fish, and shellfish are public

nuisances. If necessary, fish and wildlife officers and ex officio fish and wildlife officers may seize, abate, or destroy these public nuisances without warrant or process.

Sec. 21. RCW 77.15.630 and 2012 c 176 s 31 are each amended to read as follows:

(1) A person ~~((who acts in the capacity of a wholesale fish dealer, anadromous game fish buyer, or a fish buyer is guilty of unlawful fish and shellfish catch accounting in the second degree if the person:~~

~~(a) Possesses or receives fish or shellfish for commercial purposes worth less than two hundred fifty dollars; and~~

~~(b)) licensed as a commercial fisher, wholesale fish dealer, direct retail seller, anadromous game fish buyer, or a fish buyer, or a person not so licensed but acting in such a capacity, is guilty of unlawful fish and shellfish catch accounting in the second degree if he or she receives or delivers for commercial purposes fish or shellfish worth less than two hundred fifty dollars; and~~

~~(a) Fails to document such fish or shellfish with a fish-receiving ticket or other documentation required by statute or department rule; ((or~~

~~(e)) (b) Fails to sign the fish receiving ticket or other required documentation, fails to provide all of the information required by statute or department rule on the fish receiving ticket or other documentation, or both; or~~

~~(c) Fails to submit the fish receiving ticket to the department as required by statute or department rule.~~

(2) A person is guilty of unlawful fish and shellfish catch accounting in the first degree if the person commits ~~((the))~~ an act described by subsection (1) of this section and:

(a) The violation involves fish or shellfish worth two hundred fifty dollars or more;

(b) The person acted with knowledge that the fish or shellfish were taken from a closed area, at a closed time, or by a person not licensed to take such fish or shellfish for commercial purposes; or

(c) The person acted with knowledge that the fish or shellfish were taken in violation of any tribal law.

(3)(a) Unlawful fish and shellfish catch accounting in the second degree is a gross misdemeanor.

(b) Unlawful fish and shellfish catch accounting in the first degree is a class C felony. Upon conviction, the department shall suspend all privileges to engage in fish buying or dealing for two years.

(4) For the purposes of this section:

(a) A person "receives" fish or shellfish when title or control of the fish or shellfish is transferred or conveyed to the person.

(b) A person "delivers" fish or shellfish when title or control of the fish or shellfish is transferred or conveyed from the person.

Sec. 22. RCW 77.15.740 and 2012 c 176 s 37 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, it is unlawful to:

(a) Cause a vessel or other object to approach, in any manner, within two hundred yards of a southern resident orca whale;

(b) Position a vessel to be in the path of a southern resident orca whale at any point located within four hundred yards of the whale. This includes intercepting a southern resident orca whale by positioning a vessel so that the prevailing wind or water current carries the vessel into the path of the whale at any point located within four hundred yards of the whale;

(c) Fail to disengage the transmission of a vessel that is within two hundred yards of a southern resident orca whale; or

(d) Feed a southern resident orca whale.

(2) A person is exempt from subsection (1) of this section if that person is:

(a) Operating a federal government vessel in the course of his or her official duties, or operating a state, tribal, or local government vessel when engaged in official duties involving law enforcement, search and rescue, or public safety;

(b) Operating a vessel in conjunction with a vessel traffic service established under 33 C.F.R. and following a traffic separation scheme, or complying with a vessel traffic service measure of direction. This also includes support vessels escorting ships in the traffic lanes, such as tug boats;

(c) Engaging in an activity, including scientific research, pursuant to a permit or other authorization from the national marine fisheries service and the department;

(d) Lawfully engaging in a treaty Indian or commercial fishery that is actively setting, retrieving, or closely tending fishing gear;

(e) Conducting vessel operations necessary to avoid an imminent and serious threat to a person, vessel, or the environment, including when necessary for overall safety of navigation and to comply with state and federal navigation requirements; or

(f) Engaging in rescue or clean-up efforts of a beached southern resident orca whale overseen, coordinated, or authorized by a volunteer stranding network.

(3) For the purpose of this section, "vessel" includes aircraft ~~((, canoes, fishing vessels, kayaks, personal watercraft, rafts, recreational vessels, tour boats, whale watching boats, vessels engaged in whale watching activities, or other small craft including power boats and sailboats))~~ while on the surface of the water, and every description of watercraft on the water that is used or capable of being used as a means of transportation on the water. However, "vessel" does not include inner tubes, air mattresses, sailboards, and small rafts, or flotation devices or toys customarily used by swimmers.

(4)(a) A violation of this section is a natural resource infraction punishable under chapter 7.84 RCW and carries a fine of five hundred dollars, not including statutory assessments added pursuant to RCW 3.62.090.

(b) A person who qualifies for an exemption under subsection (2) of this section may offer that exemption as an affirmative defense, which that person must prove by a preponderance of the evidence.

Sec. 23. RCW 77.15.770 and 2011 c 324 s 2 are each amended to read as follows:

(1) Except as otherwise provided in this section, a person is guilty of unlawful trade in shark fins in the second degree if:

(a) The person sells, offers for sale, purchases, offers to purchase, or otherwise exchanges a shark fin or shark fin derivative product for commercial purposes; or

(b) The person prepares or processes a shark fin or shark fin derivative product for human or animal consumption for commercial purposes.

(2) Except as otherwise provided in this section, a person is guilty of unlawful trade in shark fins in the first degree if:

(a) The person commits the act described by subsection (1) of this section and the violation involves shark fins or a shark fin derivative product with a total market value of two hundred fifty dollars or more;

(b) The person commits the act described by subsection (1) of this section and acted with knowledge that the shark fin or shark fin derivative product originated from a shark that was harvested in an area or at a time where or when the harvest was not legally allowed or by a person not licensed to harvest the shark; or

(c) The person commits the act described by subsection (1) of this section and the violation occurs within five years of

entry of a prior conviction under this section or a prior conviction for any other gross misdemeanor or felony under this title involving fish, other than a recreational fishing violation.

(3)(a) Unlawful trade in shark fins in the second degree is a gross misdemeanor. Upon conviction, the department shall suspend any commercial fishing privileges for the person that requires a license under this title for a period of one year.

(b) Unlawful trade in shark fins in the first degree is a class C felony. Upon conviction, the department shall suspend any commercial fishing privileges for the person that requires a license under this title for a period of one year.

(4) Any person who obtains a license or permit issued by the department to take or possess sharks or shark parts for bona fide research or educational purposes, and who sells, offers for sale, purchases, offers to purchase, or otherwise trades a shark fin or shark fin derivative product, exclusively for bona fide research or educational purposes, may not be held liable under or subject to the penalties of this section.

~~((5) Nothing in this section prohibits the sale, offer for sale, purchase, offer to purchase, or other exchange of shark fins or shark fin derivative products for commercial purposes, or preparation or processing of shark fins or shark fin derivative products for purposes of human or animal consumption for commercial purposes, if the shark fins or shark fin derivative products were lawfully harvested or lawfully acquired prior to July 22, 2011.)~~

NEW SECTION. Sec. 24. A new section is added to chapter 77.15 RCW to read as follows:

(1) It is unlawful for any person to possess in Washington any fish, shellfish, or wildlife that the person knows was taken in another state or country in violation of that state's or country's laws or regulations relating to licenses or tags, seasons, areas, methods, or bag or possession limits.

(2) As used in this section, the terms "fish," "shellfish," and "wildlife" have the meaning ascribed to those terms in the applicable law or regulation of the state or country of the fish's, shellfish's, or wildlife's origin.

(3) Unlawful possession of fish, shellfish, or wildlife taken or possessed in violation of another state's or country's laws or regulations is a gross misdemeanor.

NEW SECTION. Sec. 25. A new section is added to chapter 77.15 RCW to read as follows:

(1)(a) A person is guilty of engaging in wildlife rehabilitation without a permit if the person captures, transports, treats, feeds, houses, conditions, or trains injured, diseased, oiled, or abandoned wildlife without department authority for temporary actions or a wildlife rehabilitation permit issued by the department.

(b) The department must adopt rules for permissible temporary actions that include, at a minimum, the conditions under which a person may capture or transport wildlife to a primary permittee, subpermittee, or a rehabilitation facility.

(2) A person who is a primary permittee or subpermittee on a wildlife rehabilitation permit issued by the department is guilty of unlawful use of a wildlife rehabilitation permit if the person violates any permit provisions or department rules pertaining to wildlife rehabilitation other than those addressing recordkeeping and reporting requirements.

(3) A violation of this section is a misdemeanor.

Sec. 26. RCW 77.32.010 and 2011 c 320 s 19 are each amended to read as follows:

(1) Except as otherwise provided in this chapter or department rule, a recreational license issued by the director is required to hunt ~~((for or take wild animals or wild birds, fish for, take, or harvest fish, shellfish, and))~~, fish, or take wildlife or seaweed. A recreational fishing or shellfish license is not required

for carp, smelt, and crawfish, and a hunting license is not required for bullfrogs.

(2) A pass or permit issued under RCW 79A.80.020, 79A.80.030, or 79A.80.040 is required to park or operate a motor vehicle on a recreation site or lands, as defined in RCW 79A.80.010.

(3) ~~((During the 2009-2011 fiscal biennium to enable the implementation of the pilot project established in section 307, chapter 329, Laws of 2008,))~~ The commission may, by rule, indicate that a fishing permit issued to a nontribal member by the Colville Tribes shall satisfy the license requirements in subsection (1) of this section on the waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods, and that a Colville Tribes tribal member identification card shall satisfy the license requirements in subsection (1) of this section on all waters of Lake Rufus Woods. **Sec. 27.** RCW 77.65.280 and 2013 c 23 s 244 are each amended to read as follows:

(1) A wholesale fish dealer's license is required for:

~~((4))~~ (a) A business in the state to engage in the commercial processing of food fish or shellfish, including custom canning or processing of personal use food fish or shellfish.

~~((2))~~ (b) A business in the state to engage in the wholesale selling, buying, or brokering of food fish or shellfish. A wholesale fish dealer's license is not required of those businesses which buy exclusively from Washington licensed wholesale dealers and sell solely at retail.

~~((3))~~ (c) Fishers who land and sell their catch or harvest in the state to anyone other than a licensed wholesale dealer within or outside the state, unless the fisher has a direct retail endorsement.

~~((4))~~ (d) A business to engage in the commercial manufacture or preparation of fertilizer, oil, meal, caviar, fish bait, or other by-products from food fish or shellfish.

~~((5))~~ (e) A business ~~((employing))~~ engaging a fish buyer as defined under RCW 77.65.340.

(2) The annual license fee for a wholesale dealer is two hundred fifty dollars. The application fee is one hundred five dollars. A wholesale fish dealer's license is not required for persons engaged in the processing, wholesale selling, buying, or brokering of private sector cultured aquatic products as defined in RCW 15.85.020. However, if a means of identifying such products is required by rules adopted under RCW 15.85.060, the exemption from licensing requirements established by this subsection applies only if the aquatic products are identified in conformance with those rules.

Sec. 28. RCW 77.65.340 and 2013 c 23 s 245 are each amended to read as follows:

(1) A fish buyer's license is required of and shall be carried by each individual engaged by a wholesale fish dealer to purchase food fish or shellfish from a ~~((licensed))~~ commercial fisher. A fish buyer may represent only one wholesale fish dealer.

(2) The annual fee for a fish buyer's license is ninety-five dollars. The application fee is one hundred five dollars.

NEW SECTION. Sec. 29. RCW 77.15.560 (Commercial fish, shellfish harvest or delivery--Failure to report--Penalty) and 1998 c 190 s 41 are each repealed.

NEW SECTION. Sec. 30. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Correct the title.

Strike everything after the enacting clause and insert the following:

"Sec. 31. RCW 77.08.010 and 2012 c 176 s 4 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this title or rules adopted under this title unless the context clearly requires otherwise.

(1) "Anadromous game fish buyer" means a person who purchases or sells steelhead trout and other anadromous game fish harvested by Indian fishers lawfully exercising fishing rights reserved by federal statute, treaty, or executive order, under conditions prescribed by rule of the director.

(2) "Angling gear" means a line attached to a rod and reel capable of being held in hand while landing the fish or a hand-held line operated without rod or reel.

(3) "Aquatic invasive species" means any invasive, prohibited, regulated, unregulated, or unlisted aquatic animal or plant species as defined under subsections (4), (34), (49), (53), ~~((70))~~ (73), and ~~((74))~~ (74) of this section, aquatic noxious weeds as defined under RCW 17.26.020(5)(c), and aquatic nuisance species as defined under RCW 77.60.130(1).

(4) "Aquatic plant species" means an emergent, submersed, partially submersed, free-floating, or floating-leaving plant species that grows in or near a body of water or wetland.

(5) "Bag limit" means the maximum number of game animals, game birds, or game fish which may be taken, caught, killed, or possessed by a person, as specified by rule of the commission for a particular period of time, or as to size, sex, or species.

(6) "Building" means a private domicile, garage, barn, or public or commercial building.

(7) "Closed area" means a place where the hunting of some or all species of wild animals or wild birds is prohibited.

(8) "Closed season" means all times, manners of taking, and places or waters other than those established by rule of the commission as an open season. "Closed season" also means all hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that do not conform to the special restrictions or physical descriptions established by rule of the commission as an open season or that have not otherwise been deemed legal to hunt, fish, take, harvest, or possess by rule of the commission as an open season.

(9) "Closed waters" means all or part of a lake, river, stream, or other body of water, where fishing or harvesting is prohibited.

(10) "Commercial" means related to or connected with buying, selling, or bartering.

(11) "Commission" means the state fish and wildlife commission.

(12) "Concurrent waters of the Columbia river" means those waters of the Columbia river that coincide with the Washington-Oregon state boundary.

(13) "Contraband" means any property that is unlawful to produce or possess.

(14) "Deleterious exotic wildlife" means species of the animal kingdom not native to Washington and designated as dangerous to the environment or wildlife of the state.

(15) "Department" means the department of fish and wildlife.

(16) "Director" means the director of fish and wildlife.

(17) "Endangered species" means wildlife designated by the commission as seriously threatened with extinction.

(18) "Ex officio fish and wildlife officer" means:

(a) A commissioned officer of a municipal, county, or state agency having as its primary function the enforcement of criminal laws in general, while the officer is acting in the respective jurisdiction of that agency;

(b) An officer or special agent commissioned by one of the following: The national marine fisheries service; the Washington state parks and recreation commission; the United

States fish and wildlife service; the Washington state department of natural resources; the United States forest service; or the United States parks service, if the agent or officer is in the respective jurisdiction of the primary commissioning agency and is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency;

(c) A commissioned fish and wildlife peace officer from another state who meets the training standards set by the Washington state criminal justice training commission pursuant to RCW 10.93.090, 43.101.080, and 43.101.200, and who is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency; or

(d) A Washington state tribal police officer who successfully completes the requirements set forth under RCW 43.101.157, is employed by a tribal nation that has complied with RCW 10.92.020(2) (a) and (b), and is acting under a mutual law enforcement assistance agreement between the department and the tribal government.

(19) "Fish" includes all species classified as game fish or food fish by statute or rule, as well as all fin fish not currently classified as food fish or game fish if such species exist in state waters. The term "fish" includes all stages of development and the bodily parts of fish species.

(20) "Fish and wildlife officer" means a person appointed and commissioned by the director, with authority to enforce this title and rules adopted pursuant to this title, and other statutes as prescribed by the legislature. Fish and wildlife officer includes a person commissioned before June 11, 1998, as a wildlife agent or a fisheries patrol officer.

(21) "Fish broker" means a person whose business it is to bring a seller of fish and shellfish and a purchaser of those fish and shellfish together.

(22) "Fish buyer" means ~~((a person engaged by a wholesale fish dealer to purchase food fish or shellfish from a licensed commercial fisher))~~:

(a) A wholesale fish dealer or a retail seller who directly receives fish or shellfish from a commercial fisher or receives fish or shellfish in interstate or foreign commerce; or

(b) A person engaged by a wholesale fish dealer who receives fish or shellfish from a commercial fisher.

(23) "Fishery" means the taking of one or more particular species of fish or shellfish with particular gear in a particular geographical area.

(24) "Food, food waste, or other substance" includes human and pet food or other waste or garbage that could attract large wild carnivores.

(25) "Freshwater" means all waters not defined as saltwater including, but not limited to, rivers upstream of the river mouth, lakes, ponds, and reservoirs.

(26) "Fur-bearing animals" means game animals that shall not be trapped except as authorized by the commission.

(27) "Fur dealer" means a person who purchases, receives, or resells raw furs for commercial purposes.

(28) "Game animals" means wild animals that shall not be hunted except as authorized by the commission.

(29) "Game birds" means wild birds that shall not be hunted except as authorized by the commission.

(30) "Game farm" means property on which wildlife is held, confined, propagated, hatched, fed, or otherwise raised for commercial purposes, trade, or gift. The term "game farm" does not include publicly owned facilities.

(31) "Game reserve" means a closed area where hunting for all wild animals and wild birds is prohibited.

(32) "Illegal items" means those items unlawful to be possessed.

(33)(a) "Intentionally feed, attempt to feed, or attract" means to purposefully or knowingly provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building.

(b) "Intentionally feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

(34) "Invasive species" means a plant species or a nonnative animal species that either:

(a) Causes or may cause displacement of, or otherwise threatens, native species in their natural communities;

(b) Threatens or may threaten natural resources or their use in the state;

(c) Causes or may cause economic damage to commercial or recreational activities that are dependent upon state waters; or

(d) Threatens or harms human health.

(35) "Large wild carnivore" includes wild bear, cougar, and wolf.

(36) "License year" means the period of time for which a recreational license is valid. The license year begins April 1st, and ends March 31st.

(37) "Limited-entry license" means a license subject to a license limitation program established in chapter 77.70 RCW.

(38) "Money" means all currency, script, personal checks, money orders, or other negotiable instruments.

(39) "Natural person" means a human being.

(40)(a) "Negligently feed, attempt to feed, or attract" means to provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building, without the awareness that a reasonable person in the same situation would have with regard to the likelihood that the food, food waste, or other substance could attract large wild carnivores to the land or building.

(b) "Negligently feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

(41) "Nonresident" means a person who has not fulfilled the qualifications of a resident.

(42) "Offshore waters" means marine waters of the Pacific Ocean outside the territorial boundaries of the state, including the marine waters of other states and countries.

(43) "Open season" means those times, manners of taking, and places or waters established by rule of the commission for the lawful hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that conform to the special restrictions or physical descriptions established by rule of the commission or that have otherwise been deemed legal to hunt, fish, take, (~~harvest,~~) or possess by rule of the commission. "Open season" includes the first and last days of the established time.

(44) "Owner" means the person in whom is vested the ownership dominion, or title of the property.

(45) "Person" means and includes an individual; a corporation; a public or private entity or organization; a local, state, or federal agency; all business organizations, including corporations and partnerships; or a group of two or more individuals acting with a common purpose whether acting in an individual, representative, or official capacity.

(46) "Personal property" or "property" includes both corporeal and incorporeal personal property and includes, among other property, contraband and money.

(47) "Personal use" means for the private use of the individual taking the fish or shellfish and not for sale or barter.

(48) "Predatory birds" means wild birds that may be hunted throughout the year as authorized by the commission.

(49) "Prohibited aquatic animal species" means an invasive species of the animal kingdom that has been classified as a prohibited aquatic animal species by the commission.

(50) "Protected wildlife" means wildlife designated by the commission that shall not be hunted or fished.

(51) "Raffle" means an activity in which tickets bearing an individual number are sold for not more than twenty-five dollars each and in which a permit or permits are awarded to hunt or for access to hunt big game animals or wild turkeys on the basis of a drawing from the tickets by the person or persons conducting the raffle.

(52) "Recreational and commercial watercraft" includes the boat, as well as equipment used to transport the boat, and any auxiliary equipment such as attached or detached outboard motors.

(53) "Regulated aquatic animal species" means a potentially invasive species of the animal kingdom that has been classified as a regulated aquatic animal species by the commission.

(54) "Resident" has the same meaning as defined in RCW 77.08.075.

(55) "Retail-eligible species" means commercially harvested salmon, crab, and sturgeon.

(56) "Saltwater" means those marine waters seaward of river mouths.

(57) "Seaweed" means marine aquatic plant species that are dependent upon the marine aquatic or tidal environment, and exist in either an attached or free floating form, and includes but is not limited to marine aquatic plants in the classes Chlorophyta, Phaeophyta, and Rhodophyta.

(58) "Senior" means a person seventy years old or older.

(59) "Shark fin" means a raw, dried, or otherwise processed detached fin or tail of a shark.

(60)(a) "Shark fin derivative product" means any product intended for use by humans or animals that is derived in whole or in part from shark fins or shark fin cartilage.

(b) "Shark fin derivative product" does not include a drug approved by the United States food and drug administration and available by prescription only or medical device or vaccine approved by the United States food and drug administration.

(61) "Shellfish" means those species of marine and freshwater invertebrates that have been classified and that shall not be taken or possessed except as authorized by rule of the commission. The term "shellfish" includes all stages of development and the bodily parts of shellfish species.

(62) "State waters" means all marine waters and fresh waters within ordinary high water lines and within the territorial boundaries of the state.

(63) "Taxidermist" means a person who, for commercial purposes, creates lifelike representations of fish and wildlife using fish and wildlife parts and various supporting structures.

(64) "To fish(~~(=)~~)" (~~("to harvest," and "to take,")~~) and (~~(their)~~) its derivatives means an effort to kill, injure, harass, harvest, or (~~catch~~) capture a fish or shellfish.

(65) "To hunt" and its derivatives means an effort to kill, injure, harass, harvest, or capture(~~(=or harass)~~) a wild animal or wild bird.

(66) "To process" and its derivatives mean preparing or preserving fish, wildlife, or shellfish.

(67) "To take" and its derivatives means to kill, injure, harvest, or capture a fish, shellfish, wild animal, bird, or seaweed.

(68) "To trap" and its derivatives means a method of hunting using devices to capture wild animals or wild birds.

~~((68))~~ (69) "To waste" or "to be wasted" means to allow any edible portion of any game bird, food fish, game fish, shellfish, or big game animal other than cougar to be rendered unfit for human consumption, or to fail to retrieve edible portions of such a game bird, food fish, game fish, shellfish, or big game animal other than cougar from the field. For purposes of this chapter, edible portions of game birds must include, at a minimum, the breast meat of those birds. Entrails, including the heart and liver, of any wildlife species are not considered edible.

(70) "Trafficking" means offering, attempting to engage, or engaging in sale, barter, or purchase of fish, shellfish, wildlife, or deleterious exotic wildlife.

~~((69))~~ (71) "Unclaimed" means that no owner of the property has been identified or has requested, in writing, the release of the property to themselves nor has the owner of the property designated an individual to receive the property or paid the required postage to effect delivery of the property.

~~((70))~~ (72) "Unclassified wildlife" means wildlife existing in Washington in a wild state that have not been classified as big game, game animals, game birds, predatory birds, protected wildlife, endangered wildlife, or deleterious exotic wildlife.

(73) "Unlisted aquatic animal species" means a nonnative animal species that has not been classified as a prohibited aquatic animal species, a regulated aquatic animal species, or an unregulated aquatic animal species by the commission.

~~((71))~~ (74) "Unregulated aquatic animal species" means a nonnative animal species that has been classified as an unregulated aquatic animal species by the commission.

~~((72))~~ (75) "Wholesale fish dealer" means a person who, acting for commercial purposes, takes possession or ownership of fish or shellfish and sells, barter, or exchanges or attempts to sell, barter, or exchange fish or shellfish that have been landed into the state of Washington or entered the state of Washington in interstate or foreign commerce.

~~((73))~~ (76) "Wild animals" means those species of the class Mammalia whose members exist in Washington in a wild state. The term "wild animal" does not include feral domestic mammals or old world rats and mice of the family Muridae of the order Rodentia.

~~((74))~~ (77) "Wild birds" means those species of the class Aves whose members exist in Washington in a wild state.

~~((75))~~ (78) "Wildlife" means all species of the animal kingdom whose members exist in Washington in a wild state. This includes but is not limited to mammals, birds, reptiles, amphibians, fish, and invertebrates. The term "wildlife" does not include feral domestic mammals, old world rats and mice of the family Muridae of the order Rodentia, or those fish, shellfish, and marine invertebrates classified as food fish or shellfish by the director. The term "wildlife" includes all stages of development and the bodily parts of wildlife members.

~~((76))~~ (79) "Wildlife meat cutter" means a person who packs, cuts, processes, or stores wildlife for consumption for another for commercial purposes.

~~((77))~~ (80) "Youth" means a person fifteen years old for fishing and under sixteen years old for hunting.

Sec. 32. RCW 77.08.075 and 2012 c 176 s 5 are each amended to read as follows:

For the purposes of this title or rules adopted under this title, "resident" means:

(1) A natural person who has maintained a permanent place of abode within the state for at least ninety days immediately preceding an application for a license, has established by formal evidence an intent to continue residing within the state, is not

licensed to hunt or fish as a resident in another state or country, and is not receiving resident benefits of another state or country.

(a) For purposes of this section, "permanent place of abode" means a residence in this state that a person maintains for personal use.

(b) A natural person can demonstrate that the person has maintained a permanent place of abode in Washington by showing that the person:

(i) Uses a Washington state address for federal income tax or state tax purposes;

(ii) Designates this state as the person's residence for obtaining eligibility to hold a public office or for judicial actions;

(iii) Is a registered voter in the state of Washington; or

(iv) Is a custodial parent with a child attending prekindergarten, kindergarten, elementary school, middle school, or high school in this state.

(c) A natural person can demonstrate the intent to continue residing within the state by showing that he or she:

(i) Has a valid Washington state driver's license; or

(ii) Has a valid Washington state identification card, if the person is not eligible for a Washington state driver's license; and

(iii) Has registered the person's vehicle or vehicles in Washington state;

(2) The spouse of a member of the United States armed forces if the member qualifies as a resident under subsection (1), (3), or (4) of this section, or a natural person age eighteen or younger who does not qualify as a resident under subsection (1) of this section, but who has a parent or legal guardian who qualifies as a resident under subsection (1), (3), or (4) of this section;

(3) A member of the United States armed forces temporarily stationed in Washington state on predeployment orders. A copy of the person's military orders is required to meet this condition;

(4) ~~((A))~~ An active duty, nonretired member of the United States armed forces who is permanently stationed in Washington ~~((state))~~ or who designates Washington ~~((state))~~ on ~~((their))~~ his or her military "state of legal residence certificate" or enlistment or re-enlistment documents. A copy of the person's "state of legal residence certificate" or enlistment or re-enlistment documents is required to meet the conditions of this subsection.

Sec. 33. RCW 77.15.080 and 2012 c 176 s 9 are each amended to read as follows:

(1) Based upon articulable facts that a person is engaged in fishing, harvesting, or hunting activities, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and check for valid licenses, tags, permits, stamps, or catch record cards, and to inspect all fish, shellfish, seaweed, and wildlife in possession as well as the equipment being used to ensure compliance with the requirements of this title. Fish and wildlife officers and ex officio fish and wildlife officers also may request that the person write his or her signature for comparison with the signature on his or her fishing, harvesting, or hunting license. Failure to comply with the request is prima facie evidence that the person is not the person named on the license. Fish and wildlife officers and ex officio fish and wildlife officers may require the person, if age sixteen or older, to exhibit a driver's license or other photo identification.

(2) Based upon articulable facts that a person is transporting a prohibited aquatic animal species or any aquatic plant, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and inspect the watercraft to ensure that the watercraft and associated equipment are not transporting prohibited aquatic animal species or aquatic plants.

Sec. 34. RCW 77.15.100 and 2012 c 176 s 10 are each amended to read as follows:

(1) Fish, shellfish, and wildlife are property of the state under RCW 77.04.012. Fish and wildlife officers may sell seized, commercially (~~(harvested)~~) taken or possessed fish and shellfish to a wholesale buyer and deposit the proceeds into the fish and wildlife enforcement reward account under RCW 77.15.425. Seized, recreationally (~~(harvested)~~) taken or possessed fish, shellfish, and wildlife may be donated to nonprofit charitable organizations. The charitable organization must qualify for tax-exempt status under 26 U.S.C. Sec. 501(c)(3) of the federal internal revenue code.

(2) Unless otherwise provided in this title, fish, shellfish, or wildlife taken(~~(-)~~) or possessed(~~(- or harvested)~~) in violation of this title or department rule shall be forfeited to the state upon conviction or any outcome in criminal court whereby a person voluntarily enters into a disposition that continues or defers the case for dismissal upon the successful completion of specific terms or conditions. For criminal cases resulting in other types of dispositions, the fish, shellfish, or wildlife may be returned, or its equivalent value paid, if the fish, shellfish, or wildlife have already been donated or sold.

Sec. 35. RCW 77.15.120 and 2000 c 107 s 236 are each amended to read as follows:

(1) A person is guilty of unlawful taking of endangered fish or wildlife in the second degree if:

(a) The person hunts for, fishes for, possesses, maliciously harasses, or kills fish or wildlife, or ((maliciously) possesses or intentionally destroys the nests or eggs of fish or wildlife ((and));

(b) The fish or wildlife is designated by the commission as endangered((-)); and

(c) The taking of the fish or wildlife or the destruction of the nests or eggs has not been authorized by rule of the commission, a permit issued by the department, or a permit issued pursuant to the federal endangered species act.

(2) A person is guilty of unlawful taking of endangered fish or wildlife in the first degree if the person has been:

(a) Convicted under subsection (1) of this section or convicted of any crime under this title involving the (~~(killing, possessing, harassing, or harming)~~) taking, possessing, or malicious harassment of endangered fish or wildlife; and

(b) Within five years of the date of the prior conviction the person commits the act described by subsection (1) of this section.

(3)(a) Unlawful taking of endangered fish or wildlife in the second degree is a gross misdemeanor.

(b) Unlawful taking of endangered fish or wildlife in the first degree is a class C felony. The department shall revoke any licenses or tags used in connection with the crime and order the person's privileges to hunt, fish, trap, or obtain licenses under this title to be suspended for two years.

Sec. 36. RCW 77.15.130 and 2012 c 176 s 14 are each amended to read as follows:

(1) A person is guilty of unlawful taking of protected fish or wildlife if:

(a) The person hunts for, fishes for, maliciously takes, harasses, or possesses(~~(- or maliciously kills protected)~~) fish or wildlife, or the person possesses or maliciously destroys the eggs or nests of (~~(protected)~~) fish or wildlife designated by the commission as protected, other than species designated as threatened or sensitive, and the taking has not been authorized by rule of the commission or by a permit issued by the department; (~~(or)~~)

(b) The person violates any rule of the commission regarding the taking, (~~(harming, harassment)~~) harassing,

possession, or transport of protected fish or wildlife; or

(c)(i) The person hunts for, fishes for, intentionally takes, harasses, or possesses fish or wildlife, or the person possesses or intentionally destroys the nests or eggs of fish or wildlife designated by the commission as threatened or sensitive; and

(ii) The taking of the fish or wildlife, or the destruction of the nests or eggs, has not been authorized by rule of the commission, a permit issued by the department, or a permit issued pursuant to the federal endangered species act.

(2) Unlawful taking of protected fish or wildlife is a misdemeanor.

(3) In addition to the penalties set forth in subsection (2) of this section, if a person is convicted of violating this section and the violation results in the death of protected wildlife listed in this subsection, the court shall require payment of the following amounts for each animal (~~(killed)~~) taken or possessed. This is a criminal wildlife penalty assessment that must be paid to the clerk of the court and distributed each month to the state treasurer for deposit in the fish and wildlife enforcement reward account created in RCW 77.15.425:

(a) Ferruginous hawk, two thousand dollars;

(b) Common loon, two thousand dollars;

(c) Bald eagle, two thousand dollars;

(d) Golden eagle, two thousand dollars; and

(e) Peregrine falcon, two thousand dollars.

(4) If two or more persons are convicted under subsection (1) of this section, and subsection (3) of this section is applicable, the criminal wildlife penalty assessment must be imposed against the persons jointly and (~~(separately)~~) severally.

(5)(a) The criminal wildlife penalty assessment under subsection (3) of this section must be imposed regardless of and in addition to any sentence, fines, or costs otherwise provided for violating any provision of this section. The criminal wildlife penalty assessment must be included by the court in any pronouncement of sentence and may not be suspended, waived, modified, or deferred in any respect.

(b) This subsection may not be construed to abridge or alter alternative rights of action or remedies in equity or under common law or statutory law, criminal or civil.

(6) A defaulted criminal wildlife penalty assessment authorized under subsection (3) of this section may be collected by any means authorized by law for the enforcement of orders of the court or collection of a fine or costs, including but not limited to vacation of a deferral of sentencing or vacation of a suspension of sentence.

(7) The department shall revoke the hunting license and suspend the hunting privileges of a person assessed a criminal wildlife penalty assessment under this section until the penalty assessment is paid through the registry of the court in which the penalty assessment was assessed.

(8) The criminal wildlife penalty assessments provided in subsection (3) of this section must be doubled in the following instances:

(a) When a person commits a violation that requires payment of a criminal wildlife penalty assessment within five years of a prior gross misdemeanor or felony conviction under this title; or

(b) When the trier of fact determines that the person (~~(killed)~~) took or possessed the protected wildlife in question with the intent of bartering, selling, or otherwise deriving economic profit from the wildlife or wildlife parts.

Sec. 37. RCW 77.15.160 and 2013 c 307 s 2 are each amended to read as follows:

The following acts are infractions and must be cited and punished as provided under chapter 7.84 RCW:

(1) Fishing and shellfishing infractions:

(a) Barbed hooks: Fishing for personal use with barbed hooks in violation of any department rule.

(b) Catch recording: Failing to immediately record a catch of fish or shellfish on a catch record card as required by RCW 77.32.430 or department rule.

(c) Catch reporting: Failing to return a catch record card to the department for other than Puget Sound Dungeness crab, as required by department rule.

(d) Recreational fishing: Fishing for fish or shellfish (~~and~~), without yet possessing fish or shellfish, the person:

(i) Owns, but fails to have in the person's possession, the license or the catch record card required by chapter 77.32 RCW for such an activity; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of fishing for fish or shellfish. This subsection does not apply to use of a net to take fish under RCW 77.15.580 or the unlawful use of shellfish gear for personal use under RCW 77.15.382.

(e) Seaweed: Taking(~~(-)~~) or possessing(~~(- or harvesting)~~) less than two times the daily possession limit of seaweed:

(i) While owning, but not having in the person's possession, the license required by chapter 77.32 RCW; or

(ii) In violation of any rule of the department or the department of natural resources regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of taking(~~(-)~~) or possessing(~~(- or harvesting of)~~) seaweed.

(f) Unclassified fish or shellfish: ~~Fishing for or taking unclassified fish or shellfish in violation of ((any department rule by killing, fishing, taking, holding, possessing, or maliciously injuring or harming fish or shellfish that is not classified as game fish, food fish, shellfish, protected fish, or endangered fish))~~ this title or department rule.

(g) Wasting fish or shellfish: ~~((Killing,))~~ Taking(~~(-)~~) or possessing food fish, game fish, or shellfish having a value of less than two hundred fifty dollars and recklessly allowing the fish or shellfish to be wasted.

(2) Hunting infractions:

(a) Eggs or nests: Maliciously, and without permit authorization, destroying, taking, or harming the eggs or active nests of a wild bird or wild animal not classified as endangered or protected. For purposes of this subsection, "active nests" means nests that are attended by an adult or contain eggs or ~~((fledglings))~~ young.

(b) Unclassified wildlife: Hunting for, harassing, or taking unclassified wildlife in violation of ((any department rule by killing, hunting, taking, holding, possessing, or maliciously injuring or harming wildlife that is not classified as big game, game animals, game birds, protected wildlife, or endangered wildlife)) this title or department rule.

(c) Wasting wildlife: ~~((Killing,))~~ Taking(~~(-)~~) or possessing wildlife ~~((that is not))~~ classified as ~~((big))~~ game birds and ~~((has))~~ having a value of less than two hundred fifty dollars, and recklessly allowing the ~~((wildlife))~~ game birds to be wasted.

(d) Wild animals: Hunting for wild animals not classified as big game or threatened or endangered and, without yet possessing the wild animals, the person owns, but fails to have in the person's possession, all licenses, tags, or permits required by this title.

(e) Wild birds: Hunting for and, without yet possessing a wild bird or birds, the person:

(i) Owns, but fails to have in the person's possession, all licenses, tags, stamps, and permits required under this title; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of hunting wild birds.

(3) Trapping, taxidermy, fur dealing, ~~((and))~~ wildlife meat cutting, and wildlife rehabilitator infractions:

(a) Recordkeeping and reporting: If a person is a taxidermist, fur dealer, or wildlife meat cutter who is processing, holding, or storing wildlife for commercial purposes, failing to:

(i) Maintain records as required by department rule; or

(ii) Report information from these records as required by department rule.

(b) Trapper's report: Failing to report trapping activity as required by department rule.

(c) Wildlife rehabilitator's recordkeeping and reporting: If a person is a primary permittee or a subpermittee on a wildlife rehabilitation permit issued by the department, failing to:

(i) Maintain records as required by department rule; or

(ii) Report information from these records as required by department rule.

(4) Aquatic invasive species infraction: Entering Washington by road and transporting a recreational or commercial watercraft that has been used outside of Washington without meeting documentation requirements as provided under RCW 77.12.879.

(5) Other infractions:

(a) Contests: Unlawfully conducting, holding, or sponsoring a hunting contest, a fishing contest involving game fish, or a competitive field trial using live wildlife.

(b) Other rules: Violating any other department rule that is designated by rule as an infraction.

(c) Posting signs: Posting signs preventing hunting or fishing on any land not owned or leased by the person doing the posting, or without the permission of the person who owns, leases, or controls the land posted.

(d) Scientific permits: Using a scientific permit issued by the director for fish, shellfish, or wildlife, but not including big game or big game parts, and the person:

(i) Violates any terms or conditions of the scientific permit; or

(ii) Violates any department rule applicable to the issuance or use of scientific permits.

(e) Transporting aquatic plants: Unlawfully transporting aquatic plants on any state or public road, including forest roads. However:

(i) This subsection does not apply to plants that are:

(A) Being transported to the department or to another destination designated by the director, in a manner designated by the department, for purposes of identifying a species or reporting the presence of a species;

(B) Legally obtained for aquarium use, wetland or lakeshore restoration, or ornamental purposes;

(C) Located within or on a commercial aquatic plant harvester that is being transported to a suitable location to remove aquatic plants;

(D) Being transported in a manner that prevents their unintentional dispersal, to a suitable location for disposal, research, or educational purposes; or

(E) Being transported in such a way as the commission may otherwise prescribe; and

(ii) This subsection does not apply to a person who:

(A) Is stopped at an aquatic invasive species check station and possesses a recreational or commercial watercraft that is contaminated with an aquatic invasive plant species if that person complies with all department directives for the proper decontamination of the watercraft and equipment; or

(B) Has voluntarily submitted a recreational or commercial watercraft for inspection by the department or its designee and has received a receipt verifying that the watercraft has not been contaminated since its last use.

Sec. 38. RCW 77.15.170 and 2012 c 176 s 16 are each amended to read as follows:

(1) A person is guilty of waste of fish and wildlife if the person:

(a) ~~((The person kills,))~~ Takes ~~((,))~~ or possesses wildlife classified as food fish, game fish, shellfish, or ~~((wildlife)) game birds~~ having a value of two hundred fifty dollars or more, or wildlife classified as big game; and

(b) ~~((The person))~~ Recklessly allows such fish, shellfish, or wildlife to be wasted.

(2) Waste of fish and wildlife is a gross misdemeanor. Upon conviction, the department shall revoke any license or tag used in the crime and shall order suspension of the person's privileges to engage in the activity in which the person committed waste of fish and wildlife for a period of one year.

(3) It is prima facie evidence of waste if:

(a) A processor purchases or engages a quantity of food fish, shellfish, or game fish that cannot be processed within sixty hours after the food fish, game fish, or shellfish are taken from the water, unless the food fish, game fish, or shellfish are preserved in good marketable condition; or

(b) A person brings a big game animal to a wildlife meat cutter and then abandons the animal. For purposes of this subsection (3)(b), a big game animal is deemed to be abandoned when its carcass is placed in the custody of a wildlife meat cutter for butchering and processing and:

(i) Having been placed in such custody for an unspecified period of time, the meat is not removed within thirty days after the wildlife meat cutter gives notice to the person who brought in the carcass or, having been so notified, the person who brought in the carcass refuses or fails to pay the agreed upon or reasonable charges for the butchering or processing of the carcass; or

(ii) Having been placed in such custody for a specified period of time, the meat is not removed at the end of the specified period or the person who brought in the carcass refuses to pay the agreed upon or reasonable charges for the butchering or processing of the carcass.

Sec. 39. RCW 77.15.180 and 2001 c 253 s 29 are each amended to read as follows:

(1) A person is guilty of unlawful interference with fishing or hunting gear in the second degree if the person:

(a) ~~((Takes))~~ Removes or releases a wild animal from another person's trap without permission;

(b) Springs, pulls up, damages, possesses, or destroys another person's trap without the owner's permission; or

(c) Interferes with recreational gear used to take fish or shellfish.

(2) Unlawful interference with fishing or hunting gear in the second degree is a misdemeanor.

(3) A person is guilty of unlawful interference with fishing or hunting gear in the first degree if the person:

(a) ~~((Takes))~~ Removes or releases fish or shellfish from commercial fishing gear without the owner's permission; or

(b) Intentionally destroys or interferes with commercial fishing gear.

(4) Unlawful interference with fishing or hunting gear in the first degree is a gross misdemeanor.

(5) A person is not in violation of unlawful interference with fishing or hunting gear if the person removes a trap placed on property owned, leased, or rented by the person.

Sec. 40. RCW 77.15.190 and 2012 c 176 s 17 are each amended to read as follows:

(1) A person is guilty of unlawful trapping if the person:

(a) Sets out traps that are capable of taking wild animals, wild birds, game animals, or furbearing mammals and does not

possess ~~((and))~~ the licenses, tags, or permits required under this title;

(b) Violates any department rule regarding seasons, bag, or possession limits, closed areas including game reserves, closed times, or any other rule governing the trapping of wild animals or wild birds, with the exception of reporting rules; or

(c) Fails to identify the owner of the traps or devices by neither (i) attaching a metal tag with the owner's department-assigned identification number or the name and address of the trapper legibly written in numbers or letters not less than one-eighth inch in height nor (ii) inscribing into the metal of the trap such number or name and address.

(2) Unlawful trapping is a misdemeanor.

Sec. 41. RCW 77.15.240 and 2012 c 176 s 18 are each amended to read as follows:

(1)(a) A person is guilty of unlawful use of dogs if the person:

~~((and))~~ (i) Negligently fails to prevent a dog under the person's control from pursuing, harassing, attacking, or killing deer, elk, moose, caribou, mountain sheep, or animals classified as endangered under this title; or

~~((b))~~ (ii) Uses the dog to hunt deer or elk.

~~((2))~~ (b) For the purposes of this subsection, a dog is "under a person's control" if the dog is owned or possessed by, or in the custody of, a person.

~~((3))~~ (2) Unlawful use of dogs is a misdemeanor.

~~((4))~~ (3)(a) Based on a reasonable belief that a dog is pursuing, harassing, attacking, or killing a ~~((snow bound))~~ deer, elk, moose, caribou, mountain sheep, or animals classified as protected or endangered under this title, fish and wildlife officers and ex officio fish and wildlife officers may:

(i) Lawfully take a dog into custody; or

(ii) If necessary to avoid repeated harassment, injury, or death of wildlife under this section, destroy the dog.

(b) Fish and wildlife officers and ex officio fish and wildlife officers who destroy a dog pursuant to this section are immune from civil or criminal liability arising from their actions.

(4)(a) This section does not apply to a person using a dog to conduct a department-approved and controlled hazing activity, as long as the person prevents or minimizes physical contact between the dog and the wildlife, and the hazing is being done only for the purposes of wildlife control and the prevention of damage to commercial crops.

(b) For the purposes of this subsection, "hazing" means the act of chasing or herding wildlife in an effort to move them from one location to another.

Sec. 42. RCW 77.15.250 and 2001 c 253 s 32 are each amended to read as follows:

(1)(a) A person is guilty of unlawfully releasing, planting, possessing, or placing fish, shellfish, or wildlife if the person knowingly releases, plants, possesses, or places live fish, shellfish, wildlife, or aquatic plants within the state in violation of this title or rule of the department, and the fish, shellfish, or wildlife have not been classified as deleterious wildlife. This subsection does not apply to a release of game fish into private waters for which a game fish stocking permit has been obtained, or the planting of fish or shellfish by permit of the commission.

(b) A violation of this subsection is a gross misdemeanor. In addition, the department shall order the person to pay all costs the department incurred in capturing, killing, or controlling the fish, shellfish, aquatic plants, ~~((or wildlife released or its progeny))~~ wildlife, or progeny unlawfully released, planted, possessed, or placed. This does not affect the existing authority of the department to bring a separate civil action to recover costs of capturing, killing, or controlling the fish, shellfish, aquatic plants, ~~((or))~~ wildlife ~~((released or their progeny, or restoration of habitat~~

~~neecessitated by the unlawful release)), or progeny unlawfully released, planted, possessed, or placed, or the costs of habitat restoration neecessitated by the unlawful release, planting, possession, or placing.~~

(2)(a) A person is guilty of ~~((unlawful release of))~~ unlawfully releasing, planting, possessing, or placing deleterious exotic wildlife if the person knowingly releases, plants, possesses, or places live fish, shellfish, or wildlife within the state in violation of this title or rule of the department, and ((such)) the fish, shellfish, or wildlife ~~((has))~~ have been classified as deleterious exotic wildlife by rule of the commission.

(b) A violation of this subsection is a class C felony. In addition, the department shall ~~((also))~~ order the person to pay all costs the department incurred in capturing, killing, or controlling the fish, shellfish, ~~((or))~~ wildlife ~~((released or its progeny)), or progeny unlawfully released, planted, possessed, or placed.~~ This does not affect the existing authority of the department to bring a separate civil action to recover costs of capturing, killing, or controlling the fish, shellfish, ~~((or wildlife released or their progeny, or restoration of habitat neecessitated by the unlawful release))~~ wildlife, or progeny unlawfully released, planted, possessed, or placed, or the costs of habitat restoration neecessitated by the unlawful release, planting, possession, or placing.

Sec. 43. RCW 77.15.370 and 2012 c 176 s 22 are each amended to read as follows:

(1) A person is guilty of unlawful recreational fishing in the first degree if:

(a) The person takes~~((s))~~ or possesses~~((s or retains))~~ two times or more than the bag limit or possession limit of fish or shellfish allowed by any rule of the director or commission setting the amount of food fish, game fish, or shellfish that can be taken~~((s))~~ or possessed~~((s or retained))~~ for noncommercial use;

(b) The person fishes in a fishway;

(c) The person shoots, gaffs, snags, snares, spears, dipnets, or stones fish or shellfish in state waters, or possesses fish or shellfish taken by such means, unless such means are authorized by express department rule;

(d) The person fishes for or possesses a fish listed as threatened or endangered in 50 C.F.R. Sec. 223.102 (2006) or Sec. 224.101 (2010), unless fishing for or ~~((possession of))~~ possessing such fish is specifically allowed under federal or state law;

(e) The person possesses a white sturgeon measuring in excess of the maximum size limit as established by rules adopted by the department; ~~((or))~~

(f) ~~((The person possesses a salmon or steelhead during a season closed for that species))~~ The person possesses a green sturgeon of any size; or

(g)(i) The person possesses a wild salmon or wild steelhead during a season closed for wild salmon or wild steelhead.

(ii) For the purposes of this subsection:

(A) "Wild salmon" means a salmon with an unclipped adipose fin, regardless of whether the salmon's ventral fin is clipped.

(B) "Wild steelhead" means a steelhead with no fins clipped.

(2) Unlawful recreational fishing in the first degree is a gross misdemeanor.

(3) In addition to the penalties set forth in subsection (2) of this section, if a person is convicted of violating this section and the violation results in the death of fish listed in this subsection, the court shall require payment of the following amounts for each fish taken or possessed. This is a criminal wildlife penalty assessment that must be paid to the clerk of the court and distributed each month to the state treasurer for deposit in the fish and wildlife enforcement reward account created in RCW 77.15.425:

(a) White sturgeon longer than fifty-five inches in fork

length, two thousand dollars;

(b) Green sturgeon, two thousand dollars; and

(c) Wild salmon or wild steelhead, five hundred dollars.

(4) If two or more persons are convicted under subsection (1) of this section, and subsection (3) of this section is applicable, the criminal wildlife penalty assessment must be imposed against the persons jointly and severally.

(5)(a) The criminal wildlife penalty assessment under subsection (3) of this section must be imposed regardless of and in addition to any sentence, fines, or costs otherwise provided for violating any provision of this section. The criminal wildlife penalty assessment must be included by the court in any pronouncement of sentence and may not be suspended, waived, modified, or deferred in any respect.

(b) This subsection may not be construed to abridge or alter alternative rights of action or remedies in equity or under common law or statutory law, criminal or civil.

(6) A defaulted criminal wildlife penalty assessment authorized under subsection (3) of this section may be collected by any means authorized by law for the enforcement of orders of the court or collection of a fine or costs, including but not limited to vacation of a deferral of sentencing or vacation of a suspension of sentence.

(7) The department shall revoke the fishing license and suspend the fishing privileges of a person assessed a criminal wildlife penalty assessment under this section until the penalty assessment is paid through the registry of the court in which the penalty assessment was assessed.

(8) The criminal wildlife penalty assessments provided in subsection (3) of this section must be doubled in the following instances:

(a) When a person commits a violation that requires payment of a criminal wildlife penalty assessment within five years of a prior gross misdemeanor or felony conviction under this title; or

(b) When the trier of fact determines that the person took or possessed the fish in question with the intent of bartering, selling, or otherwise deriving economic profit from the fish or fish parts.

Sec. 44. RCW 77.15.380 and 2012 c 176 s 23 are each amended to read as follows:

(1) A person is guilty of unlawful recreational fishing in the second degree if the person fishes for fish or shellfish and, whether or not the person possesses fish or shellfish, the person has not purchased the appropriate fishing or shellfishing license and catch record card issued to Washington residents or nonresidents under chapter 77.32 RCW.

(2) A person is guilty of unlawful recreational fishing in the second degree if the person takes~~((s))~~ or possesses~~((s or harvests))~~ fish or shellfish and:

(a) The person owns, but does not have in the person's possession, the license or the catch record card required by chapter 77.32 RCW for such activity; or

(b) The action violates any department rule regarding seasons, bag or possession limits but less than two times the bag or possession limit, closed areas, closed times, or any other rule addressing the manner or method of fishing for, taking, or ~~((possession of))~~ possessing fish or shellfish. This section does not apply to use of a net to take fish under RCW 77.15.580 or the unlawful use of shellfish gear for personal use under RCW 77.15.382.

(3) Unlawful recreational fishing in the second degree is a misdemeanor.

Sec. 45. RCW 77.15.390 and 2012 c 176 s 24 are each amended to read as follows:

(1) A person is guilty of unlawful taking of seaweed if the person takes ~~(s)~~ or possesses ~~(s or harvests)~~ seaweed and:

(a) The person has not purchased a personal use shellfish and seaweed license issued to Washington residents or nonresidents under chapter 77.32 RCW; or

(b) The person takes ~~(s)~~ or possesses ~~(s or harvests)~~ seaweed in an amount that is two times or more of the daily possession limit of seaweed.

(2) Unlawful taking of seaweed is a misdemeanor. This does not affect rights of the state to recover civilly for trespass, conversion, or theft of state-owned valuable materials.

Sec. 46. RCW 77.15.420 and 2005 c 406 s 5 are each amended to read as follows:

(1) If a person is convicted of violating RCW 77.15.410 and that violation results in the death of wildlife listed in this section, the court shall require payment of the following amounts for each animal ~~(killed)~~ taken or possessed. This shall be a criminal wildlife penalty assessment that shall be paid to the clerk of the court and distributed each month to the state treasurer for deposit in the fish and wildlife enforcement reward account created in RCW 77.15.425.

(a)	Moose, mountain sheep, mountain goat, and all wildlife species classified as endangered by rule of the commission, except for mountain caribou and grizzly bear as listed under (d) of this subsection	\$4,000
(b)	Elk, deer, black bear, and cougar	\$2,000
(c)	Trophy animal elk and deer	\$6,000
(d)	Mountain caribou, grizzly bear, and trophy animal mountain sheep	\$12,000

(2) ~~(No forfeiture of bail may be less than the amount of the bail established for hunting during closed season plus the amount of the criminal wildlife penalty assessment in subsection (1) of this section.~~

~~(3))~~ (a) For the purpose of this section a "trophy animal" is:

~~(a))~~ (i) A buck deer with four or more antler points on both sides, not including eyeguards;

~~(b))~~ (ii) A bull elk with five or more antler points on both sides, not including eyeguards; or

~~(c))~~ (iii) A mountain sheep with a horn curl of three-quarter curl or greater.

(b) For purposes of this subsection, "eyeguard" means an antler protrusion on the main beam of the antler closest to the eye of the animal.

~~(4))~~ (3) If two or more persons are convicted of illegally possessing wildlife in subsection (1) of this section, the criminal wildlife penalty assessment shall be imposed on them jointly and ~~(separately)~~ severally.

~~(5))~~ (4) The criminal wildlife penalty assessment shall be imposed regardless of and in addition to any sentence, fines, or costs otherwise provided for violating any provision of this title. The criminal wildlife penalty assessment shall be included by the court in any pronouncement of sentence and may not be suspended, waived, modified, or deferred in any respect. This section may not be construed to abridge or alter alternative rights

of action or remedies in equity or under common law or statutory law, criminal or civil.

~~(6))~~ (5) A defaulted criminal wildlife penalty assessment may be collected by any means authorized by law for the enforcement of orders of the court or collection of a fine or costs, including but not limited to vacation of a deferral of sentencing or vacation of a suspension of sentence.

~~(7))~~ (6) A person assessed a criminal wildlife penalty assessment under this section shall have his or her hunting license revoked and all hunting privileges suspended until the penalty assessment is paid through the registry of the court in which the penalty assessment was assessed.

~~(8))~~ (7) The criminal wildlife penalty assessments provided in subsection (1) of this section shall be doubled in the following instances:

(a) When a person is convicted of spotlighting big game under RCW 77.15.450;

(b) When a person commits a violation that requires payment of a wildlife penalty assessment within five years of a prior gross misdemeanor or felony conviction under this title;

(c) When the trier of fact determines that the person ~~(killed)~~ took or possessed the animal in question with the intent of bartering, selling, or otherwise deriving economic profit from the animal or the animal's parts; or

(d) When ~~(a))~~ the trier of fact determines that the person ~~(kills)~~ took the animal under the supervision of a licensed guide.

Sec. 47. RCW 77.15.425 and 2009 c 333 s 18 are each amended to read as follows:

The fish and wildlife enforcement reward account is created in the custody of the state treasurer. Deposits to the account include: Receipts from fish and shellfish overages as a result of a department enforcement action; fees for hunter education deferral applications; fees for master hunter applications and master hunter certification renewals; all receipts from criminal wildlife penalty assessments under RCW 77.15.370, 77.15.400, and 77.15.420; all receipts of court-ordered restitution or donations associated with any fish, shellfish, or wildlife enforcement action; and proceeds from forfeitures and evidence pursuant to RCW 77.15.070 and 77.15.100. The department may accept money or personal property from persons under conditions requiring the property or money to be used consistent with the intent of expenditures from the fish and wildlife enforcement reward account. Expenditures from the account may be used only for investigation and prosecution of fish and wildlife offenses, to provide rewards to persons informing the department about violations of this title and rules adopted under this title, to offset department-approved costs incurred to administer the hunter education deferral program and the master hunter ~~(permit)~~ permit program, and for other valid enforcement uses as determined by the commission. Only the director or the director's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures.

Sec. 48. RCW 77.15.460 and 2012 c 176 s 28 are each amended to read as follows:

(1) A person is guilty of unlawful possession of a loaded rifle or shotgun in a motor vehicle, as defined in RCW 46.04.320, or upon an off-road vehicle, as defined in RCW 46.04.365, if:

(a) The person carries, transports, conveys, possesses, or controls a rifle or shotgun in a motor vehicle, or upon an off-road vehicle, except as allowed by department rule; and

(b) The rifle or shotgun contains shells or cartridges in the magazine or chamber, or is a muzzle-loading firearm that is loaded and capped or primed.

(2) A person is guilty of unlawful use of a loaded firearm if:

(a) The person negligently discharges a firearm from, across, or along the maintained portion of a public highway; or

(b) The person discharges a firearm from within a moving motor vehicle or from upon a moving off-road vehicle.

(3) Unlawful possession of a loaded rifle or shotgun in a motor vehicle or upon an off-road vehicle, and unlawful use of a loaded firearm are misdemeanors.

(4) This section does not apply if the person:

(a) Is a law enforcement officer who is authorized to carry a firearm and is on duty within the officer's respective jurisdiction;

(b) Possesses a disabled hunter's permit as provided by RCW 77.32.237 and complies with all rules of the department concerning hunting by persons with disabilities; or

(c) Discharges the rifle or shotgun from upon a nonmoving motor vehicle (~~(or a nonmoving off-road vehicle)~~), as long as the engine is turned off and the motor vehicle (~~(or off-road vehicle)~~) is not parked on or beside the maintained portion of a public road, except as authorized by the commission by rule. This subsection (4)(c) does not apply to off-road vehicles, which are unlawful to use for hunting under RCW 46.09.480, unless the person has a department permit issued under RCW 77.32.237.

(5) For purposes of subsection (1) of this section, a rifle or shotgun shall not be considered loaded if the detachable clip or magazine is not inserted in or attached to the rifle or shotgun.

Sec. 49. RCW 77.15.470 and 2000 c 107 s 246 are each amended to read as follows:

(1) A person is guilty of unlawfully avoiding wildlife check stations or field inspections if the person fails to:

(a) Obey check station signs;

(b) Stop and report at a check station if directed to do so by a uniformed fish and wildlife officer or if directed by an ex officio fish and wildlife officer participating in a department-authorized check station; or

(c) Produce for inspection upon request by a fish and wildlife officer or ex officio fish and wildlife officer: (i) Hunting or fishing equipment; (ii) seaweed, fish, shellfish, or wildlife; or (iii) licenses, permits, tags, stamps, or catch record cards required by this title.

(2) Unlawfully avoiding wildlife check stations or field inspections is a gross misdemeanor.

(3) Wildlife check stations may not be established upon interstate highways or state routes.

Sec. 50. RCW 77.15.480 and 2001 c 253 s 42 are each amended to read as follows:

Articles or devices unlawfully used, possessed, or maintained for (~~(catching,)~~) taking, (~~(killing,)~~) harassing, attracting, or decoying wildlife, fish, and shellfish are public nuisances. If necessary, fish and wildlife officers and ex officio fish and wildlife officers may seize, abate, or destroy these public nuisances without warrant or process.

Sec. 51. RCW 77.15.630 and 2012 c 176 s 31 are each amended to read as follows:

(1) A person (~~(who acts in the capacity of a wholesale fish dealer, anadromous game fish buyer, or a fish buyer is guilty of unlawful fish and shellfish catch accounting in the second degree if the person:~~

~~(a) Possesses or receives fish or shellfish for commercial purposes worth less than two hundred fifty dollars; and~~

~~(b)) licensed as a commercial fisher, wholesale fish dealer, direct retail seller, anadromous game fish buyer, or a fish buyer, or a person not so licensed but acting in such a capacity, is guilty of unlawful fish and shellfish catch accounting in the second degree if he or she receives or delivers for commercial purposes fish or shellfish worth less than two hundred fifty dollars; and~~

~~(a) Fails to document such fish or shellfish with a fish-~~

receiving ticket or other documentation required by statute or department rule; (~~(or~~

~~(e))~~ (b) Fails to sign the fish receiving ticket or other required documentation, fails to provide all of the information required by statute or department rule on the fish receiving ticket or other documentation, or both; or

(c) Fails to submit the fish receiving ticket to the department as required by statute or department rule.

(2) A person is guilty of unlawful fish and shellfish catch accounting in the first degree if the person commits (~~(the)~~) an act described by subsection (1) of this section and:

(a) The violation involves fish or shellfish worth two hundred fifty dollars or more;

(b) The person acted with knowledge that the fish or shellfish were taken from a closed area, at a closed time, or by a person not licensed to take such fish or shellfish for commercial purposes; or

(c) The person acted with knowledge that the fish or shellfish were taken in violation of any tribal law.

(3)(a) Unlawful fish and shellfish catch accounting in the second degree is a gross misdemeanor.

(b) Unlawful fish and shellfish catch accounting in the first degree is a class C felony. Upon conviction, the department shall suspend all privileges to engage in fish buying or dealing for two years.

(4) For the purposes of this section:

(a) A person "receives" fish or shellfish when title or control of the fish or shellfish is transferred or conveyed to the person.

(b) A person "delivers" fish or shellfish when title or control of the fish or shellfish is transferred or conveyed from the person.

Sec. 52. RCW 77.15.740 and 2012 c 176 s 37 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, it is unlawful to:

(a) Cause a vessel or other object to approach, in any manner, within two hundred yards of a southern resident orca whale;

(b) Position a vessel to be in the path of a southern resident orca whale at any point located within four hundred yards of the whale. This includes intercepting a southern resident orca whale by positioning a vessel so that the prevailing wind or water current carries the vessel into the path of the whale at any point located within four hundred yards of the whale;

(c) Fail to disengage the transmission of a vessel that is within two hundred yards of a southern resident orca whale; or

(d) Feed a southern resident orca whale.

(2) A person is exempt from subsection (1) of this section if that person is:

(a) Operating a federal government vessel in the course of his or her official duties, or operating a state, tribal, or local government vessel when engaged in official duties involving law enforcement, search and rescue, or public safety;

(b) Operating a vessel in conjunction with a vessel traffic service established under 33 C.F.R. and following a traffic separation scheme, or complying with a vessel traffic service measure of direction. This also includes support vessels escorting ships in the traffic lanes, such as tug boats;

(c) Engaging in an activity, including scientific research, pursuant to a permit or other authorization from the national marine fisheries service and the department;

(d) Lawfully engaging in a treaty Indian or commercial fishery that is actively setting, retrieving, or closely tending fishing gear;

(e) Conducting vessel operations necessary to avoid an imminent and serious threat to a person, vessel, or the environment, including when necessary for overall safety of navigation and to comply with state and federal navigation requirements; or

(f) Engaging in rescue or clean-up efforts of a beached southern resident orca whale overseen, coordinated, or authorized by a volunteer stranding network.

(3) For the purpose of this section, "vessel" includes aircraft(~~(, canoes, fishing vessels, kayaks, personal watercraft, rafts, recreational vessels, tour boats, whale watching boats, vessels engaged in whale watching activities, or other small craft including power boats and sailboats))~~ while on the surface of the water, and every description of watercraft on the water that is used or capable of being used as a means of transportation on the water. However, "vessel" does not include inner tubes, air mattresses, sailboards, and small rafts, or flotation devices or toys customarily used by swimmers.

(4)(a) A violation of this section is a natural resource infraction punishable under chapter 7.84 RCW and carries a fine of five hundred dollars, not including statutory assessments added pursuant to RCW 3.62.090.

(b) A person who qualifies for an exemption under subsection (2) of this section may offer that exemption as an affirmative defense, which that person must prove by a preponderance of the evidence.

Sec. 53. RCW 77.15.770 and 2011 c 324 s 2 are each amended to read as follows:

(1) Except as otherwise provided in this section, a person is guilty of unlawful trade in shark fins in the second degree if:

(a) The person sells, offers for sale, purchases, offers to purchase, or otherwise exchanges a shark fin or shark fin derivative product for commercial purposes; or

(b) The person prepares or processes a shark fin or shark fin derivative product for human or animal consumption for commercial purposes.

(2) Except as otherwise provided in this section, a person is guilty of unlawful trade in shark fins in the first degree if:

(a) The person commits the act described by subsection (1) of this section and the violation involves shark fins or a shark fin derivative product with a total market value of two hundred fifty dollars or more;

(b) The person commits the act described by subsection (1) of this section and acted with knowledge that the shark fin or shark fin derivative product originated from a shark that was harvested in an area or at a time where or when the harvest was not legally allowed or by a person not licensed to harvest the shark; or

(c) The person commits the act described by subsection (1) of this section and the violation occurs within five years of entry of a prior conviction under this section or a prior conviction for any other gross misdemeanor or felony under this title involving fish, other than a recreational fishing violation.

(3)(a) Unlawful trade in shark fins in the second degree is a gross misdemeanor. Upon conviction, the department shall suspend any commercial fishing privileges for the person that requires a license under this title for a period of one year.

(b) Unlawful trade in shark fins in the first degree is a class C felony. Upon conviction, the department shall suspend any commercial fishing privileges for the person that requires a license under this title for a period of one year.

(4) Any person who obtains a license or permit issued by the department to take or possess sharks or shark parts for bona fide research or educational purposes, and who sells, offers for sale, purchases, offers to purchase, or otherwise trades a shark fin or shark fin derivative product, exclusively for bona fide research

or educational purposes, may not be held liable under or subject to the penalties of this section.

~~((5) Nothing in this section prohibits the sale, offer for sale, purchase, offer to purchase, or other exchange of shark fins or shark fin derivative products for commercial purposes, or preparation or processing of shark fins or shark fin derivative products for purposes of human or animal consumption for commercial purposes, if the shark fins or shark fin derivative products were lawfully harvested or lawfully acquired prior to July 22, 2011.))~~

NEW SECTION. Sec. 54. A new section is added to chapter 77.15 RCW to read as follows:

(1) It is unlawful for any person to possess in Washington any fish, shellfish, or wildlife that the person knows was taken in another state or country in violation of that state's or country's laws or regulations relating to licenses or tags, seasons, areas, methods, or bag or possession limits.

(2) As used in this section, the terms "fish," "shellfish," and "wildlife" have the meaning ascribed to those terms in the applicable law or regulation of the state or country of the fish's, shellfish's, or wildlife's origin.

(3) Unlawful possession of fish, shellfish, or wildlife taken or possessed in violation of another state's or country's laws or regulations is a gross misdemeanor.

NEW SECTION. Sec. 55. A new section is added to chapter 77.15 RCW to read as follows:

(1) A person is guilty of engaging in wildlife rehabilitation without a permit if the person captures, transports, treats, feeds, houses, conditions, or trains injured, diseased, oiled, or abandoned wildlife without department authority for temporary actions or a wildlife rehabilitation permit issued by the department.

(2) A person who is a primary permittee or subpermittee on a wildlife rehabilitation permit issued by the department is guilty of unlawful use of a wildlife rehabilitation permit if the person violates any permit provisions or department rules pertaining to wildlife rehabilitation other than those addressing recordkeeping and reporting requirements.

(3) A violation of this section is a misdemeanor.

Sec. 56. RCW 77.32.010 and 2011 c 320 s 19 are each amended to read as follows:

(1) Except as otherwise provided in this chapter or department rule, a recreational license issued by the director is required to hunt ~~((for or take wild animals or wild birds, fish for, take, or harvest fish, shellfish, and)), fish, or take wildlife or seaweed.~~ A recreational fishing or shellfish license is not required for carp, smelt, and crawfish, and a hunting license is not required for bullfrogs.

(2) A pass or permit issued under RCW 79A.80.020, 79A.80.030, or 79A.80.040 is required to park or operate a motor vehicle on a recreation site or lands, as defined in RCW 79A.80.010.

(3) ~~((During the 2009-2011 fiscal biennium to enable the implementation of the pilot project established in section 307, chapter 329, Laws of 2008,))~~ The commission may, by rule, indicate that a fishing permit issued to a nontribal member by the Colville Tribes shall satisfy the license requirements in subsection (1) of this section on the waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods, and that a Colville Tribes tribal member identification card shall satisfy the license requirements in subsection (1) of this section on all waters of Lake Rufus Woods.

Sec. 57. RCW 77.65.280 and 2013 c 23 s 244 are each amended to read as follows:

(1) A wholesale fish dealer's license is required for:

~~((4))~~ (a) A business in the state to engage in the commercial processing of food fish or shellfish, including custom canning or processing of personal use food fish or shellfish.

~~((2))~~ (b) A business in the state to engage in the wholesale selling, buying, or brokering of food fish or shellfish. A wholesale fish dealer's license is not required of those businesses which buy exclusively from Washington licensed wholesale dealers and sell solely at retail.

~~((3))~~ (c) Fishers who land and sell their catch or harvest in the state to anyone other than a licensed wholesale dealer within or outside the state, unless the fisher has a direct retail endorsement.

~~((4))~~ (d) A business to engage in the commercial manufacture or preparation of fertilizer, oil, meal, caviar, fish bait, or other by-products from food fish or shellfish.

~~((5))~~ (e) A business ~~((employing))~~ engaging a fish buyer as defined under RCW 77.65.340.

(2) The annual license fee for a wholesale dealer is two hundred fifty dollars. The application fee is one hundred five dollars. A wholesale fish dealer's license is not required for persons engaged in the processing, wholesale selling, buying, or brokering of private sector cultured aquatic products as defined in RCW 15.85.020. However, if a means of identifying such products is required by rules adopted under RCW 15.85.060, the exemption from licensing requirements established by this subsection applies only if the aquatic products are identified in conformance with those rules.

Sec. 58. RCW 77.65.340 and 2013 c 23 s 245 are each amended to read as follows:

(1) A fish buyer's license is required of and shall be carried by each individual engaged by a wholesale fish dealer to purchase food fish or shellfish from a ~~((licensed))~~ commercial fisher. A fish buyer may represent only one wholesale fish dealer.

(2) The annual fee for a fish buyer's license is ninety-five dollars. The application fee is one hundred five dollars.

NEW SECTION. Sec. 59. RCW 77.15.560 (Commercial fish, shellfish harvest or delivery--Failure to report--Penalty) and 1998 c 190 s 41 are each repealed.

NEW SECTION. Sec. 60. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Pettigrew; Stanford; Van De Wege and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt and Schmick.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6078 Prime Sponsor, Committee on Governmental Operations: Recognizing "Native American Heritage Day." Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Gregerson; Robinson; Santos and Young.

Passed to Committee on Rules for second reading.

February 26, 2014

2SSB 6096

Prime Sponsor, Committee on Ways & Means: Providing for property tax exemption for the value of new construction of industrial/manufacturing facilities in targeted urban areas. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: Do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Kochmar; Magendanz; Ryu; Stonier; Tarleton; Vick; Walsh and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representative Hudgins.

Referred to Committee on Finance.

February 26, 2014

SB 6115

Prime Sponsor, Senator Benton: Exempting licensed private investigators from process server requirements. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jenkins, Chair; Hansen, Vice Chair; Nealey, Assistant Ranking Minority Member; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Goodman and Haler.

Passed to Committee on Rules for second reading.

February 26, 2014

E2SSB 6126

Prime Sponsor, Committee on Ways & Means: Concerning representation of children in dependency matters. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature recognizes that some children may remain in foster care following the termination of the parent and child relationship. These children have legal rights and no longer have a parent to advocate on their behalf, and no other party represents their legal interests. The legislature finds that providing attorneys for children following the termination of the parent and child relationship is fundamental to protecting the child's legal rights and to accelerate permanency.

(2) Although the legislature recognizes that many jurisdictions provide attorneys to children prior to termination of the parent and child relationship, nothing in this act may be construed against the parent's fundamental liberty interest in parenting the child prior to termination of the parent and child relationship as stated in *In re Dependency of K.N.J.*, 171 Wn.2d 568, 574 (2011) and *In re Welfare of Luscier*, 84 Wn.2d 135, 136-37 (1974), unless such a position would jeopardize the child's right to conditions of basic nurture, health, or safety.

Sec. 2. RCW 13.34.100 and 2010 c 180 s 2 are each amended to read as follows:

(1) The court shall appoint a guardian ad litem for a child who is the subject of an action under this chapter, unless a court for

good cause finds the appointment unnecessary. The requirement of a guardian ad litem may be deemed satisfied if the child is represented by an independent ~~((counsel))~~ attorney in the proceedings. The court shall attempt to match a child with special needs with a guardian ad litem who has specific training or education related to the child's individual needs.

(2) If the court does not have available to it a guardian ad litem program with a sufficient number of volunteers, the court may appoint a suitable person to act as guardian ad litem for the child under this chapter. Another party to the proceeding or the party's employee or representative shall not be so appointed.

(3) Each guardian ad litem program shall maintain a background information record for each guardian ad litem in the program. The background information record shall include, but is not limited to, the following information:

- (a) Level of formal education;
- (b) General training related to the guardian ad litem's duties;
- (c) Specific training related to issues potentially faced by children in the dependency system;
- (d) Specific training or education related to child disability or developmental issues;
- (e) Number of years' experience as a guardian ad litem;
- (f) Number of appointments as a guardian ad litem and the county or counties of appointment;
- (g) The names of any counties in which the person was removed from a guardian ad litem registry pursuant to a grievance action, and the name of the court and the cause number of any case in which the court has removed the person for cause;
- (h) Founded allegations of abuse or neglect as defined in RCW 26.44.020;

(i) The results of an examination of state and national criminal identification data. The examination shall consist of a background check as allowed through the Washington state criminal records privacy act under RCW 10.97.050, the Washington state patrol criminal identification system under RCW 43.43.832 through 43.43.834, and the federal bureau of investigation. The background check shall be done through the Washington state patrol criminal identification section and must include a national check from the federal bureau of investigation based on the submission of fingerprints; and

(j) Criminal history, as defined in RCW 9.94A.030, for the period covering ten years prior to the appointment.

The background information record shall be updated annually. As a condition of appointment, the guardian ad litem's background information record shall be made available to the court. If the appointed guardian ad litem is not a member of a guardian ad litem program a suitable person appointed by the court to act as guardian ad litem shall provide the background information record to the court.

Upon appointment, the guardian ad litem, or guardian ad litem program, shall provide the parties or their attorneys with a copy of the background information record. The portion of the background information record containing the results of the criminal background check and the criminal history shall not be disclosed to the parties or their attorneys. The background information record shall not include identifying information that may be used to harm a guardian ad litem, such as home addresses and home telephone numbers, and for volunteer guardians ad litem the court may allow the use of maiden names or pseudonyms as necessary for their safety.

(4) The appointment of the guardian ad litem shall remain in effect until the court discharges the appointment or no longer has jurisdiction, whichever comes first. The guardian ad litem may also be discharged upon entry of an order of guardianship.

(5) A guardian ad litem through ~~((counsel))~~ an attorney, or as otherwise authorized by the court, shall have the right to present evidence, examine and cross-examine witnesses, and to be present at all hearings. A guardian ad litem shall receive copies of all pleadings and other documents filed or submitted to the court, and notice of all hearings according to court rules. The guardian ad litem shall receive all notice contemplated for a parent or other party in all proceedings under this chapter.

(6)(a) The court must appoint an attorney for a child in a dependency proceeding six months after granting a petition to terminate the parent and child relationship pursuant to RCW 13.34.180 and when there is no remaining parent with parental rights.

The court must appoint an attorney for a child when there is no remaining parent with parental rights for six months or longer prior to the effective date of this section if the child is not already represented.

The court may appoint one attorney to a group of siblings, unless there is a conflict of interest, or such representation is otherwise inconsistent with the rules of professional conduct.

(b) Legal services provided by an attorney appointed pursuant to (a) of this subsection do not include representation of the child in any appellate proceedings relative to the termination of the parent and child relationship.

(c)(i) Subject to the availability of amounts appropriated for this specific purpose, the state shall pay the costs of legal services provided by an attorney appointed pursuant to (a) of this subsection, if the legal services are provided in accordance with the standards of practice, voluntary training, and caseload limits developed and recommended by the statewide children's representation work group pursuant to section 5, chapter 180, Laws of 2010. Caseload limits must be calculated pursuant to (c)(ii) of this subsection.

(ii) Counties are encouraged to set caseloads as low as possible and to account for the individual needs of the children in care. Notwithstanding the caseload limits developed and recommended by the statewide children's representation work group pursuant to section 5, chapter 180, Laws of 2010, when one attorney represents a sibling group, the first child is counted as one case, and each child thereafter is counted as one-half case to determine compliance with the caseload standards pursuant to (c)(i) of this subsection and section 3 of this act.

(iii) The office of civil legal aid is responsible for implementation of (c)(i) and (ii) of this subsection as provided in section 3 of this act.

(7)(a) The court may appoint an attorney to represent the child's position in any dependency action on its own initiative, or upon the request of a parent, the child, a guardian ad litem, a caregiver, or the department.

(b)(i) If the court has not already appointed an attorney for a child, or the child is not represented by a privately retained attorney:

(A) The child's caregiver, or any individual, may refer the child to an attorney for the purposes of filing a motion to request appointment of an attorney at public expense; or

(B) The child or any individual may retain an attorney for the child for the purposes of filing a motion to request appointment of an attorney at public expense.

(ii) Nothing in this subsection (7)(b) shall be construed to change or alter the confidentiality provisions of RCW 13.50.100.

(c) Pursuant to this subsection, the department or supervising agency and the child's guardian ad litem shall each notify a child of his or her right to request ~~((counsel))~~ an attorney and shall ask the child whether he or she wishes to have ~~((counsel))~~ an attorney. The department or supervising agency and the child's

guardian ad litem shall notify the child and make this inquiry immediately after:

- (i) The date of the child's twelfth birthday;
- (ii) Assignment of a case involving a child age twelve or older; or

(iii) July 1, 2010, for a child who turned twelve years old before July 1, 2010.

~~((b))~~ (d) The department or supervising agency and the child's guardian ad litem shall repeat the notification and inquiry at least annually and upon the filing of any motion or petition affecting the child's placement, services, or familial relationships.

~~((c))~~ (e) The notification and inquiry is not required if the child has already been appointed ~~((counsel))~~ an attorney.

~~((d))~~ (f) The department or supervising agency shall note in the child's individual service and safety plan, and the guardian ad litem shall note in his or her report to the court, that the child was notified of the right to request ~~((counsel))~~ an attorney and indicate the child's position regarding appointment of ~~((counsel))~~ an attorney.

~~((e))~~ (g) At the first regularly scheduled hearing after:

- (i) The date of the child's twelfth birthday;
- (ii) The date that a dependency petition is filed pursuant to this chapter on a child age twelve or older; or

(iii) July 1, 2010, for a child who turned twelve years old before July 1, 2010;

the court shall inquire whether the child has received notice of his or her right to request ~~((legal counsel))~~ an attorney from the department or supervising agency and the child's guardian ad litem. The court shall make an additional inquiry at the first regularly scheduled hearing after the child's fifteenth birthday. No inquiry is necessary if the child has already been appointed ~~((counsel))~~ an attorney.

~~((f) If the child requests legal counsel and is age twelve or older, or if the guardian ad litem or the court determines that the child needs to be independently represented by counsel, the court may appoint an attorney to represent the child's position.~~

~~—————(7))~~ (8) For the purposes of child abuse prevention and treatment act (42 U.S.C. Secs. 5101 et seq.) grants to this state under P.L. 93- 247, or any related state or federal legislation, a person appointed pursuant to this section shall be deemed a guardian ad litem ~~((to represent the best interests of the minor in proceedings before the court)).~~

~~((8))~~ (9) When a court-appointed special advocate or volunteer guardian ad litem is requested on a case, the program shall give the court the name of the person it recommends. The program shall attempt to match a child with special needs with a guardian ad litem who has specific training or education related to the child's individual needs. The court shall immediately appoint the person recommended by the program.

~~((9))~~ (10) If a party in a case reasonably believes the court- appointed special advocate or volunteer guardian ad litem is inappropriate or unqualified, the party may request a review of the appointment by the program. The program must complete the review within five judicial days and remove any appointee for good cause. If the party seeking the review is not satisfied with the outcome of the review, the party may file a motion with the court for the removal of the court-appointed special advocate or volunteer guardian ad litem on the grounds the advocate or volunteer is inappropriate or unqualified.

NEW SECTION. Sec. 3. A new section is added to chapter 2.53 RCW to read as follows:

(1) Money appropriated by the legislature for legal services provided by an attorney appointed pursuant to RCW 13.34.100 must be administered by the office of civil legal aid established under RCW 2.53.020.

(2) The office of civil legal aid may enter into contracts with the counties to disburse state funds for an attorney appointed pursuant to RCW 13.34.100. The office of civil legal aid may also require a county to use attorneys under contract with the office for the provision of legal services under RCW 13.34.100 to remain within appropriated amounts.

(3) Prior to distributing state funds under subsection (2) of this section, the office of civil legal aid must verify that attorneys providing legal representation to children under RCW 13.34.100 meet the standards of practice, voluntary training, and caseload limits developed and recommended by the statewide children's representation work group pursuant to section 5, chapter 180, Laws of 2010. Caseload limits described in this subsection must be determined as provided in RCW 13.34.100(6)(c)(ii).

NEW SECTION. Sec. 4. This act takes effect July 1, 2014."

Correct the title.

Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Referred to Committee on Appropriations.

February 26, 2014

SB 6180

Prime Sponsor, Senator Braun: Consolidating designated forest lands and open space timber lands for ease of administration. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Referred to Committee on Finance.

February 26, 2014

SSB 6207

Prime Sponsor, Committee on Natural Resources & Parks: Providing fee immunity for certain water facilities. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6219

Prime Sponsor, Senator Dandel: Concerning actions for damage arising from vehicular traffic on a primitive road. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 26, 2014

SSB 6279 Prime Sponsor, Committee on Law & Justice: Creating effective and timely access to magistrates for purposes of reviewing search warrant applications. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that recent decisions of the United States supreme court and the Washington state supreme court require law enforcement to obtain the review of a neutral and disinterested magistrate and the issuance of a search warrant more frequently before proceeding with a criminal investigation. The legislature intends to accommodate this requirement by creating effective and timely access to magistrates for purposes of reviewing search warrant applications across the state of Washington. This act does not change the legal standards for issuing a search warrant or the legal standards for review of an issued search warrant.

NEW SECTION. Sec. 2. A new section is added to chapter 2.20 RCW to read as follows:

Any district or municipal court judge, in the county in which the offense is alleged to have occurred, may issue a search warrant for any person or evidence located anywhere within the state.

NEW SECTION. Sec. 3. A new section is added to chapter 10.79 RCW to read as follows:

(1) Any magistrate as defined by RCW 2.20.010, when satisfied that there is probable cause, may upon application supported by oath or affirmation, issue a search warrant to search for and seize any: (a) Evidence of a crime; (b) contraband, the fruits of crime, or things otherwise criminally possessed; (c) weapons or other things by means of which a crime has been committed or reasonably appears about to be committed; or (d) person for whose arrest there is probable cause or who is unlawfully restrained.

(2) The application may be provided or transmitted to the magistrate by telephone, e-mail, or any other reliable method.

(3) If the magistrate finds that probable cause for the issuance of a warrant exists, the magistrate must issue a warrant or direct an individual whom the magistrate authorizes to affix the magistrate's signature to a warrant identifying the property or person and naming or describing the person, place, or thing to be searched. The magistrate may communicate permission to affix the magistrate's signature to the warrant by telephone, e-mail, or any other reliable method.

(4) The evidence in support of the finding of probable cause and a record of the magistrate's permission to affix the magistrate's signature to the warrant shall be preserved and shall be filed with the issuing court as required by CrRLJ 2.3 or CrR 2.3.

Sec. 4. RCW 9A.72.085 and 1981 c 187 s 3 are each amended to read as follows:

(1) Whenever, under any law of this state or under any rule, order, or requirement made under the law of this state, any matter in an official proceeding is required or permitted to be supported, evidenced, established, or proved by a person's sworn written statement, declaration, verification, certificate, oath, or affidavit, the matter may with like force and effect be supported, evidenced, established, or proved in the official proceeding by an unsworn written statement, declaration, verification, or certificate, which:

((1)) (a) Recites that it is certified or declared by the person to be true under penalty of perjury;

((2)) (b) Is subscribed by the person;

((3)) (c) States the date and place of its execution; and

((4)) (d) States that it is so certified or declared under the laws of the state of Washington.

(2) The certification or declaration may be in substantially the following form:

"I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct":

(Date and Place)

(Signature)

(3) For purposes of this section, a person subscribes to an unsworn written statement, declaration, verification, or certificate by:

(a) Affixing or placing his or her signature as defined in RCW 9A.04.110 on the document;

(b) Attaching or logically associating his or her digital signature or electronic signature as defined in RCW 19.34.020 to the document;

(c) Affixing or logically associating his or her signature in the manner described in general rule 30 to the document if he or she is a licensed attorney; or

(d) Affixing or logically associating his or her full name, department or agency, and badge or personnel number to any document that is electronically submitted to a court, a prosecutor, or a magistrate from an electronic device that is owned, issued, or maintained by a criminal justice agency if he or she is a law enforcement officer.

(4) This section does not apply to writings requiring an acknowledgment, depositions, oaths of office, or oaths required to be taken before a special official other than a notary public."

Correct the title.

Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 26, 2014

ESSB 6286 Prime Sponsor, Committee on Agriculture, Water & Rural Economic Development: Concerning current use valuation for land primarily used for commercial horticultural purposes. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature intends to clarify and update the description of farm and agricultural land as it is used under the property tax open space program. Modern technology and water quality and labor regulations have all caused nurseries to increasingly grow plants in containers rather than in the ground. Growing plants in containers preserves topsoil, allows more plants to be grown per acre, allows soil and nutrients to be customized for each type of plant, allows more efficient use of water and fertilizer, allows year round harvest and sales, and reduces labor cost and injuries.

Sec. 2. RCW 84.34.020 and 2011 c 101 s 1 are each amended to read as follows:

~~((As used in this chapter, unless a different meaning is required by the context:))~~ The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Open space land" means (a) any land area so designated by an official comprehensive land use plan adopted by any city or county and zoned accordingly, or (b) any land area, the preservation of which in its present use would (i) conserve and enhance natural or scenic resources, or (ii) protect streams or water supply, or (iii) promote conservation of soils, wetlands, beaches or tidal marshes, or (iv) enhance the value to the public of abutting or neighboring parks, forests, wildlife preserves, nature reservations or sanctuaries or other open space, or (v) enhance recreation opportunities, or (vi) preserve historic sites, or (vii) preserve visual quality along highway, road, and street corridors or scenic vistas, or (viii) retain in its natural state tracts of land not less than one acre situated in an urban area and open to public use on such conditions as may be reasonably required by the legislative body granting the open space classification, or (c) any land meeting the definition of farm and agricultural conservation land under subsection (8) of this section. As a condition of granting open space classification, the legislative body may not require public access on land classified under (b)(iii) of this subsection for the purpose of promoting conservation of wetlands.

(2) "Farm and agricultural land" means:

(a) Any parcel of land that is twenty or more acres or multiple parcels of land that are contiguous and total twenty or more acres:

(i) Devoted primarily to the production of livestock or agricultural commodities for commercial purposes;

(ii) Enrolled in the federal conservation reserve program or its successor administered by the United States department of agriculture; or

(iii) Other similar commercial activities as may be established by rule;

(b)(i) Any parcel of land that is five acres or more but less than twenty acres devoted primarily to agricultural uses, which has produced a gross income from agricultural uses equivalent to, as of January 1, 1993:

(A) One hundred dollars or more per acre per year for three of the five calendar years preceding the date of application for classification under this chapter for all parcels of land that are classified under this subsection or all parcels of land for which an application for classification under this subsection is made with the granting authority prior to January 1, 1993; and

(B) On or after January 1, 1993, two hundred dollars or more per acre per year for three of the five calendar years preceding the date of application for classification under this chapter;

(ii) For the purposes of (b)(i) of this subsection, "gross income from agricultural uses" includes, but is not limited to, the wholesale value of agricultural products donated to nonprofit food banks or feeding programs;

(c) Any parcel of land of less than five acres devoted primarily to agricultural uses which has produced a gross income as of January 1, 1993, of:

(i) One thousand dollars or more per year for three of the five calendar years preceding the date of application for classification under this chapter for all parcels of land that are classified under this subsection or all parcels of land for which an application for classification under this subsection is made with the granting authority prior to January 1, 1993; and

(ii) On or after January 1, 1993, fifteen hundred dollars or more per year for three of the five calendar years preceding the date of application for classification under this chapter. Parcels of land described in (b)(i)(A) and (c)(i) of this subsection will, upon

any transfer of the property excluding a transfer to a surviving spouse or surviving state registered domestic partner, be subject to the limits of (b)(i)(B) and (c)(ii) of this subsection;

(d) Any parcel of land that is five acres or more but less than twenty acres devoted primarily to agricultural uses, which meet one of the following criteria:

(i) Has produced a gross income from agricultural uses equivalent to two hundred dollars or more per acre per year for three of the five calendar years preceding the date of application for classification under this chapter;

(ii) Has standing crops with an expectation of harvest within seven years, except as provided in (d)(iii) of this subsection, and a demonstrable investment in the production of those crops equivalent to one hundred dollars or more per acre in the current or previous calendar year. For the purposes of this subsection (2)(d)(ii), "standing crop" means Christmas trees, vineyards, fruit trees, or other perennial crops that: (A) Are planted using agricultural methods normally used in the commercial production of that particular crop; and (B) typically do not produce harvestable quantities in the initial years after planting; or

(iii) Has a standing crop of short rotation hardwoods with an expectation of harvest within fifteen years and a demonstrable investment in the production of those crops equivalent to one hundred dollars or more per acre in the current or previous calendar year;

(e) Any lands including incidental uses as are compatible with agricultural purposes, including wetlands preservation, provided such incidental use does not exceed twenty percent of the classified land and the land on which appurtenances necessary to the production, preparation, or sale of the agricultural products exist in conjunction with the lands producing such products.

Agricultural lands also include any parcel of land of one to five acres, which is not contiguous, but which otherwise constitutes an integral part of farming operations being conducted on land qualifying under this section as "farm and agricultural lands";

(f) The land on which housing for employees and the principal place of residence of the farm operator or owner of land classified pursuant to (a) of this subsection is sited if: The housing or residence is on or contiguous to the classified parcel; and the use of the housing or the residence is integral to the use of the classified land for agricultural purposes; ~~((e))~~

(g) Any land that is used primarily for equestrian related activities for which a charge is made, including, but not limited to, stabling, training, riding, clinics, schooling, shows, or grazing for feed and that otherwise meet the requirements of (a), (b), or (c) of this subsection; or

(h) Any land primarily used for commercial horticultural purposes, including growing seedlings, trees, shrubs, vines, fruits, vegetables, flowers, herbs, and other plants in containers, whether under a structure or not, subject to the following:

(i) The land is not primarily used for the storage, care, or selling of plants purchased from other growers for retail sale;

(ii) If the land is less than five acres and used primarily to grow plants in containers, such land does not qualify as "farm and agricultural land" if more than twenty-five percent of the land used primarily to grow plants in containers is open to the general public for on-site retail sales;

(iii) If more than twenty percent of the land used for growing plants in containers qualifying under this subsection (2)(h) is covered by pavement, none of the paved area is eligible for classification as "farm and agricultural land" under this subsection (2)(h). The eligibility limitations described in this subsection (2)(h)(iii) do not affect the land's eligibility to qualify under (e) of this subsection; and

(iv) If the land classified under this subsection (2)(h), in addition to any contiguous land classified under this subsection, is

less than twenty acres, it must meet the applicable income or investment requirements in (b), (c), or (d) of this subsection.

(3) "Timber land" means any parcel of land that is five or more acres or multiple parcels of land that are contiguous and total five or more acres which is or are devoted primarily to the growth and harvest of timber for commercial purposes. Timber land means the land only and does not include a residential homesite. The term includes land used for incidental uses that are compatible with the growing and harvesting of timber but no more than ten percent of the land may be used for such incidental uses. It also includes the land on which appurtenances necessary for the production, preparation, or sale of the timber products exist in conjunction with land producing these products.

(4) "Current" or "currently" means as of the date on which property is to be listed and valued by the assessor.

(5) "Owner" means the party or parties having the fee interest in land, except that where land is subject to real estate contract "owner" means the contract vendee.

(6)(a) "Contiguous" means land adjoining and touching other property held by the same ownership. Land divided by a public road, but otherwise an integral part of a farming operation, is considered contiguous.

(b) For purposes of this subsection (6):

(i) "Same ownership" means owned by the same person or persons, except that parcels owned by different persons are deemed held by the same ownership if the parcels are:

(A) Managed as part of a single operation; and

(B) Owned by:

(I) Members of the same family;

(II) Legal entities that are wholly owned by members of the same family; or

(III) An individual who owns at least one of the parcels and a legal entity or entities that own the other parcel or parcels if the entity or entities are wholly owned by that individual, members of his or her family, or that individual and members of his or her family.

(ii) "Family" includes only:

(A) An individual and his or her spouse or domestic partner, child, stepchild, adopted child, grandchild, parent, stepparent, grandparent, cousin, or sibling;

(B) The spouse or domestic partner of an individual's child, stepchild, adopted child, grandchild, parent, stepparent, grandparent, cousin, or sibling;

(C) A child, stepchild, adopted child, grandchild, parent, stepparent, grandparent, cousin, or sibling of the individual's spouse or the individual's domestic partner; and

(D) The spouse or domestic partner of any individual described in (b)(ii)(C) of this subsection (6).

(7) "Granting authority" means the appropriate agency or official who acts on an application for classification of land pursuant to this chapter.

(8) "Farm and agricultural conservation land" means either:

(a) Land that was previously classified under subsection (2) of this section, that no longer meets the criteria of subsection (2) of this section, and that is reclassified under subsection (1) of this section; or

(b) Land that is traditional farmland that is not classified under chapter 84.33 or 84.34 RCW, that has not been irrevocably devoted to a use inconsistent with agricultural uses, and that has a high potential for returning to commercial agriculture.

NEW SECTION. Sec. 3. The amendments to RCW 84.34.020, as provided in section 2 of this act, are intended to clarify an ambiguity in an existing tax preference, and are therefore exempt from the requirements of RCW 82.32.805 and 82.32.808."

Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Dunshee; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick; Stanford; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

February 26, 2014

SB 6338

Prime Sponsor, Senator Dammeier: Giving preferences to housing trust fund projects that involve collaboration between local school districts and housing authorities to help children of low-income families succeed in school. Reported by Committee on Community Development, Housing & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Appleton, Chair; Sawyer, Vice Chair; Johnson, Ranking Minority Member; Gregerson; Robinson and Santos.

MINORITY recommendation: Without recommendation. Signed by Representative Young.

Referred to Committee on Capital Budget.

February 26, 2014

ESSB 6388

Prime Sponsor, Committee on Ways & Means: Concerning pass-through wholesale food distributors. (REVISED FOR ENGROSSED: Concerning pass-through food distributors.) Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. The legislature finds that the availability of affordable, fresh, and nourishing foods is essential for individuals to maintain a healthy lifestyle. The legislature also finds that new methods of purchasing and delivering fresh, nourishing foods are emerging and lowering the costs of these foods. The legislature further finds that some of the new business models for purchasing and delivering fresh, nourishing foods are being inappropriately classified as food service establishments. Therefore, it is the intent of the legislature to establish a direct retailer license for businesses that sell and collect payment only through a web site for prepackaged foods obtained from a food processor either licensed or inspected, or both, by a state or federal regulatory agency and that deliver the food directly to consumers without any interim storage.

NEW SECTION. Sec. 2. A new section is added to chapter 69.04 RCW to read as follows:

(1) The department shall issue a license to operate as a direct retailer to any entity that:

(a) Submits a completed application on forms approved by the department;

(b) Provides the department with a list of all leased, rented, or owned vehicles, other than vehicles that are rented for less than forty-five days, used by the applicant's business to deliver food;

(c) Maintains all records of vehicles that are rented for less than forty-five days for at least twelve months following the termination of the rental period;

(d) Maintains food temperature logs or uses a device to monitor the temperature of the packages in real time for all food while in transport; and

(e) Submits all appropriate fees to the department.

(2) The department shall develop, by rule, an annual license and renewal fee to defray the costs of administering the licensing and inspection program created by this section. All moneys received by the department under the provisions of this section must be paid into the food processing inspection account created in RCW 69.07.120 and must be used solely to carry out the provisions of this section.

(3)(a) A licensed direct retailer is required to protect food from contamination while in transport. Food must be transported under conditions that protect food against physical, chemical, and microbial contamination, as well as against deterioration of the food and its container.

(b) Compliance with this subsection (3) requires, but is not limited to, the separation of raw materials in such a fashion that they avoid cross-contamination of other food products, particularly ready-to-eat food. An example of this principle includes ensuring that, during the transport of raw fish and seafood, meat, poultry, or other food which inherently contains pathogenic and spoilage microorganisms, soil, or other foreign material, the raw materials may not come into direct contact with other food in the same container or in any other cross-contaminating circumstance.

(4) In the event of a food recall or when required by the department, a federal, state, or local health authority in response to a food borne illness outbreak, a licensed direct retailer shall use its client listserv to notify customers of the recall and any other relevant information.

(5) In the implementation of this section, the department shall:

(a) Conduct inspections of vehicles, food handling areas, refrigeration equipment, and product packaging used by a licensed direct retailer;

(b) Conduct audits of temperature logs and other food handling records as appropriate;

(c) Investigate any complaints against a licensed direct retailer for the failure to maintain food safety; and

(d) Adopt rules, in consultation with the department of health and local health jurisdictions, necessary to administer and enforce the program consistent with federal regulations.

(6) Direct retailers that have a license from the department under this section are exempt from the permitting requirements of food service rules adopted by the state board of health and any local health jurisdiction.

(7) The director may deny, suspend, or revoke any license provided under this section if the director determines that an applicant or licensee has committed any of the following:

(a) Refused, neglected, or failed to comply with the provisions of this section, the rules and regulations adopted under this section, or any order of the director;

(b) Refused, neglected, or failed to keep and maintain records required by this chapter, or refused the department access to such records;

(c) Refused the department access to any portion or area of vehicles, food handling areas, or any other areas or facilities housing equipment or product packaging used by the direct retailer in the course of performing business responsibilities; or

(d) Failed to submit an application for a license meeting the requirements of this section or failed to pay the appropriate annual license or renewal fee.

(8) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise:

(a) "Department" means the department of agriculture.

(b) "Direct retailer" means an entity that receives prepackaged food from a food processor that is either licensed or inspected, or both, by a state or federal regulatory agency or the department and that delivers the food directly to consumers who only placed and paid for an order on the entity's web site, as long as:

(i) The food is delivered by the entity without opening the packaging and without dividing it into smaller packages;

(ii) There is no interim storage by the entity; and

(iii) The food is delivered by means of vehicles that are equipped with either refrigeration or freezer units, or both, and that meet the requirements of rules authorized by this chapter.

Sec. 3. RCW 69.07.120 and 2011 c 281 s 12 are each amended to read as follows:

All moneys received by the department under the provisions of this chapter, section 2 of this act, and chapter 69.22 RCW shall be paid into the food processing inspection account hereby created within the agricultural local fund established in RCW 43.23.230 and shall be used solely to carry out the provisions of this chapter, section 2 of this act, and chapters 69.22 and 69.04 RCW."

Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Haigh; Hurst; Kretz; Orcutt; Pettigrew; Schmick and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Dunshee; Stanford and Van De Wege.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 26, 2014

SB 6445

Prime Sponsor, Senator Roach: Amending the definition of uniformed personnel for the purposes of public employees' collective bargaining. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 41.56.030 and 2011 1st sp.s. c 21 s 11 are each amended to read as follows:

As used in this chapter:

(1) "Adult family home provider" means a provider as defined in RCW 70.128.010 who receives payments from the medicaid and state-funded long-term care programs.

(2) "Bargaining representative" means any lawful organization which has as one of its primary purposes the representation of employees in their employment relations with employers.

(3) "Child care subsidy" means a payment from the state through a child care subsidy program established pursuant to RCW 74.12.340 or 74.08A.340, 45 C.F.R. Sec. 98.1 through 98.17, or any successor program.

(4) "Collective bargaining" means the performance of the mutual obligations of the public employer and the exclusive bargaining representative to meet at reasonable times, to confer and negotiate in good faith, and to execute a written agreement with respect to grievance procedures and collective negotiations on personnel matters, including wages, hours and working conditions, which may be peculiar to an appropriate bargaining unit of such

public employer, except that by such obligation neither party shall be compelled to agree to a proposal or be required to make a concession unless otherwise provided in this chapter.

(5) "Commission" means the public employment relations commission.

(6) "Executive director" means the executive director of the commission.

(7) "Family child care provider" means a person who: (a) Provides regularly scheduled care for a child or children in the home of the provider or in the home of the child or children for periods of less than twenty-four hours or, if necessary due to the nature of the parent's work, for periods equal to or greater than twenty-four hours; (b) receives child care subsidies; and (c) is either licensed by the state under RCW 74.15.030 or is exempt from licensing under chapter 74.15 RCW.

(8) "Individual provider" means an individual provider as defined in RCW 74.39A.240(4) who, solely for the purposes of collective bargaining, is a public employee as provided in RCW 74.39A.270.

(9) "Institution of higher education" means the University of Washington, Washington State University, Central Washington University, Eastern Washington University, Western Washington University, The Evergreen State College, and the various state community colleges.

(10)(a) "Language access provider" means any independent contractor who provides spoken language interpreter services for department of social and health services appointments or medicaid enrollee appointments, or provided these services on or after January 1, 2009, and before June 10, 2010, whether paid by a broker, language access agency, or the department.

(b) "Language access provider" does not mean an owner, manager, or employee of a broker or a language access agency.

(11) "Public employee" means any employee of a public employer except any person (a) elected by popular vote, or (b) appointed to office pursuant to statute, ordinance or resolution for a specified term of office as a member of a multimember board, commission, or committee, whether appointed by the executive head or body of the public employer, or (c) whose duties as deputy, administrative assistant or secretary necessarily imply a confidential relationship to (i) the executive head or body of the applicable bargaining unit, or (ii) any person elected by popular vote, or (iii) any person appointed to office pursuant to statute, ordinance or resolution for a specified term of office as a member of a multimember board, commission, or committee, whether appointed by the executive head or body of the public employer, or (d) who is a court commissioner or a court magistrate of superior court, district court, or a department of a district court organized under chapter 3.46 RCW, or (e) who is a personal assistant to a district court judge, superior court judge, or court commissioner. For the purpose of (e) of this subsection, no more than one assistant for each judge or commissioner may be excluded from a bargaining unit.

(12) "Public employer" means any officer, board, commission, council, or other person or body acting on behalf of any public body governed by this chapter, or any subdivision of such public body. For the purposes of this section, the public employer of district court or superior court employees for wage-related matters is the respective county legislative authority, or person or body acting on behalf of the legislative authority, and the public employer for nonwage-related matters is the judge or judge's designee of the respective district court or superior court.

(13) "Uniformed personnel" means: (a) Law enforcement officers as defined in RCW 41.26.030 employed by the governing body of any city or town with a population of two thousand five hundred or more and law enforcement officers employed by the governing body of any county with a population

of ten thousand or more; (b) correctional employees who are uniformed and nonuniformed, commissioned and noncommissioned security personnel employed in a jail as defined in RCW 70.48.020(9), by a county with a population of seventy thousand or more, and who are trained for and charged with the responsibility of controlling and maintaining custody of inmates in the jail and safeguarding inmates from other inmates; (c) general authority Washington peace officers as defined in RCW 10.93.020 employed by a port district in a county with a population of one million or more; (d) security forces established under RCW 43.52.520; (e) firefighters as that term is defined in RCW 41.26.030; (f) employees of a port district in a county with a population of one million or more whose duties include crash fire rescue or other firefighting duties; (g) employees of fire departments of public employers who dispatch exclusively either fire or emergency medical services, or both; ~~(h)~~ (h) employees in the several classes of advanced life support technicians, as defined in RCW 18.71.200, who are employed by a public employer; or (i) court protection employees or court marshals who are trained for and commissioned by the county sheriff and charged with the responsibility of enforcing laws, protecting and maintaining security in all county-owned or contracted property, and performing any other duties assigned to them by the sheriff of the county or mandated by judicial order."

Correct the title.

Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Manweller, Ranking Minority Member; Christian; Green; Hunt, G.; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representative Condotta, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 26, 2014
ESB 6549 Prime Sponsor, Senator Hobbs: Creating demonstration projects for preserving agricultural land and public infrastructure in flood plains. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. (1) The legislature finds that accumulation of sediment and gravel in certain rivers of the state may be a contributing factor to threats faced by farmland and by successful recovery or enhancement efforts for certain fish populations.

(2) The legislature further finds that improperly managed river systems may contribute to erosion and an associated reduction in acreage of productive farmland and the functions of riparian zones. This loss could be a factor in warming of river waters, flooding in residential areas, loss of recreational access to rivers, and loss of public infrastructure.

(3) The legislature further finds that commissioning a collaborative process to further the process of addressing river management in the state will be useful in providing a model of collaboration moving forward throughout the state.

NEW SECTION. Sec. 2. (1)(a) The state conservation commission must take the administrative lead in a process to evaluate the effectiveness, legal barriers, and costs of various river management strategies and techniques. Each identified strategy

and technique must be compared in regards to their value in accomplishing the following goals:

- (i) The protection of agricultural lands;
- (ii) The restoration or enhancement of fish runs; and
- (iii) The protection of public infrastructure and recreational access.

(b) The various river management strategies and techniques reviewed by the process established in this act must ultimately be decided by the expertise panel required by this act. In developing a list of strategies and techniques to review, the following factors must be considered:

- (i) The types of techniques that are most likely to result in decreased localized flooding events;
- (ii) The types of data or analysis that are required to ensure those techniques are appropriately sited and implemented;
- (iii) Potential impacts and benefits to fish and wildlife and their habitats that may result from the recommended techniques and how negative impacts can be eliminated or minimized;
- (iv) Potential impacts to downstream structures, properties, public access and other uses, and safety; and
- (v) The frequency and duration of post-project monitoring.

(c) The process required by this act must also result in recommendations regarding funding mechanisms and incentives designed to encourage participation in flood reduction programs. Funding recommendations may include federal grants, federal loans, state grants and loans, private donations, or, if other funding sources do not appear to be available, legislative appropriations from the biennial omnibus capital appropriations act or omnibus operating appropriations act.

(2) The state conservation commission, as administrative lead, is responsible for creating timelines, arranging and chairing the meetings of the expertise panel required in this act, and reporting the conclusions of the expertise panel.

(3) The end product of the implementation of this act must be developed by an expertise panel appointed by the executive director of the state conservation commission. This expertise panel must include, at a minimum, representatives of the following:

- (a) The department of agriculture;
- (b) The department of natural resources;
- (c) The department of fish and wildlife;
- (d) The department of ecology;
- (e) Local and statewide agricultural organizations;
- (f) Land conservation organizations;
- (g) Local governments with interest or experience in the use of river management techniques to provide for flood control; and

(h) Any other perspective deemed insightful by the executive director.

(4) The state conservation commission must offer all interested Indian tribes the opportunity to send representatives to participate on the expertise panel required under this act or to serve as a co-administrative lead with the state conservation commission in the implementation of this act.

(5) The work product resulting from the implementation of this act must include an opinion regarding the appropriateness and feasibility of conducting river management demonstration projects. If demonstration projects are found to be appropriate and feasible, a proposed detailed outline for one or more demonstration projects that could be conducted to test various river management strategies and techniques must be developed. Any proposed outline must be of sufficient detail as to allow for a decision by future legislatures as to whether to authorize and fund the project

or projects. At a minimum, the proposal must include recommendations as to:

- (a) The river system or systems where the demonstration projects should occur;
- (b) The time of year when projects should occur and other steps to ensure compliance with chapter 77.55 RCW;
- (c) Steps that should be taken to avoid or reduce turbidity in the rivers during the projects;
- (d) The disposition of any gravel removed from rivers during a demonstration project, if a project calls for gravel removal;
- (e) The most efficient way for all necessary federal, state, and local permits and approvals, if any, to be obtained;
- (f) The appropriate timelines and benchmarks;
- (g) The expected results; and
- (h) The proposed funding amount needed to conduct the projects.

(6)(a) In implementing this act, the expertise panel must examine river management techniques being studied or implemented in other jurisdictions or currently underway in Washington.

(b) The requirements of (a) of this subsection must include a review of river management techniques conducted in the Fraser river, British Columbia, Canada, for any practices that are potentially applicable in Washington.

(7) This act must be implemented in a way that coordinates with other flood control and river management efforts in Washington.

(8) The findings, conclusions, and recommendations resulting from the implementation of this act must be reported to the legislature, consistent with RCW 43.01.036, by October 31, 2015.

(9) This section expires June 30, 2016." Correct the title.

Signed by Representatives Blake, Chair; Lytton, Vice Chair; Buys, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Chandler; Haigh; Hurst; Kretz; Orcutt; Schmick; Stanford; Van De Wege and Warnick.

MINORITY recommendation: Do not pass. Signed by Representative Dunshee.

Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

February 26, 2014

ESB 6553 Prime Sponsor, Senator Kline: Concerning the distribution of real property sale proceeds. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 6.21.110 and 1994 c 185 s 3 are each amended to read as follows:

- (1) Upon the return of any sale of real estate, the clerk:
 - (a) Shall enter the cause, on which the execution or order of sale issued, by its title, on the motion docket, and mark opposite the same: "Sale of land for confirmation";
 - (b) shall mail notice of the filing of the return of sale to all parties who have entered a written notice of appearance in the action and who have not had an order of default entered against them;
 - (c) shall file proof of such mailing in the action;
 - (d) shall apply the proceeds of the sale returned by the sheriff, or so much thereof as may be necessary, to satisfaction

of the judgment, including interest as provided in the judgment, and shall pay any excess proceeds as provided in subsection (5) of this section by direction of court order; and (e) upon confirmation of the sale, shall deliver the original certificate of sale to the purchaser.

(2) The judgment creditor or successful purchaser at the sheriff's sale is entitled to an order confirming the sale at any time after twenty days have elapsed from the mailing of the notice of the filing of the sheriff's return, on motion with notice given to all parties who have entered a written notice of appearance in the action and who have not had an order of default entered against them, unless the judgment debtor, or in case of the judgment debtor's death, the representative, or any nondefaulting party to whom notice was sent shall file objections to confirmation with the clerk within twenty days after the mailing of the notice of the filing of such return.

(3) If objections to confirmation are filed, the court shall nevertheless allow the order confirming the sale, unless on the hearing of the motion, it shall satisfactorily appear that there were substantial irregularities in the proceedings concerning the sale, to the probable loss or injury of the party objecting. In the latter case, the court shall disallow the motion and direct that the property be resold, in whole or in part, as the case may be, as upon an execution received as of that date.

(4) Upon a resale, the bid of the purchaser at the former sale shall be deemed to be renewed and continue in force, and no bid shall be taken, except for a greater amount. If on resale the property sells for a greater amount to any person other than the former purchaser, the clerk shall first repay to the former purchaser out of the proceeds of the resale the amount of the former purchaser's bid together with interest as is provided in the judgment.

(5)(a) If, after ~~((the satisfaction))~~ confirmation of the sale and the judgment is satisfied, there ~~((be))~~ are any proceeds of the sale remaining, the clerk shall pay such proceeds, as provided for in (b) of this subsection, to all interests in, or liens against, the property eliminated by sale under this section in the order of priority that the interest, lien, or claim attached to the property, as determined by the court. Any remaining proceeds shall be paid to the judgment debtor, or the judgment debtor's representative, as the case may be, before the order is made upon the motion to confirm the sale only if the party files with the clerk a waiver of all objections made or to be made to the proceedings concerning the sale; otherwise, the excess proceeds shall remain in the custody of the clerk until the sale of the property has been disposed of ~~((but if the sale be confirmed, such excess proceeds shall be paid to the judgment debtor or representative as a matter of course))~~.

(b) Anyone seeking disbursement of surplus funds shall file a motion requesting disbursement in the superior court for the county in which the surplus funds are deposited. Notice of the motion shall be served upon or mailed to all persons who had an interest in the property at the time of sale, and any other party who has entered an appearance in the proceeding, not less than twenty days prior to the hearing of the motion. The clerk shall not disburse such remaining proceeds except upon order of the superior court of such county.

(6) The purchaser shall file the original certificate of sale for record with the recording officer in the county in which the property is located.

Sec. 2. RCW 61.24.080 and 1998 c 295 s 10 are each amended to read as follows:

The trustee shall apply the proceeds of the sale as follows:

(1) To the expense of sale, including a reasonable charge by the trustee and by his or her attorney: PROVIDED, That the aggregate of the charges by the trustee and his or her attorney, for

their services in the sale, shall not exceed the amount which would, by the superior court of the county in which the trustee's sale occurred, have been deemed a reasonable attorney fee, had the trust deed been foreclosed as a mortgage in a noncontested action in that court;

(2) To the obligation secured by the deed of trust; and

(3) The surplus, if any, less the clerk's filing fee, shall be deposited, together with written notice of the amount of the surplus, a copy of the notice of trustee's sale, and an affidavit of mailing as provided in this subsection, with the clerk of the superior court of the county in which the sale took place. The trustee shall mail copies of the notice of the surplus, the notice of trustee's sale, and the affidavit of mailing to each party to whom the notice of trustee's sale was sent pursuant to RCW 61.24.040(1). The clerk shall index such funds under the name of the grantor as set out in the recorded notice. Upon compliance with this subsection, the trustee shall be discharged from all further responsibilities for the surplus. Interests in, or liens or claims of liens against the property eliminated by sale under this section shall attach to the surplus in the order of priority that it had attached to the property, as determined by the court. A party seeking disbursement of the surplus funds shall file a motion requesting disbursement in the superior court for the county in which the surplus funds are deposited. Notice of the motion shall be personally served upon, or mailed in the manner specified in RCW 61.24.040(1)(b), to all parties to whom the trustee mailed notice of the surplus, and any other party who has entered an appearance in the proceeding, not less than twenty days prior to the hearing of the motion. The clerk shall not disburse such surplus except upon order of the superior court of such county.

Sec. 3. RCW 6.17.140 and 1988 c 231 s 11 are each amended to read as follows:

The sheriff shall, at a time as near before or after service of the writ on, or mailing of the writ to, the judgment debtor as is possible, execute the writ as follows:

(1) If property has been attached, the sheriff shall indorse on the execution, and pay to the clerk forthwith, if he or she has not already done so, the amount of the proceeds of sales of perishable property or debts due the defendant previously received, sufficient to satisfy the judgment.

(2) If the judgment is not then satisfied, and property has been attached and remains in custody, the sheriff shall sell the same, or sufficient thereof to satisfy the judgment. When property has been attached and it is probable that such property will not be sufficient to satisfy the judgment, the sheriff may, on instructions from the judgment creditor, levy on other property of the judgment debtor without delay.

(3) If then any portion of the judgment remains unsatisfied, or if no property has been attached or the same has been discharged, the sheriff shall levy on the property of the judgment debtor, sufficient to satisfy the judgment, in the manner described in RCW 6.17.160.

(4) If, after the judgment is satisfied, any property remains in custody, the sheriff shall deliver it to the judgment debtor.

(5) Until a levy, personal property shall not be affected by the execution.

(6) When property has been sold or debts received on execution, the sheriff shall pay the proceeds to the clerk who issued the writ, for satisfaction of the judgment as commanded in the writ or for ~~((return))~~ payment of any excess proceeds to all interests in, or liens against, the property eliminated by the sale in the order of priority that the interest, lien, or claim attached to the property, as determined by the court. Any remaining proceeds shall be paid to the judgment debtor. No sheriff or other officer may retain any moneys collected on execution more than twenty

days before paying the same to the clerk of the court who issued the writ.

Sec. 4. RCW 6.17.150 and 1987 c 442 s 415 are each amended to read as follows:

Upon receipt of proceeds from the sheriff on execution, the clerk shall notify the party to whom the same is payable, and pay over the amount to that party as required by law. If any proceeds remain after satisfaction of the judgment, the clerk shall pay the excess to all interests in, or liens against, the property eliminated by the sale in the order of priority that the interest, lien, or claim attached to the property, as determined by the court. Any remaining proceeds shall be paid to the judgment debtor."

Correct the title.

Signed by Representatives Jinkins, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; Nealey, Assistant Ranking Minority Member; Goodman; Haler; Kirby; Klippert; Muri; Orwall; Roberts; Shea and Walkinshaw.

Passed to Committee on Rules for second reading.

February 26, 2014

SJM 8003 Prime Sponsor, Senator Kohl-Welles: Requesting Congress to amend the Communications Decency Act. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: Do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

February 26, 2014

SSJM 8007 Prime Sponsor, Committee on Trade & Economic Development: Requesting that congress pass legislation reforming the harbor maintenance tax. Reported by Committee on Technology & Economic Development

MAJORITY recommendation: Do pass. Signed by Representatives Morris, Chair; Habib, Vice Chair; Smith, Ranking Minority Member; Short, Assistant Ranking Minority Member; Dahlquist; DeBolt; Fey; Freeman; Hudgins; Kochmar; Magendanz; Ryu; Stonier; Tarleton; Vick; Walsh; Wylie and Zeiger.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports and 1st, 2nd, and 3rd supplemental committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations Subcommittee on General Government & Information Technology was relieved of ENGROSSED SENATE BILL NO. 6034 and SENATE BILL NO. 6035, and the bills were referred to the Committee on Rules.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 27, 2014, the 46th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FORTY SIXTH DAY

House Chamber, Olympia, Thursday, February 27, 2014

The House was called to order at 9:55 a.m. by the Speaker (Representative Hudgins presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

February 26, 2014

MR. SPEAKER:

The Senate has passed:

HOUSE BILL NO. 1607
HOUSE BILL NO. 2140
SUBSTITUTE HOUSE BILL NO. 2195
HOUSE BILL NO. 2446
HOUSE BILL NO. 2515

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

RESOLUTION

HOUSE RESOLUTION NO. 4686, by Representatives Scott, Jinkins, Zeiger, Schmick, Pollet, Ryu, Shea, Blake, MacEwen, Young, Ross, Holy, Tharinger, and G. Hunt

WHEREAS, Our nation was founded upon the notion that freedom and equality are inseparable; and

WHEREAS, The fight for freedom and equality is celebrated each February as our nation recognizes Black History Month; and

WHEREAS, Black Americans survived nearly 400 years of slavery and human bondage, earning their freedom with President Abraham Lincoln's Emancipation Proclamation, only to face continued segregation and discrimination; and

WHEREAS, Washington State recognizes a true American Patriot in George Washington Bush, a veteran of the War of 1812, and an Irish African-American who chose to move from his home state of Missouri to the Pacific Northwest; and

WHEREAS, We recognize George Washington Bush as one of Washington State's founding fathers; and

WHEREAS, George Washington Bush and his wife chose to travel north across the Columbia River to settle in Washington after being turned away from Oregon, where black American exclusion laws kept them from owning land; and

WHEREAS, George Washington Bush came as a fur trader to the Northwest with his wife and family seeking a place free of prejudice and homesteaded a 640-acre parcel that later became Bush Prairie, now known as Tumwater; and

WHEREAS, George Washington Bush became a successful farmer and used his resources to sponsor other families to move to the Washington Territory; and

WHEREAS, George Washington Bush used his wealth to assist those in need; and

WHEREAS, George Washington Bush was well respected by the local Nisqually Indians for his generosity; and

WHEREAS, George Washington Bush led by example and taught his six sons to give back to the community; and

WHEREAS, George Washington Bush worked relentlessly to make Washington territory a state; and

WHEREAS, Through George Washington Bush and his sons' efforts, Washington became a state 125 years ago on November 11, 1889; and

WHEREAS, George Washington Bush died before he could realize his dream of statehood for Washington State; and

WHEREAS, The U.S. Congress approved Washington Territory's petition to become a state on February 22, 1889; and

WHEREAS, George Washington Bush's son, William Owen Bush, served in the first session of the Washington State Legislature in 1889; and

WHEREAS, William Owen Bush was the prime sponsor of House Bill No. 90 to establish our state's first agriculture college, which later became Washington State University;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize that George Washington Bush paved the way for our state to have elected officials of all races, colors, and heritages; and

BE IT FURTHER RESOLVED, That the Washington State House of Representatives recognize during this month of remembering the Black history the Americans of African descent who have contributed to the vitality of Washington State and the extraordinary contributions of George Washington Bush; and

BE IT FURTHER RESOLVED, That the members of the Washington State House of Representatives recognize and express their appreciation for the many benefits of Black History Month to our citizenry and to our culture in general and encourage all citizens of the state of Washington to join in honoring a true American patriot, George Washington Bush.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4686.

HOUSE RESOLUTION NO. 4686 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4688, by Representative Condotta

WHEREAS, It is the policy of the Washington House of Representatives to honor the achievements and talents of Washington's artists and to recognize their contribution to their communities; and

WHEREAS, Bonnie "Guitar" Buckingham is one of the biggest stars to ever emerge from the Pacific Northwest's music scene; and

WHEREAS, Buckingham produced songs that established her as an early "crossover" artist; and

WHEREAS, The multitalented artist devoted her skills as a unique female session instrumentalist, talent scout, record label executive, audio engineer, and session producer to the success of many aspiring young talents; and

WHEREAS, Buckingham will be remembered as a pioneer in a music industry traditionally dominated by male artists; and

WHEREAS, Buckingham was one of the few female singers in country music during her fame and is one of the few country singers to

have had a hit on the *Billboard Magazine's* Country charts and Pop charts simultaneously during the late 1950s; and

WHEREAS, Buckingham performed for the Grand Ole Opry at Nashville's Ryman Auditorium numerous times and was offered a regular spot on the Grand Ole Opry, but declined; and

WHEREAS, In the late 1950s, Buckingham formed her own record label called Dolton Records, formerly called Dolphin Records, with cofounder Bob Reisdorff; and

WHEREAS, Buckingham is credited as one of the people who helped launch The Fleetwoods as well as The Ventures upon signing the two groups to Dolton Records during the late 1950s; and

WHEREAS, Buckingham resumed her own music career and charted for the first time in many years in 1980 with the single "Honey on the Moon"; and

WHEREAS, Seattle's Northwest Area Music Association recognized how Buckingham's talents had significantly impacted the recording arts in the Pacific Northwest and inducted her into their NAMA Hall of Fame in 1989; and

WHEREAS, Upon retiring in 1996, Buckingham has called Soap Lake, Washington, home and continues to give back to her community through her musical talent and warm generosity; and

WHEREAS, This body recognizes the effect Buckingham and her music have on the viability, well-being, and economy of local communities and this state;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives express its appreciation of Washington's very own Bonnie "Guitar" Buckingham for her continued efforts in producing music, her dedication to music and her community, and her contribution to the success of other performing artists and groups; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives immediately transmit a copy of this resolution to Bonnie "Guitar" Buckingham.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4688.

HOUSE RESOLUTION NO. 4688 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4689, by Representatives Ormsby and Riccelli

WHEREAS, The City of Spokane, the State of Washington, and the United States of America lost an outstanding citizen and leader with the passing of Thomas S. Foley on October 18, 2013; and

WHEREAS, In staying true to his principles and the essentials of his character throughout his life, Tom Foley set an example of personal behavior and public service that should inspire us all; and

WHEREAS, Tom Foley demonstrated that compassion, courtesy, and a willingness to find common ground strengthens us as a democratic nation; and

WHEREAS, His distinguished record of achievement and his performance in high national office have earned him a place of lasting honor in the American pantheon; and

WHEREAS, Thomas Stephen Foley was born in Spokane on March 6, 1929, and after high school at Gonzaga Prep attended Gonzaga University and the University of Washington; and

WHEREAS, After receiving a bachelor's degree and a law degree from the University of Washington, he entered public service as a deputy prosecutor in Spokane County; and

WHEREAS, He first ran for the United States House of Representatives as a Democrat in 1964, defeating a long-time incumbent in the Fifth Congressional District; and

WHEREAS, His constituents in the Fifth Congressional District would choose him to represent them in Congress for fourteen additional terms until 1995; and

WHEREAS, His decency and integrity gained him the respect of his colleagues, and he rose steadily through the ranks of leadership in the House of Representatives; and

WHEREAS, He was elected Speaker of the House of Representatives in 1989, the first member of Congress from west of the Rocky Mountains to hold that exalted constitutional position; and

WHEREAS, He presided over the House of Representatives with dignity and fairness, winning the admiration of allies and opponents, and forging a reputation for problem-solving through compromise and conciliation; and

WHEREAS, His tenure as Speaker was such that his then-Republican counterpart, Minority Leader Robert Michel, would later describe him as "a gentleman of the House, a fair and honest broker, and a worthy adversary"; and

WHEREAS, After completing his congressional tenure, he was appointed by President Clinton in 1997 to represent his nation as United States Ambassador to Japan; and

WHEREAS, He returned to Washington, D.C. and to the private practice of law in 1995, and in 2003 was awarded his native state's highest honor, the Washington Medal of Merit;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives of the State of Washington celebrate the life, the work, and the lasting legacy of Thomas Stephen Foley; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to Speaker Foley's wife and life companion, Heather Foley, to his sister, Maureen Latimer, to his friend Joe Powell, to the Thomas S. Foley Institute for Public Policy and Public Service at Washington State University, to Gonzaga University, and to the University of Washington.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4689.

HOUSE RESOLUTION NO. 4689 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4690, by Representatives Klippert, Fagan, Christian, Kretz, Holy, Muri, Walsh, Haler, Hargrove, Hope, Buys, Schmick, Taylor, Vick, Dahlquist, Magendanz, Wilcox, Warnick, Johnson, Shea, Scott, Smith, Short, Orcutt, and Nealey

WHEREAS, Washington state's pioneering men and women known as cowboys helped establish America's western frontiers; and

WHEREAS, Cowboy and ranching traditions have been part of the American landscape and culture since 1523; and

WHEREAS, Today's cowboys and cowgirls continue to strive to preserve and perpetuate this unique element of America's heritage; and

WHEREAS, The cowboy Vaquero spirit exemplifies patriotism and strength of character; and

WHEREAS, The cowboy archetype transcends gender, generations, ethnicity, geographic boundaries, and political affiliations; and

WHEREAS, The cowboy is an excellent steward of the land, its resources, and its creatures; and

WHEREAS, The cowboy embodies honesty, courage, compassion, and resolve; and

WHEREAS, The core values expressed within the Cowboy Code of Conduct continue to inspire the pursuit of the highest caliber of integrity; and

WHEREAS, The cowboy is a true American icon occupying a central place in American literature, art, film, poetry, photography, and music; and

WHEREAS, Annual attendance at rodeos exceeds 30,000,000 fans worldwide; and

WHEREAS, Membership and participation in the National Day of the Cowboy Organization, Single Action Shooting Society, Working Ranch Rodeo Association, Cowboy Mounted Shooting Association, American Quarter Horse Association, Pro Rodeo Cowboys Association, Championship Bull Riding, Working Ranch Rodeo, Women's Pro Rodeo, U.S. Team Roping, the Western Music Association, and other organizations that encompass the livelihood of the cowboy continues to expand both nationally and internationally; and

WHEREAS, The National Cowboy organization has declared the fourth Saturday in July to be the "National Day of the Cowboy";

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives join these organizations in celebrating the "National Day of the Cowboy" on the fourth Saturday in July and encourage the people of Washington and the United States of America to observe the day with appropriate ceremonies and activities.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4690.

HOUSE RESOLUTION NO. 4690 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4691, by Representative Freeman

WHEREAS, Dom Cooks is a truly amazing young man who has already accomplished so much to strengthen Decatur High School, to improve the entire city of Federal Way, and to help make our whole state of Washington a far better place for the rest of us to call home; and

WHEREAS, Two years ago, doctors diagnosed Dom Cooks with a malignant, inoperable brain tumor; and

WHEREAS, Tumor or no tumor, Dom Cooks -- Decatur High School's beloved and revered hero -- has never backed away from any challenge or encounter that his young life has thrown at him; and

WHEREAS, On his way to recently and triumphantly earning a Decatur High School diploma, Dom Cooks has battled adversity like very few people of any age are forced to do so; and

WHEREAS, His mother, Tasha Wade; his twin sister, Diamond Cooks; his Grandmother Faye Wade; and his Aunt Charmayne Harper are the loving family and bedrock foundation for this extraordinary young man; and

WHEREAS, Young Mr. Cooks, though only eighteen years old, absolutely epitomizes the words "courage," "spirit," and "inspiration" - - and thoroughly exemplifies the phrase "strength of character"; and

WHEREAS, Not to be denied, the unwavering spirit of this indomitable young man demonstrated itself in his school's homecoming football game in which Cooks took a pitch from a teammate and then scrambled his way into the end zone for a Gator touchdown; and

WHEREAS, Classmates at Decatur High School selected Dom Cooks to serve in leadership as an Associated Student Body officer; and

WHEREAS, His schoolwide daily announcements always include an inspirational message every morning; and

WHEREAS, Indeed, an article in a recent issue of the Federal Way Mirror newspaper reported that Dom Cooks wants to be a motivational speaker after he defeats cancer; and

WHEREAS, He says in the newspaper item: "I'm just trying to make the most of my life. I want to give back to kids and let them know that nothing is impossible"; and

WHEREAS, No weapon formed against Cooks shall prosper, for he is more than a conqueror;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives celebrate the spirit and perseverance of Federal Way's Dom Cooks; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to the family of Dom Cooks, and to his cherished Decatur High School.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4691.

HOUSE RESOLUTION NO. 4691 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4692, by Representatives Zeiger, Morrell, Wilcox, and G. Hunt

WHEREAS, On October 8, 1853, the Longmire-Biles party crossed over the South Hill in Pierce County; and

WHEREAS, This wagon train would forever change the Puget Sound region; and

WHEREAS, These two separate wagon trains became one at the Columbia River, blazed their own trail, and deviated from the established path of the Oregon Trail, eventually crossing over via the Native American trail of the Naches Pass in the Cascade Mountains; and

WHEREAS, The high elevation of the pass proved difficult to the wagon party, but through the resilience of these men and women, along with their overwhelming courage to forge a new life for themselves, they emerged unscathed from the pass and began to make the trek towards the town of Alderton; and

WHEREAS, The Longmire-Biles party reached the area that would be the town of Alderton within one week, and from there the party decided to continue their journey to climb the South Hill; and

WHEREAS, To commemorate their crossing onto the South Hill and to mark where these men and women settled, Pierce County erected a marker to remind those who currently reside in the area of the settlers who came before them, established a new life for themselves, and paved the way for future generations to settle on the South Hill; and

WHEREAS, These pioneers went further around the area and settled in various parts of the region, including the present day areas of 94th Avenue, Rogers High School, and Woodland Avenue, eventually stopping their trek at the Mahon Ranch, which is the current day Brookdale Golf Course, and laying the foundation for the area to flourish and continue to attract people to our region; and

WHEREAS, The courage and resolve of these men and women to settle an uncharted area, to uproot their family, and to brave the difficulties of the Oregon Trail and Naches Pass in order to make a new life for themselves requires that we honor them and their journey;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives commemorate the 160th anniversary of the Longmire-Biles crossing into Washington State and the establishment of South Hill and the areas surrounding it.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4692.

HOUSE RESOLUTION NO. 4692 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4693, by Representative Hawkins

WHEREAS, It is the policy of the Washington State House of Representatives to recognize the achievements and hard work of Olympic athletes representing Washington state; and

WHEREAS, Brian Gregg, Sadie Bjornsen, Erik Bjornsen and Torin Koos competed for the cross-country program of the United States Nordic Ski Team during the 2014 Winter Olympics in Sochi, Krasnador Krai, Russia; and

WHEREAS, These four North Central Washington area natives set high goals and overcame adversity in order to qualify for and compete in the 2014 Olympic games; and

WHEREAS, These athletes deserve recognition for the hard work and dedication they have displayed over the years to achieve this high honor; and

WHEREAS, Brian Gregg, a Winthrop native and distance and freestyle specialist on the 14-member cross-country skiing team, placed 47th in the 30k skiathlon and the 15km classic, and 51st in the 50k mass start free style; and

WHEREAS, Sadie Bjornsen, also of Winthrop, competed in her first Olympic event and placed 31st in the cross-country ladies skiathlon 7.5km classic and in the 7.5km free skiathlon, 18th in the 10km classic, and 9th in the 4X5km cross-country relay; and

WHEREAS, Erik Bjornsen, Sadie Bjornsen's younger brother and making his debut on the national team, placed 42nd in the skiathlon 15km classic and 15km free skiathlon, 38th in the 15km classic, 11th in the 4X10km relay, and 6th in the sprint free classic; and

WHEREAS, Torin Koos remains the reigning United States national freestyle sprint champion, winning his eighth national championship at the 2014 United States Cross Country Championships in January; and

WHEREAS, Koos has competed in a total of four Olympic events – Salt Lake City, Utah; Turin, Italy; Vancouver, British Columbia; and Sochi, Krasnador Krai, Russia; and

WHEREAS, Gregg and the Bjornsen siblings are alumni of the Methow Valley Nordic Team; and

WHEREAS, Koos is a long-time participant of the Leavenworth Winter Sports Club; and

WHEREAS, This body recognizes that these Washington-raised Olympic competitors are outstanding examples of the many opportunities provided by communities within the 12th Legislative District; and

WHEREAS, Cross-country skiing is a proud tradition in both the Methow Valley and Leavenworth communities and is significant to these communities' identities; and

WHEREAS, The accomplishments of these four athletes raise awareness of the recreation opportunities these communities have to offer and that outdoor recreation contributes to both fitness and tourism;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize and honor Brian Gregg, Sadie Bjornsen, Erik Bjornsen, and Torin Koos, who represented our communities, state, and country in the 2014 Winter Olympics in Sochi, Krasnador Krai, Russia, and acknowledge them for their endurance, determination, and hard work as they tirelessly pursued their sport. The House of Representatives further recognize that these Olympic athletes are deserving of their many achievements and accolades and should be honored for these accomplishments; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives immediately transmit copies of this resolution to Brian Gregg, Sadie Bjornsen, Erik Bjornsen, Torin Koos, the Board of Directors of the Methow Valley Nordic Ski Education Foundation, and the Board of Directors of the Leavenworth Winter Sports Club.

The Speaker (Representative Hudgins presiding) stated the question before the House to be adoption of House Resolution No. 4693.

HOUSE RESOLUTION NO. 4693 was adopted.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., February 28, 2014, the 47th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FORTY SEVENTH DAY

House Chamber, Olympia, Friday, February 28, 2014

The House was called to order at 9:55 a.m. by the Speaker.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGE FROM THE SENATE

February 27, 2014

MR. SPEAKER:

The Senate has passed:
ENGROSSED SUBSTITUTE SENATE BILL NO. 6002
and the same are herewith transmitted.
Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

RESOLUTION

HOUSE RESOLUTION NO. 4694, by Representative Fagan

WHEREAS, It is the policy of the Washington State House of Representatives to recognize the dedication and achievements of professionals in their respective fields; and

WHEREAS, Glenn Crellin became the associate director for research at the Runstad Center for Real Estate Studies at the University of Washington in Seattle; and

WHEREAS, The Washington Center for Real Estate Research at Washington State University, where Crellin was the former director since 1993, merged with the Runstad Center in 2012; and

WHEREAS, Crellin is active in the local and national real estate industries as a member of the American Real Estate Society, the American Real Estate and Urban Economics Association, and the Urban Land Institute; and

WHEREAS, Crellin contributes to economics and real estate studies separate from the University of Washington as a member of the academic review board for the Appraisal Journal and as a reviewer for other journals; and

WHEREAS, Crellin has devoted his studies to the housing market and real estate industry, receiving his B.A. in Economics from Drake University and his M.A. in Economics from the University of Maryland College Park; and

WHEREAS, Crellin's ingenuity led him to devise the Housing Affordability Index, which gauges an individual's ability to purchase a home, during his employment at the National Association of Realtors in the 1980s; and

WHEREAS, This body recognizes Crellin's outstanding work in keeping industry stakeholders, students, the state legislature, and the public informed about real estate and how changes in the industry affect individuals and families; and

WHEREAS, Crellin pioneered the way for researchers and academics to accumulate statistical information regarding homeownership and real estate trends; and

WHEREAS, Crellin's accomplishments throughout his successful career have, no doubt, created a more informed industry, private sector, and citizenry;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize and honor Glenn Crellin for his commitment to providing applicable knowledge of the real estate industry to professionals and the general public and his dedication and passion for helping progress the industry; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives immediately transmit copies of this resolution to Glenn Crellin and Stephen O'Connor, director of the Runstad Center for Real Estate Studies at the University of Washington.

The Speaker stated the question before the House to be adoption of House Resolution No. 4694.

HOUSE RESOLUTION NO. 4694 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4695, by Representatives Zeiger, Morrell, and G. Hunt

WHEREAS, The annual Daffodil Festival is a favored tradition for the people of Pierce County and the Northwest; and

WHEREAS, 2014 marks the 81st anniversary of the Daffodil Festival, and the theme of this year's festival is "Ready, Set, Grow!"; and

WHEREAS, The mission of the Daffodil Festival is to focus national and regional attention on our local area as a great place to live and visit, to give the citizens of Pierce County a civic endeavor and to foster civic pride, to give young people and organizations in the local area an opportunity to display their abilities and talents, and to give voice to the citizens' enthusiasm in parades, pageantry, and events; and

WHEREAS, The Daffodil Festival began in 1926 as a modest garden party in Sumner and grew steadily each year until 1934, when the daffodil flowers, which previously had been largely discarded in favor of daffodil bulbs, were used to decorate cars and bicycles for a short parade through Tacoma; and

WHEREAS, The Daffodil Festival will be celebrating its 81st year during the 2014 festival season with the Daffodil Parade being the highlight of the Festival week. The parade travels through the four cities of Tacoma, Puyallup, Sumner, and Orting and consists of over 150 entries, including floats, bands, marching, and mounted units. Floats are decorated with thousands of fresh-cut daffodils, and the parade is a bridge that links one generation to another; and

WHEREAS, When the Daffodil Parade is over, the Royalty and their float will travel to over two dozen out-of-town parades to represent and celebrate Pierce County; and

WHEREAS, This year's Daffodil Festival Royalty includes Petrice Bokako, Clover Park; Kaetlynn Brown, Sumner; Sydney Brown, Rogers; Megan Chabot, Bethel; Emily Cook, Orting; Caiti Driscoll, Curtis; Delaney Fry, Stadium; Stephanie Jackson-Buena, Chief Leschi; Ji Larson, Lincoln; Lydia Mangan, Henry Foss; Kayla McElligott, Fife; John Milhans, Lakes; Marissa Modestowicz, Emerald Ridge; Casey Park, Graham-Kapowsin; Sidney Riess, White River; Emily Saito, Eatonville; Sarah Schroeder, Wilson; Andrea Seaton, Cascade

Christian; Kiasa Sims, Emerald Ridge; Connie Smith, Spanaway Lake; Kasey Temple, Franklin Pierce; Nina Thach, Mt. Tahoma; Haley Theriault, Bonney Lake; Kim White, Puyallup; and KayLee Wiest, Washington;

HOUSE BILL NO. 2041
 HOUSE BILL NO. 2198
 HOUSE BILL NO. 2267
 HOUSE BILL NO. 2634
 HOUSE BILL NO. 2748

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives recognize and honor the many contributions made to our state by the Daffodil Festival and its organizers for the past eighty-one years; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the 2014 Daffodil Festival Officers and to the members of the Festival Royalty.

The Speaker stated the question before the House to be adoption of House Resolution No. 4695.

HOUSE RESOLUTION NO. 4695 was adopted.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2798 by Representative Hunter

AN ACT Relating to payments by the health care authority to managed health care systems; and amending RCW 70.47.110.

Referred to Committee on Appropriations.

ESSB 6002 by Senate Committee on Ways & Means (originally sponsored by Senators Hill and Hargrove)

AN ACT Relating to fiscal matters; amending RCW 41.05.130, 43.43.839, 43.101.220, 43.320.110, 43.350.070, 50.16.010, 51.44.170, 67.70.230, 77.36.170, and 82.08.160; amending 2013 2nd sp.s. c 4 ss 101, 102, 103, 105, 106, 110, 112, 113, 114, 115, 116, 119, 120, 121, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 147, 148, 149, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 701, 702, 703, 704, 706, 710, 801, 802, 803, 804, 805, 932, 933, 937, 939, and 943 (uncodified); adding new sections to 2013 2nd sp.s. c 4 (uncodified); adding a new section to chapter 28A.710 RCW; making appropriations; and declaring an emergency.

There being no objection, the bill listed on the day's introduction sheet under the fourth order of business was referred to the committee so designated, with the exception of ENGROSSED SUBSTITUTE SENATE BILL NO. 6002 which under suspension of the rules, was read the first time and was placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

SUBSTITUTE HOUSE BILL NO. 1574

The Speaker called upon Representative Sullivan to preside.

MESSAGE FROM THE SENATE

February 28, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6020
 SUBSTITUTE SENATE BILL NO. 6259
 SENATE BILL NO. 6340
 SECOND SUBSTITUTE SENATE BILL NO. 6402
 SENATE BILL NO. 6497
 ENGROSSED SENATE BILL NO. 6550

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House reverted to the fourth order of business.

1st SUPPLEMENTAL INTRODUCTIONS AND FIRST READING

ESSB 6020 by Senate Committee on Ways & Means (originally sponsored by Senators Honeyford and Keiser)

AN ACT Relating to the capital budget; making appropriations and authorizing expenditures for capital improvements; amending RCW 43.160.080; amending 2013 2nd sp.s. c 19 ss 1073, 1074, 1077, 1078, 1038, 1070, 1064, 1065, 1066, 1067, 1084, 1089, 1102, 1109, 2009, 2037, 3002, 3067, 3066, 3081, 3239, 3240, 5019, 5024, 5042, 5054, 5062, 5072, 5078, 5086, 5131, 5117, and 7014 (uncodified); amending 2013 3rd sp.s. c 1 s 3 (uncodified); reenacting and amending RCW 70.105D.070 and 70.105D.170; adding new sections to 2013 2nd sp.s. c 19 (uncodified); creating new sections; repealing 2013 2nd sp.s. c 19 ss 7004 and 7013 (uncodified); making appropriations; and declaring an emergency.

There being no objection, the bill listed on the day's 1st supplemental introduction sheet under the fourth order of business was read the first time and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

February 27, 2014

HB 2224 Prime Sponsor, Representative Dunshee: Concerning the 2013-2015 supplemental capital budget. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking

Minority Member; Appleton; Christian; Riccelli; Robinson; Senn; Smith; Stonier and Warnick.

MINORITY recommendation: Do not pass. Signed by Representative Scott.

Passed to Committee on Rules for second reading.

February 27, 2014

HB 2797 Prime Sponsor, Representative Dunshee: Funding all-day kindergarten and early elementary class size reduction facility needs with lottery revenues. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Referred to Committee on .

February 27, 2014

2SSB 6330 Prime Sponsor, Committee on Ways & Means: Promoting affordable housing in unincorporated areas of rural counties within urban growth areas. Reported by Committee on Finance

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. This section is the tax preference performance statement for the tax preference contained in RCW 84.14.040 and 84.14.060. This performance statement is only intended to be used for subsequent evaluation of the tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(1) The legislature categorizes this tax preference as one intended to induce certain designated behavior by taxpayers, as indicated in RCW 82.32.808(2)(a).

(2) It is the legislature's specific public policy objective to stimulate the construction of new multifamily housing in urban growth areas located in unincorporated areas of rural counties where housing options, including affordable housing options, are severely limited. It is the legislature's intent to provide the value of new housing construction, conversion, and rehabilitation improvements qualifying under chapter 84.14 RCW an exemption from ad valorem property taxation for eight to twelve years, as provided for in RCW 84.14.020, in order to provide incentives to developers to construct new multifamily housing thereby increasing the number of affordable housing units for low to moderate-income residents in certain rural counties.

(3) If a review finds that at least twenty percent of the new housing is developed and occupied by households making at or below eighty percent of the area median income, at the time of occupancy, adjusted for family size for the county where the project is located or where the housing is intended exclusively for owner occupancy, the household may earn up to one hundred fifteen percent of the area median income, at the time of sale, adjusted for family size for the county where the project is located, then the legislature intends to extend the expiration date of the tax preference.

(4) In order to obtain the data necessary to perform the review in subsection (3) of this section, the joint legislative audit and review committee may refer to data provided by counties in which beneficiaries are utilizing the preference, the office of financial

management, the department of commerce, the United States department of housing and urban development, and other data sources as needed by the joint legislative audit and review committee.

Sec. 2. RCW 84.14.007 and 2012 c 194 s 1 are each amended to read as follows:

It is the purpose of this chapter to encourage increased residential opportunities, including affordable housing opportunities, in cities that are required to plan or choose to plan under the growth management act within urban centers where the governing authority of the affected city has found there is insufficient housing opportunities, including affordable housing opportunities. It is further the purpose of this chapter to stimulate the construction of new multifamily housing and the rehabilitation of existing vacant and underutilized buildings for multifamily housing in urban centers having insufficient housing opportunities that will increase and improve residential opportunities, including affordable housing opportunities, within these urban centers. To achieve these purposes, this chapter provides for special valuations in residentially deficient urban centers for eligible improvements associated with multiunit housing, which includes affordable housing. It is an additional purpose of this chapter to allow unincorporated areas of rural counties that are within urban growth areas to stimulate housing opportunities and for certain counties to stimulate housing opportunities near college campuses to promote dense, transit-oriented, walkable college communities.

Sec. 3. RCW 84.14.010 and 2012 c 194 s 2 are each reenacted and amended to read as follows:

~~((Unless the context clearly requires otherwise,))~~ The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Affordable housing" means residential housing that is rented by a person or household whose monthly housing costs, including utilities other than telephone, do not exceed thirty percent of the household's monthly income. For the purposes of housing intended for owner occupancy, "affordable housing" means residential housing that is within the means of low or moderate-income households.

(2) "Campus facilities master plan" means the area that is defined by the University of Washington as necessary for the future growth and development of its campus facilities for branch campuses authorized under RCW 28B.45.020.

(3) "City" means either (a) a city or town with a population of at least fifteen thousand, (b) the largest city or town, if there is no city or town with a population of at least fifteen thousand, located in a county planning under the growth management act, or (c) a city or town with a population of at least five thousand located in a county subject to the provisions of RCW 36.70A.215.

(4) "County" means a county with an unincorporated population of at least three hundred fifty thousand.

(5) "Governing authority" means the local legislative authority of a city or a county having jurisdiction over the property for which an exemption may be applied for under this chapter.

(6) "Growth management act" means chapter 36.70A RCW.

(7) "High cost area" means a county where the third quarter median house price for the previous year as reported by the Washington center for real estate research at Washington State University is equal to or greater than one hundred thirty percent of the statewide median house price published during the same time period.

(8) "Household" means a single person, family, or unrelated persons living together.

(9) "Low-income household" means a single person, family, or unrelated persons living together whose adjusted income is at or below eighty percent of the median family income adjusted for family size, for the county where the project is located, as reported by the United States department of housing and urban development. For cities located in high-cost areas, "low-income household" means a household that has an income at or below one hundred percent of the median

family income adjusted for family size, for the county where the project is located.

(10) "Moderate-income household" means a single person, family, or unrelated persons living together whose adjusted income is more than eighty percent but is at or below one hundred fifteen percent of the median family income adjusted for family size, for the county where the project is located, as reported by the United States department of housing and urban development. For cities located in high-cost areas, "moderate-income household" means a household that has an income that is more than one hundred percent, but at or below one hundred fifty percent, of the median family income adjusted for family size, for the county where the project is located.

(11) "Multiple-unit housing" means a building having four or more dwelling units not designed or used as transient accommodations and not including hotels and motels. Multifamily units may result from new construction or rehabilitated or conversion of vacant, underutilized, or substandard buildings to multifamily housing.

(12) "Owner" means the property owner of record.

(13) "Permanent residential occupancy" means multiunit housing that provides either rental or owner occupancy on a nontransient basis. This includes owner-occupied or rental accommodation that is leased for a period of at least one month. This excludes hotels and motels that predominately offer rental accommodation on a daily or weekly basis.

(14) "Rehabilitation improvements" means modifications to existing structures, that are vacant for twelve months or longer, that are made to achieve a condition of substantial compliance with existing building codes or modification to existing occupied structures which increase the number of multifamily housing units.

(15) "Residential targeted area" means an area within an urban center or urban growth area that has been designated by the governing authority as a residential targeted area in accordance with this chapter. With respect to designations after July 1, 2007, "residential targeted area" may not include a campus facilities master plan.

(16) "Rural county" means a county with a population between fifty thousand and seventy-one thousand and bordering Puget Sound.

(17) "Substantial compliance" means compliance with local building or housing code requirements that are typically required for rehabilitation as opposed to new construction.

~~((47))~~ (18) "Urban center" means a compact identifiable district where urban residents may obtain a variety of products and services. An urban center must contain:

(a) Several existing or previous, or both, business establishments that may include but are not limited to shops, offices, banks, restaurants, governmental agencies;

(b) Adequate public facilities including streets, sidewalks, lighting, transit, domestic water, and sanitary sewer systems; and

(c) A mixture of uses and activities that may include housing, recreation, and cultural activities in association with either commercial or office, or both, use.

Sec. 4. RCW 84.14.040 and 2012 c 194 s 4 are each amended to read as follows:

(1) The following criteria must be met before an area may be designated as a residential targeted area:

(a) The area must be within an urban center, as determined by the governing authority;

(b) The area must lack, as determined by the governing authority, sufficient available, desirable, and convenient residential housing, including affordable housing, to meet the needs of the public who would be likely to live in the urban center, if the affordable, desirable, attractive, and livable places to live were available;

(c) The providing of additional housing opportunity, including affordable housing, in the area, as determined by the governing authority, will assist in achieving one or more of the stated purposes of this chapter; and

(d) If the residential targeted area is designated by a county, the area must be located in an unincorporated area of the county that is

within an urban growth area under RCW 36.70A.110 and the area must be: (i) In a rural county, served by a sewer system and designated by a county prior to January 1, 2013; or (ii) in a county that includes a campus of an institution of higher education, as defined in RCW 28B.92.030, where at least one thousand two hundred students live on campus during the academic year.

(2) For the purpose of designating a residential targeted area or areas, the governing authority may adopt a resolution of intention to so designate an area as generally described in the resolution. The resolution must state the time and place of a hearing to be held by the governing authority to consider the designation of the area and may include such other information pertaining to the designation of the area as the governing authority determines to be appropriate to apprise the public of the action intended.

(3) The governing authority must give notice of a hearing held under this chapter by publication of the notice once each week for two consecutive weeks, not less than seven days, nor more than thirty days before the date of the hearing in a paper having a general circulation in the city or county where the proposed residential targeted area is located. The notice must state the time, date, place, and purpose of the hearing and generally identify the area proposed to be designated as a residential targeted area.

(4) Following the hearing, or a continuance of the hearing, the governing authority may designate all or a portion of the area described in the resolution of intent as a residential targeted area if it finds, in its sole discretion, that the criteria in subsections (1) through (3) of this section have been met.

(5) After designation of a residential targeted area, the governing authority must adopt and implement standards and guidelines to be utilized in considering applications and making the determinations required under RCW 84.14.060. The standards and guidelines must establish basic requirements for both new construction and rehabilitation, which must include:

(a) Application process and procedures;

(b) Requirements that address demolition of existing structures and site utilization; and

(c) Building requirements that may include elements addressing parking, height, density, environmental impact, and compatibility with the existing surrounding property and such other amenities as will attract and keep permanent residents and that will properly enhance the livability of the residential targeted area in which they are to be located.

(6) The governing authority may adopt and implement, either as conditions to eight-year exemptions or as conditions to an extended exemption period under RCW 84.14.020(1)(a)(ii)(B), or both, more stringent income eligibility, rent, or sale price limits, including limits that apply to a higher percentage of units, than the minimum conditions for an extended exemption period under RCW 84.14.020(1)(a)(ii)(B). For any multiunit housing located in an unincorporated area of a county, a property owner seeking tax incentives under this chapter must commit to renting or selling at least twenty percent of the multifamily housing units as affordable housing units to low and moderate-income households. In the case of multiunit housing intended exclusively for owner occupancy, the minimum requirement of this subsection (6) may be satisfied solely through housing affordable to moderate-income households.

Sec. 5. RCW 84.14.060 and 2012 c 194 s 6 are each amended to read as follows:

(1) The duly authorized administrative official or committee of the city or county may approve the application if it finds that:

(a) A minimum of four new units are being constructed or in the case of occupied rehabilitation or conversion a minimum of four additional multifamily units are being developed;

(b) If applicable, the proposed multiunit housing project meets the affordable housing requirements as described in RCW 84.14.020;

(c) The proposed project is or will be, at the time of completion, in conformance with all local plans and regulations that apply at the time the application is approved;

(d) The owner has complied with all standards and guidelines adopted by the city or county under this chapter; and

(e) The site is located in a residential targeted area of an urban center or urban growth area that has been designated by the governing authority in accordance with procedures and guidelines indicated in RCW 84.14.040.

(2) An application may not be approved after July 1, 2007, if any part of the proposed project site is within a campus facilities master plan, except as provided in RCW 84.14.040(1)(d).

(3) An application may not be approved for a residential targeted area in a rural county on or after January 1, 2020."

Correct the title.

Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

February 28, 2014

SB 6338 Prime Sponsor, Senator Dammeier: Giving preferences to housing trust fund projects that involve collaboration between local school districts and housing authorities to help children of low-income families succeed in school. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Riccelli; Robinson; Senn; Stonier and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Christian; Scott and Smith.

Passed to Committee on Rules for second reading.

February 28, 2014

SSB 6362 Prime Sponsor, Committee on Higher Education: Creating efficiencies for institutions of higher education. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Scott; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

February 27, 2014

SB 6405 Prime Sponsor, Senator Baumgartner: Providing greater consistency in how nonprofit tax-exempt property may be used without jeopardizing the property's tax-exempt status. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority

Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

There being no objection, the bills, listed on the day's committee reports under the fifth order of business were referred to the committees so designated with the exception of HOUSE BILL NO. 2797 which was placed on the second reading calendar.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 3, 2014, the 50th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTIETH DAY

House Chamber, Olympia, Monday, March 3, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Keagan Shoop and Katelynn Towry. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Norma Hissong, The Baha'i Spiritual Assembly, Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2799 by Representative Carlyle

AN ACT Relating to the creation, extension, expansion, accountability, and transparency of state tax preferences; and creating a new section.

Referred to Committee on Finance.

HB 2800 by Representative Sullivan

AN ACT Relating to specifying that student growth data elements used in educator evaluations include results from federally mandated statewide student assessments beginning in the 2017-18 school year, contingent on federal approval of a waiver of the elementary and secondary education act for Washington state; amending RCW 28A.405.100; and providing a contingent effective date.

Referred to Committee on Appropriations.

HCR 4416 by Representatives Halder, Pollet, Zeiger, Seaquist and Gregerson

Approving specific statewide educational attainment goals.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated, with the exception of HOUSE CONCURRENT RESOLUTION NO. 4416 which was placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bill and the bill was placed on the second reading calendar:

HOUSE BILL NO. 2409

There being no objection, the House reverted to the fifth order of business.

REPORTS OF STANDING COMMITTEES

March 1, 2014

HB 2207 Prime Sponsor, Representative Haigh: Eliminating the reduction in state basic education funding that occurs in counties with federal forest lands. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Appropriations Subcommittee on Education. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Fagan; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Halder; Harris; Hunt, G.; Parker; Schmick and Taylor.

Referred to Committee on .

February 28, 2014

HB 2762 Prime Sponsor, Representative Clibborn: Making 2013-2015 supplemental transportation appropriations. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Hargrove, Assistant Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Johnson; Kochmar; Moeller; Morris; Muri; Ortiz-Self; Riccelli; Rodne; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Klippert; Pike; Shea and Young.

Referred to Committee on .

February 27, 2014

HB 2790

Prime Sponsor, Representative Hunter: Adjusting timelines relating to the hospital safety net assessment. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Harris; Hudgins; Hunt, G.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Buys; Haler and Taylor.

Referred to Committee on .

February 27, 2014

ESSB 5045

Prime Sponsor, Committee on Commerce & Labor: Allowing day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises. (REVISED FOR ENGROSSED: Creating a permit to allow day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises.) Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 66.20 RCW to read as follows:

(1) There shall be a permit known as a day spa permit to allow the holder to offer or supply without charge, wine or beer by the individual glass to a customer for consumption on the premises. The customer must be at least twenty-one years of age and may only be offered wine or beer if the services he or she will be receiving will last more than one hour. Wine or beer served or consumed shall be purchased from a Washington state licensed retailer. A customer may consume no more than one six ounce glass of wine or one twelve ounce glass of beer per day under this permit. Day spas with a day spa permit may not advertise the service of complimentary wine or beer and may not sell wine or beer in any manner. Any employee involved in the service of wine or beer must complete a board-approved limited alcohol server training program.

(2) For the purposes of this section, "day spa" means a business that offers at least three of the following four service categories:

- (a) Hair care;
- (b) Skin care;
- (c) Nail care; and
- (d) Body care, such as massages, wraps, and waxing.

Day spas must provide separate service areas of the day spa for at least three of the service categories offered.

(3) The annual fee for this permit is one hundred twenty-five dollars.

NEW SECTION. Sec. 2. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Dunshee; Hunt, S.; Springer and Taylor.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Jinkins.

Passed to Committee on Rules for second reading.

February 27, 2014

SSB 5467

Prime Sponsor, Committee on Transportation: Concerning vehicle owner list furnishment requirements. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 46.12.630 and 2013 c 306 s 702 are each amended to read as follows:

((In addition to any other authority which it may have,)) (1) The department of licensing ((may)) must furnish lists of registered and legal owners of motor vehicles only for the purposes specified in this ((section)) subsection to((:

(1)(a)) the manufacturers of motor vehicles or motor vehicle components, or their authorized agents, to ((be used:

(i) To)) enable those manufacturers to carry out the provisions of ((the national traffic and motor vehicle safety act of 1966 (15 U.S.C. Sec. 1382-1418), including amendments or additions thereto, respecting safety-related defects in motor vehicles; or

(ii) During the 2011-2013 fiscal biennium, in research activities, and in producing statistical reports, as long as the personal information is not published, redisclosed, or used to contact individuals; or

(b) During fiscal year 2014, an entity that is an authorized agent of a motor vehicle manufacturer,)) Titles I and IV of the anti car theft act of 1992, the automobile information disclosure act (15 U.S.C. Sec. 1231 et seq.), the clean air act (42 U.S.C. Sec. 7401 et seq.), and 49 U.S.C.S. Secs. 30101-30183, 30501-30505, and 32101-33118, as these acts existed on January 1, 2014, or such subsequent date as may be provided by the department by rule, consistent with the purposes of this section. However, the department may only provide a manufacturer, or its authorized agent, lists of registered or legal owners who purchased or leased a vehicle manufactured by that manufacturer. Data providers or authorized agents receiving information on behalf of one manufacturer must not disclose this information to any other third party.

(2) The department of licensing may furnish lists of registered and legal owners of motor vehicles, only to the entities and only for the purposes specified in this section, to:

(a) The manufacturers of motor vehicles, legitimate businesses as defined by the department in rule, or their authorized agents, for purposes of using lists of registered and legal owner information to conduct research activities and produce statistical reports, as long as the entity does not allow personal information received under this section to be published, redisclosed, or used to contact individuals((. The department must charge an amount sufficient to cover the full cost of providing the data requested under this subsection (1)(b). Full cost of providing the data includes the information technology, administrative, and contract oversight costs);

((2)) (b) Any governmental agency of the United States or Canada, or political subdivisions thereof, to be used by it or by its

authorized commercial agents or contractors only in connection with the enforcement of motor vehicle or traffic laws by, or programs related to traffic safety of, that government agency. Only such parts of the list as are required for completion of the work required of the agent or contractor shall be provided to such agent or contractor;

((3)) (c) Any insurer or insurance support organization, a self-insured entity, or its agents, employees, or contractors for use in connection with claims investigation activities, antifraud activities, rating, or underwriting;

(d) Any local governmental entity or its agents for use in providing notice to owners of towed and impounded vehicles;

(e) A government agency, commercial parking company, or its agents requiring the names and addresses of registered owners to notify them of outstanding parking violations. Subject to the disclosure agreement provisions of RCW 46.12.635 and the requirements of Executive Order 97-01, the department may provide only the parts of the list that are required for completion of the work required of the company;

((4)) (f) An authorized agent or contractor of the department, to be used only in connection with providing motor vehicle excise tax, licensing, title, and registration information to motor vehicle dealers;

((5)) (g) Any business regularly making loans to other persons to finance the purchase of motor vehicles, to be used to assist the person requesting the list to determine ownership of specific vehicles for the purpose of determining whether or not to provide such financing; or

((6)) (h) A company or its agents operating a toll facility under chapter 47.46 RCW or other applicable authority requiring the names, addresses, and vehicle information of motor vehicle registered owners to identify toll violators.

(3) Personal information received by an entity listed in subsection (1) or (2) of this section may not be released for direct marketing purposes.

(4) Prior to the release of any lists of vehicle owners under subsection (1) or (2) of this section, the department must enter into a contract with the entity authorized to receive the data. The contract must include:

(a) A requirement that the department or its agent conduct both regular permissible use and data security audits subject to the following conditions and limitations:

(i) The data security audits must demonstrate compliance with the data security standards adopted by the office of the chief information officer.

(ii) When determining whether to conduct an audit under this subsection, the department must first take into consideration any independent third-party audit a data recipient has had before requiring that any additional audits be performed. If the independent third-party audit is a data security audit and it meets both recognized national or international standards and the standards adopted by the office of the chief information officer pursuant to (a)(i) of this subsection, the department must accept the audit and the audit is deemed to satisfy the conditions set out in this subsection (4)(a). If the independent third-party audit is a permissible use audit and it meets recognized national or international standards, the department must accept the audit and the audit is deemed to satisfy the conditions set out in this subsection (4)(a); and

(b) A provision that the cost of the audits performed pursuant to this subsection must be borne by the data recipient. A new data recipient must bear the initial cost to set up a system to disburse the data to the data recipient.

(5)(a) Beginning January 1, 2015, the department must collect a fee of ten dollars per one thousand individual registered or legal owners included on a list requested by a private entity under subsection (1) or (2) of this section. Beginning January 1, 2016, the department must collect a fee of twenty dollars per one thousand

individual registered or legal vehicle owners included on a list requested by a private entity under subsection (1) or (2) of this section. Beginning January 1, 2020, the department must collect a fee of twenty-five dollars per one thousand individual registered or legal owners included on a list requested by a private entity under subsection (1) or (2) of this section. The department must prorate the fee when the request is for less than a full one thousand records.

(b) In lieu of the fee specified in (a) of this subsection, if the request requires a daily, weekly, monthly, or other regular update of those vehicle records that have changed, the department must collect a fee of two cents per individual registered or legal vehicle owner record provided to the private entity. Beginning January 1, 2020, the department must collect a fee of two and one-half cents per individual registered or legal vehicle owner record provided to the private entity.

(c) The department must deposit any moneys collected under this subsection to the department of licensing technology improvement and data management account created in section 2 of this act.

(6) Where both a mailing address and residence address are recorded on the vehicle record and are different, only the mailing address will be disclosed. Both addresses will be disclosed in response to requests for disclosure from courts, law enforcement agencies, or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business.

(7) If a list of registered and legal owners of motor vehicles is used for any purpose other than that authorized in this section, the manufacturer, governmental agency, commercial parking company, ((authorized agent,)) contractor, financial institution, insurer, insurance support organization, self-insured entity, legitimate business entity, toll facility operator, or ((their)) any authorized agent((s)) or contractor((s)) responsible for the unauthorized disclosure or use will be denied further access to such information by the department of licensing.

(8) For purposes of this section, "personal information" means information that identifies an individual, including an individual's photograph, social security number, driver identification number, name, address (but not the five-digit zip code), telephone number, or medical or disability information. However, an individual's photograph, social security number, and any medical or disability-related information is considered highly restricted personal information and may only be released under the circumstances described in subsections (1) and (2)(b) and (c) of this section.

NEW SECTION. Sec. 2. A new section is added to chapter 46.68 RCW to read as follows:

The department of licensing technology improvement and data management account is created in the highway safety fund. All receipts from fees collected under RCW 46.12.630(5) must be deposited into the account. Expenditures from the account may be used only for investments in technology and data management at the department. Moneys in the account may be spent only after appropriation."

Correct the title.

Signed by Representatives Clibborn, Chair; Farrell, Vice Chair; Fey, Vice Chair; Moscoso, Vice Chair; Orcutt, Ranking Minority Member; Bergquist; Fitzgibbon; Freeman; Habib; Johnson; Moeller; Morris; Muri; Ortiz-Self; Riccelli; Ryu; Sells; Takko; Tarleton; Walkinshaw and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Hargrove, Assistant Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Hawkins; Hayes; Klippert; Kochmar; Pike; Rodne; Shea and Young.

Referred to Committee on .

February 27, 2014

SSB 5975 Prime Sponsor, Committee on Governmental Operations: Concerning the veterans innovations program. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

February 28, 2014

SB 6180 Prime Sponsor, Senator Braun: Consolidating designated forest lands and open space timber lands for ease of administration. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated with the exception of HOUSE BILL NO. 2207, HOUSE BILL NO. 2762, HOUSE BILL NO. 2790, SUBSTITUTE SENATE BILL NO. 5467 which were placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1574, by House Committee on Early Learning & Human Services (originally sponsored by Representatives Kagi, Ryu and Pollet)

Establishing a fee for certification for the residential services and supports program to cover investigative costs.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1574 was substituted for Substitute House Bill No. 1574 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1574 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Walsh spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Hurst was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1574.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1574, and the bill passed the House by the following vote: Yeas, 66; Nays, 31; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hayes, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Holy, Hope, Johnson, Klippert, Kretz, MacEwen, Orcutt, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Taylor, Vick, Wilcox and Young.

Excused: Representative Hurst.

SECOND SUBSTITUTE HOUSE BILL NO. 1574, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2634, by Representatives Kagi, Tharinger and Freeman

Concerning enforcement standards for residential services and support providers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2634 was substituted for House Bill No. 2634 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2634 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Freeman and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2634.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2634, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist,

DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2634, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

HOUSE BILL NO. 2748, by Representative Hudgins

Concerning fees assessed by the department of agriculture.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2748 was substituted for House Bill No. 2748 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2748 was read the second time.

With the consent of the house, amendments (827) and (771) were withdrawn.

Representative Hudgins moved the adoption of amendment (832):

On page 2, beginning on line 4, strike all of subsection (4) and insert the following:

"**NEW SECTION. Sec. 2.** (1) The legislature finds that there are department of agriculture fees in addition to those included in this act that would be worthwhile for the work group to review and encourages the department of agriculture to continue to convene the work group as often as it is practical to do so. At a minimum, the department shall convene and facilitate a sub-work group with appropriate stakeholders to review fee categories under the food safety program in order to determine which entities may require additional resources for compliance under the federal food safety modernization act. The sub-work group shall review those currently regulated by the state and those that may require department oversight in the future. The sub-work group shall, consistent with RCW 43.01.036, report back to the legislature by December 1 each year until 2018.

(2) This section expires on June 30, 2019."

Renumber the remaining sections consecutively and correct any internal references accordingly. Correct the title.

On page 2, beginning on line 20, after "accompanied by" strike all material through "fee" on line 21 and insert "~~(a fifty five dollar annual license fee)~~ an annual license fee. The amount of the annual license fee under this section is one hundred fifty dollars until June 30, 2016, and two hundred fifty dollars beginning July 1, 2016"

On page 4, beginning on line 19, after "shipment." strike all material through "size." on line 21.

On page 4, at the beginning of line 27, strike all materials through "higher." and insert the following:

~~"(Milk processing plants whose monthly assessment for receipt of milk totals less than twenty dollars in any given month are exempted from paying this assessment for that month.)"~~

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 4, beginning on line 32, after "director" strike all material through "assessments." on line 33 and insert "~~(by the twentieth day of the succeeding month for the previous month's assessments.)~~ according to the following schedule:

(a) If the monthly amount of the assessment under this section is twenty dollars or more, all moneys collected under this section shall be paid to the director by the twentieth day of the succeeding month for the previous month's assessment.

(b) If the monthly amount of the assessment under this section is less than twenty dollars but the quarterly amount is more than twenty dollars, all moneys collected under this section may, at the discretion of the milk processing plant, be paid to the director by the twentieth day of the first month of the succeeding quarter for the previous quarter's assessments. If the assessment required under this section is not paid by quarter consistent with (b) of this subsection, it shall be paid to the director by the twentieth day of the succeeding month for the previous month's assessment.

(c) If the quarterly amount of the assessment under this section is less than twenty dollars, all money collected under this section may be paid to the director by the twentieth of January of the succeeding year for the previous year's assessment. If the assessment required under this section is not paid by year consistent with (c) of this subsection, it shall be paid to the director by the twentieth day of the succeeding month for the previous month's assessment.

(5)"

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives Hudgins and Wilcox spoke in favor of the adoption of the amendment.

Amendment (832) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hudgins and Wilcox spoke in favor of the passage of the bill.

Representative Buys spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2748.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2748, and the bill passed the House by the following vote: Yeas, 57; Nays, 41; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer,

Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Walsh, Warnick, Young and Zeiger.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2748, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2790, by Representatives Hunter, Chandler and Cody

Adjusting timelines relating to the hospital safety net assessment.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hunter, Schmick and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 2790.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2790, and the bill passed the House by the following vote: Yeas, 75; Nays, 23; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harris, Hayes, Holy, Klippert, Muri, Orcutt, Overstreet, Parker, Pike, Ross, Scott, Shea, Taylor, Vick, Young and Zeiger.

HOUSE BILL NO. 2790, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

There being no objection, the House reverted to the fifth order of business.

1st SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

February 28, 2014

HB 2185

Prime Sponsor, Representative Hunter: Making 2014 supplemental operating appropriations. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick; Seaquist and Taylor.

Passed to Committee on Rules for second reading.

March 1, 2014

HB 2422

Prime Sponsor, Representative Dunshee: Restoring the suspended inflationary increases in educational employee compensation. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Schmick and Taylor.

Referred to Committee on .

February 27, 2014

HB 2517

Prime Sponsor, Representative Blake: Concerning wildlife conflict funding to encourage proactive measures. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Agriculture & Natural Resources. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

March 1, 2014

HB 2792

Prime Sponsor, Representative Sullivan: Implementing the state's education funding obligation by increasing allocations to school districts, which include materials, supplies, and operating costs, all-day kindergarten, and class size reduction in kindergarten through third grade. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by

Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

March 1, 2014

HB 2794 Prime Sponsor, Representative Hunter: Adjusting the state expenditure limit to accommodate enhancements to the prototypical school funding formula. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Referred to Committee on .

March 1, 2014

HB 2798 Prime Sponsor, Representative Hunter: Concerning payments made by the health care authority to managed health care systems. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

2SSB 5064 Prime Sponsor, Committee on Human Services & Corrections: Concerning persons sentenced for offenses committed prior to reaching eighteen years of age. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass as amended by Committee on Public Safety. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

SSB 5123 Prime Sponsor, Committee on Ways & Means: Establishing a farm internship program. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Green; Hunt, G.; Kagi; Ormsby; Ross and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Schmick.

Passed to Committee on Rules for second reading.

March 1, 2014

SSB 5173 Prime Sponsor, Committee on Commerce & Labor: Respecting holidays of faith and conscience. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended by Committee on Judiciary. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

March 1, 2014

SSB 5360 Prime Sponsor, Committee on Commerce & Labor: Addressing the collection of unpaid wages. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

March 1, 2014

SSB 5859 Prime Sponsor, Committee on Ways & Means: Providing enhanced payment to small rural hospitals that meet the criteria of a sole community hospital. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:
"NEW SECTION. Sec. 1. The legislature finds that promoting a financially viable health care system in all parts of the state is a critical interest. The federal centers for medicare and medicaid

services has recognized the crucial role hospitals play in providing care in rural areas by creating the sole community hospital program, which allows certain small rural hospitals to receive enhanced payments for medicare services. The legislature further finds that creating a similar reimbursement system for the state's medicaid program for sole community hospitals will promote the long-term financial viability of the rural health care system in those communities.

Sec. 2. RCW 74.09.5225 and 2011 1st sp.s. c 15 s 31 are each amended to read as follows:

(1) Payments for recipients eligible for medical assistance programs under this chapter for services provided by hospitals, regardless of the beneficiary's managed care enrollment status, shall be made based on allowable costs incurred during the year, when services are provided by a rural hospital certified by the centers for medicare and medicaid services as a critical access hospital. Any additional payments made by the authority for the healthy options program shall be no more than the additional amounts per service paid under this section for other medical assistance programs.

(2) Beginning on July 24, 2005, a moratorium shall be placed on additional hospital participation in critical access hospital payments under this section. However, rural hospitals that applied for certification to the centers for medicare and medicaid services prior to January 1, 2005, but have not yet completed the process or have not yet been approved for certification, remain eligible for medical assistance payments under this section.

(3)(a) Beginning January 1, 2015, payments for recipients eligible for medical assistance programs under this chapter for services provided by a hospital, regardless of the beneficiary's managed care enrollment status, shall be increased to one hundred twenty-five percent of the hospital's fee-for-service rates, when services are provided by a rural hospital that:

(i) Was certified by the centers for medicare and medicaid services as a sole community hospital as of January 1, 2013;

(ii) Had a level III adult trauma service designation from the department of health as of January 1, 2014;

(iii) Had less than one hundred fifty acute care licensed beds in fiscal year 2011; and

(iv) Is owned and operated by the state or a political subdivision.

(b) The enhanced payment rates under this subsection shall be considered the hospital's medicaid payment rate for purposes of any other state or private programs that pay hospitals according to medicaid payment rates.

(c) Hospitals participating in the certified public expenditures program may not receive the increased reimbursement rates provided in this subsection (3) for inpatient services."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

SSB 5969

Prime Sponsor, Committee on Higher Education: Providing for awarding academic credit for military training. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 27, 2014

SB 5981

Prime Sponsor, Senator Sheldon: Increasing the number of superior court judges in Mason county. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass. Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Dunshee; Hunt, S.; Jinkins and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Christian and Taylor.

Passed to Committee on Rules for second reading.

February 28, 2014

ESB 6031

Prime Sponsor, Senator Sheldon: Concerning lake and beach management districts. Reported by Committee on Finance

MAJORITY recommendation: Do pass as amended by Committee on Finance and without amendment by Committee on Local Government.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 36.61.010 and 2008 c 301 s 1 are each amended to read as follows:

(1) The legislature finds that the environmental, recreational, and aesthetic values of many of the state's lakes are threatened by eutrophication and other deterioration and that existing governmental authorities are unable to adequately improve and maintain the quality of the state's lakes.

(2) The legislature intends that an ecosystem-based beach management approach should be used to help promote the health of aquatic ecosystems and that such a management approach be undertaken in a manner that retains ecosystem values within the state. This management approach should use long-term strategies that focus on reducing nutrient inputs from human activities affecting the aquatic ecosystem, such as decreasing nutrients into storm water sewers, decreasing fertilizer application, promoting the proper disposal of pet waste, promoting the use of vegetative borders, promoting the reduction of nutrients from on-site septic systems where appropriate, and protecting riparian areas. Organic debris, including vegetation, driftwood, seaweed, kelp, and organisms, are extremely important to beach ecosystems.

(3) The legislature further finds that it is in the public interest to promote the conservation and stewardship of shorelines and upland properties adjoining lakes and beaches in order to: (a) Conserve natural or scenic resources; (b) protect riparian habitats and water quality; (c) promote conservation of soils, wetlands, shorelines, or tidal marshes; (d) enhance the value of lakes or beaches to the public as well as the benefit of abutting or neighboring parks.

forests, wildlife preserves, nature reservations or sanctuaries, or other open space; (e) enhance recreation opportunities; (f) preserve historic sites; and (g) protect visual quality along highway, road, street, trail, recreational, and other corridors or scenic vistas.

(4) It is the purpose of this chapter to establish a governmental mechanism by which property owners can embark on a program of lake or beach improvement and maintenance for their and the general public's benefit, health, and welfare. Public property, including state property, shall be considered the same as private property in this chapter, except liens for special assessments and liens for rates and charges shall not extend to public property. Lake bottom property and marine property below the line of the ordinary high water mark shall not be considered to be benefitted, shall not be subject to special assessments or rates and charges, and shall not receive voting rights under this chapter.

Sec. 2. RCW 36.61.020 and 2008 c 301 s 3 are each amended to read as follows:

(1) Any county may create lake or beach management districts to finance: (a) The improvement and maintenance of lakes or beaches located within or partially within the boundaries of the county; and (b) the acquisition of real property or property rights within or outside a lake or beach management district including, by way of example, conservation easements authorized under RCW 64.04.130, and to promote the conservation and stewardship of shorelines as well as the conservation and stewardship of upland properties adjoining lakes or beaches for conservation or for minimal development. All or a portion of a lake or beach and the adjacent land areas may be included within one or more lake or beach management districts. More than one lake or beach, or portions of lakes or beaches, and the adjacent land areas may be included in a single lake or beach management district.

(2) For the purposes of this chapter, the term "improvement" includes, among other things, the acquisition of real property and property rights within or outside a lake or beach management district for the purposes set forth in RCW 36.61.010 and this section.

(3) Special assessments or rates and charges may be imposed on the property included within a lake or beach management district to finance lake or beach improvement and maintenance activities, including: ~~((1))~~ (a) Controlling or removing aquatic plants and vegetation; ~~((2))~~ (b) improving water quality; ~~((3))~~ (c) controlling water levels; ~~((4))~~ (d) treating and diverting storm water; ~~((5))~~ (e) controlling agricultural waste; ~~((6))~~ (f) studying lake or marine water quality problems and solutions; ~~((7))~~ (g) cleaning and maintaining ditches and streams entering the lake or marine waters or leaving the lake; ~~((8))~~ (h) monitoring air quality; (i) the acquisition of real property and property rights; and ~~((9))~~ (j) the related administrative, engineering, legal, and operational costs, including the costs of creating the lake or beach management district.

(4) Special assessments or rates and charges may be imposed annually on all the land in a lake or beach management district for the duration of the lake or beach management district without a related issuance of lake or beach management district bonds or revenue bonds. Special assessments also may be imposed in the manner of special assessments in a local improvement district with each landowner being given the choice of paying the entire special assessment in one payment, or to paying installments, with lake or beach management district bonds being issued to obtain moneys not derived by the initial full payment of the special assessments, and the installments covering all of the costs related to issuing, selling, and redeeming the lake or beach management district bonds.

NEW SECTION. Sec. 3. A new section is added to chapter 36.61 RCW to read as follows:

A proposal to acquire real property or property rights within or outside of a lake or beach management district in accordance with RCW 36.61.020 is subject to the following limitations and requirements: (1) The real property or property rights proposed for acquisition must be in a county located west of the crest of the Cascade mountain range that plans under RCW 36.70A.040 and has a population of more than forty thousand and fewer than sixty-five thousand persons as of April 1, 2013, as determined by the office of financial management; and (2) prior to the acquisition of real property or property rights, the proposal must have the written approval of a majority of the property owners of the district, as determined by the tax rolls of the county assessor.

Sec. 4. RCW 36.61.070 and 2008 c 301 s 9 are each amended to read as follows:

(1) After the public hearing, the county legislative authority may adopt a resolution submitting the question of creating the lake or beach management district to the owners of land within the proposed lake or beach management district, including publicly owned land, if the county legislative authority finds that it is in the public interest to create the lake or beach management district and the financing of the lake or beach improvement and maintenance activities is feasible. The resolution shall also include: ~~((1))~~ (a) A plan describing the proposed lake or beach improvement and maintenance activities which avoid adverse impacts on fish and wildlife and provide for appropriate measures to protect and enhance fish and wildlife; ~~((2))~~ (b) the number of years the lake or beach management district will exist; ~~((3))~~ (c) the amount to be raised by special assessments or rates and charges; ~~((4))~~ (d) if special assessments are to be imposed, whether the special assessments shall be imposed annually for the duration of the lake or beach management district or only once with the possibility of installments being imposed and lake or beach management bonds being issued, or both, and, if both types of special assessments are proposed to be imposed, the lake or beach improvement or maintenance activities proposed to be financed by each type of special assessment; ~~((5))~~ (e) if rates and charges are to be imposed, a description of the proposed rates and charges and the possibility of revenue bonds being issued that are payable from the rates and charges; and ~~((6))~~ (f) the estimated special assessment or rate and charge proposed to be imposed on each parcel included in the proposed lake or beach management district.

(2) No lake or beach management district may be created by a county that includes territory located in another county without the approval of the legislative authority of the other county.

Sec. 5. RCW 36.61.220 and 2008 c 301 s 21 are each amended to read as follows:

Within ~~((fifteen))~~ thirty days after a county creates a lake or beach management district, the county shall cause to be filed with the county treasurer, a description of the lake or beach improvement and maintenance activities proposed that the lake or beach management district finances, the lake or beach management district number, and a copy of the diagram or print showing the boundaries of the lake or beach management district and preliminary special assessment roll or abstract of the same showing thereon the lots, tracts, parcels of land, and other property that will be specially benefitted thereby and the estimated cost and expense of such lake or beach improvement and maintenance activities to be borne by each lot, tract, parcel of land, or other property. The treasurer shall immediately post the proposed special assessment roll upon his or her index of special assessments against the properties affected by the lake or beach improvement or maintenance activities.

Sec. 6. RCW 36.61.250 and 1985 c 398 s 25 are each amended to read as follows:

Except when lake or beach management district bonds are outstanding or when an existing contract might otherwise be impaired, the county legislative authority may stop the imposition of annual special assessments if, in its opinion, the public interest will be served by such action.

Sec. 7. RCW 36.61.260 and 2008 c 301 s 23 are each amended to read as follows:

(1) Counties may issue lake or beach management district revenue bonds in accordance with this section. Lake or beach management district bonds may be issued to obtain money sufficient to cover that portion of the special assessments that are not paid within the thirty-day period provided in RCW 36.61.190.

(2) Whenever lake or beach management district revenue bonds are proposed to be issued, the county legislative authority shall create a special fund or funds for the lake or beach management district from which all or a portion of the costs of the lake or beach improvement and maintenance activities shall be paid. Lake or beach management district bonds shall not be issued in excess of the costs and expenses of the lake or beach improvement and maintenance activities and shall not be issued prior to twenty days after the thirty days allowed for the payment of special assessments without interest or penalties.

(3) Lake or beach management district revenue bonds shall be exclusively payable from the special fund or funds and from a guaranty fund that the county may have created out of a portion of proceeds from the sale of the lake or beach management district bonds.

~~((2))~~ (4)(a) Lake or beach management district revenue bonds shall not constitute a general indebtedness of the county issuing the bond nor an obligation, general or special, of the state. The owner of any lake or beach management district revenue bond shall not have any claim for the payment thereof against the county that issues the bonds except for: (i) With respect to revenue bonds payable from special assessments, payment from the special assessments made for the lake or beach improvement or maintenance activities for which the lake or beach management district bond was issued and from the special fund or funds, and a lake or beach management district guaranty fund, that may have been created; and (ii) with respect to revenue bonds payable from rates and charges, payment from rates and charges deposited in the special fund or funds that the county may have created for that purpose. Revenue bonds may be payable from both special assessments and from rates and charges. The county shall not be liable to the owner of any lake or beach management district bond for any loss to ~~((the))~~ a lake or beach management district guaranty fund occurring in the lawful operation of the fund. The owner of a lake or beach management district bond shall not have any claim against the state arising from the lake or beach management district bond, rates and charges, special assessments, or guaranty fund. Tax revenues shall not be used to secure or guarantee the payment of the principal of or interest on lake or beach management district bonds. Notwithstanding the provisions of this subsection, nothing in this section may be interpreted as limiting a county's issuance of bonds pursuant to RCW 36.67.010 in order to assist in the financing of improvements to lakes or beaches located within or partially within the boundaries of the county, including without limitation lakes or beaches located within a lake or beach management district.

(b) The substance of the limitations included in this subsection (4) shall be plainly printed, written, engraved, or reproduced on: ~~((a))~~ (i) Each lake or beach management district bond that is a physical instrument; ~~((b))~~ (ii) the official notice of sale; and ~~((c))~~ (iii) each official statement associated with the lake or beach management district bonds.

~~((3))~~ (5) If the county fails to make any principal or interest payments on any lake or beach management district bond

or to promptly collect any special assessment securing ~~((the))~~ lake or beach management district revenue bonds when due, the owner of the lake or beach management district revenue bond may obtain a writ of mandamus from any court of competent jurisdiction requiring the county to collect the special assessments, foreclose on the related lien, and make payments out of the special fund or guaranty fund if one exists. Any number of owners of lake or beach management districts may join as plaintiffs.

~~((4))~~ (6) A county may create a lake or beach management district bond guaranty fund for each issue of lake or beach management district bonds. The guaranty fund shall only exist for the life of the lake or beach management district bonds with which it is associated. A portion of the bond proceeds may be placed into a guaranty fund. Unused moneys remaining in the guaranty fund during the last two years of the installments shall be used to proportionally reduce the required level of installments and shall be transferred into the special fund into which installment payments are placed. A county may, in the discretion of the legislative authority of the county, deposit amounts into a lake or beach management district bond guaranty fund from any money legally available for that purpose. Any amounts remaining in the guaranty fund after the repayment of all revenue bonds secured thereby and the payment of assessment installments, may be applied to lake or beach improvement and maintenance activities or to other district purposes.

~~((5))~~ (7) Lake or beach management district bonds shall be issued and sold in accordance with chapter 39.46 RCW. The authority to create a special fund or funds shall include the authority to create accounts within a fund.

Sec. 8. RCW 36.61.030 and 2008 c 301 s 5 are each amended to read as follows:

A lake or beach management district may be initiated upon either the adoption of a resolution of intention by a county legislative authority or the filing of a petition signed by ten landowners or the owners of at least ~~((fifteen))~~ twenty percent of the acreage contained within the proposed lake or beach management district, whichever is greater. A petition or resolution of intention shall set forth: (1) The nature of the lake or beach improvement or maintenance activities proposed to be financed; (2) the amount of money proposed to be raised by special assessments or rates and charges; (3) if special assessments are to be imposed, whether the special assessments will be imposed annually for the duration of the lake or beach management district, or the full special assessments will be imposed at one time, with the possibility of installments being made to finance the issuance of lake or beach management district bonds, or both methods; (4) if rates and charges are to be imposed, the annual amount of revenue proposed to be collected and whether revenue bonds payable from the rates and charges are proposed to be issued; (5) the number of years proposed for the duration of the lake or beach management district; and (6) the proposed boundaries of the lake or beach management district.

The county legislative authority may require the posting of a bond of up to five thousand dollars before the county considers the proposed creation of a lake or beach management district initiated by petition. The bond may only be used by the county to finance its costs in studying, holding hearings, making notices, preparing special assessment rolls or rolls showing the rates and charges on each parcel, and conducting elections related to the lake or beach management district if the proposed lake or beach management district is not created.

A resolution of intention shall also designate the number of the proposed lake or beach management district, and fix a date, time, and place for a public hearing on the formation of the proposed lake or beach management district. The date for the public hearing shall be at least thirty days and no more than ninety

days after the adoption of the resolution of intention unless an emergency exists.

Petitions shall be filed with the county legislative authority. The county legislative authority shall determine the sufficiency of the signatures, which shall be conclusive upon all persons. No person may withdraw his or her name from a petition after it is filed. If the county legislative authority determines a petition to be sufficient and the proposed lake or beach management district appears to be in the public interest and the financing of the lake or beach improvement or maintenance activities is feasible, it shall adopt a resolution of intention, setting forth all of the details required to be included when a resolution of intention is initiated by the county legislative authority.

NEW SECTION. Sec. 9. A new section is added to chapter 36.61 RCW to read as follows:

(1) In connection with the acquisition of real property or property rights within or outside a lake or beach management district, a county may: (a) Own real property and property rights, including without limitation conservation easements; (b) transfer real property and property rights to another state or local governmental entity; (c) contract with a public or private entity, including without limitation a financial institution with trust powers, a municipal corporation, or a nonprofit corporation, to hold real property or property rights such as conservation easements in trust for the purposes of the lake and beach management district, and, in connection with those services, to pay the reasonable costs of that financial institution or nonprofit corporation; (d) monitor and enforce the terms of a real property right such as a conservation easement, or for that purpose to contract with a public or private entity, including without limitation a financial institution with trust powers, a municipal corporation, or a nonprofit corporation; (e) impose terms, conditions, and encumbrances upon real property or property rights acquired in respect of a lake or beach management district, and amend the same; and (f) accept gifts, grants, and loans in connection with the acquisition of real property and property rights for lake or beach management district purposes.

(2) If a county contracts with a financial institution, municipal corporation, or nonprofit corporation to hold that property or property rights in trust for purposes of the district, the terms of the contract must provide that the financial institution, municipal corporation, or nonprofit corporation may not sell, pledge, or hypothecate the property or property rights for any purpose, and must further provide for the return of the property or property rights back to the county in the event of a material breach of the terms of the contract.

(3) Before a lake or beach management district in existence as of the effective date of this section exercises the powers set forth in this section, the legislative authority of the county must provide for an amended resolution of intention and modify the plan for the district, with a public hearing, all as provided in RCW 36.61.050.

Sec. 10. RCW 36.61.170 and 2008 c 301 s 18 are each amended to read as follows:

(1) The total annual special assessments may not exceed the estimated cost of the lake or beach improvement or maintenance activities proposed to be financed by such special assessments, as specified in the resolution of intention. The total of special assessments imposed in a lake or beach management district that are of the nature of special assessments imposed in a local improvement district shall not exceed one hundred fifty percent of the estimated total cost of the lake or beach improvement or maintenance activities that are proposed to be financed by the lake or beach management district as specified in the resolution of intention.

(2) After a lake or beach management district has been created, the resolution of intention may be amended to increase or otherwise modify the amount to be financed by the lake or beach management district by using the same procedure in which a lake or beach management district is created, including landowner approvals consistent with the procedures established in RCW 36.61.080 through 36.61.100.

NEW SECTION. Sec. 11. A new section is added to chapter 36.61 RCW to read as follows:

(1) Except when lake or beach management district bonds are outstanding or when an existing contract might otherwise be impaired, a lake or beach management district may be dissolved either by: The county legislative authority upon a finding that the purposes of the district have been accomplished; or a vote of the property owners within the district, if proposed by the legislative authority of the county or through the filing of a sufficient petition signed by the owners of at least twenty percent of the acreage within the district.

(2) If the question of dissolution of a district is submitted to property owners, the balloting is subject to the following conditions, which must be included in the instructions mailed with each ballot, as provided in RCW 36.61.080:

(a) A ballot must be mailed to each owner or reputed owner of any lot, tract, parcel of land, or other property within the district, with the ballot weighted so that a property owner has one vote for each dollar of special assessment or rates and charges imposed on his or her property;

(b) A ballot must be signed by the owner or reputed owner of property according to the assessor's tax rolls;

(c) Each ballot must be returned to the county legislative authority no later than 5:00 p.m. of a specified day, which must be at least twenty, but not more than thirty days after the ballots are mailed; and

(d) Each property owner must mark his or her ballot for or against the dissolution of the district.

(3) If, following the tabulation of the valid ballots, a simple majority of the votes cast are in favor of dissolving the district, the district must be dissolved on the date established in the ballot proposition.

(4) A county, although not separately responsible for satisfying the financial obligations of a dissolved district, has full authority to continue imposing special assessments, rates, and charges for a dissolved district until all financial obligations of the district incurred prior to its dissolution have been extinguished or retired."

Correct the title.

Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Fitzgibbon; Lytton; Reykdal; Springer and Wilcox.

MINORITY recommendation: Do not pass. Signed by Representatives Condotta and Vick.

Passed to Committee on Rules for second reading.

March 1, 2014

ESSB 6040 Prime Sponsor, Committee on Natural Resources & Parks: Concerning invasive species. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended by Committee on Appropriations and without amendment by Committee on Agriculture & Natural Resources.

Strike everything after the enacting clause and insert the following:

"PART 1

INVASIVE SPECIES--MANAGEMENT

NEW SECTION. Sec. 101. The legislature finds that:

- (1) The state's fish, wildlife, and habitat are exceptionally valuable environmental resources for the state's citizens.
- (2) The state's fish, wildlife, and habitat also provide exceptionally valuable economic, cultural, and recreational resources. These include hydroelectric power, agriculture, forests, water supplies, commercial and recreational fisheries, aquaculture, and public access to outdoor recreational opportunities.
- (3) Invasive species pose a grave threat to these environmental and economic resources, especially to salmon recovery and state and federally listed threatened and endangered species. Because of the significant harm invasive species can cause, invasive species constitute a public nuisance.
- (4) If allowed to become established, invasive species can threaten human health and cause environmental and economic disasters affecting not only our state, but other states and nations.
- (5) The risk of invasive species spreading into Washington increases as travel and commerce grows in volume and efficiency.
- (6) Prevention of invasive species is a cost-effective, successful, and proven management strategy. Prevention is the state's highest management priority with an emphasis on education and outreach, inspections, and rapid response.
- (7) The integrated management of invasive species through pathways regulated by the department is critical to preventing the introduction and spread of a broad range of such species, including plants, diseases, and parasites.
- (8) Washington's citizens must work together to protect the state from invasive species.
- (9) Public and private partnerships, cooperative agreements, and compacts are important for preventing new arrivals and managing existing populations of invasive species, and coordinating these actions on local, state, national, and international levels.
- (10) The department requires authority for this mission to effectively counter the unpredictable nature of invasive species' introductions and spread, enable the utilization of new advances in invasive ecology science, and implement applicable techniques and technology to address invasive species.
- (11) An integrated management approach provides the best way for the state to manage invasive species and includes opportunities for creating an informed public, encouraging public involvement, and striving for local, regional, national, and international cooperation and consistency on management standards. An integrated management approach also applies sound science to minimize the chance that invasive species used for beneficial purposes will result in environmental harm.
- (12) This chapter provides authority for the department to effectively address invasive species using an integrated management approach.
- (13) The department of fish and wildlife currently has sufficient statutory authority to effectively address invasive species risks posed through discharge of ballast water under chapter 77.120 RCW and by private sector shellfish aquaculture operations regulated under chapter 77.115 RCW. The programs developed by the department under these chapters embody the principles of prevention as the highest priority, integrated management of pathways, public-private partnerships, clean and drain principles, and rapid response capabilities.

NEW SECTION. Sec. 102. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

- (1) "Aquatic conveyance" means transportable personal property having the potential to move an aquatic invasive species from one aquatic environment to another. Aquatic conveyances include but are not limited to watercraft and associated equipment, float planes, construction equipment, fish tanker trucks, hydroelectric and irrigation equipment, personal fishing and hunting gear, and materials used for aquatic habitat mitigation or restoration.
- (2) "Aquatic invasive species" means an invasive species of the animal kingdom with a life cycle that is at least partly dependent upon fresh, brackish, or marine waters. Examples include nutria, waterfowl, amphibians, fish, and shellfish.
- (3) "Aquatic plant" means a native or nonnative emergent, submersed, partially submersed, free-floating, or floating-leaved plant species that is dependent upon fresh, brackish, or marine water ecosystems and includes all stages of development and parts.
- (4) "Certificate of inspection" means a department-approved document that declares, to the extent technically or measurably possible, that an aquatic conveyance does not carry or contain an invasive species. Certification may be in the form of a decal, label, rubber stamp imprint, tag, permit, locking seal, or written statement.
- (5) "Clean and drain" means to remove the following from areas on or within an aquatic conveyance to the extent technically and measurably possible:
 - (a) Visible native and nonnative aquatic animals, plants, or other organisms; and
 - (b) Raw water.
- (6) "Commercial watercraft" means a management category of aquatic conveyances:
 - (a) Required to have valid marine documentation as a vessel of the United States or similar required documentation for a country other than the United States; and
 - (b) Not subject to watercraft registration requirements under chapter 88.02 RCW or ballast water requirements under chapter 77.120 RCW.
- (7) "Cryptogenic species" means a species that scientists cannot commonly agree are native or nonnative or are part of the animal kingdom.
- (8) "Decontaminate" means, to the extent technically and measurably possible, the application of a treatment to kill, destroy, remove, or otherwise eliminate all known or suspected invasive species carried on or contained within an aquatic conveyance or structural property by use of physical, chemical, or other methods. Decontamination treatments may include drying an aquatic conveyance for a time sufficient to kill aquatic invasive species through desiccation.
- (9) "Detect" means the verification of invasive species' presence as defined by the department.
- (10) "Eradicate" means, to the extent technically and measurably possible, to kill, destroy, remove, or otherwise eliminate an invasive species from a water body or property using physical, chemical, or other methods.
- (11) "Infested site management" means management actions as provided under section 109 of this act that may include long-term actions to contain, control, or eradicate a prohibited species.
- (12) "Introduce" means to intentionally or unintentionally release, place, or allow the escape, dissemination, or establishment of an invasive species on or into a water body or property as a result of human activity or a failure to act.

(13) "Invasive species" means nonnative species of the animal kingdom that are not naturally occurring in Washington for purposes of breeding, resting, or foraging, and that pose an invasive risk of harming or threatening the state's environmental, economic, or human resources. Invasive species include all stages of species development and body parts. They may also include genetically modified or cryptogenic species.

(14) "Invasive species council" means the Washington invasive species council established in RCW 79A.25.310 or a similar collaborative state agency forum. The term includes the council and all of its officers, employees, agents, and contractors.

(15) "Mandatory check station" means a location where a person transporting an aquatic conveyance must stop and allow the conveyance to be inspected for aquatic invasive species.

(16) "Possess" means to have authority over the use of an invasive species or use of an aquatic conveyance that may carry or contain an invasive species. For the purposes of this subsection, "authority over" includes the ability to intentionally or unintentionally hold, import, export, transport, purchase, sell, barter, distribute, or propagate an invasive species.

(17) "Prohibited species" means a classification category of nonnative species as provided in section 104 of this act.

(18) "Property" means both real and personal property.

(19) "Quarantine declaration" means a management action as provided under section 107 of this act involving the prohibition or conditioning of the movement of aquatic conveyances and waters from a place or an area that is likely to contain a prohibited species.

(20) "Rapid response" means expedited management actions as provided under section 108 of this act triggered when invasive species are detected, for the time-sensitive purpose of containing or eradicating the species before it spreads or becomes further established.

(21) "Raw water" means water from a water body and held on or within property. "Raw water" does not include water from precipitation that is captured in a conveyance, structure, or depression that is not otherwise intended to function as a water body, or water from a potable water supply system, unless the water contains visible aquatic organisms.

(22) "Regulated species" means a classification category of nonnative species as provided in section 104 of this act.

(23) "Registered watercraft" means a management category of aquatic conveyances required to register as vessels under RCW 88.02.550 or similar requirements for a state other than Washington or a country other than the United States.

(24) "Seaplane" means a management category of aquatic conveyances capable of landing on or taking off from water and required to register as an aircraft under RCW 47.68.250 or similar registration in a state other than Washington or a country other than the United States.

(25) "Small watercraft" means a management category of aquatic conveyances:

(a) Including inflatable and hard-shell watercraft used or capable of being used as a means of transportation on the water, such as kayaks, canoes, sailboats, and rafts that:

(i) Do not meet watercraft registration requirements under chapter 88.02 RCW; and

(ii) Are ten feet or more in length with or without mechanical propulsion or less than ten feet in length and fitted with mechanical propulsion.

(b) Excluding nonmotorized aquatic conveyances of any size not designed or modified to be used as a means of transportation on the water, such as inflatable air mattresses and tubes, beach and water toys, surf boards, and paddle boards.

(26) "Water body" means an area that carries or contains a collection of water, regardless of whether the feature carrying or

containing the water is natural or nonnatural. Examples include basins, bays, coves, streams, rivers, springs, lakes, wetlands, reservoirs, ponds, tanks, irrigation canals, and ditches.

NEW SECTION. Sec. 103. (1) The department is the lead agency for managing invasive species of the animal kingdom statewide. This lead responsibility excludes pests, domesticated animals, or livestock managed by the department of agriculture under Titles 15, 16, and 17 RCW, forest invasive insect and disease species managed by the department of natural resources under Title 76 RCW, and mosquito and algae control and shellfish sanitation managed by the department of health under Titles 69, 70, and 90 RCW.

(2) Subject to the availability of funding for these specific purposes, the department may:

(a) Develop and implement integrated invasive species management actions and programs authorized by this chapter, including rapid response, early detection and monitoring, prevention, containment, control, eradication, and enforcement;

(b) Establish and maintain an invasive species outreach and education program, in coordination with the Washington invasive species council, that covers public, commercial, and professional pathways and interests;

(c) Align management classifications, standards, and enforcement provisions by rule with regional, national, and international standards and enforcement provisions;

(d) Manage invasive species to support the preservation of native species, salmon recovery, and the overall protection of threatened or endangered species;

(e) Participate in local, state, regional, national, and international efforts regarding invasive species to support the intent of this chapter;

(f) Provide technical assistance or other support to tribes, federal agencies, local governments, and private groups to promote an informed public and assist the department in meeting the intent of this chapter;

(g) Enter into partnerships, cooperative agreements, and state or interstate compacts as necessary to accomplish the intent of this chapter;

(h) Research and develop invasive species management tools, including standard methods for decontaminating aquatic conveyances and controlling or eradicating invasive species from water bodies and properties;

(i) Post invasive species signs and information at port districts, privately or publicly owned marinas, state parks, and all boat launches owned or leased by state agencies or political subdivisions; and

(j) Adopt rules as needed to implement the provisions of this chapter.

(3) The department may delegate selected and clearly identified elements of its authorities and duties to another agency of the state with appropriate expertise or administrative capacity upon cooperative agreement with that agency. This delegation may include provisions of funding for implementation of the delegations. The department retains primary authority and responsibility for all requirements of this chapter unless otherwise directed in this chapter.

(4) This chapter does not apply to the possession or introduction of nonnative aquatic animal species by:

(a) Ballast water held or discharged by vessels regulated under chapter 77.120 RCW; or

(b) Private sector aquaculture operations, transfers, or conveyances regulated under chapter 77.115 RCW.

(5) This chapter does not preempt or replace other department species classification systems or other management requirements under this title. However, the department must

streamline invasive species requirements under this chapter into existing permits and cooperative agreements as possible.

NEW SECTION. Sec. 104. (1) The department, in consultation with the invasive species council, may classify or reclassify and list by rule nonnative aquatic animal species as prohibited level 1, level 2, or level 3, based on the degree of invasive risk, the type of management action required, and resources available to conduct the management action.

(a) Species classified as prohibited level 1 pose a high invasive risk and are a priority for prevention and expedited rapid response management actions.

(b) Species classified as prohibited level 2 pose a high invasive risk and are a priority for long-term infested site management actions.

(c) Species classified as prohibited level 3 pose a moderate to high invasive risk and may be appropriate for prevention, rapid response, or other prohibited species management plan actions by the department, another agency, a local government, tribes, or the public.

(2) The department, in consultation with the invasive species council, may classify and list by rule regulated type A species. This classification is used for nonnative aquatic animal species that pose a low to moderate invasive risk that can be managed based on intended use or geographic scope of introduction, have a beneficial use, and are a priority for department-led or department-approved management of the species' beneficial use and invasive risks.

(3) Nonnative aquatic animal species not classified as prohibited level 1, level 2, or level 3 under subsection (1) of this section, or as regulated type A species under subsection (2) of this section, are automatically managed statewide as regulated type B species or regulated type C species and do not require listing by rule.

(a) Species managed as regulated type B pose a low or unknown invasive risk and are possessed for personal or commercial purposes, such as for aquariums, live food markets, or as nondomesticated pets.

(b) Species managed as regulated type C pose a low or unknown invasive risk and include all other species that do not meet the criteria for management as a regulated type B invasive species.

(4) Classification of prohibited and regulated species:

(a) May be by individual species or larger taxonomic groups up to the family name;

(b) Must align, as practical and appropriate, with regional and national classification levels;

(c) Must be statewide unless otherwise designated by a water body, property, or other geographic region or area; and

(d) May define general possession and introduction conditions acceptable under department authorization, a permit, or as otherwise provided by rule.

(5) Prior to or at the time of classifying species by rule as prohibited or regulated under subsections (1) and (2) of this section, the department, in consultation with the invasive species council, must adopt rules establishing standards for determining invasive risk levels and criteria for determining beneficial use that take into consideration environmental impacts, and especially effects on the preservation of native species, salmon recovery, and threatened or endangered species.

NEW SECTION. Sec. 105. (1) Until the department adopts rules classifying species pursuant to chapter 77.--- RCW (the new chapter created in section 121 of this act), species and classifications identified in this section are automatically managed as follows:

(a) Zebra mussels (*Dreissena polymorpha*), quagga mussels (*Dreissena rostriformis bugensis*), European green crab

(*Carcinus maenas*), and all members of the genus *Eriocheir* (including Chinese mitten crab), all members of the walking catfish family (*Clariidae*), all members of the snakehead family (*Channidae*), silver carp (*Hypophthalmichthys molitrix*), largescale silver carp (*Hypophthalmichthys harmandi*), black carp (*Mylopharyngodon piceus*), and bighead carp (*Hypophthalmichthys nobilis*) are prohibited level 1 species statewide;

(b) Prohibited aquatic animal species classified under WAC 220-12-090(1), in effect on July 1, 2014, except those as noted in this subsection are prohibited level 3 species statewide;

(c) Regulated aquatic animal species classified under WAC 220-12-090(2), in effect on July 1, 2014, are regulated type A species statewide; and

(d) Nonnative aquatic animal species classified as game fish under WAC 232-12-019, in effect on July 1, 2014, or food fish under WAC 220-12-010, in effect on July 1, 2014, are regulated type A species statewide.

(2) The department, in consultation with the invasive species council, may change these classifications by rule.

NEW SECTION. Sec. 106. (1) Prohibited level 1, level 2, and level 3 species may not be possessed, introduced on or into a water body or property, or trafficked, without department authorization, a permit, or as otherwise provided by rule.

(2) Regulated type A, type B, and type C species may not be introduced on or into a water body or property without department authorization, a permit, or as otherwise provided by rule.

(3) Regulated type B species, when being actively used for commercial purposes, must be readily and clearly identified in writing by taxonomic species name or subspecies name to distinguish the subspecies from another prohibited species or a regulated type A species. Nothing in this section precludes using additional descriptive language or trade names to describe regulated type B species as long as the labeling requirements of this section are met.

NEW SECTION. Sec. 107. (1) If the department determines it is necessary to protect the environmental, economic, or human health interests of the state from the threat of a prohibited level 1 or level 2 species, the department may declare a quarantine against a water body, property, or region within the state. The department may prohibit or condition the movement of aquatic conveyances and waters from such a quarantined place or area that are likely to contain a prohibited species.

(2) A quarantine declaration under this section may be implemented separately or in conjunction with rapid response management actions under section 108 of this act and infested site management actions under section 109 of this act in a manner and for a duration necessary to protect the interests of the state from the threat of a prohibited level 1 or level 2 species. A quarantine declaration must include:

(a) The reasons for the action including the prohibited level 1 or level 2 species triggering the quarantine;

(b) The boundaries of the area affected;

(c) The action timeline;

(d) Types of aquatic conveyances and waters affected by the quarantine and any prohibition or conditions on the movement of those aquatic conveyances and waters from the quarantine area; and

(e) Inspection and decontamination requirements for aquatic conveyances.

NEW SECTION. Sec. 108. (1) The department may implement rapid response management actions where a prohibited level 1 species is detected in or on a water body or property. Rapid response management actions may: Include expedited actions to contain, control, or eradicate the prohibited species; and, if

applicable, be implemented in conjunction with a quarantine declaration. Rapid response management actions must be terminated by the department when it determines that the targeted prohibited level 1 species are:

- (a) Eradicated;
 - (b) Contained or controlled without need for further management actions;
 - (c) Reclassified for that water body; or
 - (d) Being managed under infested site management actions pursuant to section 109 of this act.
- (2) If a rapid response management action exceeds seven days, the department may implement an incident command system for rapid response management including scope, duration, and types of actions and to support mutual assistance and cooperation between the department and other affected state and federal agencies, tribes, local governments, and private water body or property owners. The purpose of this system is to coordinate a rapid, effective, and efficient response to contain, control, and eradicate if feasible, a prohibited level 1 species. Mutual assistance and coordination by other state agencies is especially important to assist the department in expediting necessary state and federal environmental permits.

(3) The department may enter into cooperative agreements with national, regional, state, and local rapid response management action partners to establish incident command system structures, secure or prepare submission-ready environmental permits, and identify mutual assistance commitments in preparation for potential future actions.

(4) The department may perform simulated rapid response exercises, testing, or other training activities to prepare for future rapid response management actions.

(5) In implementing rapid response management actions, the department may enter upon property consistent with the process established under section 119 of this act.

NEW SECTION. Sec. 109. (1) The department may implement infested site management actions where a prohibited level 2 species is detected in or on a water body or property. Infested site management actions may: Include long-term actions to contain, control, or eradicate the prohibited species; and, if applicable, be implemented in conjunction with a quarantine declaration. Infested site management actions must be terminated by the department when it determines that the targeted prohibited level 2 species are:

- (a) Eradicated;
 - (b) Contained or controlled without need for further management actions; or
 - (c) Reclassified for that water body.
- (2) The department must consult with affected state and federal agencies, tribes, local governments, and private water body or property owners prior to implementing infested site management actions. The purpose of the consultation is to support mutual assistance and cooperation in providing an effective and efficient response to contain, control, and eradicate, if feasible, a prohibited level 2 species.
- (3) The department may enter into cooperative agreements with national, regional, state, and local infested site management action partners to establish management responsibilities, secure or prepare submission-ready environmental permits, and identify mutual assistance commitments.

(4) In implementing infested site management actions, the department may enter upon property consistent with the process established under section 119 of this act.

NEW SECTION. Sec. 110. (1) To the extent possible, the department's quarantine declarations under section 107 of this act, rapid response management actions under section 108 of this act, and infested site management actions under section 109 of this act

must be implemented in a manner best suited to contain, control, and eradicate prohibited level 1 and level 2 species while protecting human safety, minimizing adverse environmental impacts to a water body or property, and minimizing adverse economic impacts to owners of an affected water body or property.

(2) The department is the lead agency for quarantine declarations, rapid response, and infested site management actions. Where the infested water body is subject to tribal, federal, or other sovereign jurisdiction, the department:

(a) Must consult with appropriate federal agencies, tribal governments, other states, and Canadian government entities to develop and implement coordinated management actions on affected water bodies under shared jurisdiction;

(b) May assist in infested site management actions where these actions may prevent the spread of prohibited species into state water bodies; and

(c) May assist other states and Canadian government entities, in the Columbia river basin, in management actions on affected water bodies outside of the state where these actions may prevent the spread of the species into state water bodies.

(3)(a) The department must provide notice of quarantine declarations, rapid response, and infested site management actions to owners of an affected water body or property. Notice may be provided by any reasonable means, such as in person, by United States postal service, by publication in a local newspaper, by electronic publication including social media or postings on the department's public web site, or by posting signs at the water body.

(b) The department must provide updates to owners of an affected water body or property based on management action type as follows:

(i) Every seven days for a rapid response management action and, if applicable, a quarantine declaration implemented in conjunction with a rapid response management action;

(ii) Every six months for a separate quarantine declaration;

(iii) Annually for the duration of an infested site management action and, if applicable, a quarantine declaration implemented in conjunction with an infested site management action; and

(iv) A final update at the conclusion of any management action.

(c) In addition to owners of an affected water body or property, the department must provide notice of a quarantine declaration to members of the public by any reasonable means for an area subject to a quarantine declaration, such as by publication in a local newspaper, by electronic publication including social media or postings on the department's public web site, or by posting signs at the water body. The department must provide updates at reasonable intervals and a final update at the conclusion of the quarantine declaration.

(4) The department must publicly list those water bodies or portions of water bodies in which a prohibited level 1 or level 2 species has been detected. The department may list those areas in which a prohibited level 3 species has been detected.

(5) When posting signs at a water body or property where a prohibited species has been detected, the department must consult with owners of the affected water body or property regarding placement of those signs.

NEW SECTION. Sec. 111. (1) If the director finds that there exists an imminent danger of a prohibited level 1 or level 2 species detection that seriously endangers or threatens the environment, economy, human health, or well-being of the state of Washington, the director must ask the governor to order, under RCW 43.06.010(14), emergency measures to prevent or abate the prohibited species. The director's findings must contain an evaluation of the effect of the emergency measures on

environmental factors such as fish listed under the endangered species act, economic factors such as public and private access, human health factors such as water quality, or well-being factors such as cultural resources.

(2) If an emergency is declared pursuant to RCW 43.06.010(14), the director may consult with the invasive species council to advise the governor on emergency measures necessary under RCW 43.06.010(14) and this section, and make subsequent recommendations to the governor. The invasive species council must involve owners of the affected water body or property, state and local governments, federal agencies, tribes, public health interests, technical service providers, and environmental organizations, as appropriate.

(3) Upon the governor's approval of emergency measures, the director may implement these measures to prevent, contain, control, or eradicate invasive species that are the subject of the emergency order, notwithstanding the provisions of chapter 15.58 or 17.21 RCW or any other statute. These measures, after evaluation of all other alternatives, may include the surface and aerial application of pesticides.

(4) The director must continually evaluate the effects of the emergency measures and report these to the governor at intervals of not less than ten days. The director must immediately advise the governor if the director finds that the emergency no longer exists or if certain emergency measures should be discontinued.

NEW SECTION. Sec. 112. (1) A person in possession of an aquatic conveyance who enters Washington by road, air, or water is required to have a certificate of inspection. A person must provide this certificate of inspection upon request by a fish and wildlife officer or ex officio fish and wildlife officer.

(2) The department must adopt rules to implement this section including:

- (a) Types of aquatic conveyances required to have a certificate of inspection;
- (b) Allowable certificate of inspection forms including passport type systems and integration with existing similar permits;
- (c) Situations when authorization can be obtained for transporting an aquatic conveyance not meeting inspection requirements to a specified location within the state where certificate of inspection requirements can be provided; and
- (d) Situations where aquatic conveyances are using shared boundary waters of the state, such as portions of the Columbia river, lake Osoyoos, and the Puget Sound.

NEW SECTION. Sec. 113. (1) A person in possession of an aquatic conveyance must meet clean and drain requirements after the conveyance's use in or on a water body or property. A certificate of inspection is not needed to meet clean and drain requirements.

(2) A fish and wildlife officer or ex officio fish and wildlife officer may order a person transporting an aquatic conveyance not meeting clean and drain requirements to:

- (a) Clean and drain the conveyance at the discovery site, if the department determines there are sufficient resources available; or
- (b) Transport the conveyance to a reasonably close location where resources are sufficient to meet the clean and drain requirements.

(3) This section may be enforced immediately on the transportation of aquatic plants by registered watercraft, small watercraft, seaplanes, and commercial watercraft. The department must adopt rules to implement all other aspects of clean and drain requirements, including:

- (a) Other types of aquatic conveyances subject to this requirement;

(b) When transport of an aquatic conveyance is authorized if clean and drain services are not readily available at the last water body used; and

(c) Exemptions to clean and drain requirements where the department determines there is minimal risk of spreading invasive species.

NEW SECTION. Sec. 114. (1) The department may establish mandatory check stations to inspect aquatic conveyances for clean and drain requirements and aquatic invasive species. The check stations must be operated by at least one fish and wildlife officer, an ex officio fish and wildlife officer in coordination with the department, or department-authorized representative, and must be plainly marked by signs and operated in a safe manner.

(2) Aquatic conveyances required to stop at mandatory check stations include registered watercraft, commercial watercraft, and small watercraft. The department may establish rules governing other types of aquatic conveyances that must stop at mandatory check stations. The rules must provide sufficient guidance so that a person transporting the aquatic conveyance readily understands that he or she is required to stop.

(3) A person who encounters a mandatory check station while transporting an aquatic conveyance must:

- (a) Stop at the mandatory check station;
- (b) Allow the aquatic conveyance to be inspected for clean and drain requirements and aquatic invasive species;
- (c) Follow clean and drain orders if clean and drain requirements are not met pursuant to section 113 of this act; and
- (d) Follow decontamination orders pursuant to section 115 of this act if an aquatic invasive species is found.

(4) A person who complies with the department directives under this section is exempt from criminal penalties under sections 205 and 206 of this act, civil penalties under RCW 77.15.160(4), and civil forfeiture under RCW 77.15.070, unless the person has a prior conviction for an invasive species violation within the past five years.

NEW SECTION. Sec. 115. (1) Upon discovery of an aquatic conveyance that carries or contains an aquatic invasive species without department authorization, a permit, or as otherwise provided by rule, a fish and wildlife officer or ex officio fish and wildlife officer may issue a decontamination order:

- (a) Requiring decontamination at the discovery site, if the situation presents a low risk of aquatic invasive species introduction, and sufficient department resources are available at the discovery site;
- (b) Prohibiting the launch of the aquatic conveyance in a water body until decontamination is completed and certified, if the situation presents a low risk of aquatic invasive species introduction, and sufficient department resources are not available at the discovery site;
- (c) Requiring immediate transport of the conveyance to an approved decontamination station, and prohibiting the launch of the conveyance in a water body until decontamination is completed and certified, if the situation presents a moderate risk of aquatic invasive species introduction, and sufficient department resources are not available at the discovery site; or
- (d) Seizing and transporting the aquatic conveyance to an approved decontamination station until decontamination is completed and certified, if the situation presents a high risk of aquatic invasive species introduction, and sufficient department resources are not available at the discovery site.

(2) The person possessing the aquatic conveyance that is subject to orders issued under subsection (1)(b) through (d) of this section must bear any costs for seizure, transportation, or decontamination.

(3) Orders issued under subsection (1)(b) through (d) of this section must be in writing and must include notice of the

opportunity for a hearing pursuant to section 116 of this act to determine the validity of the orders.

(4) If a decontamination order is issued under subsection (1)(d) of this section, the department may seize the aquatic conveyance for two working days or a reasonable additional period of time thereafter as needed to meet decontamination requirements. The decontamination period must be based on factors including conveyance size and complexity, type and number of aquatic invasive species present, and decontamination station resource capacity.

(5) If an aquatic conveyance is subject to forfeiture under RCW 77.15.070, the timelines and other provisions under that section apply to the seizure.

(6) Upon decontamination and issuing a certificate of inspection, an aquatic conveyance must be released to the person in possession of the aquatic conveyance at the time the decontamination order was issued, or to the owner of the aquatic conveyance.

NEW SECTION. Sec. 116. (1) A person aggrieved or adversely affected by a quarantine declaration under section 107 of this act, a rapid response management action under section 108 of this act, an infested site management action under section 109 of this act, or a decontamination order under section 115 of this act may contest the validity of the department's actions by requesting a hearing in writing within twenty days of the department's actions.

(2) Hearings must be conducted pursuant to chapter 34.05 RCW and the burden of demonstrating the invalidity of agency action is on the party asserting invalidity. The hearing may be conducted by the director or the director's designee and may occur telephonically.

(3) A hearing on a decontamination order is limited to the issues of whether decontamination was necessary and the reasonableness of costs assessed for any seizure, transportation, and decontamination. If the person in possession of the aquatic conveyance that was decontaminated prevails at the hearing, the person is entitled to reimbursement by the department for any costs assessed by the department or decontamination station operator for the seizure, transportation, and decontamination. If the department prevails at the hearing, the department is not responsible for and may not reimburse any costs.

NEW SECTION. Sec. 117. (1) The department may operate aquatic conveyance inspection and decontamination stations statewide for voluntary use by the public or for mandatory use where directed by the department to meet inspection and decontamination requirements of this chapter. Decontamination stations can be part of or separate from inspection stations. Inspection and decontamination stations are separate from commercial vehicle weigh stations operated by the Washington state patrol.

(2) Inspection station staff must inspect aquatic conveyances to determine whether the conveyances carry or contain aquatic invasive species. If an aquatic conveyance is free of aquatic invasive species, then inspection station staff must issue a certificate of inspection. A certificate of inspection is valid until the conveyance's next use in a water body.

(3) If a conveyance carries or contains aquatic invasive species, then inspection station staff must require the conveyance's decontamination before issuing a certificate of inspection. The certificate of inspection is valid until the conveyance's next use in a water body.

(4) The department must identify, in a way that is readily available to the public, the location and contact information for inspection and decontamination stations.

(5) The department must adopt by rule standards for inspection and decontamination that, where practical and

appropriate, align with regional, national, and international standards.

NEW SECTION. Sec. 118. (1) The department may authorize representatives to operate its inspection and decontamination stations and mandatory check stations. Department-authorized representatives may be department volunteers, other law enforcement agencies, or independent businesses.

(2) The department must adopt rules governing the types of services that department-authorized representatives may perform under this chapter.

(3) Department-authorized representatives must have official identification, training, and administrative capacity to fulfill their responsibilities under this section.

(4) Within two years of the effective date of this section, the department must provide the legislature with recommendations for a fee schedule that department-authorized representatives may charge users whose aquatic conveyances receive inspection and decontamination services.

NEW SECTION. Sec. 119. (1) The department may enter upon a property or water body at any reasonable time for the purpose of administering this chapter, including inspecting and decontaminating aquatic conveyances, collecting invasive species samples, implementing rapid response management actions or infested site management actions, and containing, controlling, or eradicating invasive species.

(2) Prior to entering the property or water body, the department shall make a reasonable attempt to notify the owner of the property or water body as to the purpose and need for the entry. Should the department be denied access to any property or water body where access is sought for the purposes set forth in this chapter, the department may apply to any court of competent jurisdiction for a warrant authorizing access to the property.

(3) Upon such an application, the court may issue the warrant for the purposes requested where the court finds reasonable cause to believe it is necessary to achieve the purposes of this chapter.

NEW SECTION. Sec. 120. The provisions of this chapter must be liberally construed to carry out the intent of the legislature.

NEW SECTION. Sec. 121. Sections 102 through 104 and 106 through 120 of this act constitute a new chapter in Title 77 RCW.

PART 2

INVASIVE SPECIES--ENFORCEMENT

NEW SECTION. Sec. 201. A new section is added to chapter 77.15 RCW to read as follows:

(1) Based upon reasonable suspicion that a person possesses an aquatic conveyance that has not been cleaned and drained or carries or contains aquatic invasive species in violation of this title, fish and wildlife officers or ex officio fish and wildlife officers may temporarily stop the person and inspect the aquatic conveyance for compliance with the requirements of this title.

(2) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

NEW SECTION. Sec. 202. A new section is added to chapter 77.15 RCW to read as follows:

(1) Upon a showing of probable cause that there has been a violation of an invasive species law of the state of Washington, or upon a showing of probable cause to believe that evidence of such a violation may be found at a place, a court must issue a search warrant or arrest warrant. Fish and wildlife officers or ex officio fish and wildlife officers may execute any such search or arrest warrant reasonably necessary to carry out their duties under this title with regard to an invasive species law and may seize invasive species or any evidence of a crime and the fruits or instrumentalities of a crime as provided by warrant. The court may have property opened or entered and the contents examined.

(2) Seizure of property as evidence of a crime does not preclude seizure of the property for forfeiture as authorized by law. **NEW SECTION. Sec. 203.** A new section is added to chapter 77.15 RCW to read as follows:

(1) Upon a showing of probable cause that a water body or property has an invasive species in or on it, and the owner refuses permission to allow inspection of the water body or property, a court in the county in which the water body or property is located may, upon the request of the director or the director's designee, issue a warrant to the director or the director's designee authorizing the taking of specimens of invasive species, general inspection of the property or water body, and the performance of containment, eradication, or control work.

(2) Application for issuance, execution, and return of the warrant authorized by this section must be in accordance with the applicable rules of the superior courts or the district courts. **Sec. 204.** RCW 77.15.160 and 2013 c 307 s 2 are each amended to read as follows:

The following acts are infractions and must be cited and punished as provided under chapter 7.84 RCW:

(1) Fishing and shellfishing infractions:

(a) Barbed hooks: Fishing for personal use with barbed hooks in violation of any department rule.

(b) Catch recording: Failing to immediately record a catch of fish or shellfish on a catch record card as required by RCW 77.32.430 or department rule.

(c) Catch reporting: Failing to return a catch record card to the department for other than Puget Sound Dungeness crab, as required by department rule.

(d) Recreational fishing: Fishing for fish or shellfish and, without yet possessing fish or shellfish, the person:

(i) Owns, but fails to have in the person's possession the license or the catch record card required by chapter 77.32 RCW for such an activity; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of fishing for fish or shellfish. This subsection does not apply to use of a net to take fish under RCW 77.15.580 or the unlawful use of shellfish gear for personal use under RCW 77.15.382.

(e) Seaweed: Taking, possessing, or harvesting less than two times the daily possession limit of seaweed:

(i) While owning, but not having in the person's possession, the license required by chapter 77.32 RCW; or

(ii) In violation of any rule of the department or the department of natural resources regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of taking, possessing, or harvesting of seaweed.

(f) Unclassified fish or shellfish: Taking unclassified fish or shellfish in violation of any department rule by killing, fishing, taking, holding, possessing, or maliciously injuring or harming fish or shellfish that is not classified as game fish, food fish, shellfish, protected fish, or endangered fish.

(g) Wasting fish or shellfish: Killing, taking, or possessing fish or shellfish having a value of less than two hundred fifty dollars and allowing the fish or shellfish to be wasted.

(2) Hunting infractions:

(a) Eggs or nests: Maliciously, and without permit authorization, destroying, taking, or harming the eggs or active nests of a wild bird not classified as endangered or protected. For purposes of this subsection, "active nests" means nests that contain eggs or fledglings.

(b) Unclassified wildlife: Taking unclassified wildlife in violation of any department rule by killing, hunting, taking, holding, possessing, or maliciously injuring or harming wildlife

that is not classified as big game, game animals, game birds, protected wildlife, or endangered wildlife.

(c) Wasting wildlife: Killing, taking, or possessing wildlife that is not classified as big game and has a value of less than two hundred fifty dollars, and allowing the wildlife to be wasted.

(d) Wild animals: Hunting for wild animals not classified as big game and, without yet possessing the wild animals, the person owns, but fails to have in the person's possession, all licenses, tags, or permits required by this title.

(e) Wild birds: Hunting for and, without yet possessing a wild bird or birds, the person:

(i) Owns, but fails to have in the person's possession, all licenses, tags, stamps, and permits required under this title; or

(ii) Violates any department rule regarding seasons, closed areas, closed times, or any other rule addressing the manner or method of hunting wild birds.

(3) Trapping, taxidermy, fur dealing, and wildlife meat cutting infractions:

(a) Recordkeeping and reporting: If a person is a taxidermist, fur dealer, or wildlife meat cutter who is processing, holding, or storing wildlife for commercial purposes, failing to:

(i) Maintain records as required by department rule; or
(ii) Report information from these records as required by department rule.

(b) Trapper's report: Failing to report trapping activity as required by department rule.

~~(4) (Aquatic invasive species infraction: Entering Washington by road and transporting a recreational or commercial watercraft that has been used outside of Washington without meeting documentation requirements as provided under RCW 77.12.879-))~~ (a) Invasive species management infractions:

(i) Out-of-state certification: Entering Washington in possession of an aquatic conveyance that does not meet certificate of inspection requirements as provided under section 112 of this act;

(ii) Clean and drain requirements: Possessing an aquatic conveyance that does not meet clean and drain requirements under section 113 of this act;

(iii) Clean and drain orders: Possessing an aquatic conveyance and failing to obey a clean and drain order under section 113 or 114 of this act; and

(iv) Transporting aquatic plants: Transporting aquatic plants on any state or public road, including forest roads. However, this subsection does not apply to plants that are:

(A) Being transported to the department or to another destination designated by the director, in a manner designated by the department, for purposes of identifying a species or reporting the presence of a species;

(B) Legally obtained for aquarium use, wetland or lakeshore restoration, or ornamental purposes;

(C) Located within or on a commercial aquatic plant harvester that is being transported to a suitable location to remove aquatic plants;

(D) Being transported in a manner that prevents their unintentional dispersal, to a suitable location for disposal, research, or educational purposes; or

(E) Being transported in such a way as the commission may otherwise prescribe.

(b) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this subsection (4).

(5) Other infractions:

(a) Contests: Conducting, holding, or sponsoring a hunting contest, a fishing contest involving game fish, or a competitive field trial using live wildlife.

(b) Other rules: Violating any other department rule that is designated by rule as an infraction.

(c) Posting signs: Posting signs preventing hunting or fishing on any land not owned or leased by the person doing the posting, or without the permission of the person who owns, leases, or controls the land posted.

(d) Scientific permits: Using a scientific permit issued by the director for fish, shellfish, or wildlife, but not including big game or big game parts, and the person:

(i) Violates any terms or conditions of the scientific permit; or

(ii) Violates any department rule applicable to the issuance or use of scientific permits.

~~((e) Transporting aquatic plants: Transporting aquatic plants on any state or public road, including forest roads. However:~~

~~(i) This subsection does not apply to plants that are:~~

~~(A) Being transported to the department or to another destination designated by the director, in a manner designated by the department, for purposes of identifying a species or reporting the presence of a species;~~

~~(B) Legally obtained for aquarium use, wetland or lakeshore restoration, or ornamental purposes;~~

~~(C) Located within or on a commercial aquatic plant harvester that is being transported to a suitable location to remove aquatic plants;~~

~~(D) Being transported in a manner that prevents their unintentional dispersal, to a suitable location for disposal, research, or educational purposes; or~~

~~(E) Being transported in such a way as the commission may otherwise prescribe; and~~

~~(ii) This subsection does not apply to a person who:~~

~~(A) Is stopped at an aquatic invasive species check station and possesses a recreational or commercial watercraft that is contaminated with an aquatic invasive plant species if that person complies with all department directives for the proper decontamination of the watercraft and equipment; or~~

~~(B) Has voluntarily submitted a recreational or commercial watercraft for inspection by the department or its designee and has received a receipt verifying that the watercraft has not been contaminated since its last use.)~~

NEW SECTION. Sec. 205. A new section is added to chapter 77.15 RCW to read as follows:

(1) A person is guilty of unlawful use of invasive species in the second degree if the person:

(a) Fails to stop at a mandatory check station or to return to the mandatory check station for inspection if directed to do so by a fish and wildlife officer or ex officio fish and wildlife officer;

(b) Fails to allow an aquatic conveyance stopped at a mandatory check station to be inspected for clean and drain requirements or aquatic invasive species;

(c) Fails to comply with a decontamination order;

(d) Possesses, except in the case of trafficking, a prohibited level 1 or level 2 species without department authorization, a permit, or as otherwise provided by rule;

(e) Possesses, introduces on or into a water body or property, or traffics in a prohibited level 3 species without department authorization, a permit, or as otherwise provided by rule;

(f) Introduces on or into a water body or property a regulated type A, type B, or type C species without department authorization, a permit, or as otherwise provided by rule;

(g) Fails to readily and clearly identify in writing by taxonomic species name or subspecies name a regulated type B species used for commercial purposes; or

(h) Knowingly violates a quarantine declaration under section 107 of this act.

(2) A violation of subsection (1) of this section is a gross misdemeanor. In addition to criminal penalties, a court may order the person to pay all costs in capturing, killing, or controlling the invasive species, including its progeny. This subsection does not affect the authority of the department to bring a separate civil action to recover habitat restoration costs necessitated by the person's unlawful use of invasive species.

(3) This section does not apply to:

(a) A person who complies with the department directives pursuant to section 114 of this act for mandatory check stations. Such a person is exempt from criminal penalties under this section or section 206 of this act, and forfeiture under this chapter, unless the person has a prior conviction under those sections within the past five years;

(b) A person who possesses an aquatic invasive species, if the person is in the process of:

(i) Removing it from the aquatic conveyance in a manner specified by the department; or

(ii) Releasing it if caught while fishing and immediately returning it to the water body from which it came;

(c) Possessing or introducing nonnative aquatic animal species by ballast water held or discharged by vessels regulated under chapter 77.120 RCW; or

(d) Possessing or introducing nonnative aquatic animal species through private sector shellfish aquaculture operations, transfers, or conveyances regulated under chapter 77.115 RCW.

(4) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

NEW SECTION. Sec. 206. A new section is added to chapter 77.15 RCW to read as follows:

(1) A person is guilty of unlawful use of invasive species in the first degree if the person:

(a) Traffics or introduces on or into a water body or property a prohibited level 1 or level 2 species without department authorization, a permit, or as otherwise provided by rule; or

(b) Commits a subsequent violation of unlawful use of invasive species in the second degree within five years of the date of a prior conviction under section 205 of this act.

(2) A violation of this section is a class C felony. In addition to criminal penalties, a court may order the person to pay all costs in managing the invasive species, including the species' progeny. This subsection does not affect the authority of the department to bring a separate civil action to recover habitat restoration costs necessitated by the person's unlawful use of invasive species.

(3) This section does not apply to:

(a) A person who complies with department directives pursuant to section 114 of this act for mandatory check stations, and who is exempt from criminal penalties under this section and forfeiture under this chapter, unless the person has a prior conviction under this section or section 205 of this act within the past five years; or

(b) A person who possesses an aquatic invasive species, if the person is in the process of:

(i) Removing it from the aquatic conveyance in a manner specified by the department; or

(ii) Releasing it if caught while fishing and is immediately returning it to the water body from which it came.

(4) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.

PART 3

INVASIVE SPECIES--OTHER PROVISIONS

Sec. 301. RCW 77.08.010 and 2012 c 176 s 4 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this title or rules adopted under this title unless the context clearly requires otherwise.

(1) "Anadromous game fish buyer" means a person who purchases or sells steelhead trout and other anadromous game fish harvested by Indian fishers lawfully exercising fishing rights reserved by federal statute, treaty, or executive order, under conditions prescribed by rule of the director.

(2) "Angling gear" means a line attached to a rod and reel capable of being held in hand while landing the fish or a hand-held line operated without rod or reel.

(3) (~~"Aquatic invasive species" means any invasive, prohibited, regulated, unregulated, or unlisted aquatic animal or plant species as defined under subsections (4), (34), (49), (53), (70), and (71) of this section, aquatic noxious weeds as defined under RCW 17.26.020(5)(c), and aquatic nuisance species as defined under RCW 77.60.130(1).~~

~~(4) "Aquatic plant species" means an emergent, submersed, partially submersed, free floating, or floating-leaving plant species that grows in or near a body of water or wetland.~~

~~(5))~~ "Bag limit" means the maximum number of game animals, game birds, or game fish which may be taken, caught, killed, or possessed by a person, as specified by rule of the commission for a particular period of time, or as to size, sex, or species.

~~(6))~~ (4) "Building" means a private domicile, garage, barn, or public or commercial building.

~~(7))~~ (5) "Closed area" means a place where the hunting of some or all species of wild animals or wild birds is prohibited.

~~(8))~~ (6) "Closed season" means all times, manners of taking, and places or waters other than those established by rule of the commission as an open season. "Closed season" also means all hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that do not conform to the special restrictions or physical descriptions established by rule of the commission as an open season or that have not otherwise been deemed legal to hunt, fish, take, harvest, or possess by rule of the commission as an open season.

~~(9))~~ (7) "Closed waters" means all or part of a lake, river, stream, or other body of water, where fishing or harvesting is prohibited.

~~(10))~~ (8) "Commercial" means related to or connected with buying, selling, or bartering.

~~(11))~~ (9) "Commission" means the state fish and wildlife commission.

~~(12))~~ (10) "Concurrent waters of the Columbia river" means those waters of the Columbia river that coincide with the Washington-Oregon state boundary.

~~(13))~~ (11) "Contraband" means any property that is unlawful to produce or possess.

~~(14))~~ (12) "Deleterious exotic wildlife" means species of the animal kingdom not native to Washington and designated as dangerous to the environment or wildlife of the state.

~~(15))~~ (13) "Department" means the department of fish and wildlife.

~~(16))~~ (14) "Director" means the director of fish and wildlife.

~~(17))~~ (15) "Endangered species" means wildlife designated by the commission as seriously threatened with extinction.

~~(18))~~ (16) "Ex officio fish and wildlife officer" means:

(a) A commissioned officer of a municipal, county, or state agency having as its primary function the enforcement of

criminal laws in general, while the officer is acting in the respective jurisdiction of that agency;

(b) An officer or special agent commissioned by one of the following: The national marine fisheries service; the Washington state parks and recreation commission; the United States fish and wildlife service; the Washington state department of natural resources; the United States forest service; or the United States parks service, if the agent or officer is in the respective jurisdiction of the primary commissioning agency and is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency;

(c) A commissioned fish and wildlife peace officer from another state who meets the training standards set by the Washington state criminal justice training commission pursuant to RCW 10.93.090, 43.101.080, and 43.101.200, and who is acting under a mutual law enforcement assistance agreement between the department and the primary commissioning agency; or

(d) A Washington state tribal police officer who successfully completes the requirements set forth under RCW 43.101.157, is employed by a tribal nation that has complied with RCW 10.92.020(2) (a) and (b), and is acting under a mutual law enforcement assistance agreement between the department and the tribal government.

~~(19))~~ (17) "Fish" includes all species classified as game fish or food fish by statute or rule, as well as all fin fish not currently classified as food fish or game fish if such species exist in state waters. The term "fish" includes all stages of development and the bodily parts of fish species.

~~(20))~~ (18) "Fish and wildlife officer" means a person appointed and commissioned by the director, with authority to enforce this title and rules adopted pursuant to this title, and other statutes as prescribed by the legislature. Fish and wildlife officer includes a person commissioned before June 11, 1998, as a wildlife agent or a fisheries patrol officer.

~~(21))~~ (19) "Fish broker" means a person whose business it is to bring a seller of fish and shellfish and a purchaser of those fish and shellfish together.

~~(22))~~ (20) "Fish buyer" means a person engaged by a wholesale fish dealer to purchase food fish or shellfish from a licensed commercial fisher.

~~(23))~~ (21) "Fishery" means the taking of one or more particular species of fish or shellfish with particular gear in a particular geographical area.

~~(24))~~ (22) "Food, food waste, or other substance" includes human and pet food or other waste or garbage that could attract large wild carnivores.

~~(25))~~ (23) "Freshwater" means all waters not defined as saltwater including, but not limited to, rivers upstream of the river mouth, lakes, ponds, and reservoirs.

~~(26))~~ (24) "Fur-bearing animals" means game animals that shall not be trapped except as authorized by the commission.

~~(27))~~ (25) "Fur dealer" means a person who purchases, receives, or resells raw furs for commercial purposes.

~~(28))~~ (26) "Game animals" means wild animals that shall not be hunted except as authorized by the commission.

~~(29))~~ (27) "Game birds" means wild birds that shall not be hunted except as authorized by the commission.

~~(30))~~ (28) "Game farm" means property on which wildlife is held, confined, propagated, hatched, fed, or otherwise raised for commercial purposes, trade, or gift. The term "game farm" does not include publicly owned facilities.

~~(31))~~ (29) "Game reserve" means a closed area where hunting for all wild animals and wild birds is prohibited.

~~(32))~~ (30) "Illegal items" means those items unlawful to be possessed.

~~((33))~~ (31)(a) "Intentionally feed, attempt to feed, or attract" means to purposefully or knowingly provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building.

(b) "Intentionally feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

~~((34))~~ "Invasive species" means a plant species or a nonnative animal species that either:

~~(a) Causes or may cause displacement of, or otherwise threatens, native species in their natural communities;~~

~~(b) Threatens or may threaten natural resources or their use in the state;~~

~~(c) Causes or may cause economic damage to commercial or recreational activities that are dependent upon state waters; or~~

~~(d) Threatens or harms human health.~~

~~((35))~~ (32) "Large wild carnivore" includes wild bear, cougar, and wolf.

~~((36))~~ (33) "License year" means the period of time for which a recreational license is valid. The license year begins April 1st, and ends March 31st.

~~((37))~~ (34) "Limited-entry license" means a license subject to a license limitation program established in chapter 77.70 RCW.

~~((38))~~ (35) "Money" means all currency, script, personal checks, money orders, or other negotiable instruments.

~~((39))~~ (36) "Natural person" means a human being.

~~((40))~~ (37)(a) "Negligently feed, attempt to feed, or attract" means to provide, leave, or place in, on, or about any land or building any food, food waste, or other substance that attracts or could attract large wild carnivores to that land or building, without the awareness that a reasonable person in the same situation would have with regard to the likelihood that the food, food waste, or other substance could attract large wild carnivores to the land or building.

(b) "Negligently feed, attempt to feed, or attract" does not include keeping food, food waste, or other substance in an enclosed garbage receptacle or other enclosed container unless specifically directed by a fish and wildlife officer or animal control authority to secure the receptacle or container in another manner.

~~((41))~~ (38) "Nonresident" means a person who has not fulfilled the qualifications of a resident.

~~((42))~~ (39) "Offshore waters" means marine waters of the Pacific Ocean outside the territorial boundaries of the state, including the marine waters of other states and countries.

~~((43))~~ (40) "Open season" means those times, manners of taking, and places or waters established by rule of the commission for the lawful hunting, fishing, taking, or possession of game animals, game birds, game fish, food fish, or shellfish that conform to the special restrictions or physical descriptions established by rule of the commission or that have otherwise been deemed legal to hunt, fish, take, harvest, or possess by rule of the commission. "Open season" includes the first and last days of the established time.

~~((44))~~ (41) "Owner" means the person in whom is vested the ownership dominion, or title of the property.

~~((45))~~ (42) "Person" means and includes an individual; a corporation; a public or private entity or organization; a local, state, or federal agency; all business organizations, including corporations and partnerships; or a group of two or more individuals acting with a common purpose whether acting in an individual, representative, or official capacity.

~~((46))~~ (43) "Personal property" or "property" includes both corporeal and incorporeal personal property and includes, among other property, contraband and money.

~~((47))~~ (44) "Personal use" means for the private use of the individual taking the fish or shellfish and not for sale or barter.

~~((48))~~ (45) "Predatory birds" means wild birds that may be hunted throughout the year as authorized by the commission.

~~((49))~~ "Prohibited aquatic animal species" means an invasive species of the animal kingdom that has been classified as a prohibited aquatic animal species by the commission.

~~((50))~~ (46) "Protected wildlife" means wildlife designated by the commission that shall not be hunted or fished.

~~((51))~~ (47) "Raffle" means an activity in which tickets bearing an individual number are sold for not more than twenty-five dollars each and in which a permit or permits are awarded to hunt or for access to hunt big game animals or wild turkeys on the basis of a drawing from the tickets by the person or persons conducting the raffle.

~~((52))~~ "Recreational and commercial watercraft" includes the boat, as well as equipment used to transport the boat, and any auxiliary equipment such as attached or detached outboard motors.

~~((53))~~ "Regulated aquatic animal species" means a potentially invasive species of the animal kingdom that has been classified as a regulated aquatic animal species by the commission.

~~((54))~~ (48) "Resident" has the same meaning as defined in RCW 77.08.075.

~~((55))~~ (49) "Retail-eligible species" means commercially harvested salmon, crab, and sturgeon.

~~((56))~~ (50) "Saltwater" means those marine waters seaward of river mouths.

~~((57))~~ (51) "Seaweed" means marine aquatic plant species that are dependent upon the marine aquatic or tidal environment, and exist in either an attached or free floating form, and includes but is not limited to marine aquatic plants in the classes Chlorophyta, Phaeophyta, and Rhodophyta.

~~((58))~~ (52) "Senior" means a person seventy years old or older.

~~((59))~~ (53) "Shark fin" means a raw, dried, or otherwise processed detached fin or tail of a shark.

~~((60))~~ (54)(a) "Shark fin derivative product" means any product intended for use by humans or animals that is derived in whole or in part from shark fins or shark fin cartilage.

(b) "Shark fin derivative product" does not include a drug approved by the United States food and drug administration and available by prescription only or medical device or vaccine approved by the United States food and drug administration.

~~((61))~~ (55) "Shellfish" means those species of marine and freshwater invertebrates that have been classified and that shall not be taken except as authorized by rule of the commission. The term "shellfish" includes all stages of development and the bodily parts of shellfish species.

~~((62))~~ (56) "State waters" means all marine waters and fresh waters within ordinary high water lines and within the territorial boundaries of the state.

~~((63))~~ (57) "Taxidermist" means a person who, for commercial purposes, creates lifelike representations of fish and wildlife using fish and wildlife parts and various supporting structures.

~~((64))~~ (58) "To fish," "to harvest," and "to take," and their derivatives means an effort to kill, injure, harass, or catch a fish or shellfish.

~~((65))~~ (59) "To hunt" and its derivatives means an effort to kill, injure, capture, or harass a wild animal or wild bird.

~~((66))~~ (60) "To process" and its derivatives mean preparing or preserving fish, wildlife, or shellfish.

~~((67))~~ (61) "To trap" and its derivatives means a method of hunting using devices to capture wild animals or wild birds.

~~((68))~~ (62) "Trafficking" means offering, attempting to engage, or engaging in sale, barter, or purchase of fish, shellfish, wildlife, or deleterious exotic wildlife.

~~((69))~~ (63) "Unclaimed" means that no owner of the property has been identified or has requested, in writing, the release of the property to themselves nor has the owner of the property designated an individual to receive the property or paid the required postage to effect delivery of the property.

~~((70))~~ "Unlisted aquatic animal species" means a nonnative animal species that has not been classified as a prohibited aquatic animal species, a regulated aquatic animal species, or an unregulated aquatic animal species by the commission.

~~((71))~~ "Unregulated aquatic animal species" means a nonnative animal species that has been classified as an unregulated aquatic animal species by the commission.

~~((72))~~ (64) "Wholesale fish dealer" means a person who, acting for commercial purposes, takes possession or ownership of fish or shellfish and sells, barter, or exchanges or attempts to sell, barter, or exchange fish or shellfish that have been landed into the state of Washington or entered the state of Washington in interstate or foreign commerce.

~~((73))~~ (65) "Wild animals" means those species of the class Mammalia whose members exist in Washington in a wild state. The term "wild animal" does not include feral domestic mammals or old world rats and mice of the family Muridae of the order Rodentia.

~~((74))~~ (66) "Wild birds" means those species of the class Aves whose members exist in Washington in a wild state.

~~((75))~~ (67) "Wildlife" means all species of the animal kingdom whose members exist in Washington in a wild state. This includes but is not limited to mammals, birds, reptiles, amphibians, fish, and invertebrates. The term "wildlife" does not include feral domestic mammals, old world rats and mice of the family Muridae of the order Rodentia, or those fish, shellfish, and marine invertebrates classified as food fish or shellfish by the director. The term "wildlife" includes all stages of development and the bodily parts of wildlife members.

~~((76))~~ (68) "Wildlife meat cutter" means a person who packs, cuts, processes, or stores wildlife for consumption for another for commercial purposes.

~~((77))~~ (69) "Youth" means a person fifteen years old for fishing and under sixteen years old for hunting.

Sec. 302. RCW 77.12.020 and 2002 c 281 s 3 are each amended to read as follows:

(1) The director shall investigate the habits and distribution of the various species of wildlife native to or adaptable to the habitats of the state. The commission shall determine whether a species should be managed by the department and, if so, classify it under this section.

(2) The commission may classify by rule wild animals as game animals and game animals as fur-bearing animals.

(3) The commission may classify by rule wild birds as game birds or predatory birds. All wild birds not otherwise classified are protected wildlife.

(4) In addition to those species listed in RCW 77.08.020, the commission may classify by rule as game fish other species of the class Osteichthyes that are commonly found in freshwater except those classified as food fish by the director.

(5) The director may recommend to the commission that a species of wildlife should not be hunted or fished. The commission may designate species of wildlife as protected.

(6) If the director determines that a species of wildlife is seriously threatened with extinction in the state of Washington, the director may request its designation as an endangered species. The commission may designate an endangered species.

(7) If the director determines that a species of the animal kingdom, not native to Washington, is dangerous to the environment or wildlife of the state, the director may request its designation as deleterious exotic wildlife. The commission may designate deleterious exotic wildlife.

~~((8))~~ ~~(Upon recommendation by the director, the commission may classify nonnative aquatic animal species according to the following categories:~~

~~(a) Prohibited aquatic animal species: These species are considered by the commission to have a high risk of becoming an invasive species and may not be possessed, imported, purchased, sold, propagated, transported, or released into state waters except as provided in RCW 77.15.253;~~

~~(b) Regulated aquatic animal species: These species are considered by the commission to have some beneficial use along with a moderate, but manageable risk of becoming an invasive species, and may not be released into state waters, except as provided in RCW 77.15.253. The commission shall classify the following commercial aquaculture species as regulated aquatic animal species, and allow their release into state waters pursuant to rule of the commission: Pacific oyster (*Crassostrea gigas*), kumamoto oyster (*Crassostrea sikamea*), European flat oyster (*Ostrea edulis*), eastern oyster (*Crassostrea virginica*), manila clam (*Tapes philippinarum*), blue mussel (*Mytilus galloprovincialis*), and suminoe oyster (*Crassostrea ariakensis*);~~

~~(c) Unregulated aquatic animal species: These species are considered by the commission as having some beneficial use along with a low risk of becoming an invasive species, and are not subject to regulation under this title;~~

~~(d) Unlisted aquatic animal species: These species are not designated as a prohibited aquatic animal species, regulated aquatic animal species, or unregulated aquatic animal species by the commission, and may not be released into state waters. Upon request, the commission may determine the appropriate category for an unlisted aquatic animal species and classify the species accordingly;~~

~~(e) This subsection (8) does not apply to the transportation or release of nonnative aquatic animal species by ballast water or ballast water discharge.~~

~~((9))~~ Upon recommendation by the director, the commission may develop a work plan to eradicate native aquatic species that threaten human health. Priority shall be given to water bodies that the department of health has classified as representing a threat to human health based on the presence of a native aquatic species.

Sec. 303. RCW 77.15.080 and 2012 c 176 s 9 are each amended to read as follows:

~~((4))~~ Based upon articulable facts that a person is engaged in fishing, harvesting, or hunting activities, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and check for valid licenses, tags, permits, stamps, or catch record cards, and to inspect all fish, shellfish, seaweed, and wildlife in possession as well as the equipment being used to ensure compliance with the requirements of this title. Fish and wildlife officers and ex officio fish and wildlife officers also may request that the person write his or her signature for comparison with the signature on his or her fishing, harvesting, or hunting license. Failure to comply with the request is prima facie evidence that the person is not the person named on the license. Fish and wildlife officers may require the person, if age sixteen or older, to exhibit a driver's license or other photo identification.

~~((2) Based upon articulable facts that a person is transporting a prohibited aquatic animal species or any aquatic plant, fish and wildlife officers and ex officio fish and wildlife officers have the authority to temporarily stop the person and inspect the watercraft to ensure that the watercraft and associated equipment are not transporting prohibited aquatic animal species or aquatic plants.))~~

Sec. 304. RCW 77.15.290 and 2012 c 176 s 21 are each amended to read as follows:

(1) A person is guilty of unlawful transportation of fish or wildlife in the second degree if the person:

(a) Knowingly imports, moves within the state, or exports fish, shellfish, or wildlife in violation of any department rule governing the transportation or movement of fish, shellfish, or wildlife and the transportation does not involve big game, endangered fish or wildlife, deleterious exotic wildlife, or fish, shellfish, or wildlife having a value greater than two hundred fifty dollars; or

(b) Possesses but fails to affix or notch a big game transport tag as required by department rule.

(2) A person is guilty of unlawful transportation of fish or wildlife in the first degree if the person:

(a) Knowingly imports, moves within the state, or exports fish, shellfish, or wildlife in violation of any department rule governing the transportation or movement of fish, shellfish, or wildlife and the transportation involves big game, endangered fish or wildlife, deleterious exotic wildlife, or fish, shellfish, or wildlife with a value of two hundred fifty dollars or more; or

(b) Knowingly transports shellfish, shellstock, or equipment used in commercial culturing, taking, handling, or processing shellfish without a permit required by authority of this title.

(3)(a) Unlawful transportation of fish or wildlife in the second degree is a misdemeanor.

(b) Unlawful transportation of fish or wildlife in the first degree is a gross misdemeanor.

(4) This section does not apply to ~~((a) Any person stopped at an aquatic))~~ invasive species ~~((check station who possesses a recreational or commercial watercraft that is contaminated with an aquatic invasive species if that person complies with all department directives for the proper decontamination of the watercraft and equipment; or (b) any person who has voluntarily submitted a recreational or commercial watercraft for inspection by the department or its designee and has received a receipt verifying that the watercraft has not been contaminated since its last use)).~~

Sec. 305. RCW 43.06.010 and 1994 c 223 s 3 are each amended to read as follows:

In addition to those prescribed by the Constitution, the governor may exercise the powers and perform the duties prescribed in this and the following sections:

(1) The governor shall supervise the conduct of all executive and ministerial offices;

(2) The governor shall see that all offices are filled, including as provided in RCW 42.12.070, and the duties thereof performed, or in default thereof, apply such remedy as the law allows; and if the remedy is imperfect, acquaint the legislature therewith at its next session;

(3) The governor shall make the appointments and supply the vacancies mentioned in this title;

(4) The governor is the sole official organ of communication between the government of this state and the government of any other state or territory, or of the United States;

(5) Whenever any suit or legal proceeding is pending against this state, or which may affect the title of this state to any property, or which may result in any claim against the state, the

governor may direct the attorney general to appear on behalf of the state, and report the same to the governor, or to any grand jury designated by the governor, or to the legislature when next in session;

(6) The governor may require the attorney general or any prosecuting attorney to inquire into the affairs or management of any corporation existing under the laws of this state, or doing business in this state, and report the same to the governor, or to any grand jury designated by the governor, or to the legislature when next in session;

(7) The governor may require the attorney general to aid any prosecuting attorney in the discharge of the prosecutor's duties;

(8) The governor may offer rewards, not exceeding one thousand dollars in each case, payable out of the state treasury, for information leading to the apprehension of any person convicted of a felony who has escaped from a state correctional institution or for information leading to the arrest of any person who has committed or is charged with the commission of a felony;

(9) The governor shall perform such duties respecting fugitives from justice as are prescribed by law;

(10) The governor shall issue and transmit election proclamations as prescribed by law;

(11) The governor may require any officer or board to make, upon demand, special reports to the governor, in writing;

(12) The governor may, after finding that a public disorder, disaster, energy emergency, or riot exists within this state or any part thereof which affects life, health, property, or the public peace, proclaim a state of emergency in the area affected, and the powers granted the governor during a state of emergency shall be effective only within the area described in the proclamation;

(13) The governor may, after finding that there exists within this state an imminent danger of infestation of plant pests as defined in RCW 17.24.007 or plant diseases which seriously endangers the agricultural or horticultural industries of the state of Washington, or which seriously threatens life, health, or economic well-being, order emergency measures to prevent or abate the infestation or disease situation, which measures, after thorough evaluation of all other alternatives, may include the aerial application of pesticides;

(14) The governor, after finding that a prohibited level 1 or level 2 species as defined in chapter 77.-- RCW (the new chapter created in section 121 of this act) has been detected and after finding that the detected species seriously endangers or threatens the environment, economy, human health, or well-being of the state of Washington, may order emergency measures to prevent or abate the prohibited species, which measures, after thorough evaluation of all other alternatives, may include the surface or aerial application of pesticides;

(15) On all compacts forwarded to the governor pursuant to RCW 9.46.360(6), the governor is authorized and empowered to execute on behalf of the state compacts with federally recognized Indian tribes in the state of Washington pursuant to the federal Indian Gaming Regulatory Act, 25 U.S.C. Sec. 2701 et seq., for conducting class III gaming, as defined in the Act, on Indian lands.

Sec. 306. RCW 43.43.400 and 2011 c 171 s 8 are each amended to read as follows:

(1) ~~((The definitions in this subsection apply throughout this section unless the context clearly requires otherwise:~~

~~_____ (a) "Aquatic invasive species" means any invasive, prohibited, regulated, unregulated, or unlisted aquatic animal or plant species as defined under RCW 77.08.010 [(3), (28), (40), (44), (58), and (59), aquatic noxious weeds as defined under RCW 17.26.020(5)(e), and aquatic nuisance species as defined under RCW 77.60.130(1).~~

~~_____ (b) "Recreational and commercial watercraft" includes the boat, as well as equipment used to transport the boat, and any~~

~~auxiliary equipment such as attached or detached outboard motors.~~

~~(2)) The aquatic invasive species enforcement account is created in the state treasury. Moneys directed to the account from RCW 88.02.640 must be deposited in the account. Expenditures from the account may only be used as provided in this section. Moneys in the account may be spent only after appropriation.~~

~~((3) Funds in the aquatic invasive species enforcement account may be appropriated to the Washington state patrol and the department of fish and wildlife to develop an aquatic invasive species enforcement program for recreational and commercial watercraft, which includes equipment used to transport the watercraft and auxiliary equipment such as attached or detached outboard motors. Funds must be expended as follows:~~

~~(a) By the Washington state patrol, to inspect recreational and commercial watercraft that are required to stop at port of entry weigh stations managed by the Washington state patrol. The watercraft must be inspected for the presence of aquatic invasive species; and~~

~~(b) By the department of fish and wildlife to:~~

~~(i) Establish random check stations, to inspect recreational and commercial watercraft as provided for in RCW 77.12.879(3);~~

~~(ii) Inspect or delegate inspection of recreational and commercial watercraft. If the department conducts the inspection, there will be no cost to the person requesting the inspection;~~

~~(iii) Provide training to all department employees that are deployed in the field to inspect recreational and commercial watercraft; and~~

~~(iv) Provide an inspection receipt verifying that the watercraft is not contaminated after the watercraft has been inspected at a check station or has been inspected at the request of the owner of the recreational or commercial watercraft. The inspection receipt is valid until the watercraft is used again.~~

~~(4) The Washington state patrol and the department of fish and wildlife shall submit a biennial report to the appropriate legislative committees describing the actions taken to implement this section along with suggestions on how to better fulfill the intent of chapter 464, Laws of 2005. The first report is due December 1, 2007.)~~

~~(2) Expenditures from the account by the Washington state patrol may only be used to inspect for the presence of aquatic invasive species on aquatic conveyances that are required to stop at a Washington state patrol port of entry weigh station.~~

~~(3) Expenditures from the account by the department of fish and wildlife may only be used to develop and implement an aquatic invasive species enforcement program including enforcement of chapter 77.-- RCW (the new chapter created in section 121 of this act), enforcement of aquatic invasive species provisions in chapter 77.15 RCW, and training Washington state patrol employees working at port of entry weigh stations on how to inspect aquatic conveyances for the presence of aquatic invasive species.~~

~~(4) Unless the context clearly requires otherwise, the definitions in both RCW 77.08.010 and section 102 of this act apply throughout this section.~~

Sec. 307. RCW 10.31.100 and 2013 2nd sp.s. c 35 s 22 are each amended to read as follows:

A police officer having probable cause to believe that a person has committed or is committing a felony shall have the authority to arrest the person without a warrant. A police officer may arrest a person without a warrant for committing a misdemeanor or gross misdemeanor only when the offense is committed in the presence of the officer, except as provided in subsections (1) through (11) of this section.

(1) Any police officer having probable cause to believe that a person has committed or is committing a misdemeanor or gross misdemeanor, involving physical harm or threats of harm to any person or property or the unlawful taking of property or involving the use or possession of cannabis, or involving the acquisition, possession, or consumption of alcohol by a person under the age of twenty-one years under RCW 66.44.270, or involving criminal trespass under RCW 9A.52.070 or 9A.52.080, shall have the authority to arrest the person.

(2) A police officer shall arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that:

(a) An order has been issued of which the person has knowledge under RCW 26.44.063, or chapter 7.92, 7.90, 9A.46, 10.99, 26.09, 26.10, 26.26, 26.50, or 74.34 RCW restraining the person and the person has violated the terms of the order restraining the person from acts or threats of violence, or restraining the person from going onto the grounds of or entering a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location or, in the case of an order issued under RCW 26.44.063, imposing any other restrictions or conditions upon the person; or

(b) A foreign protection order, as defined in RCW 26.52.010, has been issued of which the person under restraint has knowledge and the person under restraint has violated a provision of the foreign protection order prohibiting the person under restraint from contacting or communicating with another person, or excluding the person under restraint from a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location, or a violation of any provision for which the foreign protection order specifically indicates that a violation will be a crime; or

(c) The person is sixteen years or older and within the preceding four hours has assaulted a family or household member as defined in RCW 10.99.020 and the officer believes: (i) A felonious assault has occurred; (ii) an assault has occurred which has resulted in bodily injury to the victim, whether the injury is observable by the responding officer or not; or (iii) that any physical action has occurred which was intended to cause another person reasonably to fear imminent serious bodily injury or death. Bodily injury means physical pain, illness, or an impairment of physical condition. When the officer has probable cause to believe that family or household members have assaulted each other, the officer is not required to arrest both persons. The officer shall arrest the person whom the officer believes to be the primary physical aggressor. In making this determination, the officer shall make every reasonable effort to consider: (i) The intent to protect victims of domestic violence under RCW 10.99.010; (ii) the comparative extent of injuries inflicted or serious threats creating fear of physical injury; and (iii) the history of domestic violence of each person involved, including whether the conduct was part of an ongoing pattern of abuse; or

(d) The person has violated RCW 46.61.502 or 46.61.504 or an equivalent local ordinance and the police officer has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years.

(3) Any police officer having probable cause to believe that a person has committed or is committing a violation of any of the following traffic laws shall have the authority to arrest the person:

(a) RCW 46.52.010, relating to duty on striking an unattended car or other property;

(b) RCW 46.52.020, relating to duty in case of injury to or death of a person or damage to an attended vehicle;

(c) RCW 46.61.500 or 46.61.530, relating to reckless driving or racing of vehicles;

(d) RCW 46.61.502 or 46.61.504, relating to persons under the influence of intoxicating liquor or drugs;

(e) RCW 46.61.503 or 46.25.110, relating to persons having alcohol or THC in their system;

(f) RCW 46.20.342, relating to driving a motor vehicle while operator's license is suspended or revoked;

(g) RCW 46.61.5249, relating to operating a motor vehicle in a negligent manner.

(4) A law enforcement officer investigating at the scene of a motor vehicle accident may arrest the driver of a motor vehicle involved in the accident if the officer has probable cause to believe that the driver has committed in connection with the accident a violation of any traffic law or regulation.

(5)(a) A law enforcement officer investigating at the scene of a motor vessel accident may arrest the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a criminal violation of chapter 79A.60 RCW.

(b) A law enforcement officer investigating at the scene of a motor vessel accident may issue a citation for an infraction to the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a violation of any boating safety law of chapter 79A.60 RCW.

(6) Any police officer having probable cause to believe that a person has committed or is committing a violation of RCW 79A.60.040 shall have the authority to arrest the person.

(7) An officer may act upon the request of a law enforcement officer in whose presence a traffic infraction was committed, to stop, detain, arrest, or issue a notice of traffic infraction to the driver who is believed to have committed the infraction. The request by the witnessing officer shall give an officer the authority to take appropriate action under the laws of the state of Washington.

(8) Any police officer having probable cause to believe that a person has committed or is committing any act of indecent exposure, as defined in RCW 9A.88.010, may arrest the person.

(9) A police officer may arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that an order has been issued of which the person has knowledge under chapter 10.14 RCW and the person has violated the terms of that order.

(10) Any police officer having probable cause to believe that a person has, within twenty-four hours of the alleged violation, committed a violation of RCW 9A.50.020 may arrest such person.

(11) A police officer having probable cause to believe that a person illegally possesses or illegally has possessed a firearm or other dangerous weapon on private or public elementary or secondary school premises shall have the authority to arrest the person.

For purposes of this subsection, the term "firearm" has the meaning defined in RCW 9.41.010 and the term "dangerous weapon" has the meaning defined in RCW 9.41.250 and 9.41.280(1) (c) through (e).

(12) A law enforcement officer having probable cause to believe that a person has committed a violation under RCW 77.15.160(4) may issue a citation for an infraction to the person in connection with the violation.

(13) A law enforcement officer having probable cause to believe that a person has committed a criminal violation under section 205 or 206 of this act may arrest the person in connection

with the violation.

(14) Except as specifically provided in subsections (2), (3), (4), and (7) of this section, nothing in this section extends or otherwise affects the powers of arrest prescribed in Title 46 RCW.

~~((43))~~ (15) No police officer may be held criminally or civilly liable for making an arrest pursuant to subsection (2) or (9) of this section if the police officer acts in good faith and without malice.

Sec. 308. RCW 77.15.360 and 2007 c 337 s 3 are each amended to read as follows:

(1) A person is guilty of unlawful interfering in department operations if the person prevents department employees from carrying out duties authorized by this title, including but not limited to interfering:

(a) In the operation of department vehicles, vessels, or aircraft; ~~((or))~~

(b) With the collection of samples of tissue, fluids, or other bodily parts of fish, wildlife, and shellfish under RCW 77.12.071; or

(c) With actions authorized by a warrant issued under section 119 or 203 of this act.

(2) Unlawful interfering in department operations is a gross misdemeanor.

Sec. 309. RCW 77.12.879 and 2013 c 307 s 1 are each amended to read as follows:

(1) The aquatic invasive species prevention account is created in the state treasury. ~~((Moneys directed to the account from RCW 88.02.640(3)(a)(i) must be deposited in the account. Expenditures from the account may only be used as provided in this section. Moneys in the account may be spent only after appropriation.~~

~~(2) Funds in the aquatic invasive species prevention account may be appropriated to the department to develop an aquatic invasive species prevention program for recreational and commercial watercraft. Funds must be expended as follows:~~

~~(a) To inspect recreational and commercial watercraft;~~

~~(b) To educate general law enforcement officers on how to enforce state laws relating to preventing the spread of aquatic invasive species;~~

~~(c) To evaluate and survey the risk posed by recreational and commercial watercraft in spreading aquatic invasive species into Washington state waters;~~

~~(d) To evaluate the risk posed by float planes in spreading aquatic invasive species into Washington state waters; and~~

~~(e) To implement an aquatic invasive species early detection and rapid response plan. The plan must address the treatment and immediate response to the introduction to Washington waters of aquatic invasive species. Agency and public review of the plan must be conducted under chapter 43.21C RCW, the state environmental policy act. If the implementation measures or actions would have a probable significant adverse environmental impact, a detailed statement under chapter 43.21C RCW must be prepared on the plan.~~

~~(3) Funds in the aquatic invasive species enforcement account created in RCW 43.43.400 may be appropriated to the department and Washington state patrol to develop an aquatic invasive species enforcement program for recreational and commercial watercraft.~~

~~(a) The department shall provide training to Washington state patrol employees working at port of entry weigh stations, and other local law enforcement employees, on how to inspect recreational and commercial watercraft for the presence of aquatic invasive species.~~

~~(b) A person who enters Washington by road transporting any commercial or recreational watercraft that has~~

been used outside of Washington must have in his or her possession documentation that the watercraft is free of aquatic invasive species. The department must develop and maintain rules to implement this subsection (3)(b), including specifying allowable forms of documentation.

~~(c) The department is authorized to require persons transporting recreational and commercial watercraft to stop at check stations. Check stations must be plainly marked by signs, operated by at least one uniformed fish and wildlife officer, and operated in a safe manner.~~

~~(d) Any person stopped at a check station who possesses a recreational or commercial watercraft that is contaminated with aquatic invasive species, must bear the expense for any necessary impoundment, transportation, cleaning, and decontamination of the watercraft.~~

~~(e) Any person stopped at a check station who possesses a recreational or commercial watercraft that is contaminated with aquatic invasive species, is exempt from the criminal penalties found in RCW 77.15.253 and 77.15.290, and forfeiture under RCW 77.15.070, if that person complies with all department directives for the proper decontamination of the watercraft.~~

~~(4) The department shall submit a biennial report to the appropriate legislative committees describing the actions taken to implement this section along with suggestions on how to better fulfill the intent of chapter 464, Laws of 2005.) All receipts directed to the account from RCW 88.02.640, as well as legislative appropriations, gifts, donations, fees, and penalties received by the department for aquatic invasive species management, must be deposited into the account.~~

~~(2) Expenditures from the account may only be used to implement the provisions of chapter 77.-- RCW (the new chapter created in section 121 of this act).~~

~~(3) Moneys in the account may be spent only after appropriation.~~

NEW SECTION. Sec. 310. The following acts or parts of acts are each repealed:

(1) RCW 77.12.875 (Prohibited aquatic animal species-- Infested state waters) and 2002 c 281 s 5;

(2) RCW 77.12.878 (Infested waters--Rapid response plan) and 2002 c 281 s 6;

(3) RCW 77.12.882 (Aquatic invasive species-- Inspection of recreational and commercial watercraft--Rules-- Signage) and 2007 c 350 s 4;

(4) RCW 77.15.253 (Unlawful use of prohibited aquatic animal species--Penalty) and 2007 c 350 s 5 & 2002 c 281 s 4;

(5) RCW 77.15.293 (Unlawfully avoiding aquatic invasive species check stations--Penalty) and 2007 c 350 s 7;

(6) RCW 77.60.110 (Zebra mussels and European green crabs--Draft rules--Prevention of introduction and dispersal) and 1998 c 153 s 2; and

(7) RCW 77.60.120 (Infested waters--List published) and 1998 c 153 s 3."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haight; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

March 1, 2014

SSB 6105

Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning school library information and technology programs. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 28A.320.240 and 2006 c 263 s 914 are each amended to read as follows:

(1) The purpose of this section is to identify quality criteria for school library ~~((media))~~ information and technology programs that support the student learning goals under RCW 28A.150.210, the essential academic learning requirements under RCW 28A.655.070, and high school graduation requirements adopted under RCW 28A.230.090.

(2) Every board of directors shall provide resources and materials for the operation ~~((and stocking of such libraries))~~ of school library information and technology programs as the board deems necessary for the proper education of the district's students or as otherwise required by law or rule of the superintendent of public instruction.

(3) "Teacher-librarian" means a ~~((certified))~~ certificated teacher with a library media endorsement under rules adopted by the professional educator standards board.

(4) "School~~(-)~~library ~~((media))~~ information and technology program" means a school-based program that is staffed by a certificated teacher-librarian and provides a variety of resources that support student mastery of the essential academic learning requirements in all subject areas and the implementation of the district's school improvement plan.

(5) The teacher-librarian, through the ~~((school library media))~~ school library information and technology program, shall collaborate as an instructional partner to help all students meet the content goals in all subject areas, and assist high school students completing the culminating project and high school and beyond plans required for graduation.

(6) The teacher-librarian's duties may include collaborating with his or her schools to:

(a) Integrate information and technology into curriculum and instruction, including but not limited to instructing other certificated staff about using and integrating information and technology literacy into instruction through workshops, modeling lessons, and individual peer coaching;

(b) Provide information management instruction to students and staff about how to effectively use emerging learning technologies for school and lifelong learning, as well as in the appropriate use of computers and mobile devices in an educational setting;

(c) Help teachers and students efficiently and effectively access the highest quality information available while using information ethically;

(d) Instruct students in digital citizenship including how to be critical consumers of information and provide guidance about thoughtful and strategic use of online resources; and

(e) Create a culture of reading in the school community by developing a diverse, student-focused collection of materials that ensures all students can find something of quality to read and by facilitating school-wide reading initiatives along with providing individual support and guidance for students."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority

Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representative Taylor.

Passed to Committee on Rules for second reading.

March 1, 2014

E2SSB 6126 Prime Sponsor, Committee on Ways & Means: Concerning representation of children in dependency matters. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended by Committee on Appropriations and without amendment by Committee on Judiciary.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature recognizes that some children may remain in foster care following the termination of the parent and child relationship. These children have legal rights and no longer have a parent to advocate on their behalf, and no other party represents their legal interests. The legislature finds that providing attorneys for children following the termination of the parent and child relationship is fundamental to protecting the child's legal rights and to accelerate permanency.

(2) Although the legislature recognizes that many jurisdictions provide attorneys to children prior to termination of the parent and child relationship, nothing in this act may be construed against the parent's fundamental liberty interest in parenting the child prior to termination of the parent and child relationship as stated in *In re Dependency of K.N.J.*, 171 Wn.2d 568, 574 (2011) and *In re Welfare of Luscier*, 84 Wn.2d 135, 136-37 (1974), unless such a position would jeopardize the child's right to conditions of basic nurture, health, or safety.

Sec. 2. RCW 13.34.100 and 2010 c 180 s 2 are each amended to read as follows:

(1) The court shall appoint a guardian ad litem for a child who is the subject of an action under this chapter, unless a court for good cause finds the appointment unnecessary. The requirement of a guardian ad litem may be deemed satisfied if the child is represented by an independent (counsel) attorney in the proceedings. The court shall attempt to match a child with special needs with a guardian ad litem who has specific training or education related to the child's individual needs.

(2) If the court does not have available to it a guardian ad litem program with a sufficient number of volunteers, the court may appoint a suitable person to act as guardian ad litem for the child under this chapter. Another party to the proceeding or the party's employee or representative shall not be so appointed.

(3) Each guardian ad litem program shall maintain a background information record for each guardian ad litem in the program. The background information record shall include, but is not limited to, the following information:

- (a) Level of formal education;
- (b) General training related to the guardian ad litem's duties;
- (c) Specific training related to issues potentially faced by children in the dependency system;
- (d) Specific training or education related to child disability or developmental issues;
- (e) Number of years' experience as a guardian ad litem;

(f) Number of appointments as a guardian ad litem and the county or counties of appointment;

(g) The names of any counties in which the person was removed from a guardian ad litem registry pursuant to a grievance action, and the name of the court and the cause number of any case in which the court has removed the person for cause;

(h) Founded allegations of abuse or neglect as defined in RCW 26.44.020;

(i) The results of an examination of state and national criminal identification data. The examination shall consist of a background check as allowed through the Washington state criminal records privacy act under RCW 10.97.050, the Washington state patrol criminal identification system under RCW 43.43.832 through 43.43.834, and the federal bureau of investigation. The background check shall be done through the Washington state patrol criminal identification section and must include a national check from the federal bureau of investigation based on the submission of fingerprints; and

(j) Criminal history, as defined in RCW 9.94A.030, for the period covering ten years prior to the appointment.

The background information record shall be updated annually. As a condition of appointment, the guardian ad litem's background information record shall be made available to the court. If the appointed guardian ad litem is not a member of a guardian ad litem program a suitable person appointed by the court to act as guardian ad litem shall provide the background information record to the court.

Upon appointment, the guardian ad litem, or guardian ad litem program, shall provide the parties or their attorneys with a copy of the background information record. The portion of the criminal background check and the criminal history shall not be disclosed to the parties or their attorneys. The background information record shall not include identifying information that may be used to harm a guardian ad litem, such as home addresses and home telephone numbers, and for volunteer guardians ad litem the court may allow the use of maiden names or pseudonyms as necessary for their safety.

(4) The appointment of the guardian ad litem shall remain in effect until the court discharges the appointment or no longer has jurisdiction, whichever comes first. The guardian ad litem may also be discharged upon entry of an order of guardianship.

(5) A guardian ad litem through ~~(counsel)~~ an attorney, or as otherwise authorized by the court, shall have the right to present evidence, examine and cross-examine witnesses, and to be present at all hearings. A guardian ad litem shall receive copies of all pleadings and other documents filed or submitted to the court, and notice of all hearings according to court rules. The guardian ad litem shall receive all notice contemplated for a parent or other party in all proceedings under this chapter.

(6)(a) The court must appoint an attorney for a child in a dependency proceeding six months after granting a petition to terminate the parent and child relationship pursuant to RCW 13.34.180 and when there is no remaining parent with parental rights.

The court must appoint an attorney for a child when there is no remaining parent with parental rights for six months or longer prior to the effective date of this section if the child is not already represented.

The court may appoint one attorney to a group of siblings, unless there is a conflict of interest, or such representation is otherwise inconsistent with the rules of professional conduct.

(b) Legal services provided by an attorney appointed pursuant to (a) of this subsection do not include representation of the child in any appellate proceedings relative to the termination of

the parent and child relationship.

(c)(i) Subject to the availability of amounts appropriated for this specific purpose, the state shall pay the costs of legal services provided by an attorney appointed pursuant to (a) of this subsection, if the legal services are provided in accordance with the standards of practice, voluntary training, and caseload limits developed and recommended by the statewide children's representation work group pursuant to section 5, chapter 180, Laws of 2010. Caseload limits must be calculated pursuant to (c)(ii) of this subsection.

(ii) Counties are encouraged to set caseloads as low as possible and to account for the individual needs of the children in care. Notwithstanding the caseload limits developed and recommended by the statewide children's representation work group pursuant to section 5, chapter 180, Laws of 2010, when one attorney represents a sibling group, the first child is counted as one case, and each child thereafter is counted as one-half case to determine compliance with the caseload standards pursuant to (c)(i) of this subsection and section 3 of this act.

(iii) The office of civil legal aid is responsible for implementation of (c)(i) and (ii) of this subsection as provided in section 3 of this act.

(7)(a) The court may appoint an attorney to represent the child's position in any dependency action on its own initiative, or upon the request of a parent, the child, a guardian ad litem, a caregiver, or the department.

(b)(i) If the court has not already appointed an attorney for a child, or the child is not represented by a privately retained attorney:

(A) The child's caregiver, or any individual, may refer the child to an attorney for the purposes of filing a motion to request appointment of an attorney at public expense; or

(B) The child or any individual may retain an attorney for the child for the purposes of filing a motion to request appointment of an attorney at public expense.

(ii) Nothing in this subsection (7)(b) shall be construed to change or alter the confidentiality provisions of RCW 13.50.100.

(c) Pursuant to this subsection, the department or supervising agency and the child's guardian ad litem shall each notify a child of his or her right to request ~~((counsel))~~ an attorney and shall ask the child whether he or she wishes to have ~~((counsel))~~ an attorney. The department or supervising agency and the child's guardian ad litem shall notify the child and make this inquiry immediately after:

(i) The date of the child's twelfth birthday;

(ii) Assignment of a case involving a child age twelve or older; or

(iii) July 1, 2010, for a child who turned twelve years old before July 1, 2010.

~~((b))~~ (d) The department or supervising agency and the child's guardian ad litem shall repeat the notification and inquiry at least annually and upon the filing of any motion or petition affecting the child's placement, services, or familial relationships.

~~((c))~~ (e) The notification and inquiry is not required if the child has already been appointed ~~((counsel))~~ an attorney.

~~((d))~~ (f) The department or supervising agency shall note in the child's individual service and safety plan, and the guardian ad litem shall note in his or her report to the court, that the child was notified of the right to request ~~((counsel))~~ an attorney and indicate the child's position regarding appointment of ~~((counsel))~~ an attorney.

~~((e))~~ (g) At the first regularly scheduled hearing after:

(i) The date of the child's twelfth birthday;

(ii) The date that a dependency petition is filed pursuant to this chapter on a child age twelve or older; or

(iii) July 1, 2010, for a child who turned twelve years old before July 1, 2010;

the court shall inquire whether the child has received notice of his or her right to request ~~((legal counsel))~~ an attorney from the department or supervising agency and the child's guardian ad litem. The court shall make an additional inquiry at the first regularly scheduled hearing after the child's fifteenth birthday. No inquiry is necessary if the child has already been appointed ~~((counsel))~~ an attorney.

~~((f))~~ If the child requests legal counsel and is age twelve or older, or if the guardian ad litem or the court determines that the child needs to be independently represented by counsel, the court may appoint an attorney to represent the child's position.

~~((7))~~ (8) For the purposes of child abuse prevention and treatment act (42 U.S.C. Secs. 5101 et seq.) grants to this state under P.L. 93-247, or any related state or federal legislation, a person appointed pursuant to this section shall be deemed a guardian ad litem ~~((to represent the best interests of the minor in proceedings before the court)).~~

~~((8))~~ (9) When a court-appointed special advocate or volunteer guardian ad litem is requested on a case, the program shall give the court the name of the person it recommends. The program shall attempt to match a child with special needs with a guardian ad litem who has specific training or education related to the child's individual needs. The court shall immediately appoint the person recommended by the program.

~~((9))~~ (10) If a party in a case reasonably believes the court-appointed special advocate or volunteer guardian ad litem is inappropriate or unqualified, the party may request a review of the appointment by the program. The program must complete the review within five judicial days and remove any appointee for good cause. If the party seeking the review is not satisfied with the outcome of the review, the party may file a motion with the court for the removal of the court-appointed special advocate or volunteer guardian ad litem on the grounds the advocate or volunteer is inappropriate or unqualified.

NEW SECTION. Sec. 3. A new section is added to chapter 2.53 RCW to read as follows:

(1) Money appropriated by the legislature for legal services provided by an attorney appointed pursuant to RCW 13.34.100 must be administered by the office of civil legal aid established under RCW 2.53.020.

(2) The office of civil legal aid may enter into contracts with the counties to disburse state funds for an attorney appointed pursuant to RCW 13.34.100. The office of civil legal aid may also require a county to use attorneys under contract with the office for the provision of legal services under RCW 13.34.100 to remain within appropriated amounts.

(3) Prior to distributing state funds under subsection (2) of this section, the office of civil legal aid must verify that attorneys providing legal representation to children under RCW 13.34.100 meet the standards of practice, voluntary training, and caseload limits developed and recommended by the statewide children's representation work group pursuant to section 5, chapter 180, Laws of 2010. Caseload limits described in this subsection must be determined as provided in RCW 13.34.100(6)(c)(ii). **NEW SECTION. Sec. 4.** This act takes effect July 1, 2014. **NEW SECTION. Sec. 5.** If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority

Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 27, 2014

SSB 6129 Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning paraeducator development. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: Do pass as amended by Committee on Education. Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

March 1, 2014

2SSB 6163 Prime Sponsor, Committee on Ways & Means: Concerning expanded learning opportunities. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended by Committee on Education. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Harris; Hudgins; Hunt, G.; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Haler and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

ESB 6194 Prime Sponsor, Senator Dassel: Providing a process for county legislative authorities to withdraw from voluntary planning under the growth management act. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass as amended by Committee on Appropriations Subcommittee on General Government & Information Technology and without amendment by Committee on Local Government.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 36.70A.040 and 2000 c 36 s 1 are each amended to read as follows:

(1) Each county that has both a population of fifty thousand or more and, until May 16, 1995, has had its population increase by more than ten percent in the previous ten years or, on or after May 16, 1995, has had its population increase by more than seventeen percent in the previous ten years, and the cities located within such county, and any other county regardless of its population that has had its population increase by more than twenty percent in the previous ten years, and the cities located within such county, shall conform with all of the requirements of

this chapter. However, the county legislative authority of such a county with a population of less than fifty thousand population may adopt a resolution removing the county, and the cities located within the county, from the requirements of adopting comprehensive land use plans and development regulations under this chapter if this resolution is adopted and filed with the department by December 31, 1990, for counties initially meeting this set of criteria, or within sixty days of the date the office of financial management certifies that a county meets this set of criteria under subsection (5) of this section. For the purposes of this subsection, a county not currently planning under this chapter is not required to include in its population count those persons confined in a correctional facility under the jurisdiction of the department of corrections that is located in the county.

Once a county meets either of these sets of criteria, the requirement to conform with all of the requirements of this chapter remains in effect, even if the county no longer meets one of these sets of criteria.

(2)(a) The county legislative authority of any county that does not meet either of the sets of criteria established under subsection (1) of this section may adopt a resolution indicating its intention to have subsection (1) of this section apply to the county. Each city, located in a county that chooses to plan under this subsection, shall conform with all of the requirements of this chapter. Once such a resolution has been adopted, the county and the cities located within the county remain subject to all of the requirements of this chapter, unless the county subsequently adopts a withdrawal resolution for partial planning pursuant to (b)(i) of this subsection.

(b)(i) Until December 31, 2015, the legislative authority of a county may adopt a resolution removing the county and the cities located within the county from the requirements to plan under this section if:

(A) The county has a population, as estimated by the office of financial management, of twenty thousand or fewer inhabitants at any time between April 1, 2010, and April 1, 2015;

(B) The county has previously adopted a resolution indicating its intention to have subsection (1) of this section apply to the county;

(C) At least sixty days prior to adopting a resolution for partial planning, the county provides written notification to the legislative body of each city within the county of its intent to consider adopting the resolution; and

(D) The legislative bodies of at least sixty percent of those cities having an aggregate population of at least seventy-five percent of the incorporated county population have not: Adopted resolutions opposing the action by the county; and provided written notification of the resolutions to the county.

(ii) Upon adoption of a resolution for partial planning under (b)(i) of this subsection:

(A) The county and the cities within the county are no longer obligated to plan under this section; and

(B) The county may not, for a minimum of ten years from the date of adoption of the resolution, adopt another resolution indicating its intention to have subsection (1) of this section apply to the county.

(c) The adoption of a resolution for partial planning under (b)(i) of this subsection does not nullify or otherwise modify the requirements for counties and cities established in RCW 36.70A.060, 36.70A.170, and 36.70A.172.

(3) Any county or city that is initially required to conform with all of the requirements of this chapter under subsection (1) of this section shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall designate

critical areas, agricultural lands, forest lands, and mineral resource lands, and adopt development regulations conserving these designated agricultural lands, forest lands, and mineral resource lands and protecting these designated critical areas, under RCW 36.70A.170 and 36.70A.060; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; (d) if the county has a population of fifty thousand or more, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan on or before July 1, 1994, and if the county has a population of less than fifty thousand, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan by January 1, 1995, but if the governor makes written findings that a county with a population of less than fifty thousand or a city located within such a county is not making reasonable progress toward adopting a comprehensive plan and development regulations the governor may reduce this deadline for such actions to be taken by no more than one hundred eighty days. Any county or city subject to this subsection may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department (~~of community, trade, and economic development~~) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(4) Any county or city that is required to conform with all the requirements of this chapter, as a result of the county legislative authority adopting its resolution of intention under subsection (2) of this section, shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a county-wide planning policy under RCW 36.70A.210; (b) the county and each city that is located within the county shall adopt development regulations conserving agricultural lands, forest lands, and mineral resource lands it designated under RCW 36.70A.060 within one year of the date the county legislative authority adopts its resolution of intention; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city that is located within the county shall adopt a comprehensive plan and development regulations that are consistent with and implement the comprehensive plan not later than four years from the date the county legislative authority adopts its resolution of intention, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department (~~of community, trade, and economic development~~) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(5) If the office of financial management certifies that the population of a county that previously had not been required to plan under subsection (1) or (2) of this section has changed sufficiently to meet either of the sets of criteria specified under subsection (1) of this section, and where applicable, the county legislative authority has not adopted a resolution removing the county from these requirements as provided in subsection (1) of this section, the county and each city within such county shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall adopt development regulations under RCW 36.70A.060 conserving agricultural lands, forest lands, and mineral resource lands it designated within one year of the certification by the office of financial management; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city located within the county shall adopt a comprehensive land use plan and development

regulations that are consistent with and implement the comprehensive plan within four years of the certification by the office of financial management, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department (~~of community, trade, and economic development~~) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(6) A copy of each document that is required under this section shall be submitted to the department at the time of its adoption.

(7) Cities and counties planning under this chapter must amend the transportation element of the comprehensive plan to be in compliance with this chapter and chapter 47.80 RCW no later than December 31, 2000.

Sec. 2. RCW 36.70A.060 and 2005 c 423 s 3 are each amended to read as follows:

(1)(a) (~~Except as provided in RCW 36.70A.1701,~~) Each county that is required or chooses to plan under RCW 36.70A.040, and each city within such county, shall adopt development regulations on or before September 1, 1991, to assure the conservation of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170. Regulations adopted under this subsection may not prohibit uses legally existing on any parcel prior to their adoption and shall remain in effect until the county or city adopts development regulations pursuant to RCW 36.70A.040. Such regulations shall assure that the use of lands adjacent to agricultural, forest, or mineral resource lands shall not interfere with the continued use, in the accustomed manner and in accordance with best management practices, of these designated lands for the production of food, agricultural products, or timber, or for the extraction of minerals.

(b) Counties and cities shall require that all plats, short plats, development permits, and building permits issued for development activities on, or within five hundred feet of, lands designated as agricultural lands, forest lands, or mineral resource lands, contain a notice that the subject property is within or near designated agricultural lands, forest lands, or mineral resource lands on which a variety of commercial activities may occur that are not compatible with residential development for certain periods of limited duration. The notice for mineral resource lands shall also inform that an application might be made for mining-related activities, including mining, extraction, washing, crushing, stockpiling, blasting, transporting, and recycling of minerals.

(c) Each county that adopts a resolution of partial planning under RCW 36.70A.040(2)(b), and each city within such county, shall adopt development regulations within one year after the adoption of the resolution of partial planning to assure the conservation of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170. Regulations adopted under this subsection (1)(c) must comply with the requirements governing regulations adopted under (a) of this subsection.

(d)(i) A county that adopts a resolution of partial planning under RCW 36.70A.040(2)(b) and that is not in compliance with the planning requirements of this section, RCW 36.70A.040(4), 36.70A.070(5), 36.70A.170, and 36.70A.172 at the time the resolution is adopted must, by January 30, 2017, apply for a determination of compliance from the department finding that the county's development regulations, including development regulations adopted to protect critical areas, and comprehensive regulations are in compliance with the requirements of this section, RCW 36.70A.040(4), 36.70A.070(5), 36.70A.170, and 36.70A.172. The department must approve or deny the application for a determination of compliance within one hundred twenty days of its receipt or by June 30, 2017, whichever date is earlier.

(ii) If the department denies an application under (d)(i)

of this subsection, the county and each city within is obligated to comply with all requirements of this chapter and the resolution for partial planning adopted under RCW 36.70A.040(2)(b) is no longer in effect.

(iii) A petition for review of a determination of compliance under (d)(i) of this subsection may only be appealed to the growth management hearings board within sixty days of the issuance of the decision by the department.

(iv) In the event of a filing of a petition in accordance with (d)(iii) of this subsection, the county and the department must equally share the costs incurred by the department for defending an approval of determination of compliance that is before the growth management hearings board.

(v) The department may implement this subsection (d) by adopting rules related to determinations of compliance. The rules may address, but are not limited to: The requirements for applications for a determination of compliance; charging of costs under (d)(iv) of this subsection; procedures for processing applications; criteria for the evaluation of applications; issuance and notice of department decisions; and applicable timelines.

(2) Each county and city shall adopt development regulations that protect critical areas that are required to be designated under RCW 36.70A.170. For counties and cities that are required or choose to plan under RCW 36.70A.040, such development regulations shall be adopted on or before September 1, 1991. For the remainder of the counties and cities, such development regulations shall be adopted on or before March 1, 1992.

(3) Such counties and cities shall review these designations and development regulations when adopting their comprehensive plans under RCW 36.70A.040 and implementing development regulations under RCW 36.70A.120 and may alter such designations and development regulations to insure consistency.

(4) Forest land and agricultural land located within urban growth areas shall not be designated by a county or city as forest land or agricultural land of long-term commercial significance under RCW 36.70A.170 unless the city or county has enacted a program authorizing transfer or purchase of development rights.

Sec. 3. RCW 36.70A.280 and 2011 c 360 s 17 are each amended to read as follows:

(1) The growth management hearings board shall hear and determine only those petitions alleging either:

(a) That, except as provided otherwise by this subsection, a state agency, county, or city planning under this chapter is not in compliance with the requirements of this chapter, chapter 90.58 RCW as it relates to the adoption of shoreline master programs or amendments thereto, or chapter 43.21C RCW as it relates to plans, development regulations, or amendments, adopted under RCW 36.70A.040 or chapter 90.58 RCW. Nothing in this subsection authorizes the board to hear petitions alleging noncompliance with RCW 36.70A.5801;

(b) That the twenty-year growth management planning population projections adopted by the office of financial management pursuant to RCW 43.62.035 should be adjusted;

(c) That the approval of a work plan adopted under RCW 36.70A.735(1)(a) is not in compliance with the requirements of the program established under RCW 36.70A.710;

(d) That regulations adopted under RCW 36.70A.735(1)(b) are not regionally applicable and cannot be adopted, wholly or partially, by another jurisdiction; ~~((or))~~

(e) That a department certification under RCW 36.70A.735(1)(c) is erroneous; or

(f) That a department determination under RCW 36.70A.060(1)(d) is erroneous.

(2) A petition may be filed only by: (a) The state, or a county or city that plans under this chapter; (b) a person who has participated orally or in writing before the county or city regarding the matter on which a review is being requested; (c) a person who is certified by the governor within sixty days of filing the request with the board; or (d) a person qualified pursuant to RCW 34.05.530.

(3) For purposes of this section "person" means any individual, partnership, corporation, association, state agency, governmental subdivision or unit thereof, or public or private organization or entity of any character.

(4) To establish participation standing under subsection (2)(b) of this section, a person must show that his or her participation before the county or city was reasonably related to the person's issue as presented to the board.

(5) When considering a possible adjustment to a growth management planning population projection prepared by the office of financial management, the board shall consider the implications of any such adjustment to the population forecast for the entire state.

The rationale for any adjustment that is adopted by the board must be documented and filed with the office of financial management within ten working days after adoption.

If adjusted by the board, a county growth management planning population projection shall only be used for the planning purposes set forth in this chapter and shall be known as the "board adjusted population projection." None of these changes shall affect the official state and county population forecasts prepared by the office of financial management, which shall continue to be used for state budget and planning purposes.

NEW SECTION. Sec. 4. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void.

NEW SECTION. Sec. 5. Section 3 of this act expires December 31, 2020."

Correct the title.

Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

March 1, 2014

ESSB 6228 Prime Sponsor, Committee on Health Care: Concerning transparency tools for consumer information on health care cost and quality. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended by Committee on Health Care & Wellness. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Carlyle; Cody; Dunshee; Green; Haigh; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Christian; Dahlquist; Fagan; Haler; Harris; Hunt, G.; Parker; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

SB 6284 Prime Sponsor, Senator Hill: Regarding expenditures from the public health supplemental account. Reported by Committee on Appropriations Subcommittee on Health & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Morrell, Chair; Harris, Ranking Minority Member; Green; Hunt, G.; Kagi; Ormsby; Ross; Schmick and Tharinger.

Passed to Committee on Rules for second reading.

March 1, 2014

2SSB 6312 Prime Sponsor, Committee on Ways & Means: Concerning state purchasing of mental health and chemical dependency treatment services. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:
"Sec. 1. 2013 c 338 s 1 (uncodified) is amended to read as follows:

(1)(a) Beginning (~~May~~) April 1, 2014, the legislature shall convene a task force to examine reform of the adult behavioral health system, with voting members as provided in this subsection.

(i) The president of the senate shall appoint (~~one~~) two members from each of the two largest caucuses of the senate.

(ii) The speaker of the house of representatives shall appoint (~~one~~) two members from each of the two largest caucuses in the house of representatives.

(iii) The governor shall appoint five members consisting of the secretary of the department of social and health services or the secretary's designee, the director of the health care authority or the director's designee, the director of the office of financial management or the director's designee, the secretary of the department of corrections or the secretary's designee, and a representative of the governor.

(iv) The Washington state association of counties shall appoint three members.

(v) The governor shall request participation by a representative of tribal governments.

(b) The task force shall choose two cochairs from among its legislative members.

(c) The task force shall adopt a bottom-up approach and welcome input and participation from all stakeholders interested in the improvement of the adult behavioral health system. To that end, the task force must invite participation from, at a minimum, the following: The department of commerce, behavioral health service recipients and their families; local government; representatives of regional support networks; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers; housing providers; labor representatives; counties with state hospitals; mental health advocates; chemical dependency advocates; public defenders with involuntary mental health commitment or mental health court experience; chemical dependency experts working with drug courts; medicare managed care plan and associated delivery system representatives; long-term care service providers; the Washington state hospital association; and individuals with expertise in evidence-based and research-based behavioral health service practices. Leadership of subcommittees formed by the task force may be drawn from this body of invited participants.

(2) The task force shall undertake a systemwide review of the adult behavioral health system and make recommendations (~~(for reform concerning, but not limited to, the following))~~ to facilitate the full integration of mental health, chemical dependency, and physical health services by January 1, 2020, including:

(a) The means by which mental health, chemical dependency, and physical health services (~~(are))~~ will be purchased and delivered for adults (~~(with mental illness and chemical dependency disorders))~~ by the department of social and health services and the health care authority, with attention to:

(i) Adequacy of the supply, type, and quality of the behavioral health and recovery workforce, services, providers, and facilities, including detoxification services that are available twenty-four hours a day, medication-assisted treatment, inpatient psychiatric involuntary treatment services, and options to reduce barriers to increasing the necessary supply, including options related to certificate of need and health professions licensing standards;

(ii) By August 1, 2014, a review of performance measures and outcomes developed pursuant to RCW 43.20A.895 and chapter 70.320 RCW;

(iii) Incentives for physical and behavioral health care providers to use community resources that will reduce utilization of the criminal justice system and promote recovery through community supports, such as supportive housing or supportive employment;

(iv) Legal, clinical, and technological obstacles to sharing relevant health care information related to mental health, chemical dependency, and physical health across practice settings; and

(v) Identification of other key issues that must be addressed by the health care authority and the department of social and health services to achieve the full integration of medical and behavioral health services by January 1, 2020;

(b) Guidance for the creation of common regional service areas for purchasing behavioral health services and medical care services by the department of social and health services and the health care authority, taking into consideration any proposal submitted by the Washington state association of counties under section 2 of this act;

(~~(b) Availability of effective means to promote recovery and prevent harm associated with mental illness;))~~

(c) Availability of crisis services, including boarding of mental health patients outside of regularly certified treatment beds;

(d) Best practices for cross-system collaboration between behavioral health treatment providers, medical care providers, long-term care service providers, entities providing health home services to high-risk medicaid clients, law enforcement, and criminal justice agencies; (~~and~~)

(e) (~~(Public safety practices involving persons with mental illness with forensic involvement))~~ A review of the detailed plan criteria to be used by the department of social and health services under section 4 of this act, prior to its adoption by the department of social and health services for use in awarding contracts to serve as a behavioral health and recovery organization;

(f) The appropriate use of the criminal justice treatment account in a fully integrated behavioral and physical health system; and

(g) Whether a statewide behavioral health ombuds office should be created.

(3) The task force shall review the extent and causes of variations in commitment rates in different jurisdictions across the state.

(4) Staff support for the task force must be provided by

the senate committee services and the house of representatives office of program research.

~~((4))~~ (5) Legislative members of the task force must be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

~~((5))~~ (6) The expenses of the task force must be paid jointly by the senate and house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

~~((6))~~ (7) The task force shall report its findings and recommendations to the governor and the appropriate committees of the legislature by January 1, 2015, except that recommendations under subsection (2)(b) of this section must be submitted to the governor by September 1, 2014.

~~((7))~~ (8) This section expires June 1, 2015.

NEW SECTION. Sec. 2. A new section is added to chapter 43.20A RCW to read as follows:

(1) The department and the health care authority shall jointly establish regional service areas by October 1, 2014, as provided in this section.

(2) Counties, through the Washington state association of counties, must be given the opportunity to propose the composition of no more than nine regional service areas. Each service area must:

(a) Include a sufficient number of medicaid lives to support full financial risk managed care contracting for services included in contracts with the department or the health care authority;

(b) Include full counties that are contiguous with one another; and

(c) Reflect natural medical and behavioral health service referral patterns and shared clinical, health care service, behavioral health service, and behavioral health crisis response resources.

(3) The Washington state association of counties must submit their recommendations to the department, the health care authority, and the task force described in section 1 of this act on or before August 1, 2014.

NEW SECTION. Sec. 3. A new section is added to chapter 43.20A RCW to read as follows:

(1) Any agreement or contract by the department or the health care authority to provide behavioral health services as defined under RCW 71.24.025 to persons eligible for benefits under medicaid, Title XIX of the social security act, and to persons not eligible for medicaid must include the following:

(a) Contractual provisions consistent with the intent expressed in RCW 71.24.015, 71.36.005, 70.96A.010, and 70.96A.011;

(b) Standards regarding the quality of services to be provided, including increased use of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025;

(c) Accountability for the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes;

(d) Standards requiring behavioral health and recovery organizations to maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the department or the health care authority and to protect essential existing behavioral health system infrastructure and capacity, including a continuum of chemical dependency services;

(e) Provisions to require that behavioral health and recovery organizations offer contracts to managed health care systems under chapter 74.09 RCW to promote access to the

services of chemical dependency professionals under chapter 18.205 RCW and mental health professionals, as defined by the department in rule, for the purpose of integrating such services into primary care settings for individuals with behavioral health and medical comorbidities;

(f) Provisions to require that medically necessary chemical dependency and mental health treatment services be available to clients;

(g) Standards requiring the use of behavioral health service provider reimbursement methods that incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895 and 71.36.025, integration of behavioral health and primary care services at the clinical level, and improved care coordination for individuals with complex care needs;

(h) Standards related to the financial integrity of the responding organization. The department shall adopt rules establishing the solvency requirements and other financial integrity standards for behavioral health and recovery organizations. This subsection does not limit the authority of the department to take action under a contract upon finding that a behavioral health and recovery organization's financial status jeopardizes the organization's ability to meet its contractual obligations;

(i) Mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial deductions, termination of the contract, receivership, procurement of the contract, and injunctive remedies;

(j) Provisions to maintain the decision-making independence of designated mental health professionals or designated chemical dependency specialists; and

(k) Provisions stating that public funds appropriated by the legislature may not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(2) The following factors must be given significant weight in any purchasing process:

(a) Demonstrated commitment and experience in serving low-income populations;

(b) Demonstrated commitment and experience serving persons who have mental illness, chemical dependency, or co-occurring disorders;

(c) Demonstrated commitment to and experience with partnerships with county and municipal criminal justice systems, housing services, and other critical support services necessary to achieve the outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025;

(d) Recognition that meeting enrollees' physical and behavioral health care needs is a shared responsibility of contracted behavioral health and recovery organizations, managed health care systems, service providers, the state, and communities;

(e) Consideration of past and current performance and participation in other state or federal behavioral health programs as a contractor; and

(f) The ability to meet requirements established by the department.

(3) For purposes of purchasing behavioral health services and medical care services for persons eligible for benefits under medicaid, Title XIX of the social security act and for persons not eligible for medicaid, the department and the health care authority must use common regional service areas. The regional service areas must be established by the department and the health care authority as provided in section 2 of this act.

(4) Consideration must be given to using multiple-biennia contracting periods.

(5) Each behavioral health and recovery organization operating pursuant to a contract issued under this section shall enroll clients within its regional service area who meet the department's eligibility criteria for mental health and chemical dependency services.

NEW SECTION. Sec. 4. A new section is added to chapter 71.24 RCW to read as follows:

(1) The secretary shall purchase mental health and chemical dependency treatment services primarily through managed care contracting, but may continue to purchase behavioral health services from tribal clinics and other tribal providers.

(2)(a) The secretary shall request a detailed plan from the entities identified in (b) of this subsection that demonstrates compliance with the contractual elements of section 3 of this act and federal regulations related to medicaid managed care contracting, including, but not limited to: Having a sufficient network of providers to provide adequate access to mental health and chemical dependency services for residents of the regional service area that meet eligibility criteria for services, ability to maintain and manage adequate reserves, and maintenance of quality assurance processes. Any responding entity that submits a detailed plan that demonstrates that it can meet the requirements of this section must be awarded the contract to serve as the behavioral health and recovery organization.

(b)(i) For purposes of responding to the request for a detailed plan under (a) of this subsection, the entities from which a plan will be requested are:

(A) A county in a single county regional service area that currently serves as the regional support network for that area;

(B) In the event that a county has made a decision prior to January 1, 2014, not to contract as a regional support network, any private entity that serves as the regional support network for that area;

(C) All counties within a regional service area that includes more than one county, which shall form a responding entity through the adoption of an interlocal agreement. The interlocal agreement must specify the terms by which the responding entity shall serve as the behavioral health and recovery organization within the regional service area.

(ii) In the event that a regional service area is comprised of multiple counties including one that has made a decision prior to January 1, 2014, not to contract as a regional support network, the counties shall adopt an interlocal agreement and may respond to the request for a detailed plan under (a) of this subsection and the private entity may also respond to the request for a detailed plan.

(3) Contracts for behavioral health and recovery organizations must begin on April 1, 2016.

(4) Upon request of one or more county authorities, the department and the health care authority may jointly purchase behavioral health services through an integrated medical and behavioral health services contract with a behavioral health and recovery organization or a managed health care system as defined in RCW 74.09.522. Any contract for such a purchase must comply with all federal medicaid and state law requirements related to managed health care contracting.

Sec. 5. RCW 71.24.015 and 2005 c 503 s 1 are each amended to read as follows:

It is the intent of the legislature to establish a community mental health program which shall help people experiencing mental illness to retain a respected and productive position in the community. This will be accomplished through programs that focus on resilience and recovery, and practices that are evidence-based, research-based, consensus-based, or, where these do not exist, promising or emerging best practices, which provide for:

(1) Access to mental health services for adults (~~(of the state who are acutely mentally ill, chronically mentally ill)~~) with acute mental illness, chronic mental illness, or who are seriously disturbed and children (~~(of the state who are acutely mentally ill)~~) with acute mental illness, or who are severely emotionally disturbed, or seriously disturbed, which services recognize the special needs of underserved populations, including minorities, children, the elderly, (~~(disabled)~~) individuals with disabilities, and low-income persons. Access to mental health services shall not be limited by a person's history of confinement in a state, federal, or local correctional facility. It is also the purpose of this chapter to promote the early identification of (~~(mentally ill)~~) children with mental illness and to ensure that they receive the mental health care and treatment which is appropriate to their developmental level. This care should improve home, school, and community functioning, maintain children in a safe and nurturing home environment, and should enable treatment decisions to be made in response to clinical needs in accordance with sound professional judgment while also recognizing parents' rights to participate in treatment decisions for their children;

(2) The involvement of persons with mental illness, their family members, and advocates in designing and implementing mental health services that reduce unnecessary hospitalization and incarceration and promote the recovery and employment of persons with mental illness. To improve the quality of services available and promote the rehabilitation, recovery, and reintegration of persons with mental illness, consumer and advocate participation in mental health services is an integral part of the community mental health system and shall be supported;

(3) Accountability of efficient and effective services through state-of-the-art outcome and performance measures and statewide standards for monitoring client and system outcomes, performance, and reporting of client and system outcome information. These processes shall be designed so as to maximize the use of available resources for direct care of people with a mental illness and to assure uniform data collection across the state;

(4) Minimum service delivery standards;

(5) Priorities for the use of available resources for the care of (~~(the mentally ill)~~) individuals with mental illness consistent with the priorities defined in the statute;

(6) Coordination of services within the department, including those divisions within the department that provide services to children, between the department and the office of the superintendent of public instruction, and among state mental hospitals, county authorities, (~~(regional support networks)~~) behavioral health and recovery organizations, community mental health services, and other support services, which shall to the maximum extent feasible also include the families of (~~(the mentally ill)~~) individuals with mental illness, and other service providers; and

(7) Coordination of services aimed at reducing duplication in service delivery and promoting complementary services among all entities that provide mental health services to adults and children.

It is the policy of the state to encourage the provision of a full range of treatment and rehabilitation services in the state for mental disorders including services operated by consumers and advocates. The legislature intends to encourage the development of regional mental health services with adequate local flexibility to assure eligible people in need of care access to the least-restrictive treatment alternative appropriate to their needs, and the availability of treatment components to assure continuity of care. To this end, counties (~~(are encouraged to)~~) must enter into joint operating agreements with other counties to form regional systems of care that are consistent with the regional service areas established under

section 2 of this act. Regional systems of care, whether operated by a county, group of counties, or another entity shall integrate planning, administration, and service delivery duties under chapters 71.05 and 71.24 RCW to consolidate administration, reduce administrative layering, and reduce administrative costs. The legislature hereby finds and declares that sound fiscal management requires vigilance to ensure that funds appropriated by the legislature for the provision of needed community mental health programs and services are ultimately expended solely for the purpose for which they were appropriated, and not for any other purpose.

It is further the intent of the legislature to integrate the provision of services to provide continuity of care through all phases of treatment. To this end, the legislature intends to promote active engagement with ~~((mentally ill))~~ persons with mental illness and collaboration between families and service providers.

Sec. 6. RCW 71.24.016 and 2006 c 333 s 102 are each amended to read as follows:

(1) The legislature intends that eastern and western state hospitals shall operate as clinical centers for handling the most complicated long-term care needs of patients with a primary diagnosis of mental disorder. It is further the intent of the legislature that the community mental health service delivery system focus on maintaining ~~((mentally ill))~~ individuals with mental illness in the community. The program shall be evaluated and managed through a limited number of outcome and performance measures ~~((designed to hold each regional support network accountable for program success))~~, as provided in RCW 43.20A.895, 70.320.020, and 71.36.025.

(2) The legislature intends to address the needs of people with mental disorders with a targeted, coordinated, and comprehensive set of evidence-based practices that are effective in serving individuals in their community and will reduce the need for placements in state mental hospitals. The legislature further intends to explicitly hold ~~((regional support networks))~~ behavioral health and recovery organizations accountable for serving people with mental disorders within the boundaries of their ~~((geographic boundaries))~~ regional service area and for not exceeding their allocation of state hospital beds. ~~((Within funds appropriated by the legislature for this purpose, regional support networks shall develop the means to serve the needs of people with mental disorders within their geographic boundaries. Elements of the program may include:~~

- ~~_____ (a) Crisis triage;~~
- ~~_____ (b) Evaluation and treatment and community hospital beds;~~
- ~~_____ (c) Residential beds;~~
- ~~_____ (d) Programs for community treatment teams; and~~
- ~~_____ (e) Outpatient services.~~

~~((3) The regional support network shall have the flexibility, within the funds appropriated by the legislature for this purpose, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Regional support networks are encouraged to maximize the use of evidence based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.))~~

NEW SECTION. Sec. 7. A new section is added to chapter 71.24 RCW to read as follows:

(1) By December 1, 2018, the department and the health care authority shall report to the governor and the legislature regarding the preparedness of each regional service area to provide mental health services, chemical dependency services, and medical care services to medicaid clients under a fully integrated managed health care purchasing system.

(2) By January 1, 2020, the department and the health care authority must transition community behavioral health services to a system of fully integrated managed health care purchasing that provides mental health services, chemical dependency services, and medical care services to medicaid clients.

NEW SECTION. Sec. 8. A new section is added to chapter 71.24 RCW to read as follows:

(1) Within funds appropriated by the legislature for this purpose, behavioral health and recovery organizations shall develop the means to serve the needs of people with mental disorders residing within the boundaries of their regional service area. Elements of the program may include:

- (a) Crisis diversion services;
- (b) Evaluation and treatment and community hospital beds;
- (c) Residential treatment;
- (d) Programs for intensive community treatment;
- (e) Outpatient services;
- (f) Peer support services;
- (g) Community support services;
- (h) Resource management services; and
- (i) Supported housing and supported employment services.

(2) The behavioral health and recovery organization shall have the flexibility, within the funds appropriated by the legislature for this purpose, the terms of their contract, and federal requirements for coverage of medicaid-funded services, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Behavioral health and recovery organizations are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.

Sec. 9. RCW 71.24.025 and 2013 c 338 s 5 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Acutely mentally ill" means a condition which is limited to a short-term severe crisis episode of:

- (a) A mental disorder as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020;
- (b) Being gravely disabled as defined in RCW 71.05.020 or, in the case of a child, a gravely disabled minor as defined in RCW 71.34.020; or
- (c) Presenting a likelihood of serious harm as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020.

(2) "Available resources" means funds appropriated for the purpose of providing community mental health programs, federal funds, except those provided according to Title XIX of the Social Security Act, and state funds appropriated under this chapter or chapter 71.05 RCW by the legislature during any biennium for the purpose of providing residential services, resource management services, community support services, and other mental health services. This does not include funds appropriated for the purpose of operating and administering the state psychiatric hospitals.

(3) "Child" means a person under the age of eighteen years.

(4) "Chronically mentally ill adult" or "adult who is chronically mentally ill" means an adult who has a mental disorder and meets at least one of the following criteria:

- (a) Has undergone two or more episodes of hospital care for a mental disorder within the preceding two years; or

(b) Has experienced a continuous psychiatric hospitalization or residential treatment exceeding six months' duration within the preceding year; or

(c) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months. "Substantial gainful activity" shall be defined by the department by rule consistent with Public Law 92-603, as amended.

(5) "Clubhouse" means a community-based program that provides rehabilitation services and is certified by the department of social and health services.

(6) "Community mental health program" means all mental health services, activities, or programs using available resources.

(7) "Community mental health service delivery system" means public ~~((or))~~, private, or tribal agencies that provide services specifically to persons with mental disorders as defined under RCW 71.05.020 and receive funding from public sources.

(8) "Community support services" means services authorized, planned, and coordinated through resource management services including, at a minimum, assessment, diagnosis, emergency crisis intervention available twenty-four hours, seven days a week, prescreening determinations for persons who are mentally ill being considered for placement in nursing homes as required by federal law, screening for patients being considered for admission to residential services, diagnosis and treatment for children who are acutely mentally ill or severely emotionally disturbed discovered under screening through the federal Title XIX early and periodic screening, diagnosis, and treatment program, investigation, legal, and other nonresidential services under chapter 71.05 RCW, case management services, psychiatric treatment including medication supervision, counseling, psychotherapy, assuring transfer of relevant patient information between service providers, recovery services, and other services determined by ~~((regional support networks))~~ behavioral health and recovery organizations.

(9) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(10) "County authority" means the board of county commissioners, county council, or county executive having authority to establish a community mental health program, or two or more of the county authorities specified in this subsection which have entered into an agreement to provide a community mental health program.

(11) "Department" means the department of social and health services.

(12) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(13) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in subsection (14) of this section.

(14) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or

practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(15) "Licensed service provider" means an entity licensed according to this chapter or chapter 71.05 or 70.96A RCW ~~((or))~~, an entity deemed to meet state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department, or tribal attestations that meet ~~((or))~~ state minimum standards or persons licensed under chapter 18.57, 18.71, 18.83, or 18.79 RCW, as it applies to registered nurses and advanced registered nurse practitioners.

(16) "Long-term inpatient care" means inpatient services for persons committed for, or voluntarily receiving intensive treatment for, periods of ninety days or greater under chapter 71.05 RCW. "Long-term inpatient care" as used in this chapter does not include: (a) Services for individuals committed under chapter 71.05 RCW who are receiving services pursuant to a conditional release or a court-ordered less restrictive alternative to detention; or (b) services for individuals voluntarily receiving less restrictive alternative treatment on the grounds of the state hospital.

(17) "Mental health services" means all services provided by ~~((regional support networks))~~ behavioral health and recovery organizations and other services provided by the state for persons who are mentally ill.

(18) "Mentally ill persons," "persons who are mentally ill," and "the mentally ill" mean persons and conditions defined in subsections (1), (4), (27), and (28) of this section.

(19) "Recovery" means the process in which people are able to live, work, learn, and participate fully in their communities.

(20) ~~((Regional support network))~~ Behavioral health and recovery organization means ~~((a))~~ any county authority or group of county authorities or other entity recognized by the secretary in contract in a defined region.

(21) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(22) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in subsection (14) of this section but does not meet the full criteria for evidence-based.

(23) "Residential services" means a complete range of residences and supports authorized by resource management services and which may involve a facility, a distinct part thereof, or services which support community living, for persons who are acutely mentally ill, adults who are chronically mentally ill, children who are severely emotionally disturbed, or adults who are seriously disturbed and determined by the ~~((regional support network))~~ behavioral health and recovery organization to be at risk of becoming acutely or chronically mentally ill. The services shall include at least evaluation and treatment services as defined in chapter 71.05 RCW, acute crisis respite care, long-term adaptive and rehabilitative care, and supervised and supported living services, and shall also include any residential services developed to service persons who are mentally ill in nursing homes, assisted living facilities, and adult family homes, and may include outpatient services provided as an element in a package of services in a supported housing model. Residential services for children in out-of-home placements related to their mental disorder shall not include the costs of food and shelter, except for children's long-term residential facilities existing prior to January 1, 1991.

(24) "Resilience" means the personal and community qualities that enable individuals to rebound from adversity, trauma, tragedy, threats, or other stresses, and to live productive lives.

(25) "Resource management services" mean the planning, coordination, and authorization of residential services and community support services administered pursuant to an individual service plan for: (a) Adults and children who are acutely mentally ill; (b) adults who are chronically mentally ill; (c) children who are severely emotionally disturbed; or (d) adults who are seriously disturbed and determined solely by a ~~((regional support network))~~ behavioral health and recovery organization to be at risk of becoming acutely or chronically mentally ill. Such planning, coordination, and authorization shall include mental health screening for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program. Resource management services include seven days a week, twenty-four hour a day availability of information regarding enrollment of adults and children who are mentally ill in services and their individual service plan to designated mental health professionals, evaluation and treatment facilities, and others as determined by the ~~((regional support network))~~ behavioral health and recovery organization.

(26) "Secretary" means the secretary of social and health services.

(27) "Seriously disturbed person" means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or herself or others, or to the property of others, as a result of a mental disorder as defined in chapter 71.05 RCW;

(b) Has been on conditional release status, or under a less restrictive alternative order, at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital;

(c) Has a mental disorder which causes major impairment in several areas of daily living;

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child diagnosed by a mental health professional, as defined in chapter 71.34 RCW, as experiencing a mental disorder which is clearly interfering with the child's functioning in family or school or with peers or is clearly interfering with the child's personality development and learning.

(28) "Severely emotionally disturbed child" or "child who is severely emotionally disturbed" means a child who has been determined by the ~~((regional support network))~~ behavioral health and recovery organization to be experiencing a mental disorder as defined in chapter 71.34 RCW, including those mental disorders that result in a behavioral or conduct disorder, that is clearly interfering with the child's functioning in family or school or with peers and who meets at least one of the following criteria:

(a) Has undergone inpatient treatment or placement outside of the home related to a mental disorder within the last two years;

(b) Has undergone involuntary treatment under chapter 71.34 RCW within the last two years;

(c) Is currently served by at least one of the following child-serving systems: Juvenile justice, child-protection/welfare, special education, or developmental disabilities;

(d) Is at risk of escalating maladjustment due to:

(i) Chronic family dysfunction involving a caretaker who is mentally ill or inadequate;

(ii) Changes in custodial adult;

(iii) Going to, residing in, or returning from any placement outside of the home, for example, psychiatric hospital, short-term inpatient, residential treatment, group or foster home, or a correctional facility;

(iv) Subject to repeated physical abuse or neglect;

(v) Drug or alcohol abuse; or

(vi) Homelessness.

(29) "State minimum standards" means minimum requirements established by rules adopted by the secretary and necessary to implement this chapter for: (a) Delivery of mental health services; (b) licensed service providers for the provision of mental health services; (c) residential services; and (d) community support services and resource management services.

(30) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(31) "Tribal authority," for the purposes of this section and RCW 71.24.300 only, means: The federally recognized Indian tribes and the major Indian organizations recognized by the secretary insofar as these organizations do not have a financial relationship with any ~~((regional support network))~~ behavioral health and recovery organization that would present a conflict of interest.

(32) "Behavioral health services" means mental health services as described in this chapter and chapter 71.36 RCW and chemical dependency treatment services as described in chapter 70.96A RCW.

Sec. 10. RCW 71.24.035 and 2013 c 200 s 24 are each amended to read as follows:

(1) The department is designated as the state mental health authority.

(2) The secretary shall provide for public, client, tribal, and licensed service provider participation in developing the state mental health program, developing contracts with ~~((regional support networks))~~ behavioral health and recovery organizations, and any waiver request to the federal government under medicaid.

(3) The secretary shall provide for participation in developing the state mental health program for children and other underserved populations, by including representatives on any committee established to provide oversight to the state mental health program.

(4) The secretary shall be designated as the ~~((regional support network))~~ behavioral health and recovery organization if the ~~((regional support network))~~ behavioral health and recovery organization fails to meet state minimum standards or refuses to exercise responsibilities under its contract or RCW 71.24.045, until such time as a new ~~((regional support network))~~ behavioral health and recovery organization is designated ~~((under RCW 71.24.320))~~.

(5) The secretary shall:

(a) Develop a biennial state mental health program that incorporates regional biennial needs assessments and regional mental health service plans and state services for adults and children with mental illness~~((The secretary shall also develop a six year state mental health plan))~~;

(b) Assure that any ~~((regional))~~ behavioral health and recovery organization or county community mental health program provides ~~((access to treatment for the region's residents, including parents who are respondents in dependency cases, in the following order of priority: (i) Persons with acute mental illness; (ii) adults with chronic mental illness and children who are severely emotionally disturbed; and (iii) persons who are seriously disturbed. Such programs shall provide:~~

~~((A) Outpatient services;~~

~~((B) Emergency care services for twenty four hours per day;~~

~~_____ (C) Day treatment for persons with mental illness which includes training in basic living and social skills, supported work, vocational rehabilitation, and day activities. Such services may include therapeutic treatment. In the case of a child, day treatment includes age appropriate basic living and social skills, educational and prevocational services, day activities, and therapeutic treatment;~~

~~_____ (D) Screening for patients being considered for admission to state mental health facilities to determine the appropriateness of admission;~~

~~_____ (E) Employment services, which may include supported employment, transitional work, placement in competitive employment, and other work related services, that result in persons with mental illness becoming engaged in meaningful and gainful full or part time work. Other sources of funding such as the division of vocational rehabilitation may be utilized by the secretary to maximize federal funding and provide for integration of services;~~

~~_____ (F) Consultation and education services; and~~

~~_____ (G) Community support services)) medically necessary services to medicaid recipients consistent with the state's medicaid state plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;~~

(c) Develop and adopt rules establishing state minimum standards for the delivery of mental health services pursuant to RCW 71.24.037 including, but not limited to:

(i) Licensed service providers. These rules shall permit a county-operated mental health program to be licensed as a service provider subject to compliance with applicable statutes and rules. The secretary shall provide for deeming of compliance with state minimum standards for those entities accredited by recognized behavioral health accrediting bodies recognized and having a current agreement with the department; and

(ii) ~~((Regional support networks; and~~

~~_____ (iii)) Inpatient services, evaluation and treatment services and facilities under chapter 71.05 RCW, resource management services, and community support services;~~

(d) Assure that the special needs of persons who are minorities, elderly, disabled, children, low-income, and parents who are respondents in dependency cases are met within the priorities established in this section;

(e) Establish a standard contract or contracts, consistent with state minimum standards(~~, RCW 71.24.320 and 71.24.330,~~) which shall be used in contracting with ~~((regional support networks))~~ behavioral health and recovery organizations. The standard contract shall include a maximum fund balance, which shall be consistent with that required by federal regulations or waiver stipulations;

(f) Establish, to the extent possible, a standardized auditing procedure which is designed to assure compliance with contractual agreements authorized by this chapter and minimizes paperwork requirements of ~~((regional support networks))~~ behavioral health and recovery organizations and licensed service providers. The audit procedure shall focus on the outcomes of service ~~((and not the processes for accomplishing them))~~ as provided in RCW 43.20A.895, 70.320.020, and 71.36.025;

(g) Develop and maintain an information system to be used by the state and ~~((regional support networks))~~ behavioral health and recovery organizations that includes a tracking method which allows the department and ~~((regional support networks))~~ behavioral health and recovery organizations to identify mental health clients' participation in any mental health service or public program on an immediate basis. The information system shall not include individual patient's case history files. Confidentiality of client information and records shall be maintained as provided in this chapter and chapter 70.02 RCW;

(h) License service providers who meet state minimum standards;

~~(i) ((Certify regional support networks that meet state minimum standards;~~

~~_____ (j)) Periodically monitor the compliance of ((certified regional support networks)) behavioral health and recovery organizations and their network of licensed service providers for compliance with the contract between the department, the ((regional support network)) behavioral health and recovery organization, and federal and state rules at reasonable times and in a reasonable manner;~~

~~((k)) (j) Fix fees to be paid by evaluation and treatment centers to the secretary for the required inspections;~~

~~((l)) (k) Monitor and audit ((regional support networks)) behavioral health and recovery organizations and licensed service providers as needed to assure compliance with contractual agreements authorized by this chapter;~~

~~((m)) (l) Adopt such rules as are necessary to implement the department's responsibilities under this chapter;~~

~~((n) Assure the availability of an appropriate amount, as determined by the legislature in the operating budget by amounts appropriated for this specific purpose, of community based, geographically distributed residential services;~~

~~_____ (o)) (m) License or certify crisis stabilization units that meet state minimum standards;~~

~~((p)) (n) License or certify clubhouses that meet state minimum standards; and~~

~~((q)) (o) License or certify triage facilities that meet state minimum standards.~~

(6) The secretary shall use available resources only for ~~((regional support networks))~~ behavioral health and recovery organizations, except;

~~_____ (a) To the extent authorized, and in accordance with any priorities or conditions specified, in the biennial appropriations act; or~~

~~_____ (b) To incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025, integration of behavioral health and medical services at the clinical level, and improved care coordination for individuals with complex care needs.~~

(7) Each ~~((certified regional support network))~~ behavioral health and recovery organization and licensed service provider shall file with the secretary, on request, such data, statistics, schedules, and information as the secretary reasonably requires. A ~~((certified regional support network))~~ behavioral health and recovery organization or licensed service provider which, without good cause, fails to furnish any data, statistics, schedules, or information as requested, or files fraudulent reports thereof, may be subject to the behavioral health and recovery organization contractual remedies in section 3 of this act or may have its service provider certification or license revoked or suspended.

(8) The secretary may suspend, revoke, limit, or restrict a certification or license, or refuse to grant a certification or license for failure to conform to: (a) The law; (b) applicable rules and regulations; (c) applicable standards; or (d) state minimum standards.

(9) The superior court may restrain any ~~((regional support network))~~ behavioral health and recovery organization or service provider from operating without a contract, certification, or a license or any other violation of this section. The court may also review, pursuant to procedures contained in chapter 34.05 RCW, any denial, suspension, limitation, restriction, or revocation of certification or license, and grant other relief required to enforce the provisions of this chapter.

(10) Upon petition by the secretary, and after hearing held upon reasonable notice to the facility, the superior court may issue a warrant to an officer or employee of the secretary authorizing him or her to enter at reasonable times, and examine the records, books, and accounts of any (~~regional support network~~) behavioral health and recovery organizations or service provider refusing to consent to inspection or examination by the authority.

(11) Notwithstanding the existence or pursuit of any other remedy, the secretary may file an action for an injunction or other process against any person or governmental unit to restrain or prevent the establishment, conduct, or operation of a (~~regional support network~~) behavioral health and recovery organization or service provider without a contract, certification, or a license under this chapter.

(12) The standards for certification or licensure of evaluation and treatment facilities shall include standards relating to maintenance of good physical and mental health and other services to be afforded persons pursuant to this chapter and chapters 71.05 and 71.34 RCW, and shall otherwise assure the effectuation of the purposes of these chapters.

(13) The standards for certification or licensure of crisis stabilization units shall include standards that:

(a) Permit location of the units at a jail facility if the unit is physically separate from the general population of the jail;

(b) Require administration of the unit by mental health professionals who direct the stabilization and rehabilitation efforts; and

(c) Provide an environment affording security appropriate with the alleged criminal behavior and necessary to protect the public safety.

(14) The standards for certification or licensure of a clubhouse shall at a minimum include:

(a) The facilities may be peer-operated and must be recovery-focused;

(b) Members and employees must work together;

(c) Members must have the opportunity to participate in all the work of the clubhouse, including administration, research, intake and orientation, outreach, hiring, training and evaluation of staff, public relations, advocacy, and evaluation of clubhouse effectiveness;

(d) Members and staff and ultimately the clubhouse director must be responsible for the operation of the clubhouse, central to this responsibility is the engagement of members and staff in all aspects of clubhouse operations;

(e) Clubhouse programs must be comprised of structured activities including but not limited to social skills training, vocational rehabilitation, employment training and job placement, and community resource development;

(f) Clubhouse programs must provide in-house educational programs that significantly utilize the teaching and tutoring skills of members and assist members by helping them to take advantage of adult education opportunities in the community;

(g) Clubhouse programs must focus on strengths, talents, and abilities of its members;

(h) The work-ordered day may not include medication clinics, day treatment, or other therapy programs within the clubhouse.

(15) The department shall distribute appropriated state and federal funds in accordance with any priorities, terms, or conditions specified in the appropriations act.

(16) The secretary shall assume all duties assigned to the nonparticipating (~~regional support networks~~) behavioral health and recovery organizations under chapters 71.05 and 71.34 RCW and this chapter. Such responsibilities shall include those which would have been assigned to the nonparticipating counties in

regions where there are not participating (~~regional support networks~~) behavioral health and recovery organizations.

The (~~regional support networks~~) behavioral health and recovery organizations, or the secretary's assumption of all responsibilities under chapters 71.05 and 71.34 RCW and this chapter, shall be included in all state and federal plans affecting the state mental health program including at least those required by this chapter, the medicaid program, and P.L. 99-660. Nothing in these plans shall be inconsistent with the intent and requirements of this chapter.

(17) The secretary shall:

(a) Disburse funds for the (~~regional support networks~~) behavioral health and recovery organizations within sixty days of approval of the biennial contract. The department must either approve or reject the biennial contract within sixty days of receipt.

(b) Enter into biennial contracts with (~~regional support networks~~) behavioral health and recovery organizations. The contracts shall be consistent with available resources. No contract shall be approved that does not include progress toward meeting the goals of this chapter by taking responsibility for: (i) Short-term commitments; (ii) residential care; and (iii) emergency response systems.

(c) Notify (~~regional support networks~~) behavioral health and recovery organizations of their allocation of available resources at least sixty days prior to the start of a new biennial contract period.

(d) Deny all or part of the funding allocations to (~~regional support networks~~) behavioral health and recovery organizations based solely upon formal findings of noncompliance with the terms of the (~~regional support network's~~) behavioral health and recovery organization's contract with the department. (~~Regional support networks~~) Behavioral health and recovery organizations disputing the decision of the secretary to withhold funding allocations are limited to the remedies provided in the department's contracts with the (~~regional support networks~~) behavioral health and recovery organizations.

(18) The department, in cooperation with the state congressional delegation, shall actively seek waivers of federal requirements and such modifications of federal regulations as are necessary to allow federal medicaid reimbursement for services provided by freestanding evaluation and treatment facilities certified under chapter 71.05 RCW. The department shall periodically report its efforts to the appropriate committees of the senate and the house of representatives.

Sec. 11. RCW 71.24.045 and 2006 c 333 s 105 are each amended to read as follows:

The (~~regional support network~~) behavioral health and recovery organization shall:

(1) Contract as needed with licensed service providers. The (~~regional support network~~) behavioral health and recovery organization may, in the absence of a licensed service provider entity, become a licensed service provider entity pursuant to minimum standards required for licensing by the department for the purpose of providing services not available from licensed service providers;

(2) Operate as a licensed service provider if it deems that doing so is more efficient and cost effective than contracting for services. When doing so, the (~~regional support network~~) behavioral health and recovery organization shall comply with rules promulgated by the secretary that shall provide measurements to determine when a (~~regional support network~~) behavioral health and recovery organization provided service is more efficient and cost effective;

(3) Monitor and perform biennial fiscal audits of licensed service providers who have contracted with the (~~regional support network~~) behavioral health and recovery organization to provide

services required by this chapter. The monitoring and audits shall be performed by means of a formal process which insures that the licensed service providers and professionals designated in this subsection meet the terms of their contracts;

(4) Assure that the special needs of minorities, the elderly, ~~((disabled))~~ individuals with disabilities, children, and low-income persons are met within the priorities established in this chapter;

(5) Maintain patient tracking information in a central location as required for resource management services and the department's information system;

(6) Collaborate to ensure that policies do not result in an adverse shift of ~~((mentally ill))~~ persons with mental illness into state and local correctional facilities;

(7) Work with the department to expedite the enrollment or re-enrollment of eligible persons leaving state or local correctional facilities and institutions for mental diseases;

(8) ~~((If a regional support network is not operated by the county,))~~ Work closely with the county designated mental health professional or county designated crisis responder to maximize appropriate placement of persons into community services; and

(9) Coordinate services for individuals who have received services through the community mental health system and who become patients at a state mental hospital to ensure they are transitioned into the community in accordance with mutually agreed upon discharge plans and upon determination by the medical director of the state mental hospital that they no longer need intensive inpatient care.

Sec. 12. RCW 71.24.100 and 2012 c 117 s 442 are each amended to read as follows:

A county authority or a group of county authorities may enter into a joint operating agreement to ~~((form))~~ respond to a request for a detailed plan and contract with the state to operate a ~~((regional support network))~~ behavioral health and recovery organization whose boundaries are consistent with the regional service areas established under section 2 of this act. Any agreement between two or more county authorities ~~((for the establishment of a regional support network))~~ shall provide:

(1) That each county shall bear a share of the cost of mental health services; and

(2) That the treasurer of one participating county shall be the custodian of funds made available for the purposes of such mental health services, and that the treasurer may make payments from such funds upon audit by the appropriate auditing officer of the county for which he or she is treasurer.

Sec. 13. RCW 71.24.110 and 1999 c 10 s 7 are each amended to read as follows:

An agreement ~~((for the establishment of a community mental health program))~~ to contract with the state to operate a behavioral health and recovery organization under RCW 71.24.100 may also provide:

(1) For the joint supervision or operation of services and facilities, or for the supervision or operation of service and facilities by one participating county under contract for the other participating counties; and

(2) For such other matters as are necessary or proper to effectuate the purposes of this chapter.

Sec. 14. RCW 71.24.340 and 2005 c 503 s 13 are each amended to read as follows:

The secretary shall require the ~~((regional support networks))~~ behavioral health and recovery organizations to develop ~~((interlocal agreements pursuant to RCW 74.09.555. To this end, the regional support networks shall))~~ agreements with city and county jails to accept referrals for enrollment on behalf of a confined person, prior to the person's release.

Sec. 15. RCW 71.24.420 and 2001 c 323 s 2 are each amended to read as follows:

The department shall operate the community mental health service delivery system authorized under this chapter within the following constraints:

(1) The full amount of federal funds for mental health services, plus qualifying state expenditures as appropriated in the biennial operating budget, shall be appropriated to the department each year in the biennial appropriations act to carry out the provisions of the community mental health service delivery system authorized in this chapter.

(2) The department may expend funds defined in subsection (1) of this section in any manner that will effectively accomplish the outcome measures ~~((defined in section 5 of this act))~~ established in RCW 43.20A.895 and 71.36.025 and performance measures linked to those outcomes.

(3) The department shall implement strategies that accomplish the outcome measures ~~((identified in section 5 of this act that are within the funding constraints in this section))~~ established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes.

(4) The department shall monitor expenditures against the appropriation levels provided for in subsection (1) of this section.

Sec. 16. RCW 70.96A.020 and 2001 c 13 s 1 are each amended to read as follows:

For the purposes of this chapter the following words and phrases shall have the following meanings unless the context clearly requires otherwise:

(1) "Alcoholic" means a person who suffers from the disease of alcoholism.

(2) "Alcoholism" means a disease, characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(3) "Approved treatment program" means a discrete program of chemical dependency treatment provided by a treatment program certified by the department of social and health services as meeting standards adopted under this chapter.

(4) "Chemical dependency" means:

(a) Alcoholism; (b) drug addiction; or (c) dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

(5) "Chemical dependency program" means expenditures and activities of the department designed and conducted to prevent or treat alcoholism and other drug addiction, including reasonable administration and overhead.

(6) "Department" means the department of social and health services.

(7) "Designated chemical dependency specialist" or "specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and qualified to do so by meeting standards adopted by the department.

(8) "Director" means the person administering the chemical dependency program within the department.

(9) "Drug addict" means a person who suffers from the disease of drug addiction.

(10) "Drug addiction" means a disease characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is

reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(11) "Emergency service patrol" means a patrol established under RCW 70.96A.170.

(12) "Gravely disabled by alcohol or other psychoactive chemicals" or "gravely disabled" means that a person, as a result of the use of alcohol or other psychoactive chemicals: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by a repeated and escalating loss of cognition or volitional control over his or her actions and is not receiving care as essential for his or her health or safety.

(13) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility, or a long-term alcoholism or drug treatment facility, or in confinement.

(14) "Incapacitated by alcohol or other psychoactive chemicals" means that a person, as a result of the use of alcohol or other psychoactive chemicals, is gravely disabled or presents a likelihood of serious harm to himself or herself, to any other person, or to property.

(15) "Incompetent person" means a person who has been adjudged incompetent by the superior court.

(16) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

(17) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(18) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on one's self; (ii) physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused the harm or that places another person or persons in reasonable fear of sustaining the harm; or (iii) physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

(19) "Medical necessity" for inpatient care of a minor means a requested certified inpatient service that is reasonably calculated to: (a) Diagnose, arrest, or alleviate a chemical dependency; or (b) prevent the worsening of chemical dependency conditions that endanger life or cause suffering and pain, or result in illness or infirmity or threaten to cause or aggravate a handicap, or cause physical deformity or malfunction, and there is no adequate less restrictive alternative available.

(20) "Minor" means a person less than eighteen years of age.

(21) "Parent" means the parent or parents who have the legal right to custody of the child. Parent includes custodian or guardian.

(22) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

(23) "Person" means an individual, including a minor.

(24) "Professional person in charge" or "professional person" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission,

continuing care, and discharge decisions on behalf of the certified program.

(25) "Secretary" means the secretary of the department of social and health services.

(26) "Treatment" means the broad range of emergency, detoxification, residential, and outpatient services and care, including diagnostic evaluation, chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation and career counseling, which may be extended to alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(27) "Treatment program" means an organization, institution, or corporation, public or private, engaged in the care, treatment, or rehabilitation of alcoholics or other drug addicts.

(28) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

(29) "Behavioral health and recovery organization" means a county authority or group of county authorities or other entity recognized by the secretary in contract in a defined regional service area.

(30) "Behavioral health services" means mental health services as described in chapters 71.24 and 71.36 RCW and chemical dependency treatment services as described in this chapter.

Sec. 17. RCW 70.96A.040 and 1989 c 270 s 5 are each amended to read as follows:

The department, in the operation of the chemical dependency program may:

(1) Plan, establish, and maintain prevention and treatment programs as necessary or desirable;

(2) Make contracts necessary or incidental to the performance of its duties and the execution of its powers, including managed care contracts for behavioral health services, contracts entered into under RCW 74.09.522, and contracts with public and private agencies, organizations, and individuals to pay them for services rendered or furnished to alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, or intoxicated persons;

(3) Enter into agreements for monitoring or verification of qualifications of counselors employed by approved treatment programs;

(4) Adopt rules under chapter 34.05 RCW to carry out the provisions and purposes of this chapter and contract, cooperate, and coordinate with other public or private agencies or individuals for those purposes;

(5) Solicit and accept for use any gift of money or property made by will or otherwise, and any grant of money, services, or property from the federal government, the state, or any political subdivision thereof or any private source, and do all things necessary to cooperate with the federal government or any of its agencies in making an application for any grant;

(6) Administer or supervise the administration of the provisions relating to alcoholics, other drug addicts, and intoxicated persons of any state plan submitted for federal funding pursuant to federal health, welfare, or treatment legislation;

(7) Coordinate its activities and cooperate with chemical dependency programs in this and other states, and make contracts and other joint or cooperative arrangements with state, local, or private agencies in this and other states for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and for the common advancement of chemical dependency programs;

(8) Keep records and engage in research and the gathering of relevant statistics;

(9) Do other acts and things necessary or convenient to execute the authority expressly granted to it;

(10) Acquire, hold, or dispose of real property or any interest therein, and construct, lease, or otherwise provide treatment programs.

Sec. 18. RCW 70.96A.050 and 2001 c 13 s 2 are each amended to read as follows:

The department shall:

(1) Develop, encourage, and foster statewide, regional, and local plans and programs for the prevention of alcoholism and other drug addiction, treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons in cooperation with public and private agencies, organizations, and individuals and provide technical assistance and consultation services for these purposes;

(2) Assure that any behavioral health and recovery organization managed care contract or managed care contract under RCW 74.09.522 for behavioral health services or program for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons provides medically necessary services to medicaid recipients. This must include a continuum of mental health and chemical dependency services consistent with the state's medicaid plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;

(3) Coordinate the efforts and enlist the assistance of all public and private agencies, organizations, and individuals interested in prevention of alcoholism and drug addiction, and treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

((3)) (4) Cooperate with public and private agencies in establishing and conducting programs to provide treatment for alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons who are clients of the correctional system;

((4)) (5) Cooperate with the superintendent of public instruction, state board of education, schools, police departments, courts, and other public and private agencies, organizations and individuals in establishing programs for the prevention of alcoholism and other drug addiction, treatment of alcoholics or other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and preparing curriculum materials thereon for use at all levels of school education;

((5)) (6) Prepare, publish, evaluate, and disseminate educational material dealing with the nature and effects of alcohol and other psychoactive chemicals and the consequences of their use;

((6)) (7) Develop and implement, as an integral part of treatment programs, an educational program for use in the treatment of alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, which program shall include the dissemination of information concerning the nature and effects of alcohol and other psychoactive chemicals, the consequences of their use, the principles of recovery, and HIV and AIDS;

((7)) (8) Organize and foster training programs for persons engaged in treatment of alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

((8)) (9) Sponsor and encourage research into the causes and nature of alcoholism and other drug addiction, treatment of alcoholics and other drug addicts, persons

incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and serve as a clearinghouse for information relating to alcoholism or other drug addiction;

((9)) (10) Specify uniform methods for keeping statistical information by public and private agencies, organizations, and individuals, and collect and make available relevant statistical information, including number of persons treated, frequency of admission and readmission, and frequency and duration of treatment;

((10)) (11) Advise the governor in the preparation of a comprehensive plan for treatment of alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons for inclusion in the state's comprehensive health plan;

((11)) (12) Review all state health, welfare, and treatment plans to be submitted for federal funding under federal legislation, and advise the governor on provisions to be included relating to alcoholism and other drug addiction, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

((12)) (13) Assist in the development of, and cooperate with, programs for alcohol and other psychoactive chemical education and treatment for employees of state and local governments and businesses and industries in the state;

((13)) (14) Use the support and assistance of interested persons in the community to encourage alcoholics and other drug addicts voluntarily to undergo treatment;

((14)) (15) Cooperate with public and private agencies in establishing and conducting programs designed to deal with the problem of persons operating motor vehicles while intoxicated;

((15)) (16) Encourage general hospitals and other appropriate health facilities to admit without discrimination alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and to provide them with adequate and appropriate treatment;

((16)) (17) Encourage all health and disability insurance programs to include alcoholism and other drug addiction as a covered illness; and

((17)) (18) Organize and sponsor a statewide program to help court personnel, including judges, better understand the disease of alcoholism and other drug addiction and the uses of chemical dependency treatment programs.

Sec. 19. RCW 70.96A.080 and 1989 c 270 s 18 are each amended to read as follows:

(1) In coordination with the health care authority, the department shall establish by ((all)) appropriate means, ((including contracting for services,)) a comprehensive and coordinated ((discrete)) program for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(2)(a) The program shall include, but not necessarily be limited to, a continuum of chemical dependency treatment services that includes:

((a)) (i) Detoxification services available twenty-four hours a day;

((b)) (ii) Residential treatment; ((and
—(c)) (iii) Outpatient treatment, including medication assisted treatment; and

(iv) Contracts with at least one provider directly or through contracts with behavioral health and recovery organizations, for case management and residential treatment services for pregnant and parenting women.

(b) The program may include peer support, supported housing, supported employment, crisis diversion, or recovery support services.

(3) All appropriate public and private resources shall be coordinated with and used in the program when possible.

(4) The department may contract for the use of an approved treatment program or other individual or organization if the secretary considers this to be an effective and economical course to follow.

(5) By April 1, 2016, treatment provided under this chapter must be purchased primarily through managed care contracts. Consistent with RCW 70.96A.350, services and funding provided through the criminal justice treatment account are intended to be exempted from managed care contracting.

Sec. 20. RCW 70.96A.320 and 2013 c 320 s 8 are each amended to read as follows:

(1) A county legislative authority, or two or more counties acting jointly, may establish an alcoholism and other drug addiction program. If two or more counties jointly establish the program, they shall designate one county to provide administrative and financial services.

(2) To be eligible for funds from the department for the support of the county alcoholism and other drug addiction program, the county legislative authority shall establish a county alcoholism and other drug addiction board under RCW 70.96A.300 and appoint a county alcoholism and other drug addiction program coordinator under RCW 70.96A.310.

(3) The county legislative authority may apply to the department for financial support for the county program of alcoholism and other drug addiction. To receive financial support, the county legislative authority shall submit a plan that meets the following conditions:

(a) It shall describe the prevention, early intervention, or recovery support services and activities to be provided;

(b) It shall include anticipated expenditures and revenues;

(c) It shall be prepared by the county alcoholism and other drug addiction program board and be adopted by the county legislative authority;

(d) It shall reflect maximum effective use of existing services and programs; and

(e) It shall meet other conditions that the secretary may require.

(4) The county may accept and spend gifts, grants, and fees, from public and private sources, to implement its program of alcoholism and other drug addiction.

(5) The department shall require that any agreement to provide financial support to a county that performs the activities of a service coordination organization for alcoholism and other drug addiction services must incorporate the expected outcomes and criteria to measure the performance of service coordination organizations as provided in chapter 70.320 RCW.

(6) The county may subcontract for prevention, early intervention, or recovery support services with approved prevention or treatment programs.

(7) To continue to be eligible for financial support from the department for the county alcoholism and other drug addiction program, an increase in state financial support shall not be used to supplant local funds from a source that was used to support the county alcoholism and other drug addiction program before the effective date of the increase.

Sec. 21. RCW 71.24.049 and 2001 c 323 s 13 are each amended to read as follows:

By January 1st of each odd-numbered year, the ~~((regional support network))~~ behavioral health and recovery organization shall identify: (1) The number of children in each priority group, as defined by this chapter, who are receiving mental health services funded in part or in whole under this chapter, (2) the amount of funds under this chapter used for children's mental

health services, (3) an estimate of the number of unserved children in each priority group, and (4) the estimated cost of serving these additional children and their families.

Sec. 22. RCW 71.24.061 and 2007 c 359 s 7 are each amended to read as follows:

(1) The department shall provide flexibility in provider contracting to ~~((regional support networks))~~ behavioral health and recovery organizations for children's mental health services. Beginning with 2007-2009 biennium contracts, ~~((regional support network))~~ behavioral health and recovery organization contracts shall authorize ~~((regional support networks))~~ behavioral health and recovery organizations to allow and encourage licensed community mental health centers to subcontract with individual licensed mental health professionals when necessary to meet the need for an adequate, culturally competent, and qualified children's mental health provider network.

(2) To the extent that funds are specifically appropriated for this purpose or that nonstate funds are available, a children's mental health evidence-based practice institute shall be established at the University of Washington division of public behavioral health and justice policy. The institute shall closely collaborate with entities currently engaged in evaluating and promoting the use of evidence-based, research-based, promising, or consensus-based practices in children's mental health treatment, including but not limited to the University of Washington department of psychiatry and behavioral sciences, children's hospital and regional medical center, the University of Washington school of nursing, the University of Washington school of social work, and the Washington state institute for public policy. To ensure that funds appropriated are used to the greatest extent possible for their intended purpose, the University of Washington's indirect costs of administration shall not exceed ten percent of appropriated funding. The institute shall:

(a) Improve the implementation of evidence-based and research-based practices by providing sustained and effective training and consultation to licensed children's mental health providers and child-serving agencies who are implementing evidence-based or researched-based practices for treatment of children's emotional or behavioral disorders, or who are interested in adapting these practices to better serve ethnically or culturally diverse children. Efforts under this subsection should include a focus on appropriate oversight of implementation of evidence-based practices to ensure fidelity to these practices and thereby achieve positive outcomes;

(b) Continue the successful implementation of the "partnerships for success" model by consulting with communities so they may select, implement, and continually evaluate the success of evidence-based practices that are relevant to the needs of children, youth, and families in their community;

(c) Partner with youth, family members, family advocacy, and culturally competent provider organizations to develop a series of information sessions, literature, and online resources for families to become informed and engaged in evidence-based and research-based practices;

(d) Participate in the identification of outcome-based performance measures under RCW 71.36.025(2) and partner in a statewide effort to implement statewide outcomes monitoring and quality improvement processes; and

(e) Serve as a statewide resource to the department and other entities on child and adolescent evidence-based, research-based, promising, or consensus-based practices for children's mental health treatment, maintaining a working knowledge through ongoing review of academic and professional literature, and knowledge of other evidence-based practice implementation efforts in Washington and other states.

(3) To the extent that funds are specifically appropriated for this purpose, the department in collaboration with the evidence-based practice institute shall implement a pilot program to support primary care providers in the assessment and provision of appropriate diagnosis and treatment of children with mental and behavioral health disorders and track outcomes of this program. The program shall be designed to promote more accurate diagnoses and treatment through timely case consultation between primary care providers and child psychiatric specialists, and focused educational learning collaboratives with primary care providers.

Sec. 23. RCW 71.24.155 and 2001 c 323 s 14 are each amended to read as follows:

Grants shall be made by the department to ~~((regional support networks))~~ behavioral health and recovery organizations for community mental health programs totaling not less than ninety-five percent of available resources. The department may use up to forty percent of the remaining five percent to provide community demonstration projects, including early intervention or primary prevention programs for children, and the remainder shall be for emergency needs and technical assistance under this chapter.

Sec. 24. RCW 71.24.160 and 2011 c 343 s 6 are each amended to read as follows:

The ~~((regional support networks))~~ behavioral health and recovery organizations shall make satisfactory showing to the secretary that state funds shall in no case be used to replace local funds from any source being used to finance mental health services prior to January 1, 1990. Maintenance of effort funds devoted to judicial services related to involuntary commitment reimbursed under RCW 71.05.730 must be expended for other purposes that further treatment for mental health and chemical dependency disorders.

Sec. 25. RCW 71.24.250 and 2001 c 323 s 16 are each amended to read as follows:

The ~~((regional support network))~~ behavioral health and recovery organization may accept and expend gifts and grants received from private, county, state, and federal sources.

Sec. 26. RCW 71.24.300 and 2008 c 261 s 4 are each amended to read as follows:

(1) Upon the request of a tribal authority or authorities within a ~~((regional support network))~~ behavioral health and recovery organization the joint operating agreement or the county authority shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health and recovery organization.

(2) The roles and responsibilities of the county and tribal authorities shall be determined by the terms of that agreement including a determination of membership on the governing board and advisory committees, the number of tribal representatives to be party to the agreement, and the provisions of law and shall assure the provision of culturally competent services to the tribes served.

(3) The state mental health authority may not determine the roles and responsibilities of county authorities as to each other under ~~((regional support networks))~~ behavioral health and recovery organizations by rule, except to assure that all duties required of ~~((regional support networks))~~ behavioral health and recovery organizations are assigned and that counties and the ~~((regional support network))~~ behavioral health and recovery organization do not duplicate functions and that a single authority has final responsibility for all available resources and performance under the ~~((regional support network's))~~ behavioral health and recovery organization's contract with the secretary.

(4) If a ~~((regional support network))~~ behavioral health and recovery organization is a private entity, the department shall allow for the inclusion of the tribal authority to be represented as a

party to the ~~((regional support network))~~ behavioral health and recovery organization.

(5) The roles and responsibilities of the private entity and the tribal authorities shall be determined by the department, through negotiation with the tribal authority.

(6) ~~((Regional support networks))~~ Behavioral health and recovery organizations shall submit an overall six-year operating and capital plan, timeline, and budget and submit progress reports and an updated two-year plan biennially thereafter, to assume within available resources all of the following duties:

(a) Administer and provide for the availability of all resource management services, residential services, and community support services.

(b) Administer and provide for the availability of all investigation, transportation, court-related, and other services provided by the state or counties pursuant to chapter 71.05 RCW.

(c) Provide within the boundaries of each ~~((regional support network))~~ behavioral health and recovery organization evaluation and treatment services for at least ninety percent of persons detained or committed for periods up to seventeen days according to chapter 71.05 RCW. ~~((Regional support networks))~~ Behavioral health and recovery organizations may contract to purchase evaluation and treatment services from other ~~((networks))~~ organizations if they are unable to provide for appropriate resources within their boundaries. Insofar as the original intent of serving persons in the community is maintained, the secretary is authorized to approve exceptions on a case-by-case basis to the requirement to provide evaluation and treatment services within the boundaries of each ~~((regional support network))~~ behavioral health and recovery organization. Such exceptions are limited to:

(i) Contracts with neighboring or contiguous regions; or

(ii) Individuals detained or committed for periods up to seventeen days at the state hospitals at the discretion of the secretary.

(d) Administer and provide for the availability of all other mental health services, which shall include patient counseling, day treatment, consultation, education services, employment services as ~~((defined))~~ described in RCW 71.24.035, and mental health services to children.

(e) Establish standards and procedures for reviewing individual service plans and determining when that person may be discharged from resource management services.

(7) A ~~((regional support network))~~ behavioral health and recovery organization may request that any state-owned land, building, facility, or other capital asset which was ever purchased, deeded, given, or placed in trust for the care of the persons with mental illness and which is within the boundaries of a ~~((regional support network))~~ behavioral health and recovery organization be made available to support the operations of the ~~((regional support network))~~ behavioral health and recovery organization. State agencies managing such capital assets shall give first priority to requests for their use pursuant to this chapter.

(8) Each ~~((regional support network))~~ behavioral health and recovery organization shall appoint a mental health advisory board which shall review and provide comments on plans and policies developed under this chapter, provide local oversight regarding the activities of the ~~((regional support network))~~ behavioral health and recovery organization, and work with the ~~((regional support network))~~ behavioral health and recovery organization to resolve significant concerns regarding service delivery and outcomes. The department shall establish statewide procedures for the operation of regional advisory committees including mechanisms for advisory board feedback to the department regarding ~~((regional support network))~~ behavioral health and recovery organization performance. The composition of the board shall be broadly representative of the demographic

character of the region and shall include, but not be limited to, representatives of consumers and families, law enforcement, and where the county is not the ~~((regional support network)) behavioral health and recovery organization~~, county elected officials. Composition and length of terms of board members may differ between ~~((regional support networks)) behavioral health and recovery organizations~~ but shall be included in each ~~((regional support network's)) behavioral health and recovery organization's~~ contract and approved by the secretary.

(9) ~~((Regional support networks)) Behavioral health and recovery organizations~~ shall assume all duties specified in their plans and joint operating agreements through biennial contractual agreements with the secretary.

(10) ~~((Regional support networks)) Behavioral health and recovery organizations~~ may receive technical assistance from the housing trust fund and may identify and submit projects for housing and housing support services to the housing trust fund established under chapter 43.185 RCW. Projects identified or submitted under this subsection must be fully integrated with the ~~((regional support network)) behavioral health and recovery organization~~ six-year operating and capital plan, timeline, and budget required by subsection (6) of this section.

Sec. 27. RCW 71.24.310 and 2013 2nd sp.s. c 4 s 994 are each amended to read as follows:

The legislature finds that administration of chapter 71.05 RCW and this chapter can be most efficiently and effectively implemented as part of the ~~((regional support network)) behavioral health and recovery organization~~ defined in RCW 71.24.025. For this reason, the legislature intends that the department and the ~~((regional support networks)) behavioral health and recovery organizations~~ shall work together to implement chapter 71.05 RCW as follows:

(1) By June 1, 2006, ~~((regional support networks)) behavioral health and recovery organizations~~ shall recommend to the department the number of state hospital beds that should be allocated for use by each ~~((regional support network)) behavioral health and recovery organization~~. The statewide total allocation shall not exceed the number of state hospital beds offering long-term inpatient care, as defined in this chapter, for which funding is provided in the biennial appropriations act.

(2) If there is consensus among the ~~((regional support networks)) behavioral health and recovery organizations~~ regarding the number of state hospital beds that should be allocated for use by each ~~((regional support network)) behavioral health and recovery organization~~, the department shall contract with each ~~((regional support network)) behavioral health and recovery organization~~ accordingly.

(3) If there is not consensus among the ~~((regional support networks)) behavioral health and recovery organizations~~ regarding the number of beds that should be allocated for use by each ~~((regional support network)) behavioral health and recovery organization~~, the department shall establish by emergency rule the number of state hospital beds that are available for use by each ~~((regional support network)) behavioral health and recovery organization~~. The emergency rule shall be effective September 1, 2006. The primary factor used in the allocation shall be the estimated number of adults with acute and chronic mental illness in each ~~((regional support network)) behavioral health and recovery organization~~ area, based upon population-adjusted incidence and utilization.

(4) The allocation formula shall be updated at least every three years to reflect demographic changes, and new evidence regarding the incidence of acute and chronic mental illness and the need for long-term inpatient care. In the updates, the statewide total allocation shall include (a) all state hospital beds offering long-term inpatient care for which funding is provided in the

biennial appropriations act; plus (b) the estimated equivalent number of beds or comparable diversion services contracted in accordance with subsection (5) of this section.

(5) The department is encouraged to enter performance-based contracts with ~~((regional support networks)) behavioral health and recovery organizations~~ to provide some or all of the ~~((regional support network's)) behavioral health and recovery organization's~~ allocated long-term inpatient treatment capacity in the community, rather than in the state hospital. The performance contracts shall specify the number of patient days of care available for use by the ~~((regional support network)) behavioral health and recovery organization~~ in the state hospital.

(6) If a ~~((regional support network)) behavioral health and recovery organization~~ uses more state hospital patient days of care than it has been allocated under subsection (3) or (4) of this section, or than it has contracted to use under subsection (5) of this section, whichever is less, it shall reimburse the department for that care, except during the period of July 1, 2012, through December 31, 2013, where reimbursements may be temporarily altered per section 204, chapter 4, Laws of 2013 2nd sp. sess. The reimbursement rate per day shall be the hospital's total annual budget for long-term inpatient care, divided by the total patient days of care assumed in development of that budget.

(7) One-half of any reimbursements received pursuant to subsection (6) of this section shall be used to support the cost of operating the state hospital and, during the 2007-2009 fiscal biennium, implementing new services that will enable a ~~((regional support network)) behavioral health and recovery organization~~ to reduce its utilization of the state hospital. The department shall distribute the remaining half of such reimbursements among ~~((regional support networks)) behavioral health and recovery organizations~~ that have used less than their allocated or contracted patient days of care at that hospital, proportional to the number of patient days of care not used.

Sec. 28. RCW 71.24.350 and 2013 c 23 s 189 are each amended to read as follows:

The department shall require each ~~((regional support network)) behavioral health and recovery organization~~ to provide for a separately funded mental health ombuds office in each ~~((regional support network)) behavioral health and recovery organization~~ that is independent of the ~~((regional support network)) behavioral health and recovery organization~~. The ombuds office shall maximize the use of consumer advocates.

Sec. 29. RCW 71.24.370 and 2006 c 333 s 103 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the ~~((regional support networks)) behavioral health and recovery organizations~~ after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, ~~((regional support networks)) behavioral health and recovery organizations~~, and entities which contract to provide ~~((regional support network)) behavioral health and recovery organization~~ services and their subcontractors, agents, or employees.

Sec. 30. RCW 71.24.455 and 1997 c 342 s 2 are each amended to read as follows:

(1) The secretary shall select and contract with a ~~((regional support network))~~ behavioral health and recovery organization or private provider to provide specialized access and services to ~~((mentally ill))~~ offenders with mental illness upon release from total confinement within the department of corrections who have been identified by the department of corrections and selected by the ~~((regional support network))~~ behavioral health and recovery organization or private provider as high-priority clients for services and who meet service program entrance criteria. The program shall enroll no more than twenty-five offenders at any one time, or a number of offenders that can be accommodated within the appropriated funding level, and shall seek to fill any vacancies that occur.

(2) Criteria shall include a determination by department of corrections staff that:

- (a) The offender suffers from a major mental illness and needs continued mental health treatment;
- (b) The offender's previous crime or crimes have been determined by either the court or department of corrections staff to have been substantially influenced by the offender's mental illness;
- (c) It is believed the offender will be less likely to commit further criminal acts if provided ongoing mental health care;
- (d) The offender is unable or unlikely to obtain housing and/or treatment from other sources for any reason; and
- (e) The offender has at least one year remaining before his or her sentence expires but is within six months of release to community housing and is currently housed within a work release facility or any department of corrections' division of prisons facility.

(3) The ~~((regional support network))~~ behavioral health and recovery organization or private provider shall provide specialized access and services to the selected offenders. The services shall be aimed at lowering the risk of recidivism. An oversight committee composed of a representative of the department, a representative of the selected ~~((regional support network))~~ behavioral health and recovery organization or private provider, and a representative of the department of corrections shall develop policies to guide the pilot program, provide dispute resolution including making determinations as to when entrance criteria or required services may be waived in individual cases, advise the department of corrections and the ~~((regional support network))~~ behavioral health and recovery organization or private provider on the selection of eligible offenders, and set minimum requirements for service contracts. The selected ~~((regional support network))~~ behavioral health and recovery organization or private provider shall implement the policies and service contracts. The following services shall be provided:

(a) Intensive case management to include a full range of intensive community support and treatment in client-to-staff ratios of not more than ten offenders per case manager including: (i) A minimum of weekly group and weekly individual counseling; (ii) home visits by the program manager at least two times per month; and (iii) counseling focusing on relapse prevention and past, current, or future behavior of the offender.

(b) The case manager shall attempt to locate and procure housing appropriate to the living and clinical needs of the offender and as needed to maintain the psychiatric stability of the offender. The entire range of emergency, transitional, and permanent housing and involuntary hospitalization must be considered as available housing options. A housing subsidy may be provided to offenders to defray housing costs up to a maximum of six thousand six hundred dollars per offender per year and be administered by

the case manager. Additional funding sources may be used to offset these costs when available.

(c) The case manager shall collaborate with the assigned prison, work release, or community corrections staff during release planning, prior to discharge, and in ongoing supervision of the offender while under the authority of the department of corrections.

(d) Medications including the full range of psychotropic medications including atypical antipsychotic medications may be required as a condition of the program. Medication prescription, medication monitoring, and counseling to support offender understanding, acceptance, and compliance with prescribed medication regimens must be included.

(e) A systematic effort to engage offenders to continuously involve themselves in current and long-term treatment and appropriate rehabilitative activities shall be made.

(f) Classes appropriate to the clinical and living needs of the offender and appropriate to his or her level of understanding.

(g) The case manager shall assist the offender in the application and qualification for entitlement funding, including medicaid, state assistance, and other available government and private assistance at any point that the offender is qualified and resources are available.

(h) The offender shall be provided access to daily activities such as drop-in centers, prevocational and vocational training and jobs, and volunteer activities.

(4) Once an offender has been selected into the pilot program, the offender shall remain in the program until the end of his or her sentence or unless the offender is released from the pilot program earlier by the department of corrections.

(5) Specialized training in the management and supervision of high-crime risk ~~((mentally ill))~~ offenders with mental illness shall be provided to all participating mental health providers by the department and the department of corrections prior to their participation in the program and as requested thereafter.

(6) The pilot program provided for in this section must be providing services by July 1, 1998.

Sec. 31. RCW 71.24.470 and 2009 c 319 s 1 are each amended to read as follows:

(1) The secretary shall contract, to the extent that funds are appropriated for this purpose, for case management services and such other services as the secretary deems necessary to assist offenders identified under RCW 72.09.370 for participation in the offender reentry community safety program. The contracts may be with ~~((regional support networks))~~ behavioral health and recovery organizations or any other qualified and appropriate entities.

(2) The case manager has the authority to assist these offenders in obtaining the services, as set forth in the plan created under RCW 72.09.370(2), for up to five years. The services may include coordination of mental health services, assistance with unfunded medical expenses, obtaining chemical dependency treatment, housing, employment services, educational or vocational training, independent living skills, parenting education, anger management services, and such other services as the case manager deems necessary.

(3) The legislature intends that funds appropriated for the purposes of RCW 72.09.370, 71.05.145, and 71.05.212, and this section and distributed to the ~~((regional support networks))~~ behavioral health and recovery organizations are to supplement and not to supplant general funding. Funds appropriated to implement RCW 72.09.370, 71.05.145, and 71.05.212, and this section are not to be considered available resources as defined in RCW 71.24.025 and are not subject to the priorities, terms, or conditions in the appropriations act established pursuant to RCW 71.24.035.

(4) The offender reentry community safety program was formerly known as the community integration assistance program. **Sec. 32.** RCW 71.24.480 and 2009 c 319 s 2 are each amended to read as follows:

(1) A licensed service provider or (~~(regional support network)~~) behavioral health and recovery organization, acting in the course of the provider's or (~~(network's)~~) organization's duties under this chapter, is not liable for civil damages resulting from the injury or death of another caused by a participant in the offender reentry community safety program who is a client of the provider or (~~(network)~~) organization, unless the act or omission of the provider or (~~(network)~~) organization constitutes:

- (a) Gross negligence;
- (b) Willful or wanton misconduct; or
- (c) A breach of the duty to warn of and protect from a

client's threatened violent behavior if the client has communicated a serious threat of physical violence against a reasonably ascertainable victim or victims.

(2) In addition to any other requirements to report violations, the licensed service provider and (~~(regional support network)~~) behavioral health and recovery organization shall report an offender's expressions of intent to harm or other predatory behavior, regardless of whether there is an ascertainable victim, in progress reports and other established processes that enable courts and supervising entities to assess and address the progress and appropriateness of treatment.

(3) A licensed service provider's or (~~(regional support network's)~~) behavioral health and recovery organization's mere act of treating a participant in the offender reentry community safety program is not negligence. Nothing in this subsection alters the licensed service provider's or (~~(regional support network's)~~) behavioral health and recovery organization's normal duty of care with regard to the client.

(4) The limited liability provided by this section applies only to the conduct of licensed service providers and (~~(regional support networks)~~) behavioral health and recovery organizations and does not apply to conduct of the state.

(5) For purposes of this section, "participant in the offender reentry community safety program" means a person who has been identified under RCW 72.09.370 as an offender who: (a) Is reasonably believed to be dangerous to himself or herself or others; and (b) has a mental disorder.

Sec. 33. RCW 71.24.845 and 2013 c 230 s 1 are each amended to read as follows:

The (~~(regional support networks)~~) behavioral health and recovery organizations shall jointly develop a uniform transfer agreement to govern the transfer of clients between (~~(regional support networks)~~) behavioral health and recovery organizations. By September 1, 2013, the (~~(regional support networks)~~) behavioral health and recovery organizations shall submit the uniform transfer agreement to the department. By December 1, 2013, the department shall establish guidelines to implement the uniform transfer agreement and may modify the uniform transfer agreement as necessary to avoid impacts on state administrative systems.

Sec. 34. RCW 71.24.055 and 2007 c 359 s 4 are each amended to read as follows:

As part of the system transformation initiative, the department of social and health services shall undertake the following activities related specifically to children's mental health services:

(1) The development of recommended revisions to the access to care standards for children. The recommended revisions shall reflect the policies and principles set out in RCW 71.36.005, 71.36.010, and 71.36.025, and recognize that early identification, intervention and prevention services, and brief intervention

services may be provided outside of the (~~(regional support network)~~) behavioral health and recovery organization system. Revised access to care standards shall assess a child's need for mental health services based upon the child's diagnosis and its negative impact upon his or her persistent impaired functioning in family, school, or the community, and should not solely condition the receipt of services upon a determination that a child is engaged in high risk behavior or is in imminent need of hospitalization or out-of-home placement. Assessment and diagnosis for children under five years of age shall be determined using a nationally accepted assessment tool designed specifically for children of that age. The recommendations shall also address whether amendments to RCW 71.24.025 (~~((26) and~~) (27) and (28)) and 71.24.035(5) are necessary to implement revised access to care standards;

(2) Development of a revised children's mental health benefit package. The department shall ensure that services included in the children's mental health benefit package reflect the policies and principles included in RCW 71.36.005 and 71.36.025, to the extent allowable under medicaid, Title XIX of the federal social security act. Strong consideration shall be given to developmentally appropriate evidence-based and research-based practices, family-based interventions, the use of natural and peer supports, and community support services. This effort shall include a review of other states' efforts to fund family-centered children's mental health services through their medicaid programs;

(3) Consistent with the timeline developed for the system transformation initiative, recommendations for revisions to the children's access to care standards and the children's mental health services benefits package shall be presented to the legislature by January 1, 2009.

Sec. 35. RCW 71.24.065 and 2007 c 359 s 10 are each amended to read as follows:

To the extent funds are specifically appropriated for this purpose, the department of social and health services shall contract for implementation of a wraparound model of integrated children's mental health services delivery in up to four (~~(regional support network)~~) behavioral health and recovery organization regions in Washington state in which wraparound programs are not currently operating, and in up to two (~~(regional support network)~~) behavioral health and recovery organization regions in which wraparound programs are currently operating. Contracts in regions with existing wraparound programs shall be for the purpose of expanding the number of children served.

(1) Funding provided may be expended for: Costs associated with a request for proposal and contracting process; administrative costs associated with successful bidders' operation of the wraparound model; the evaluation under subsection (5) of this section; and funding for services needed by children enrolled in wraparound model sites that are not otherwise covered under existing state programs. The services provided through the wraparound model sites shall include, but not be limited to, services covered under the medicaid program. The department shall maximize the use of medicaid and other existing state-funded programs as a funding source. However, state funds provided may be used to develop a broader service package to meet needs identified in a child's care plan. Amounts provided shall supplement, and not supplant, state, local, or other funding for services that a child being served through a wraparound site would otherwise be eligible to receive.

(2) The wraparound model sites shall serve children with serious emotional or behavioral disturbances who are at high risk of residential or correctional placement or psychiatric hospitalization, and who have been referred for services from the department, a county juvenile court, a tribal court, a school, or a licensed mental health provider or agency.

(3) Through a request for proposal process, the department shall contract, with ~~((regional support networks))~~ behavioral health and recovery organizations, alone or in partnership with either educational service districts or entities licensed to provide mental health services to children with serious emotional or behavioral disturbances, to operate the wraparound model sites. The contractor shall provide care coordination and facilitate the delivery of services and other supports to families using a strength-based, highly individualized wraparound process. The request for proposal shall require that:

(a) The ~~((regional support network))~~ behavioral health and recovery organization agree to use its medicaid revenues to fund services included in the existing ~~((regional support networks))~~ behavioral health and recovery organization's benefit package that a medicaid-eligible child participating in the wraparound model site is determined to need;

(b) The contractor provide evidence of commitments from at least the following entities to participate in wraparound care plan development and service provision when appropriate: Community mental health agencies, schools, the department of social and health services children's administration, juvenile courts, the department of social and health services juvenile rehabilitation administration, and managed health care systems contracting with the department under RCW 74.09.522; and

(c) The contractor will operate the wraparound model site in a manner that maintains fidelity to the wraparound process as defined in RCW 71.36.010.

(4) Contracts for operation of the wraparound model sites shall be executed on or before April 1, 2008, with enrollment and service delivery beginning on or before July 1, 2008.

(5) The evidence-based practice institute established in RCW 71.24.061 shall evaluate the wraparound model sites, measuring outcomes for children served. Outcomes measured shall include, but are not limited to: Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, school attendance, school performance, recidivism, emergency room utilization, involvement with the juvenile justice system, decreased use of psychotropic medication, and decreased hospitalization.

(6) The evidence-based practice institute shall provide a report and recommendations to the appropriate committees of the legislature by December 1, 2010.

Sec. 36. RCW 71.24.240 and 2005 c 503 s 10 are each amended to read as follows:

In order to establish eligibility for funding under this chapter, any ~~((regional support network))~~ behavioral health and recovery organization seeking to obtain federal funds for the support of any aspect of a community mental health program as defined in this chapter shall submit program plans to the secretary for prior review and approval before such plans are submitted to any federal agency.

Sec. 37. RCW 71.24.320 and 2008 c 261 s 5 are each amended to read as follows:

(1) If an existing ~~((regional support network))~~ behavioral health and recovery organization chooses not to respond to a request for ~~((qualifications))~~ a detailed plan, or is unable to substantially meet the requirements of a request for ~~((qualifications))~~ a detailed plan, or notifies the department of social and health services it will no longer serve as a ~~((regional support network))~~ behavioral health and recovery organization, the department shall utilize a procurement process in which other entities recognized by the secretary may bid to serve as the ~~((regional support network))~~ behavioral health and recovery organization.

(a) The request for proposal shall include a scoring factor for proposals that include additional financial resources beyond that provided by state appropriation or allocation.

(b) The department shall provide detailed briefings to all bidders in accordance with department and state procurement policies.

(c) The request for proposal shall also include a scoring factor for proposals submitted by nonprofit entities that include a component to maximize the utilization of state provided resources and the leverage of other funds for the support of mental health services to persons with mental illness.

(2) A ~~((regional support network))~~ behavioral health and recovery organization that voluntarily terminates, refuses to renew, or refuses to sign a mandatory amendment to its contract to act as a ~~((regional support network))~~ behavioral health and recovery organization is prohibited from responding to a procurement under this section or serving as a ~~((regional support network))~~ behavioral health and recovery organization for five years from the date that the department signs a contract with the entity that will serve as the ~~((regional support network))~~ behavioral health and recovery organization.

Sec. 38. RCW 71.24.330 and 2013 c 320 s 9 are each amended to read as follows:

(1)(a) Contracts between a ~~((regional support network))~~ behavioral health and recovery organization and the department shall include mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial penalties, termination of the contract, and reprourement of the contract.

(b) The department shall incorporate the criteria to measure the performance of service coordination organizations into contracts with ~~((regional support networks))~~ behavioral health and recovery organizations as provided in chapter 70.320 RCW.

(2) The ~~((regional support network))~~ behavioral health and recovery organization procurement processes shall encourage the preservation of infrastructure previously purchased by the community mental health service delivery system, the maintenance of linkages between other services and delivery systems, and maximization of the use of available funds for services versus profits. However, a ~~((regional support network))~~ behavioral health and recovery organization selected through the procurement process is not required to contract for services with any county-owned or operated facility. The ~~((regional support network))~~ behavioral health and recovery organization procurement process shall provide that public funds appropriated by the legislature shall not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(3) In addition to the requirements of RCW 71.24.035, contracts shall:

(a) Define administrative costs and ensure that the ~~((regional support network))~~ behavioral health and recovery organization does not exceed an administrative cost of ten percent of available funds;

(b) Require effective collaboration with law enforcement, criminal justice agencies, and the chemical dependency treatment system;

(c) Require substantial implementation of department adopted integrated screening and assessment process and matrix of best practices;

(d) Maintain the decision-making independence of designated mental health professionals;

(e) Except at the discretion of the secretary or as specified in the biennial budget, require ~~((regional support~~

~~networks~~) behavioral health and recovery organizations to pay the state for the costs associated with individuals who are being served on the grounds of the state hospitals and who are not receiving long-term inpatient care as defined in RCW 71.24.025;

(f) Include a negotiated alternative dispute resolution clause; and

(g) Include a provision requiring either party to provide one hundred eighty days' notice of any issue that may cause either party to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to act as a ~~((regional support network))~~ behavioral health and recovery organization. If either party decides to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to serve as a ~~((regional support network))~~ behavioral health and recovery organization they shall provide ninety days' advance notice in writing to the other party.

Sec. 39. RCW 71.24.360 and 2012 c 91 s 1 are each amended to read as follows:

(1) The department may establish new ~~((regional support network))~~ behavioral health and recovery organization boundaries in any part of the state:

(a) Where more than one ~~((network))~~ organization chooses not to respond to, or is unable to substantially meet the requirements of, the request for ~~((qualifications))~~ a detailed plan under RCW 71.24.320;

(b) Where a ~~((regional support network))~~ behavioral health and recovery organization is subject to reprourement under RCW 71.24.330; or

(c) Where two or more ~~((regional support networks))~~ behavioral health and recovery organizations propose to reconfigure themselves to achieve consolidation, in which case the procurement process described in RCW 71.24.320 and 71.24.330(2) does not apply.

(2) The department may establish no fewer than six and no more than fourteen ~~((regional support networks))~~ behavioral health and recovery organizations under this chapter. No entity shall be responsible for more than three ~~((regional support networks))~~ behavioral health and recovery organizations.

Sec. 40. RCW 71.24.405 and 2001 c 323 s 19 are each amended to read as follows:

The department shall establish a comprehensive and collaborative effort within ~~((regional support networks))~~ behavioral health and recovery organizations and with local mental health service providers aimed at creating innovative and streamlined community mental health service delivery systems, in order to carry out the purposes set forth in RCW 71.24.400 and to capture the diversity of the community mental health service delivery system.

The department must accomplish the following:

(1) Identification, review, and cataloging of all rules, regulations, duplicative administrative and monitoring functions, and other requirements that currently lead to inefficiencies in the community mental health service delivery system and, if possible, eliminate the requirements;

(2) The systematic and incremental development of a single system of accountability for all federal, state, and local funds provided to the community mental health service delivery system. Systematic efforts should be made to include federal and local funds into the single system of accountability;

(3) The elimination of process regulations and related contract and reporting requirements. In place of the regulations and requirements, a set of outcomes for mental health adult and children clients according to chapter 71.24 RCW must be used to measure the performance of mental health service providers and ~~((regional support networks))~~ behavioral health and recovery organizations. Such outcomes shall focus on stabilizing out-of-

home and hospital care, increasing stable community living, increasing age-appropriate activities, achieving family and consumer satisfaction with services, and system efficiencies;

(4) Evaluation of the feasibility of contractual agreements between the department of social and health services and ~~((regional support networks))~~ behavioral health and recovery organizations and mental health service providers that link financial incentives to the success or failure of mental health service providers and ~~((regional support networks))~~ behavioral health and recovery organizations to meet outcomes established for mental health service clients;

(5) The involvement of mental health consumers and their representatives. Mental health consumers and their representatives will be involved in the development of outcome standards for mental health clients under section 5 of this act; and

(6) An independent evaluation component to measure the success of the department in fully implementing the provisions of RCW 71.24.400 and this section.

Sec. 41. RCW 71.24.430 and 2001 c 323 s 3 are each amended to read as follows:

(1) The department shall ensure the coordination of allied services for mental health clients. The department shall implement strategies for resolving organizational, regulatory, and funding issues at all levels of the system, including the state, the ~~((regional support networks))~~ behavioral health and recovery organizations, and local service providers.

(2) The department shall propose, in operating budget requests, transfers of funding among programs to support collaborative service delivery to persons who require services from multiple department programs. The department shall report annually to the appropriate committees of the senate and house of representatives on the actions and projects it has taken to promote collaborative service delivery.

Sec. 42. RCW 74.09.522 and 2013 2nd sp.s. c 17 s 13 are each amended to read as follows:

(1) For the purposes of this section:

(a) "Managed health care system" means any health care organization, including health care providers, insurers, health care service contractors, health maintenance organizations, health insuring organizations, or any combination thereof, that provides directly or by contract health care services covered under this chapter and rendered by licensed providers, on a prepaid capitated basis and that meets the requirements of section 1903(m)(1)(A) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(b) "Nonparticipating provider" means a person, health care provider, practitioner, facility, or entity, acting within their scope of practice, that does not have a written contract to participate in a managed health care system's provider network, but provides health care services to enrollees of programs authorized under this chapter whose health care services are provided by the managed health care system.

(2) The authority shall enter into agreements with managed health care systems to provide health care services to recipients of temporary assistance for needy families under the following conditions:

(a) Agreements shall be made for at least thirty thousand recipients statewide;

(b) Agreements in at least one county shall include enrollment of all recipients of temporary assistance for needy families;

(c) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act, recipients shall have a

choice of systems in which to enroll and shall have the right to terminate their enrollment in a system: PROVIDED, That the authority may limit recipient termination of enrollment without cause to the first month of a period of enrollment, which period shall not exceed twelve months: AND PROVIDED FURTHER, That the authority shall not restrict a recipient's right to terminate enrollment in a system for good cause as established by the authority by rule;

(d) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act, participating managed health care systems shall not enroll a disproportionate number of medical assistance recipients within the total numbers of persons served by the managed health care systems, except as authorized by the authority under federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(e)(i) In negotiating with managed health care systems the authority shall adopt a uniform procedure to enter into contractual arrangements, to be included in contracts issued or renewed on or after January 1, 2015, including:

(A) Standards regarding the quality of services to be provided;

(B) The financial integrity of the responding system;

(C) Provider reimbursement methods that incentivize chronic care management within health homes, including comprehensive medication management services for patients with multiple chronic conditions consistent with the findings and goals established in RCW 74.09.5223;

(D) Provider reimbursement methods that reward health homes that, by using chronic care management, reduce emergency department and inpatient use;

(E) Promoting provider participation in the program of training and technical assistance regarding care of people with chronic conditions described in RCW 43.70.533, including allocation of funds to support provider participation in the training, unless the managed care system is an integrated health delivery system that has programs in place for chronic care management;

(F) Provider reimbursement methods within the medical billing processes that incentivize pharmacists or other qualified providers licensed in Washington state to provide comprehensive medication management services consistent with the findings and goals established in RCW 74.09.5223; (~~and~~)

(G) Evaluation and reporting on the impact of comprehensive medication management services on patient clinical outcomes and total health care costs, including reductions in emergency department utilization, hospitalization, and drug costs; and

(H) Established consistent processes to incentivize integration of behavioral health services in the primary care setting, promoting care that is integrated, collaborative, colocated, and preventive.

(ii)(A) Health home services contracted for under this subsection may be prioritized to enrollees with complex, high cost, or multiple chronic conditions.

(B) Contracts that include the items in (e)(i)(C) through (G) of this subsection must not exceed the rates that would be paid in the absence of these provisions;

(f) The authority shall seek waivers from federal requirements as necessary to implement this chapter;

(g) The authority shall, wherever possible, enter into prepaid capitation contracts that include inpatient care. However, if this is not possible or feasible, the authority may enter into prepaid capitation contracts that do not include inpatient care;

(h) The authority shall define those circumstances under which a managed health care system is responsible for out-of-plan

services and assure that recipients shall not be charged for such services;

(i) Nothing in this section prevents the authority from entering into similar agreements for other groups of people eligible to receive services under this chapter; and

(j) The authority must consult with the federal center for medicare and medicaid innovation and seek funding opportunities to support health homes.

(3) The authority shall ensure that publicly supported community health centers and providers in rural areas, who show serious intent and apparent capability to participate as managed health care systems are seriously considered as contractors. The authority shall coordinate its managed care activities with activities under chapter 70.47 RCW.

(4) The authority shall work jointly with the state of Oregon and other states in this geographical region in order to develop recommendations to be presented to the appropriate federal agencies and the United States congress for improving health care of the poor, while controlling related costs.

(5) The legislature finds that competition in the managed health care marketplace is enhanced, in the long term, by the existence of a large number of managed health care system options for medicaid clients. In a managed care delivery system, whose goal is to focus on prevention, primary care, and improved enrollee health status, continuity in care relationships is of substantial importance, and disruption to clients and health care providers should be minimized. To help ensure these goals are met, the following principles shall guide the authority in its healthy options managed health care purchasing efforts:

(a) All managed health care systems should have an opportunity to contract with the authority to the extent that minimum contracting requirements defined by the authority are met, at payment rates that enable the authority to operate as far below appropriated spending levels as possible, consistent with the principles established in this section.

(b) Managed health care systems should compete for the award of contracts and assignment of medicaid beneficiaries who do not voluntarily select a contracting system, based upon:

(i) Demonstrated commitment to or experience in serving low-income populations;

(ii) Quality of services provided to enrollees;

(iii) Accessibility, including appropriate utilization, of services offered to enrollees;

(iv) Demonstrated capability to perform contracted services, including ability to supply an adequate provider network;

(v) Payment rates; and

(vi) The ability to meet other specifically defined contract requirements established by the authority, including consideration of past and current performance and participation in other state or federal health programs as a contractor.

(c) Consideration should be given to using multiple year contracting periods.

(d) Quality, accessibility, and demonstrated commitment to serving low-income populations shall be given significant weight in the contracting, evaluation, and assignment process.

(e) All contractors that are regulated health carriers must meet state minimum net worth requirements as defined in applicable state laws. The authority shall adopt rules establishing the minimum net worth requirements for contractors that are not regulated health carriers. This subsection does not limit the authority of the Washington state health care authority to take action under a contract upon finding that a contractor's financial status seriously jeopardizes the contractor's ability to meet its contract obligations.

(f) Procedures for resolution of disputes between the authority and contract bidders or the authority and contracting

carriers related to the award of, or failure to award, a managed care contract must be clearly set out in the procurement document.

(6) The authority may apply the principles set forth in subsection (5) of this section to its managed health care purchasing efforts on behalf of clients receiving supplemental security income benefits to the extent appropriate.

(7) By April 1, 2016, any contract with a managed health care system to provide services to medical assistance enrollees shall require that managed health care systems offer contracts to behavioral health and recovery organizations, mental health providers, or chemical dependency treatment providers to provide access to primary care services integrated into behavioral health clinical settings, for individuals with behavioral health and medical comorbidities.

(8) Managed health care system contracts effective on or after April 1, 2016, shall serve geographic areas that correspond to the regional service areas established in section 2 of this act.

(9) A managed health care system shall pay a nonparticipating provider that provides a service covered under this chapter to the system's enrollee no more than the lowest amount paid for that service under the managed health care system's contracts with similar providers in the state.

~~((8))~~ (10) For services covered under this chapter to medical assistance or medical care services enrollees and provided on or after August 24, 2011, nonparticipating providers must accept as payment in full the amount paid by the managed health care system under subsection (7) of this section in addition to any deductible, coinsurance, or copayment that is due from the enrollee for the service provided. An enrollee is not liable to any nonparticipating provider for covered services, except for amounts due for any deductible, coinsurance, or copayment under the terms and conditions set forth in the managed health care system contract to provide services under this section.

~~((9))~~ (11) Pursuant to federal managed care access standards, 42 C.F.R. Sec. 438, managed health care systems must maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the authority, including hospital-based physician services. The authority will monitor and periodically report on the proportion of services provided by contracted providers and nonparticipating providers, by county, for each managed health care system to ensure that managed health care systems are meeting network adequacy requirements. No later than January 1st of each year, the authority will review and report its findings to the appropriate policy and fiscal committees of the legislature for the preceding state fiscal year.

~~((10))~~ (12) Payments under RCW 74.60.130 are exempt from this section.

~~((11))~~ (13) Subsections ~~((7))~~ (9) through ~~((9))~~ (11) of this section expire July 1, 2016.

Sec. 43. RCW 9.41.280 and 2009 c 453 s 1 are each amended to read as follows:

(1) It is unlawful for a person to carry onto, or to possess on, public or private elementary or secondary school premises, school-provided transportation, or areas of facilities while being used exclusively by public or private schools:

(a) Any firearm;

(b) Any other dangerous weapon as defined in RCW 9.41.250;

(c) Any device commonly known as "nun-chu-ka sticks", consisting of two or more lengths of wood, metal, plastic, or similar substance connected with wire, rope, or other means;

(d) Any device, commonly known as "throwing stars", which are multi-pointed, metal objects designed to embed upon impact from any aspect;

(e) Any air gun, including any air pistol or air rifle, designed to propel a BB, pellet, or other projectile by the discharge of compressed air, carbon dioxide, or other gas; or

(f)(i) Any portable device manufactured to function as a weapon and which is commonly known as a stun gun, including a projectile stun gun which projects wired probes that are attached to the device that emit an electrical charge designed to administer to a person or an animal an electric shock, charge, or impulse; or

(ii) Any device, object, or instrument which is used or intended to be used as a weapon with the intent to injure a person by an electric shock, charge, or impulse.

(2) Any such person violating subsection (1) of this section is guilty of a gross misdemeanor. If any person is convicted of a violation of subsection (1)(a) of this section, the person shall have his or her concealed pistol license, if any revoked for a period of three years. Anyone convicted under this subsection is prohibited from applying for a concealed pistol license for a period of three years. The court shall send notice of the revocation to the department of licensing, and the city, town, or county which issued the license.

Any violation of subsection (1) of this section by elementary or secondary school students constitutes grounds for expulsion from the state's public schools in accordance with RCW 28A.600.010. An appropriate school authority shall promptly notify law enforcement and the student's parent or guardian regarding any allegation or indication of such violation.

Upon the arrest of a person at least twelve years of age and not more than twenty-one years of age for violating subsection (1)(a) of this section, the person shall be detained or confined in a juvenile or adult facility for up to seventy-two hours. The person shall not be released within the seventy-two hours until after the person has been examined and evaluated by the designated mental health professional unless the court in its discretion releases the person sooner after a determination regarding probable cause or on probation bond or bail.

Within twenty-four hours of the arrest, the arresting law enforcement agency shall refer the person to the designated mental health professional for examination and evaluation under chapter 71.05 or 71.34 RCW and inform a parent or guardian of the person of the arrest, detention, and examination. The designated mental health professional shall examine and evaluate the person subject to the provisions of chapter 71.05 or 71.34 RCW. The examination shall occur at the facility in which the person is detained or confined. If the person has been released on probation, bond, or bail, the examination shall occur wherever is appropriate.

The designated mental health professional may determine whether to refer the person to the county-designated chemical dependency specialist for examination and evaluation in accordance with chapter 70.96A RCW. The county-designated chemical dependency specialist shall examine the person subject to the provisions of chapter 70.96A RCW. The examination shall occur at the facility in which the person is detained or confined. If the person has been released on probation, bond, or bail, the examination shall occur wherever is appropriate.

Upon completion of any examination by the designated mental health professional or the county-designated chemical dependency specialist, the results of the examination shall be sent to the court, and the court shall consider those results in making any determination about the person.

The designated mental health professional and county-designated chemical dependency specialist shall, to the extent permitted by law, notify a parent or guardian of the person that an examination and evaluation has taken place and the results of the examination. Nothing in this subsection prohibits the delivery of additional, appropriate mental health examinations to the person while the person is detained or confined.

If the designated mental health professional determines it is appropriate, the designated mental health professional may refer the person to the local ((regional support network)) behavioral and recovery health organization for follow-up services or the department of social and health services or other community providers for other services to the family and individual.

(3) Subsection (1) of this section does not apply to:

(a) Any student or employee of a private military academy when on the property of the academy;

(b) Any person engaged in military, law enforcement, or school district security activities. However, a person who is not a commissioned law enforcement officer and who provides school security services under the direction of a school administrator may not possess a device listed in subsection (1)(f) of this section unless he or she has successfully completed training in the use of such devices that is equivalent to the training received by commissioned law enforcement officers;

(c) Any person who is involved in a convention, showing, demonstration, lecture, or firearms safety course authorized by school authorities in which the firearms of collectors or instructors are handled or displayed;

(d) Any person while the person is participating in a firearms or air gun competition approved by the school or school district;

(e) Any person in possession of a pistol who has been issued a license under RCW 9.41.070, or is exempt from the licensing requirement by RCW 9.41.060, while picking up or dropping off a student;

(f) Any nonstudent at least eighteen years of age legally in possession of a firearm or dangerous weapon that is secured within an attended vehicle or concealed from view within a locked unattended vehicle while conducting legitimate business at the school;

(g) Any nonstudent at least eighteen years of age who is in lawful possession of an unloaded firearm, secured in a vehicle while conducting legitimate business at the school; or

(h) Any law enforcement officer of the federal, state, or local government agency.

(4) Subsections (1)(c) and (d) of this section do not apply to any person who possesses nun-chu-ka sticks, throwing stars, or other dangerous weapons to be used in martial arts classes authorized to be conducted on the school premises.

(5) Subsection (1)(f)(i) of this section does not apply to any person who possesses a device listed in subsection (1)(f)(i) of this section, if the device is possessed and used solely for the purpose approved by a school for use in a school authorized event, lecture, or activity conducted on the school premises.

(6) Except as provided in subsection (3)(b), (c), (f), and (h) of this section, firearms are not permitted in a public or private school building.

(7) "GUN-FREE ZONE" signs shall be posted around school facilities giving warning of the prohibition of the possession of firearms on school grounds.

Sec. 44. RCW 10.31.110 and 2011 c 305 s 7 and 2011 c 148 s 3 are each reenacted and amended to read as follows:

(1) When a police officer has reasonable cause to believe that the individual has committed acts constituting a nonfelony crime that is not a serious offense as identified in RCW 10.77.092 and the individual is known by history or consultation with the ((regional support network)) behavioral health and recovery organization to suffer from a mental disorder, the arresting officer may:

(a) Take the individual to a crisis stabilization unit as defined in RCW 71.05.020(6). Individuals delivered to a crisis stabilization unit pursuant to this section may be held by the facility for a period of up to twelve hours. The individual must be

examined by a mental health professional within three hours of arrival;

(b) Take the individual to a triage facility as defined in RCW 71.05.020. An individual delivered to a triage facility which has elected to operate as an involuntary facility may be held up to a period of twelve hours. The individual must be examined by a mental health professional within three hours of arrival;

(c) Refer the individual to a mental health professional for evaluation for initial detention and proceeding under chapter 71.05 RCW; or

(d) Release the individual upon agreement to voluntary participation in outpatient treatment.

(2) If the individual is released to the community, the mental health provider shall inform the arresting officer of the release within a reasonable period of time after the release if the arresting officer has specifically requested notification and provided contact information to the provider.

(3) In deciding whether to refer the individual to treatment under this section, the police officer shall be guided by standards mutually agreed upon with the prosecuting authority, which address, at a minimum, the length, seriousness, and recency of the known criminal history of the individual, the mental health history of the individual, where available, and the circumstances surrounding the commission of the alleged offense.

(4) Any agreement to participate in treatment shall not require individuals to stipulate to any of the alleged facts regarding the criminal activity as a prerequisite to participation in a mental health treatment alternative. The agreement is inadmissible in any criminal or civil proceeding. The agreement does not create immunity from prosecution for the alleged criminal activity.

(5) If an individual violates such agreement and the mental health treatment alternative is no longer appropriate:

(a) The mental health provider shall inform the referring law enforcement agency of the violation; and

(b) The original charges may be filed or referred to the prosecutor, as appropriate, and the matter may proceed accordingly.

(6) The police officer is immune from liability for any good faith conduct under this section.

Sec. 45. RCW 10.77.010 and 2011 c 89 s 4 are each amended to read as follows:

As used in this chapter:

(1) "Admission" means acceptance based on medical necessity, of a person as a patient.

(2) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less-restrictive setting.

(3) "Conditional release" means modification of a court-ordered commitment, which may be revoked upon violation of any of its terms.

(4) A "criminally insane" person means any person who has been acquitted of a crime charged by reason of insanity, and thereupon found to be a substantial danger to other persons or to present a substantial likelihood of committing criminal acts jeopardizing public safety or security unless kept under further control by the court or other persons or institutions.

(5) "Department" means the state department of social and health services.

(6) "Designated mental health professional" has the same meaning as provided in RCW 71.05.020.

(7) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter, pending evaluation.

(8) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental

disabilities and is a psychiatrist or psychologist, or a social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

(9) "Developmental disability" means the condition as defined in RCW 71A.10.020~~((3))~~(4).

(10) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order.

(11) "Furlough" means an authorized leave of absence for a resident of a state institution operated by the department designated for the custody, care, and treatment of the criminally insane, consistent with an order of conditional release from the court under this chapter, without any requirement that the resident be accompanied by, or be in the custody of, any law enforcement or institutional staff, while on such unescorted leave.

(12) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct.

(13) "History of one or more violent acts" means violent acts committed during: (a) The ten-year period of time prior to the filing of criminal charges; plus (b) the amount of time equal to time spent during the ten-year period in a mental health facility or in confinement as a result of a criminal conviction.

(14) "Immediate family member" means a spouse, child, stepchild, parent, stepparent, grandparent, sibling, or domestic partner.

(15) "Incompetency" means a person lacks the capacity to understand the nature of the proceedings against him or her or to assist in his or her own defense as a result of mental disease or defect.

(16) "Indigent" means any person who is financially unable to obtain counsel or other necessary expert or professional services without causing substantial hardship to the person or his or her family.

(17) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for an individual with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual release, and a projected possible date for release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences.

(18) "Professional person" means:

(a) A psychiatrist licensed as a physician and surgeon in this state who has, in addition, completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology or the American osteopathic board of neurology and psychiatry;

(b) A psychologist licensed as a psychologist pursuant to chapter 18.83 RCW; or

(c) A social worker with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(19) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(20) "Release" means legal termination of the court-ordered commitment under the provisions of this chapter.

(21) "Secretary" means the secretary of the department of social and health services or his or her designee.

(22) "Treatment" means any currently standardized medical or mental health procedure including medication.

(23) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(24) "Violent act" means behavior that: (a)(i) Resulted in; (ii) if completed as intended would have resulted in; or (iii) was threatened to be carried out by a person who had the intent and opportunity to carry out the threat and would have resulted in, homicide, nonfatal injuries, or substantial damage to property; or (b) recklessly creates an immediate risk of serious physical injury to another person. As used in this subsection, "nonfatal injuries" means physical pain or injury, illness, or an impairment of physical condition. "Nonfatal injuries" shall be construed to be consistent with the definition of "bodily injury," as defined in RCW 9A.04.110.

Sec. 46. RCW 10.77.065 and 2013 c 214 s 1 are each amended to read as follows:

(1)(a)(i) The expert conducting the evaluation shall provide his or her report and recommendation to the court in which the criminal proceeding is pending. For a competency evaluation of a defendant who is released from custody, if the evaluation cannot be completed within twenty-one days due to a lack of cooperation by the defendant, the evaluator shall notify the court that he or she is unable to complete the evaluation because of such lack of cooperation.

(ii) A copy of the report and recommendation shall be provided to the designated mental health professional, the prosecuting attorney, the defense attorney, and the professional person at the local correctional facility where the defendant is being held, or if there is no professional person, to the person designated under (a)(iv) of this subsection. Upon request, the evaluator shall also provide copies of any source documents relevant to the evaluation to the designated mental health professional.

(iii) Any facility providing inpatient services related to competency shall discharge the defendant as soon as the facility determines that the defendant is competent to stand trial. Discharge shall not be postponed during the writing and distribution of the evaluation report. Distribution of an evaluation report by a facility providing inpatient services shall ordinarily be accomplished within two working days or less following the final evaluation of the defendant. If the defendant is discharged to the custody of a local correctional facility, the local correctional

facility must continue the medication regimen prescribed by the facility, when clinically appropriate, unless the defendant refuses to cooperate with medication.

(iv) If there is no professional person at the local correctional facility, the local correctional facility shall designate a professional person as defined in RCW 71.05.020 or, in cooperation with the ~~((regional support network))~~ behavioral health and recovery organization, a professional person at the ~~((regional support network))~~ behavioral health and recovery organization to receive the report and recommendation.

(v) Upon commencement of a defendant's evaluation in the local correctional facility, the local correctional facility must notify the evaluator of the name of the professional person, or person designated under (a)(iv) of this subsection, to receive the report and recommendation.

(b) If the evaluator concludes, under RCW 10.77.060(3)(f), the person should be evaluated by a designated mental health professional under chapter 71.05 RCW, the court shall order such evaluation be conducted prior to release from confinement when the person is acquitted or convicted and sentenced to confinement for twenty-four months or less, or when charges are dismissed pursuant to a finding of incompetent to stand trial.

(2) The designated mental health professional shall provide written notification within twenty-four hours of the results of the determination whether to commence proceedings under chapter 71.05 RCW. The notification shall be provided to the persons identified in subsection (1)(a) of this section.

(3) The prosecuting attorney shall provide a copy of the results of any proceedings commenced by the designated mental health professional under subsection (2) of this section to the secretary.

(4) A facility conducting a civil commitment evaluation under RCW 10.77.086(4) or 10.77.088(1)(b)(ii) that makes a determination to release the person instead of filing a civil commitment petition must provide written notice to the prosecutor and defense attorney at least twenty-four hours prior to release. The notice may be given by electronic mail, facsimile, or other means reasonably likely to communicate the information immediately.

(5) The fact of admission and all information and records compiled, obtained, or maintained in the course of providing services under this chapter may also be disclosed to the courts solely to prevent the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

Sec. 47. RCW 28A.310.202 and 2007 c 359 s 9 are each amended to read as follows:

Educational service district boards may partner with ~~((regional support networks))~~ behavioral health and recovery organizations to respond to a request for proposal for operation of a wraparound model site under chapter 359, Laws of 2007 and, if selected, may contract for the provision of services to coordinate care and facilitate the delivery of services and other supports under a wraparound model.

Sec. 48. RCW 43.185.060 and 1994 c 160 s 2 are each amended to read as follows:

Organizations that may receive assistance from the department under this chapter are local governments, local housing authorities, ~~((regional support networks))~~ behavioral health and recovery organizations established under chapter 71.24 RCW, nonprofit community or neighborhood-based organizations, federally recognized Indian tribes in the state of Washington, and regional or statewide nonprofit housing assistance organizations.

Eligibility for assistance from the department under this chapter also requires compliance with the revenue and taxation laws, as applicable to the recipient, at the time the grant is made.

Sec. 49. RCW 43.185.070 and 2013 c 145 s 3 are each amended to read as follows:

(1) During each calendar year in which funds from the housing trust fund or other legislative appropriations are available for use by the department for the housing assistance program, the department must announce to all known interested parties, and through major media throughout the state, a grant and loan application period of at least ninety days' duration. This announcement must be made as often as the director deems appropriate for proper utilization of resources. The department must then promptly grant as many applications as will utilize available funds less appropriate administrative costs of the department as provided in RCW 43.185.050.

(2) In awarding funds under this chapter, the department must:

(a) Provide for a geographic distribution on a statewide basis; and

(b) Until June 30, 2013, consider the total cost and per-unit cost of each project for which an application is submitted for funding under RCW 43.185.050(2) (a) and (j), as compared to similar housing projects constructed or renovated within the same geographic area.

(3) The department, with advice and input from the affordable housing advisory board established in RCW 43.185B.020, or a subcommittee of the affordable housing advisory board, must report recommendations for awarding funds in a cost-effective manner. The report must include an implementation plan, timeline, and any other items the department identifies as important to consider to the legislature by December 1, 2012.

(4) The department must give first priority to applications for projects and activities which utilize existing privately owned housing stock including privately owned housing stock purchased by nonprofit public development authorities and public housing authorities as created in chapter 35.82 RCW. As used in this subsection, privately owned housing stock includes housing that is acquired by a federal agency through a default on the mortgage by the private owner. Such projects and activities must be evaluated under subsection (5) of this section. Second priority must be given to activities and projects which utilize existing publicly owned housing stock. All projects and activities must be evaluated by some or all of the criteria under subsection (5) of this section, and similar projects and activities shall be evaluated under the same criteria.

(5) The department must give preference for applications based on some or all of the criteria under this subsection, and similar projects and activities must be evaluated under the same criteria:

(a) The degree of leveraging of other funds that will occur;

(b) The degree of commitment from programs to provide necessary habilitation and support services for projects focusing on special needs populations;

(c) Recipient contributions to total project costs, including allied contributions from other sources such as professional, craft and trade services, and lender interest rate subsidies;

(d) Local government project contributions in the form of infrastructure improvements, and others;

(e) Projects that encourage ownership, management, and other project-related responsibility opportunities;

(f) Projects that demonstrate a strong probability of serving the original target group or income level for a period of at least twenty-five years;

(g) The applicant has the demonstrated ability, stability and resources to implement the project;

- (h) Projects which demonstrate serving the greatest need;
- (i) Projects that provide housing for persons and families with the lowest incomes;
- (j) Projects serving special needs populations which are under statutory mandate to develop community housing;
- (k) Project location and access to employment centers in the region or area;
- (l) Projects that provide employment and training opportunities for disadvantaged youth under a youthbuild or youthbuild-type program as defined in RCW 50.72.020; and
- (m) Project location and access to available public transportation services.

(6) The department may only approve applications for projects for persons with mental illness that are consistent with a ~~((regional support network))~~ behavioral health and recovery organization six-year capital and operating plan.

Sec. 50. RCW 43.185.110 and 1993 c 478 s 15 are each amended to read as follows:

The affordable housing advisory board established in RCW 43.185B.020 shall advise the director on housing needs in this state, including housing needs for persons ~~((who are mentally ill or developmentally disabled))~~ with mental illness or developmental disabilities or youth who are blind or deaf or otherwise disabled, operational aspects of the grant and loan program or revenue collection programs established by this chapter, and implementation of the policy and goals of this chapter. Such advice shall be consistent with policies and plans developed by ~~((regional support networks))~~ behavioral health and recovery organizations according to chapter 71.24 RCW for ~~((the mentally ill))~~ individuals with mental illness and the developmental disabilities planning council for ~~((the developmentally disabled))~~ individuals with developmental disabilities.

Sec. 51. RCW 43.20A.895 and 2013 c 338 s 2 are each amended to read as follows:

(1) The systems responsible for financing, administration, and delivery of publicly funded mental health and chemical dependency services to adults must be designed and administered to achieve improved outcomes for adult clients served by those systems through increased use and development of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025. For purposes of this section, client outcomes include: Improved health status; increased participation in employment and education; reduced involvement with the criminal justice system; enhanced safety and access to treatment for forensic patients; reduction in avoidable utilization of and costs associated with hospital, emergency room, and crisis services; increased housing stability; improved quality of life, including measures of recovery and resilience; and decreased population level disparities in access to treatment and treatment outcomes.

(2) The department and the health care authority must implement a strategy for the improvement of the adult behavioral health system.

(a) The department must establish a steering committee that includes at least the following members: Behavioral health service recipients and their families; local government; representatives of ~~((regional support networks))~~ behavioral health and recovery organizations; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers, including at least one chemical dependency provider and at least one psychiatric advanced registered nurse practitioner; housing providers; medicaid managed care plan representatives; long-term care service providers; organizations representing health care professionals providing services in mental health settings; the Washington state hospital association; the Washington state medical association; individuals

with expertise in evidence-based and research-based behavioral health service practices; and the health care authority.

(b) The adult behavioral health system improvement strategy must include:

(i) An assessment of the capacity of the current publicly funded behavioral health services system to provide evidence-based, research-based, and promising practices;

(ii) Identification, development, and increased use of evidence-based, research-based, and promising practices;

(iii) Design and implementation of a transparent quality management system, including analysis of current system capacity to implement outcomes reporting and development of baseline and improvement targets for each outcome measure provided in this section;

(iv) Identification and phased implementation of service delivery, financing, or other strategies that will promote improvement of the behavioral health system as described in this section and incentivize the medical care, behavioral health, and long-term care service delivery systems to achieve the improvements described in this section and collaborate across systems. The strategies must include phased implementation of public reporting of outcome and performance measures in a form that allows for comparison of performance and levels of improvement between geographic regions of Washington; and

(v) Identification of effective methods for promoting workforce capacity, efficiency, stability, diversity, and safety.

(c) The department must seek private foundation and federal grant funding to support the adult behavioral health system improvement strategy.

(d) By May 15, 2014, the Washington state institute for public policy, in consultation with the department, the University of Washington evidence-based practice institute, the University of Washington alcohol and drug abuse institute, and the Washington institute for mental health research and training, shall prepare an inventory of evidence-based, research-based, and promising practices for prevention and intervention services pursuant to subsection (1) of this section. The department shall use the inventory in preparing the behavioral health improvement strategy. The department shall provide the institute with data necessary to complete the inventory.

(e) By August 1, 2014, the department must report to the governor and the relevant fiscal and policy committees of the legislature on the status of implementation of the behavioral health improvement strategy, including strategies developed or implemented to date, timelines, and costs to accomplish phased implementation of the adult behavioral health system improvement strategy.

(3) The department must contract for the services of an independent consultant to review the provision of forensic mental health services in Washington state and provide recommendations as to whether and how the state's forensic mental health system should be modified to provide an appropriate treatment environment for individuals with mental disorders who have been charged with a crime while enhancing the safety and security of the public and other patients and staff at forensic treatment facilities. By August 1, 2014, the department must submit a report regarding the recommendations of the independent consultant to the governor and the relevant fiscal and policy committees of the legislature.

Sec. 52. RCW 43.20A.897 and 2013 c 338 s 7 are each amended to read as follows:

(1) By November 30, 2013, the department and the health care authority must report to the governor and the relevant fiscal and policy committees of the legislature, consistent with RCW 43.01.036, a plan that establishes a tribal-centric behavioral health system incorporating both mental health and chemical

dependency services. The plan must assure that child, adult, and older adult American Indians and Alaskan Natives eligible for medicaid have increased access to culturally appropriate mental health and chemical dependency services. The plan must:

- (a) Include implementation dates, major milestones, and fiscal estimates as needed;
- (b) Emphasize the use of culturally appropriate evidence-based and promising practices;
- (c) Address equitable access to crisis services, outpatient care, voluntary and involuntary hospitalization, and behavioral health care coordination;
- (d) Identify statutory changes necessary to implement the tribal-centric behavioral health system; and
- (e) Be developed with the department's Indian policy advisory committee and the American Indian health commission, in consultation with Washington's federally recognized tribes.

(2) The department shall enter into agreements with the tribes and urban Indian health programs and modify ((regional support network)) behavioral health and recovery organization contracts as necessary to develop a tribal-centric behavioral health system that better serves the needs of the tribes.

Sec. 53. RCW 43.20C.020 and 2012 c 232 s 3 are each amended to read as follows:

The department of social and health services shall accomplish the following in consultation and collaboration with the Washington state institute for public policy, the evidence-based practice institute at the University of Washington, a university-based child welfare partnership and research entity, other national experts in the delivery of evidence-based services, and organizations representing Washington practitioners:

(1) By September 30, 2012, the Washington state institute for public policy, the University of Washington evidence-based practice institute, in consultation with the department shall publish descriptive definitions of evidence-based, research-based, and promising practices in the areas of child welfare, juvenile rehabilitation, and children's mental health services.

(a) In addition to descriptive definitions, the Washington state institute for public policy and the University of Washington evidence-based practice institute must prepare an inventory of evidence-based, research-based, and promising practices for prevention and intervention services that will be used for the purpose of completing the baseline assessment described in subsection (2) of this section. The inventory shall be periodically updated as more practices are identified.

(b) In identifying evidence-based and research-based services, the Washington state institute for public policy and the University of Washington evidence-based practice institute must:

- (i) Consider any available systemic evidence-based assessment of a program's efficacy and cost-effectiveness; and
- (ii) Attempt to identify assessments that use valid and reliable evidence.

(c) Using state, federal, or private funds, the department shall prioritize the assessment of promising practices identified in (a) of this subsection with the goal of increasing the number of such practices that meet the standards for evidence-based and research-based practices.

(2) By June 30, 2013, the department and the health care authority shall complete a baseline assessment of utilization of evidence-based and research-based practices in the areas of child welfare, juvenile rehabilitation, and children's mental health services. The assessment must include prevention and intervention services provided through medicaid fee-for-service and healthy options managed care contracts. The assessment shall include estimates of:

- (a) The number of children receiving each service;

(b) For juvenile rehabilitation and child welfare services, the total amount of state and federal funds expended on the service;

(c) For children's mental health services, the number and percentage of encounters using these services that are provided to children served by ((regional support networks)) behavioral health and recovery organizations and children receiving mental health services through medicaid fee-for-service or healthy options;

(d) The relative availability of the service in the various regions of the state; and

(e) To the extent possible, the unmet need for each service.

(3)(a) By December 30, 2013, the department and the health care authority shall report to the governor and to the appropriate fiscal and policy committees of the legislature on recommended strategies, timelines, and costs for increasing the use of evidence-based and research-based practices. The report must distinguish between a reallocation of existing funding to support the recommended strategies and new funding needed to increase the use of the practices.

(b) The department shall provide updated recommendations to the governor and the legislature by December 30, 2014, and by December 30, 2015.

(4)(a) The report required under subsection (3) of this section must include recommendations for the reallocation of resources for evidence-based and research-based practices and substantial increases above the baseline assessment of the use of evidence-based and research-based practices for the 2015-2017 and the 2017-2019 biennia. The recommendations for increases shall be consistent with subsection (2) of this section.

(b) If the department or health care authority anticipates that it will not meet its recommended levels for an upcoming biennium as set forth in its report, it must report to the legislature by November 1st of the year preceding the biennium. The report shall include:

- (i) The identified impediments to meeting the recommended levels;
- (ii) The current and anticipated performance level; and
- (iii) Strategies that will be undertaken to improve performance.

(5) Recommendations made pursuant to subsections (3) and (4) of this section must include strategies to identify programs that are effective with ethnically diverse clients and to consult with tribal governments, experts within ethnically diverse communities, and community organizations that serve diverse communities.

Sec. 54. RCW 43.20C.030 and 2012 c 232 s 4 are each amended to read as follows:

The department of social and health services, in consultation with a university-based evidence-based practice institute entity in Washington, the Washington partnership council on juvenile justice, the child mental health systems of care planning committee, the children, youth, and family advisory committee, the Washington state racial disproportionality advisory committee, a university-based child welfare research entity in Washington state, ((regional support networks)) behavioral health and recovery organizations, the Washington association of juvenile court administrators, and the Washington state institute for public policy, shall:

(1) Develop strategies to use unified and coordinated case plans for children, youth, and their families who are or are likely to be involved in multiple systems within the department;

(2) Use monitoring and quality control procedures designed to measure fidelity with evidence-based and research-based prevention and treatment programs; and

(3) Utilize any existing data reporting and system of quality management processes at the state and local level for

monitoring the quality control and fidelity of the implementation of evidence-based and research-based practices.

Sec. 55. RCW 44.28.800 and 1998 c 297 s 61 are each amended to read as follows:

The joint legislative audit and review committee shall conduct an evaluation of the efficiency and effectiveness of chapter 297, Laws of 1998 in meeting its stated goals. Such an evaluation shall include the operation of the state mental hospitals and the ~~((regional support networks))~~ behavioral health and recovery organizations, as well as any other appropriate entity. The joint legislative audit and review committee shall prepare an interim report of its findings which shall be delivered to the appropriate legislative committees of the house of representatives and the senate no later than September 1, 2000. In addition, the joint legislative audit and review committee shall prepare a final report of its findings which shall be delivered to the appropriate legislative committees of the house of representatives and the senate no later than January 1, 2001.

Sec. 56. RCW 48.01.220 and 1993 c 462 s 104 are each amended to read as follows:

The activities and operations of mental health ~~((regional support networks))~~ behavioral health and recovery organizations, to the extent they pertain to the operation of a medical assistance managed care system in accordance with chapters 71.24 and 74.09 RCW, are exempt from the requirements of this title.

Sec. 57. RCW 70.02.010 and 2013 c 200 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

- (1) "Admission" has the same meaning as in RCW 71.05.020.
- (2) "Audit" means an assessment, evaluation, determination, or investigation of a health care provider by a person not employed by or affiliated with the provider to determine compliance with:
 - (a) Statutory, regulatory, fiscal, medical, or scientific standards;
 - (b) A private or public program of payments to a health care provider; or
 - (c) Requirements for licensing, accreditation, or certification.
- (3) "Commitment" has the same meaning as in RCW 71.05.020.
- (4) "Custody" has the same meaning as in RCW 71.05.020.
- (5) "Deidentified" means health information that does not identify an individual and with respect to which there is no reasonable basis to believe that the information can be used to identify an individual.
- (6) "Department" means the department of social and health services.
- (7) "Designated mental health professional" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.
- (8) "Detention" or "detain" has the same meaning as in RCW 71.05.020.
- (9) "Directory information" means information disclosing the presence, and for the purpose of identification, the name, location within a health care facility, and the general health condition of a particular patient who is a patient in a health care facility or who is currently receiving emergency health care in a health care facility.
- (10) "Discharge" has the same meaning as in RCW 71.05.020.
- (11) "Evaluation and treatment facility" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.

(12) "Federal, state, or local law enforcement authorities" means an officer of any agency or authority in the United States, a state, a tribe, a territory, or a political subdivision of a state, a tribe, or a territory who is empowered by law to: (a) Investigate or conduct an official inquiry into a potential criminal violation of law; or (b) prosecute or otherwise conduct a criminal proceeding arising from an alleged violation of law.

(13) "General health condition" means the patient's health status described in terms of "critical," "poor," "fair," "good," "excellent," or terms denoting similar conditions.

(14) "Health care" means any care, service, or procedure provided by a health care provider:

(a) To diagnose, treat, or maintain a patient's physical or mental condition; or

(b) That affects the structure or any function of the human body.

(15) "Health care facility" means a hospital, clinic, nursing home, laboratory, office, or similar place where a health care provider provides health care to patients.

(16) "Health care information" means any information, whether oral or recorded in any form or medium, that identifies or can readily be associated with the identity of a patient and directly relates to the patient's health care, including a patient's deoxyribonucleic acid and identified sequence of chemical base pairs. The term includes any required accounting of disclosures of health care information.

(17) "Health care operations" means any of the following activities of a health care provider, health care facility, or third-party payor to the extent that the activities are related to functions that make an entity a health care provider, a health care facility, or a third-party payor:

(a) Conducting: Quality assessment and improvement activities, including outcomes evaluation and development of clinical guidelines, if the obtaining of generalizable knowledge is not the primary purpose of any studies resulting from such activities; population-based activities relating to improving health or reducing health care costs, protocol development, case management and care coordination, contacting of health care providers and patients with information about treatment alternatives; and related functions that do not include treatment;

(b) Reviewing the competence or qualifications of health care professionals, evaluating practitioner and provider performance and third-party payor performance, conducting training programs in which students, trainees, or practitioners in areas of health care learn under supervision to practice or improve their skills as health care providers, training of nonhealth care professionals, accreditation, certification, licensing, or credentialing activities;

(c) Underwriting, premium rating, and other activities relating to the creation, renewal, or replacement of a contract of health insurance or health benefits, and ceding, securing, or placing a contract for reinsurance of risk relating to claims for health care, including stop-loss insurance and excess of loss insurance, if any applicable legal requirements are met;

(d) Conducting or arranging for medical review, legal services, and auditing functions, including fraud and abuse detection and compliance programs;

(e) Business planning and development, such as conducting cost-management and planning-related analyses related to managing and operating the health care facility or third-party payor, including formulary development and administration, development, or improvement of methods of payment or coverage policies; and

(f) Business management and general administrative activities of the health care facility, health care provider, or third-party payor including, but not limited to:

(i) Management activities relating to implementation of and compliance with the requirements of this chapter;

(ii) Customer service, including the provision of data analyses for policy holders, plan sponsors, or other customers, provided that health care information is not disclosed to such policy holder, plan sponsor, or customer;

(iii) Resolution of internal grievances;

(iv) The sale, transfer, merger, or consolidation of all or part of a health care provider, health care facility, or third-party payor with another health care provider, health care facility, or third-party payor or an entity that following such activity will become a health care provider, health care facility, or third-party payor, and due diligence related to such activity; and

(v) Consistent with applicable legal requirements, creating deidentified health care information or a limited dataset for the benefit of the health care provider, health care facility, or third-party payor.

(18) "Health care provider" means a person who is licensed, certified, registered, or otherwise authorized by the law of this state to provide health care in the ordinary course of business or practice of a profession.

(19) "Human immunodeficiency virus" or "HIV" has the same meaning as in RCW 70.24.017.

(20) "Imminent" has the same meaning as in RCW 71.05.020.

(21) "Information and records related to mental health services" means a type of health care information that relates to all information and records, including mental health treatment records, compiled, obtained, or maintained in the course of providing services by a mental health service agency, as defined in this section. This may include documents of legal proceedings under chapter 71.05, 71.34, or 10.77 RCW, or somatic health care information. For health care information maintained by a hospital as defined in RCW 70.41.020 or a health care facility or health care provider that participates with a hospital in an organized health care arrangement defined under federal law, "information and records related to mental health services" is limited to information and records of services provided by a mental health professional or information and records of services created by a hospital-operated community mental health program as defined in RCW 71.24.025(6).

(22) "Information and records related to sexually transmitted diseases" means a type of health care information that relates to the identity of any person upon whom an HIV antibody test or other sexually transmitted infection test is performed, the results of such tests, and any information relating to diagnosis of or treatment for any confirmed sexually transmitted infections.

(23) "Institutional review board" means any board, committee, or other group formally designated by an institution, or authorized under federal or state law, to review, approve the initiation of, or conduct periodic review of research programs to assure the protection of the rights and welfare of human research subjects.

(24) "Legal counsel" has the same meaning as in RCW 71.05.020.

(25) "Local public health officer" has the same meaning as in RCW 70.24.017.

(26) "Maintain," as related to health care information, means to hold, possess, preserve, retain, store, or control that information.

(27) "Mental health professional" has the same meaning as in RCW 71.05.020.

(28) "Mental health service agency" means a public or private agency that provides services to persons with mental disorders as defined under RCW 71.05.020 or 71.34.020 and receives funding from public sources. This includes evaluation

and treatment facilities as defined in RCW 71.34.020, community mental health service delivery systems, or community mental health programs, as defined in RCW 71.24.025, and facilities conducting competency evaluations and restoration under chapter 10.77 RCW.

(29) "Mental health treatment records" include registration records, as defined in RCW 71.05.020, and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by (~~regional support networks~~) behavioral health and recovery organizations and their staffs, and by treatment facilities. "Mental health treatment records" include mental health information contained in a medical bill including, but not limited to, mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. "Mental health treatment records" do not include notes or records maintained for personal use by a person providing treatment services for the department, (~~regional support networks~~) behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(30) "Minor" has the same meaning as in RCW 71.34.020.

(31) "Parent" has the same meaning as in RCW 71.34.020.

(32) "Patient" means an individual who receives or has received health care. The term includes a deceased individual who has received health care.

(33) "Payment" means:

(a) The activities undertaken by:

(i) A third-party payor to obtain premiums or to determine or fulfill its responsibility for coverage and provision of benefits by the third-party payor; or

(ii) A health care provider, health care facility, or third-party payor, to obtain or provide reimbursement for the provision of health care; and

(b) The activities in (a) of this subsection that relate to the patient to whom health care is provided and that include, but are not limited to:

(i) Determinations of eligibility or coverage, including coordination of benefits or the determination of cost-sharing amounts, and adjudication or subrogation of health benefit claims;

(ii) Risk adjusting amounts due based on enrollee health status and demographic characteristics;

(iii) Billing, claims management, collection activities, obtaining payment under a contract for reinsurance, including stop-loss insurance and excess of loss insurance, and related health care data processing;

(iv) Review of health care services with respect to medical necessity, coverage under a health plan, appropriateness of care, or justification of charges;

(v) Utilization review activities, including precertification and preauthorization of services, and concurrent and retrospective review of services; and

(vi) Disclosure to consumer reporting agencies of any of the following health care information relating to collection of premiums or reimbursement:

(A) Name and address;

(B) Date of birth;

(C) Social security number;

(D) Payment history;

(E) Account number; and

(F) Name and address of the health care provider, health care facility, and/or third-party payor.

(34) "Person" means an individual, corporation, business trust, estate, trust, partnership, association, joint venture,

government, governmental subdivision or agency, or any other legal or commercial entity.

(35) "Professional person" has the same meaning as in RCW 71.05.020.

(36) "Psychiatric advanced registered nurse practitioner" has the same meaning as in RCW 71.05.020.

(37) "Reasonable fee" means the charges for duplicating or searching the record, but shall not exceed sixty-five cents per page for the first thirty pages and fifty cents per page for all other pages. In addition, a clerical fee for searching and handling may be charged not to exceed fifteen dollars. These amounts shall be adjusted biennially in accordance with changes in the consumer price index, all consumers, for Seattle-Tacoma metropolitan statistical area as determined by the secretary of health. However, where editing of records by a health care provider is required by statute and is done by the provider personally, the fee may be the usual and customary charge for a basic office visit.

(38) "Release" has the same meaning as in RCW 71.05.020.

(39) "Resource management services" has the same meaning as in RCW 71.05.020.

(40) "Serious violent offense" has the same meaning as in RCW 71.05.020.

(41) "Sexually transmitted infection" or "sexually transmitted disease" has the same meaning as "sexually transmitted disease" in RCW 70.24.017.

(42) "Test for a sexually transmitted disease" has the same meaning as in RCW 70.24.017.

(43) "Third-party payor" means an insurer regulated under Title 48 RCW authorized to transact business in this state or other jurisdiction, including a health care service contractor, and health maintenance organization; or an employee welfare benefit plan, excluding fitness or wellness plans; or a state or federal health benefit program.

(44) "Treatment" means the provision, coordination, or management of health care and related services by one or more health care providers or health care facilities, including the coordination or management of health care by a health care provider or health care facility with a third party; consultation between health care providers or health care facilities relating to a patient; or the referral of a patient for health care from one health care provider or health care facility to another.

Sec. 58. RCW 70.02.230 and 2013 c 200 s 7 are each amended to read as follows:

(1) Except as provided in this section, RCW 70.02.050, 71.05.445, 70.96A.150, 74.09.295, 70.02.210, 70.02.240, 70.02.250, and 70.02.260, or pursuant to a valid authorization under RCW 70.02.030, the fact of admission to a provider for mental health services and all information and records compiled, obtained, or maintained in the course of providing mental health services to either voluntary or involuntary recipients of services at public or private agencies must be confidential.

(2) Information and records related to mental health services, other than those obtained through treatment under chapter 71.34 RCW, may be disclosed only:

(a) In communications between qualified professional persons to meet the requirements of chapter 71.05 RCW, in the provision of services or appropriate referrals, or in the course of guardianship proceedings if provided to a professional person:

- (i) Employed by the facility;
- (ii) Who has medical responsibility for the patient's care;
- (iii) Who is a designated mental health professional;
- (iv) Who is providing services under chapter 71.24

RCW;

(v) Who is employed by a state or local correctional facility where the person is confined or supervised; or

(vi) Who is providing evaluation, treatment, or follow-up services under chapter 10.77 RCW;

(b) When the communications regard the special needs of a patient and the necessary circumstances giving rise to such needs and the disclosure is made by a facility providing services to the operator of a facility in which the patient resides or will reside;

(c)(i) When the person receiving services, or his or her guardian, designates persons to whom information or records may be released, or if the person is a minor, when his or her parents make such a designation;

(ii) A public or private agency shall release to a person's next of kin, attorney, personal representative, guardian, or conservator, if any:

(A) The information that the person is presently a patient in the facility or that the person is seriously physically ill;

(B) A statement evaluating the mental and physical condition of the patient, and a statement of the probable duration of the patient's confinement, if such information is requested by the next of kin, attorney, personal representative, guardian, or conservator; and

(iii) Other information requested by the next of kin or attorney as may be necessary to decide whether or not proceedings should be instituted to appoint a guardian or conservator;

(d)(i) To the courts as necessary to the administration of chapter 71.05 RCW or to a court ordering an evaluation or treatment under chapter 10.77 RCW solely for the purpose of preventing the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

(ii) To a court or its designee in which a motion under chapter 10.77 RCW has been made for involuntary medication of a defendant for the purpose of competency restoration.

(iii) Disclosure under this subsection is mandatory for the purpose of the federal health insurance portability and accountability act;

(e)(i) When a mental health professional is requested by a representative of a law enforcement or corrections agency, including a police officer, sheriff, community corrections officer, a municipal attorney, or prosecuting attorney to undertake an investigation or provide treatment under RCW 71.05.150, 10.31.110, or 71.05.153, the mental health professional shall, if requested to do so, advise the representative in writing of the results of the investigation including a statement of reasons for the decision to detain or release the person investigated. The written report must be submitted within seventy-two hours of the completion of the investigation or the request from the law enforcement or corrections representative, whichever occurs later.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(f) To the attorney of the detained person;

(g) To the prosecuting attorney as necessary to carry out the responsibilities of the office under RCW 71.05.330(2), 71.05.340(1)(b), and 71.05.335. The prosecutor must be provided access to records regarding the committed person's treatment and prognosis, medication, behavior problems, and other records relevant to the issue of whether treatment less restrictive than inpatient treatment is in the best interest of the committed person or others. Information must be disclosed only after giving notice to the committed person and the person's counsel;

(h)(i) To appropriate law enforcement agencies and to a person, when the identity of the person is known to the public or private agency, whose health and safety has been threatened, or who is known to have been repeatedly harassed, by the patient. The person may designate a representative to receive the disclosure. The disclosure must be made by the professional person in charge of the public or private agency or his or her

designee and must include the dates of commitment, admission, discharge, or release, authorized or unauthorized absence from the agency's facility, and only any other information that is pertinent to the threat or harassment. The agency or its employees are not civilly liable for the decision to disclose or not, so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(i)(i) To appropriate corrections and law enforcement agencies all necessary and relevant information in the event of a crisis or emergent situation that poses a significant and imminent risk to the public. The mental health service agency or its employees are not civilly liable for the decision to disclose or not so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the health insurance portability and accountability act;

(j) To the persons designated in RCW 71.05.425 for the purposes described in those sections;

(k) Upon the death of a person. The person's next of kin, personal representative, guardian, or conservator, if any, must be notified. Next of kin who are of legal age and competent must be notified under this section in the following order: Spouse, parents, children, brothers and sisters, and other relatives according to the degree of relation. Access to all records and information compiled, obtained, or maintained in the course of providing services to a deceased patient are governed by RCW 70.02.140;

(l) To mark headstones or otherwise memorialize patients interred at state hospital cemeteries. The department of social and health services shall make available the name, date of birth, and date of death of patients buried in state hospital cemeteries fifty years after the death of a patient;

(m) To law enforcement officers and to prosecuting attorneys as are necessary to enforce RCW 9.41.040(2)(a)(ii). The extent of information that may be released is limited as follows:

(i) Only the fact, place, and date of involuntary commitment, an official copy of any order or orders of commitment, and an official copy of any written or oral notice of ineligibility to possess a firearm that was provided to the person pursuant to RCW 9.41.047(1), must be disclosed upon request;

(ii) The law enforcement and prosecuting attorneys may only release the information obtained to the person's attorney as required by court rule and to a jury or judge, if a jury is waived, that presides over any trial at which the person is charged with violating RCW 9.41.040(2)(a)(ii);

(iii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(n) When a patient would otherwise be subject to the provisions of this section and disclosure is necessary for the protection of the patient or others due to his or her unauthorized disappearance from the facility, and his or her whereabouts is unknown, notice of the disappearance, along with relevant information, may be made to relatives, the department of corrections when the person is under the supervision of the department, and governmental law enforcement agencies designated by the physician or psychiatric advanced registered nurse practitioner in charge of the patient or the professional person in charge of the facility, or his or her professional designee;

(o) Pursuant to lawful order of a court;

(p) To qualified staff members of the department, to the director of ~~(regional support networks)~~ behavioral health and recovery organizations, to resource management services responsible for serving a patient, or to service providers designated by resource management services as necessary to determine the

progress and adequacy of treatment and to determine whether the person should be transferred to a less restrictive or more appropriate treatment modality or facility;

(q) Within the treatment facility where the patient is receiving treatment, confidential information may be disclosed to persons employed, serving in bona fide training programs, or participating in supervised volunteer programs, at the facility when it is necessary to perform their duties;

(r) Within the department as necessary to coordinate treatment for mental illness, developmental disabilities, alcoholism, or drug abuse of persons who are under the supervision of the department;

(s) To a licensed physician or psychiatric advanced registered nurse practitioner who has determined that the life or health of the person is in danger and that treatment without the information contained in the mental health treatment records could be injurious to the patient's health. Disclosure must be limited to the portions of the records necessary to meet the medical emergency;

(t) Consistent with the requirements of the federal health information portability and accountability act, to a licensed mental health professional or a health care professional licensed under chapter 18.71, 18.71A, 18.57, 18.57A, 18.79, or 18.36A RCW who is providing care to a person, or to whom a person has been referred for evaluation or treatment, to assure coordinated care and treatment of that person. Psychotherapy notes, as defined in 45 C.F.R. Sec. 164.501, may not be released without authorization of the person who is the subject of the request for release of information;

(u) To administrative and office support staff designated to obtain medical records for those licensed professionals listed in (t) of this subsection;

(v) To a facility that is to receive a person who is involuntarily committed under chapter 71.05 RCW, or upon transfer of the person from one treatment facility to another. The release of records under this subsection is limited to the mental health treatment records required by law, a record or summary of all somatic treatments, and a discharge summary. The discharge summary may include a statement of the patient's problem, the treatment goals, the type of treatment which has been provided, and recommendation for future treatment, but may not include the patient's complete treatment record;

(w) To the person's counsel or guardian ad litem, without modification, at any time in order to prepare for involuntary commitment or recommitment proceedings, reexaminations, appeals, or other actions relating to detention, admission, commitment, or patient's rights under chapter 71.05 RCW;

(x) To staff members of the protection and advocacy agency or to staff members of a private, nonprofit corporation for the purpose of protecting and advocating the rights of persons with mental disorders or developmental disabilities. Resource management services may limit the release of information to the name, birthdate, and county of residence of the patient, information regarding whether the patient was voluntarily admitted, or involuntarily committed, the date and place of admission, placement, or commitment, the name and address of a guardian of the patient, and the date and place of the guardian's appointment. Any staff member who wishes to obtain additional information must notify the patient's resource management services in writing of the request and of the resource management services' right to object. The staff member shall send the notice by mail to the guardian's address. If the guardian does not object in writing within fifteen days after the notice is mailed, the staff member may obtain the additional information. If the guardian objects in writing within fifteen days after the notice is mailed, the staff member may not obtain the additional information;

(y) To all current treating providers of the patient with prescriptive authority who have written a prescription for the patient within the last twelve months. For purposes of coordinating health care, the department may release without written authorization of the patient, information acquired for billing and collection purposes as described in RCW 70.02.050(1)(e). The department shall notify the patient that billing and collection information has been released to named providers, and provide the substance of the information released and the dates of such release. The department may not release counseling, inpatient psychiatric hospitalization, or drug and alcohol treatment information without a signed written release from the client;

(z)(i) To the secretary of social and health services for either program evaluation or research, or both so long as the secretary adopts rules for the conduct of the evaluation or research, or both. Such rules must include, but need not be limited to, the requirement that all evaluators and researchers sign an oath of confidentiality substantially as follows:

"As a condition of conducting evaluation or research concerning persons who have received services from (fill in the facility, agency, or person) I,, agree not to divulge, publish, or otherwise make known to unauthorized persons or the public any information obtained in the course of such evaluation or research regarding persons who have received services such that the person who received such services is identifiable.

I recognize that unauthorized release of confidential information may subject me to civil liability under the provisions of state law.

/s/"

(ii) Nothing in this chapter may be construed to prohibit the compilation and publication of statistical data for use by government or researchers under standards, including standards to assure maintenance of confidentiality, set forth by the secretary.

(3) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for chemical dependency, the department may restrict the release of the information as necessary to comply with federal law and regulations.

(4) Civil liability and immunity for the release of information about a particular person who is committed to the department of social and health services under RCW 71.05.280(3) and 71.05.320(3)(c) after dismissal of a sex offense as defined in RCW 9.94A.030, is governed by RCW 4.24.550.

(5) The fact of admission to a provider of mental health services, as well as all records, files, evidence, findings, or orders made, prepared, collected, or maintained pursuant to chapter 71.05 RCW are not admissible as evidence in any legal proceeding outside that chapter without the written authorization of the person who was the subject of the proceeding except as provided in RCW 70.02.260, in a subsequent criminal prosecution of a person committed pursuant to RCW 71.05.280(3) or 71.05.320(3)(c) on charges that were dismissed pursuant to chapter 10.77 RCW due to incompetency to stand trial, in a civil commitment proceeding pursuant to chapter 71.09 RCW, or, in the case of a minor, a guardianship or dependency proceeding. The records and files maintained in any court proceeding pursuant to chapter 71.05 RCW must be confidential and available subsequent to such proceedings only to the person who was the subject of the proceeding or his or her attorney. In addition, the court may order the subsequent release or use of such records or files only upon good cause shown if the court finds that appropriate safeguards for strict confidentiality are and will be maintained.

(6)(a) Except as provided in RCW 4.24.550, any person may bring an action against an individual who has willfully released confidential information or records concerning him or her in violation of the provisions of this section, for the greater of the following amounts:

(i) One thousand dollars; or

(ii) Three times the amount of actual damages sustained, if any.

(b) It is not a prerequisite to recovery under this subsection that the plaintiff suffered or was threatened with special, as contrasted with general, damages.

(c) Any person may bring an action to enjoin the release of confidential information or records concerning him or her or his or her ward, in violation of the provisions of this section, and may in the same action seek damages as provided in this subsection.

(d) The court may award to the plaintiff, should he or she prevail in any action authorized by this subsection, reasonable attorney fees in addition to those otherwise provided by law.

(e) If an action is brought under this subsection, no action may be brought under RCW 70.02.170.

Sec. 59. RCW 70.02.250 and 2013 c 200 s 9 are each amended to read as follows:

(1) Information and records related to mental health services delivered to a person subject to chapter 9.94A or 9.95 RCW must be released, upon request, by a mental health service agency to department of corrections personnel for whom the information is necessary to carry out the responsibilities of their office. The information must be provided only for the purpose of completing presentence investigations, supervision of an incarcerated person, planning for and provision of supervision of a person, or assessment of a person's risk to the community. The request must be in writing and may not require the consent of the subject of the records.

(2) The information to be released to the department of corrections must include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties, including those records and reports identified in subsection (1) of this section.

(3) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific (~~regional support networks~~) behavioral health and recovery organizations and mental health service agencies that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

(4) The department and the department of corrections, in consultation with (~~regional support networks~~) behavioral health and recovery organizations, mental health service agencies as defined in RCW 70.02.010, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules must:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(5) The information received by the department of corrections under this section must remain confidential and subject to the limitations on disclosure outlined in chapter 71.34 RCW, except as provided in RCW 72.09.585.

(6) No mental health service agency or individual employed by a mental health service agency may be held responsible for information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(7) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(8) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under this chapter.

Sec. 60. RCW 70.320.010 and 2013 c 320 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means the health care authority.

(2) "Department" means the department of social and health services.

(3) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well-established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in this section.

(4) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(5) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in this subsection but does not meet the full criteria for evidence-based.

(6) "Service coordination organization" or "service contracting entity" means the authority and department, or an entity that may contract with the state to provide, directly or through subcontracts, a comprehensive delivery system of medical, behavioral, long-term care, or social support services, including entities such as ~~((regional support networks))~~ behavioral health and recovery organizations as defined in RCW 71.24.025, managed care organizations that provide medical services to clients under chapter 74.09 RCW, counties providing chemical dependency services under chapters 74.50 and 70.96A RCW, and area agencies on aging providing case management services under chapter 74.39A RCW.

Sec. 61. RCW 70.96B.010 and 2011 c 89 s 10 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician that a person should be examined or treated as a patient in a hospital, an evaluation and treatment facility, or other inpatient facility, or a decision by a professional person in charge or his or her designee that a person should be detained as a patient for evaluation and treatment in a secure detoxification facility or other certified chemical dependency provider.

(2) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(3) "Approved treatment program" means a discrete program of chemical dependency treatment provided by a treatment program certified by the department as meeting standards adopted under chapter 70.96A RCW.

(4) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(5) "Chemical dependency" means:

(a) Alcoholism;

(b) Drug addiction; or

(c) Dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

(6) "Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.

(7) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

(8) "Conditional release" means a revocable modification of a commitment that may be revoked upon violation of any of its terms.

(9) "Custody" means involuntary detention under either chapter 71.05 or 70.96A RCW or this chapter, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

(10) "Department" means the department of social and health services.

(11) "Designated chemical dependency specialist" or "specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and this chapter, and qualified to do so by meeting standards adopted by the department.

(12) "Designated crisis responder" means a person designated by the county or ~~((regional support network))~~ behavioral health and recovery organization to perform the duties specified in this chapter.

(13) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(14) "Detention" or "detain" means the lawful confinement of a person under this chapter, or chapter 70.96A or 71.05 RCW.

(15) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with individuals with developmental disabilities and is a psychiatrist, psychologist, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

(16) "Developmental disability" means that condition defined in RCW 71A.10.020.

(17) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

(18) "Evaluation and treatment facility" means any facility that can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and that is certified as such by the department. A physically separate and separately operated portion of a state hospital may be designated as

an evaluation and treatment facility. A facility that is part of, or operated by, the department or any federal agency does not require certification. No correctional institution or facility, or jail, may be an evaluation and treatment facility within the meaning of this chapter.

(19) "Facility" means either an evaluation and treatment facility or a secure detoxification facility.

(20) "Gravely disabled" means a condition in which a person, as a result of a mental disorder, or as a result of the use of alcohol or other psychoactive chemicals:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

(21) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this chapter, or chapter 70.96A or 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

(22) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote.

(23) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

(24) "Judicial commitment" means a commitment by a court under this chapter.

(25) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(26) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by a person upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by a person upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts.

(27) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on a person's cognitive or volitional functions.

(28) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

(29) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

(30) "Person in charge" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission, continuing care, and discharge decisions on behalf of the certified program.

(31) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or

not financed in whole or in part by public funds, that constitutes an evaluation and treatment facility or private institution, or hospital, or approved treatment program, that is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill and/or chemically dependent.

(32) "Professional person" means a mental health professional or chemical dependency professional and shall also mean a physician, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter.

(33) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

(34) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

(35) "Public agency" means any evaluation and treatment facility or institution, or hospital, or approved treatment program that is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill and/or chemically dependent, if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments.

(36) "Registration records" means all the records of the department, (~~regional support networks~~) behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(37) "Release" means legal termination of the commitment under chapter 70.96A or 71.05 RCW or this chapter.

(38) "Secretary" means the secretary of the department or the secretary's designee.

(39) "Secure detoxification facility" means a facility operated by either a public or private agency or by the program of an agency that serves the purpose of providing evaluation and assessment, and acute and/or subacute detoxification services for intoxicated persons and includes security measures sufficient to protect the patients, staff, and community.

(40) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(41) "Treatment records" means registration records and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by (~~regional support networks~~) behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, (~~regional support networks~~) behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(42) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 62. RCW 70.96B.020 and 2005 c 504 s 203 are each amended to read as follows:

(1) The secretary, after consulting with the Washington state association of counties, shall select and contract with (~~regional support networks~~) behavioral health and recovery organizations or counties to provide two integrated crisis response and involuntary treatment pilot programs for adults and shall allocate resources for both integrated services and secure detoxification services in the pilot areas. In selecting the two

~~((regional support networks))~~ behavioral health and recovery organizations or counties, the secretary shall endeavor to site one in an urban and one in a rural ~~((regional support network))~~ behavioral health and recovery organization or county; and to site them in counties other than those selected pursuant to RCW 70.96A.800, to the extent necessary to facilitate evaluation of pilot project results.

(2) The ~~((regional support networks))~~ behavioral health and recovery organizations or counties shall implement the pilot programs by providing integrated crisis response and involuntary treatment to persons with a chemical dependency, a mental disorder, or both, consistent with this chapter. The pilot programs shall:

(a) Combine the crisis responder functions of a designated mental health professional under chapter 71.05 RCW and a designated chemical dependency specialist under chapter 70.96A RCW by establishing a new designated crisis responder who is authorized to conduct investigations and detain persons up to seventy-two hours to the proper facility;

(b) Provide training to the crisis responders as required by the department;

(c) Provide sufficient staff and resources to ensure availability of an adequate number of crisis responders twenty-four hours a day, seven days a week;

(d) Provide the administrative and court-related staff, resources, and processes necessary to facilitate the legal requirements of the initial detention and the commitment hearings for persons with a chemical dependency;

(e) Participate in the evaluation and report to assess the outcomes of the pilot programs including providing data and information as requested;

(f) Provide the other services necessary to the implementation of the pilot programs, consistent with this chapter as determined by the secretary in contract; and

(g) Collaborate with the department of corrections where persons detained or committed are also subject to supervision by the department of corrections.

(3) The pilot programs established by this section shall begin providing services by March 1, 2006.

Sec. 63. RCW 70.96B.030 and 2005 c 504 s 204 are each amended to read as follows:

To qualify as a designated crisis responder, a person must have received chemical dependency training as determined by the department and be a:

(1) Psychiatrist, psychologist, psychiatric nurse, or social worker;

(2) Person with a master's degree or further advanced degree in counseling or one of the social sciences from an accredited college or university and who have, in addition, at least two years of experience in direct treatment of persons with mental illness or emotional disturbance, such experience gained under the direction of a mental health professional;

(3) Person who meets the waiver criteria of RCW 71.24.260, which waiver was granted before 1986;

(4) Person who had an approved waiver to perform the duties of a mental health professional that was requested by the ~~((regional support network))~~ behavioral health and recovery organization and granted by the department before July 1, 2001; or

(5) Person who has been granted a time-limited exception of the minimum requirements of a mental health professional by the department consistent with rules adopted by the secretary.

Sec. 64. RCW 70.96C.010 and 2005 c 504 s 601 are each amended to read as follows:

(1) The department of social and health services, in consultation with the members of the team charged with

developing the state plan for co-occurring mental and substance abuse disorders, shall adopt, not later than January 1, 2006, an integrated and comprehensive screening and assessment process for chemical dependency and mental disorders and co-occurring chemical dependency and mental disorders.

(a) The process adopted shall include, at a minimum:

(i) An initial screening tool that can be used by intake personnel system-wide and which will identify the most common types of co-occurring disorders;

(ii) An assessment process for those cases in which assessment is indicated that provides an appropriate degree of assessment for most situations, which can be expanded for complex situations;

(iii) Identification of triggers in the screening that indicate the need to begin an assessment;

(iv) Identification of triggers after or outside the screening that indicate a need to begin or resume an assessment;

(v) The components of an assessment process and a protocol for determining whether part or all of the assessment is necessary, and at what point; and

(vi) Emphasis that the process adopted under this section is to replace and not to duplicate existing intake, screening, and assessment tools and processes.

(b) The department shall consider existing models, including those already adopted by other states, and to the extent possible, adopt an established, proven model.

(c) The integrated, comprehensive screening and assessment process shall be implemented statewide by all chemical dependency and mental health treatment providers as well as all designated mental health professionals, designated chemical dependency specialists, and designated crisis responders not later than January 1, 2007.

(2) The department shall provide adequate training to effect statewide implementation by the dates designated in this section and shall report the rates of co-occurring disorders and the stage of screening or assessment at which the co-occurring disorder was identified to the appropriate committees of the legislature.

(3) The department shall establish contractual penalties to contracted treatment providers, the ~~((regional support networks))~~ behavioral health and recovery organizations, and their contracted providers for failure to implement the integrated screening and assessment process by July 1, 2007.

Sec. 65. RCW 70.97.010 and 2011 c 89 s 11 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(2) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(3) "Chemical dependency" means alcoholism, drug addiction, or dependence on alcohol and one or more other psychoactive chemicals, as the context requires and as those terms are defined in chapter 70.96A RCW.

(4) "Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.

(5) "Commitment" means the determination by a court that an individual should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

(6) "Conditional release" means a modification of a commitment that may be revoked upon violation of any of its terms.

(7) "Custody" means involuntary detention under chapter 71.05 or 70.96A RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

(8) "Department" means the department of social and health services.

(9) "Designated responder" means a designated mental health professional, a designated chemical dependency specialist, or a designated crisis responder as those terms are defined in chapter 70.96A, 71.05, or 70.96B RCW.

(10) "Detention" or "detain" means the lawful confinement of an individual under chapter 70.96A or 71.05 RCW.

(11) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

(12) "Enhanced services facility" means a facility that provides treatment and services to persons for whom acute inpatient treatment is not medically necessary and who have been determined by the department to be inappropriate for placement in other licensed facilities due to the complex needs that result in behavioral and security issues.

(13) "Expanded community services program" means a nonsecure program of enhanced behavioral and residential support provided to long-term and residential care providers serving specifically eligible clients who would otherwise be at risk for hospitalization at state hospital geriatric units.

(14) "Facility" means an enhanced services facility.

(15) "Gravely disabled" means a condition in which an individual, as a result of a mental disorder, as a result of the use of alcohol or other psychoactive chemicals, or both:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

(16) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this chapter, or chapter 70.96A or 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

(17) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(18) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

(19) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.

(20) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

(21) "Professional person" means a mental health professional and also means a physician, registered nurse, and such others as may be defined in rules adopted by the secretary pursuant to the provisions of this chapter.

(22) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

(23) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

(24) "Registration records" include all the records of the department, (~~regional support networks~~) behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify individuals who are receiving or who at any time have received services for mental illness.

(25) "Release" means legal termination of the commitment under chapter 70.96A or 71.05 RCW.

(26) "Resident" means a person admitted to an enhanced services facility.

(27) "Secretary" means the secretary of the department or the secretary's designee.

(28) "Significant change" means:

(a) A deterioration in a resident's physical, mental, or psychosocial condition that has caused or is likely to cause clinical complications or life-threatening conditions; or

(b) An improvement in the resident's physical, mental, or psychosocial condition that may make the resident eligible for release or for treatment in a less intensive or less secure setting.

(29) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(30) "Treatment" means the broad range of emergency, detoxification, residential, inpatient, and outpatient services and care, including diagnostic evaluation, mental health or chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation, and career counseling, which may be extended to persons with mental disorders, chemical dependency disorders, or both, and their families.

(31) "Treatment records" include registration and all other records concerning individuals who are receiving or who at any time have received services for mental illness, which are maintained by the department, by (~~regional support networks~~) behavioral health and recovery organizations and their staffs, and by treatment facilities. "Treatment records" do not include notes or records maintained for personal use by an individual providing treatment services for the department, (~~regional support networks~~) behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(32) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 66. RCW 71.05.020 and 2011 c 148 s 1 and 2011 c 89 s 14 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician or psychiatric advanced registered nurse practitioner that a person should be examined or treated as a patient in a hospital;

(2) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes, but is not limited to atypical antipsychotic medications;

(3) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(4) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting;

(5) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms;

(6) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed by the department of health and certified by the department of social and health services under RCW 71.24.035, such as an evaluation and treatment facility or a hospital, which has been designed to assess, diagnose, and treat individuals experiencing an acute crisis without the use of long-term hospitalization;

(7) "Custody" means involuntary detention under the provisions of this chapter or chapter 10.77 RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment;

(8) "Department" means the department of social and health services;

(9) "Designated chemical dependency specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in chapters 70.96A and 70.96B RCW;

(10) "Designated crisis responder" means a mental health professional appointed by the county or the ~~((regional support network))~~ behavioral health and recovery organization to perform the duties specified in this chapter;

(11) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter;

(12) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter;

(13) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental disabilities and is a psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary;

(14) "Developmental disability" means that condition defined in RCW 71A.10.020~~((3))~~(4);

(15) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order;

(16) "Evaluation and treatment facility" means any facility which can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and which is certified as such by the department. A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility. A facility which is part of, or operated by, the department or any federal agency will not require certification. No correctional institution or facility, or jail, shall be an evaluation and treatment facility within the meaning of this chapter;

(17) "Gravely disabled" means a condition in which a person, as a result of a mental disorder: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety;

(18) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct;

(19) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility or in confinement as a result of a criminal conviction;

(20) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote;

(21) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for a person with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual discharge or release, and a projected possible date for discharge or release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences;

(22) "Information related to mental health services" means all information and records compiled, obtained, or maintained in the course of providing services to either voluntary or involuntary recipients of services by a mental health service provider. This may include documents of legal proceedings under this chapter or chapter 71.34 or 10.77 RCW, or somatic health care information;

(23) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

(24) "Legal counsel" means attorneys and staff employed by county prosecutor offices or the state attorney general acting in their capacity as legal representatives of public mental health service providers under RCW 71.05.130;

(25) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself; (ii) physical harm will be inflicted by a person upon another, as evidenced by behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm; or (iii) physical harm will be inflicted by a person upon the property of others, as evidenced by behavior

which has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts;

(26) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on a person's cognitive or volitional functions;

(27) "Mental health professional" means a psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

(28) "Mental health service provider" means a public or private agency that provides mental health services to persons with mental disorders as defined under this section and receives funding from public sources. This includes, but is not limited to, hospitals licensed under chapter 70.41 RCW, evaluation and treatment facilities as defined in this section, community mental health service delivery systems or community mental health programs as defined in RCW 71.24.025, facilities conducting competency evaluations and restoration under chapter 10.77 RCW, and correctional facilities operated by state and local governments;

(29) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment;

(30) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, which constitutes an evaluation and treatment facility or private institution, or hospital, which is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill;

(31) "Professional person" means a mental health professional and shall also mean a physician, psychiatric advanced registered nurse practitioner, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

(32) "Psychiatric advanced registered nurse practitioner" means a person who is licensed as an advanced registered nurse practitioner pursuant to chapter 18.79 RCW; and who is board certified in advanced practice psychiatric and mental health nursing;

(33) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology;

(34) "Psychologist" means a person who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

(35) "Public agency" means any evaluation and treatment facility or institution, or hospital which is conducted for, or includes a department or ward conducted for, the care and treatment of persons with mental illness, if the agency is operated directly by, federal, state, county, or municipal government, or a combination of such governments;

(36) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness;

(37) "Release" means legal termination of the commitment under the provisions of this chapter;

(38) "Resource management services" has the meaning given in chapter 71.24 RCW;

(39) "Secretary" means the secretary of the department of social and health services, or his or her designee;

(40) "Serious violent offense" has the same meaning as provided in RCW 9.94A.030;

(41) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010;

(42) "Therapeutic court personnel" means the staff of a mental health court or other therapeutic court which has jurisdiction over defendants who are dually diagnosed with mental disorders, including court personnel, probation officers, a court monitor, prosecuting attorney, or defense counsel acting within the scope of therapeutic court duties;

(43) "Triage facility" means a short-term facility or a portion of a facility licensed by the department of health and certified by the department of social and health services under RCW 71.24.035, which is designed as a facility to assess and stabilize an individual or determine the need for involuntary commitment of an individual, and must meet department of health residential treatment facility standards. A triage facility may be structured as a voluntary or involuntary placement facility;

(44) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records include mental health information contained in a medical bill including but not limited to mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others;

(45) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 67. RCW 71.05.025 and 2000 c 94 s 2 are each amended to read as follows:

The legislature intends that the procedures and services authorized in this chapter be integrated with those in chapter 71.24 RCW to the maximum extent necessary to assure a continuum of care to persons ~~((who are mentally ill))~~ with mental illness or who have mental disorders, as defined in either or both this chapter and chapter 71.24 RCW. To this end, ~~((regional support networks))~~ behavioral health and recovery organizations established in accordance with chapter 71.24 RCW shall institute procedures which require timely consultation with resource management services by ~~((county))~~ designated mental health professionals and evaluation and treatment facilities to assure that determinations to admit, detain, commit, treat, discharge, or release persons with mental disorders under this chapter are made only after appropriate information regarding such person's treatment history and current treatment plan has been sought from resource management services.

Sec. 68. RCW 71.05.026 and 2006 c 333 s 301 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the ~~((regional support networks))~~

behavioral health and recovery organizations after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, ~~((regional support networks))~~ behavioral health and recovery organizations, and entities which contract to provide ~~((regional support network))~~ behavioral health and recovery organization services and their subcontractors, agents, or employees.

Sec. 69. RCW 71.05.027 and 2005 c 504 s 103 are each amended to read as follows:

(1) Not later than January 1, 2007, all persons providing treatment under this chapter shall also implement the integrated comprehensive screening and assessment process for chemical dependency and mental disorders adopted pursuant to RCW 70.96C.010 and shall document the numbers of clients with co-occurring mental and substance abuse disorders based on a quadrant system of low and high needs.

(2) Treatment providers and ~~((regional support networks))~~ behavioral health and recovery organizations who fail to implement the integrated comprehensive screening and assessment process for chemical dependency and mental disorders by July 1, 2007, shall be subject to contractual penalties established under RCW 70.96C.010.

Sec. 70. RCW 71.05.110 and 2011 c 343 s 5 are each amended to read as follows:

Attorneys appointed for persons pursuant to this chapter shall be compensated for their services as follows: (1) The person for whom an attorney is appointed shall, if he or she is financially able pursuant to standards as to financial capability and indigency set by the superior court of the county in which the proceeding is held, bear the costs of such legal services; (2) if such person is indigent pursuant to such standards, the ~~((regional support network))~~ behavioral health and recovery organization shall reimburse the county in which the proceeding is held for the direct costs of such legal services, as provided in RCW 71.05.730.

Sec. 71. RCW 71.05.300 and 2009 c 293 s 5 and 2009 c 217 s 4 are each reenacted and amended to read as follows:

(1) The petition for ninety day treatment shall be filed with the clerk of the superior court at least three days before expiration of the fourteen-day period of intensive treatment. At the time of filing such petition, the clerk shall set a time for the person to come before the court on the next judicial day after the day of filing unless such appearance is waived by the person's attorney, and the clerk shall notify the designated mental health professional. The designated mental health professional shall immediately notify the person detained, his or her attorney, if any, and his or her guardian or conservator, if any, the prosecuting attorney, and the ~~((regional support network))~~ behavioral health and recovery organization administrator, and provide a copy of the petition to such persons as soon as possible. The ~~((regional support network))~~ behavioral health and recovery organization administrator or designee may review the petition and may appear and testify at the full hearing on the petition.

(2) At the time set for appearance the detained person shall be brought before the court, unless such appearance has been waived and the court shall advise him or her of his or her right to be represented by an attorney, his or her right to a jury trial, and his or her loss of firearm rights if involuntarily committed. If the detained person is not represented by an attorney, or is indigent or is unwilling to retain an attorney, the court shall immediately

appoint an attorney to represent him or her. The court shall, if requested, appoint a reasonably available licensed physician, psychiatric advanced registered nurse practitioner, psychologist, or psychiatrist, designated by the detained person to examine and testify on behalf of the detained person.

(3) The court may, if requested, also appoint a professional person as defined in RCW 71.05.020 to seek less restrictive alternative courses of treatment and to testify on behalf of the detained person. In the case of a person with a developmental disability who has been determined to be incompetent pursuant to RCW 10.77.086(4), then the appointed professional person under this section shall be a developmental disabilities professional.

(4) The court shall also set a date for a full hearing on the petition as provided in RCW 71.05.310.

Sec. 72. RCW 71.05.365 and 2013 c 338 s 4 are each amended to read as follows:

When a person has been involuntarily committed for treatment to a hospital for a period of ninety or one hundred eighty days, and the superintendent or professional person in charge of the hospital determines that the person no longer requires active psychiatric treatment at an inpatient level of care, the ~~((regional support network))~~ behavioral health and recovery organization responsible for resource management services for the person must work with the hospital to develop an individualized discharge plan and arrange for a transition to the community in accordance with the person's individualized discharge plan within twenty-one days of the determination.

Sec. 73. RCW 71.05.445 and 2013 c 200 s 31 are each amended to read as follows:

(1)(a) When a mental health service provider conducts its initial assessment for a person receiving court-ordered treatment, the service provider shall inquire and shall be told by the offender whether he or she is subject to supervision by the department of corrections.

(b) When a person receiving court-ordered treatment or treatment ordered by the department of corrections discloses to his or her mental health service provider that he or she is subject to supervision by the department of corrections, the mental health service provider shall notify the department of corrections that he or she is treating the offender and shall notify the offender that his or her community corrections officer will be notified of the treatment, provided that if the offender has received relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132 and the offender has provided the mental health service provider with a copy of the order granting relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132, the mental health service provider is not required to notify the department of corrections that the mental health service provider is treating the offender. The notification may be written or oral and shall not require the consent of the offender. If an oral notification is made, it must be confirmed by a written notification. For purposes of this section, a written notification includes notification by e-mail or facsimile, so long as the notifying mental health service provider is clearly identified.

(2) The information to be released to the department of corrections shall include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties.

(3) The department and the department of corrections, in consultation with ~~((regional support networks))~~ behavioral health and recovery organizations, mental health service providers as defined in RCW 71.05.020, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules shall:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(4) The information received by the department of corrections under this section shall remain confidential and subject to the limitations on disclosure outlined in chapter 71.05 RCW, except as provided in RCW 72.09.585.

(5) No mental health service provider or individual employed by a mental health service provider shall be held responsible for information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(6) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(7) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under chapter 70.24 RCW.

(8) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific ~~((regional support networks))~~ behavioral health and recovery organizations and mental health service providers that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

Sec. 74. RCW 71.05.730 and 2011 c 343 s 2 are each amended to read as follows:

(1) A county may apply to its ~~((regional support network))~~ behavioral health and recovery organization on a quarterly basis for reimbursement of its direct costs in providing judicial services for civil commitment cases under this chapter and chapter 71.34 RCW. The ~~((regional support network))~~ behavioral health and recovery organization shall in turn be entitled to reimbursement from the ~~((regional support network))~~ behavioral health and recovery organization that serves the county of residence of the individual who is the subject of the civil commitment case. Reimbursements under this section shall be paid out of the ~~((regional support network's))~~ behavioral health and recovery organization's nonmedicaid appropriation.

(2) Reimbursement for judicial services shall be provided per civil commitment case at a rate to be determined based on an independent assessment of the county's actual direct costs. This assessment must be based on an average of the expenditures for judicial services within the county over the past three years. In the event that a baseline cannot be established because there is no significant history of similar cases within the county, the reimbursement rate shall be equal to eighty percent of the median reimbursement rate of counties included in the independent assessment.

(3) For the purposes of this section:

(a) "Civil commitment case" includes all judicial hearings related to a single episode of hospitalization, or less restrictive alternative detention in lieu of hospitalization, except that the filing of a petition for a one hundred eighty-day commitment under this chapter or a petition for a successive one hundred eighty-day commitment under chapter 71.34 RCW shall be considered to be a new case regardless of whether there has

been a break in detention. "Civil commitment case" does not include the filing of a petition for a one hundred eighty-day commitment under this chapter on behalf of a patient at a state psychiatric hospital.

(b) "Judicial services" means a county's reasonable direct costs in providing prosecutor services, assigned counsel and defense services, court services, and court clerk services for civil commitment cases under this chapter and chapter 71.34 RCW.

(4) To the extent that resources have shared purpose, the ~~((regional support network))~~ behavioral health and recovery organization may only reimburse counties to the extent such resources are necessary for and devoted to judicial services as described in this section.

(5) No filing fee may be charged or collected for any civil commitment case subject to reimbursement under this section. **Sec. 75.** RCW 71.05.740 and 2013 c 216 s 2 are each amended to read as follows:

By August 1, 2013, all ~~((regional support networks))~~ behavioral health and recovery organizations in the state of Washington must forward historical mental health involuntary commitment information retained by the organization including identifying information and dates of commitment to the department. As soon as feasible, the ~~((regional support networks))~~ behavioral health and recovery organizations must arrange to report new commitment data to the department within twenty-four hours. Commitment information under this section does not need to be resent if it is already in the possession of the department. ~~((Regional support networks))~~ Behavioral health and recovery organizations and the department shall be immune from liability related to the sharing of commitment information under this section.

Sec. 76. RCW 71.34.330 and 2011 c 343 s 8 are each amended to read as follows:

Attorneys appointed for minors under this chapter shall be compensated for their services as follows:

(1) Responsible others shall bear the costs of such legal services if financially able according to standards set by the court of the county in which the proceeding is held.

(2) If all responsible others are indigent as determined by these standards, the ~~((regional support network))~~ behavioral health and recovery organization shall reimburse the county in which the proceeding is held for the direct costs of such legal services, as provided in RCW 71.05.730.

Sec. 77. RCW 71.34.415 and 2011 c 343 s 4 are each amended to read as follows:

A county may apply to its ~~((regional support network))~~ behavioral health and recovery organization for reimbursement of its direct costs in providing judicial services for civil commitment cases under this chapter, as provided in RCW 71.05.730.

Sec. 78. RCW 71.36.010 and 2007 c 359 s 2 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Agency" means a state, tribal, or local governmental entity or a private not-for-profit organization.

(2) "Child" means a person under eighteen years of age, except as expressly provided otherwise in state or federal law.

(3) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(4) "County authority" means the board of county commissioners or county executive.

(5) "Department" means the department of social and health services.

(6) "Early periodic screening, diagnosis, and treatment" means the component of the federal medicaid program established pursuant to 42 U.S.C. Sec. 1396d(r), as amended.

(7) "Evidence-based" means a program or practice that has had multiple site random controlled trials across heterogeneous populations demonstrating that the program or practice is effective for the population.

(8) "Family" means a child's biological parents, adoptive parents, foster parents, guardian, legal custodian authorized pursuant to Title 26 RCW, a relative with whom a child has been placed by the department of social and health services, or a tribe.

(9) "Promising practice" or "emerging best practice" means a practice that presents, based upon preliminary information, potential for becoming a research-based or consensus-based practice.

(10) "~~((Regional support network))~~ Behavioral health and recovery organization" means a county authority or group of county authorities or other nonprofit entity that has entered into contracts with the secretary pursuant to chapter 71.24 RCW.

(11) "Research-based" means a program or practice that has some research demonstrating effectiveness, but that does not yet meet the standard of evidence-based practices.

(12) "Secretary" means the secretary of social and health services.

(13) "Wraparound process" means a family driven planning process designed to address the needs of children and youth by the formation of a team that empowers families to make key decisions regarding the care of the child or youth in partnership with professionals and the family's natural community supports. The team produces a community-based and culturally competent intervention plan which identifies the strengths and needs of the child or youth and family and defines goals that the team collaborates on achieving with respect for the unique cultural values of the family. The "wraparound process" shall emphasize principles of persistence and outcome-based measurements of success.

Sec. 79. RCW 71.36.025 and 2007 c 359 s 3 are each amended to read as follows:

(1) It is the goal of the legislature that, by 2012, the children's mental health system in Washington state include the following elements:

(a) A continuum of services from early identification, intervention, and prevention through crisis intervention and inpatient treatment, including peer support and parent mentoring services;

(b) Equity in access to services for similarly situated children, including children with co-occurring disorders;

(c) Developmentally appropriate, high quality, and culturally competent services available statewide;

(d) Treatment of each child in the context of his or her family and other persons that are a source of support and stability in his or her life;

(e) A sufficient supply of qualified and culturally competent children's mental health providers;

(f) Use of developmentally appropriate evidence-based and research-based practices;

(g) Integrated and flexible services to meet the needs of children who, due to mental illness or emotional or behavioral disturbance, are at risk of out-of-home placement or involved with multiple child-serving systems.

(2) The effectiveness of the children's mental health system shall be determined through the use of outcome-based performance measures. The department and the evidence-based practice institute established in RCW 71.24.061, in consultation with parents, caregivers, youth, ~~((regional support networks))~~ behavioral health and recovery organizations, mental health

services providers, health plans, primary care providers, tribes, and others, shall develop outcome-based performance measures such as:

(a) Decreased emergency room utilization;

(b) Decreased psychiatric hospitalization;

(c) Lessening of symptoms, as measured by commonly used assessment tools;

(d) Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, when necessary;

(e) Decreased runaways from home or residential placements;

(f) Decreased rates of chemical dependency;

(g) Decreased involvement with the juvenile justice system;

(h) Improved school attendance and performance;

(i) Reductions in school or child care suspensions or expulsions;

(j) Reductions in use of prescribed medication where cognitive behavioral therapies are indicated;

(k) Improved rates of high school graduation and employment; and

(l) Decreased use of mental health services upon reaching adulthood for mental disorders other than those that require ongoing treatment to maintain stability.

Performance measure reporting for children's mental health services should be integrated into existing performance measurement and reporting systems developed and implemented under chapter 71.24 RCW.

Sec. 80. RCW 71.36.040 and 2003 c 281 s 2 are each amended to read as follows:

(1) The legislature supports recommendations made in the August 2002 study of the public mental health system for children conducted by the joint legislative audit and review committee.

(2) The department shall, within available funds:

(a) Identify internal business operation issues that limit the agency's ability to meet legislative intent to coordinate existing categorical children's mental health programs and funding;

(b) Collect reliable mental health cost, service, and outcome data specific to children. This information must be used to identify best practices and methods of improving fiscal management;

(c) Revise the early periodic screening diagnosis and treatment plan to reflect the mental health system structure in place on July 27, 2003, and thereafter revise the plan as necessary to conform to subsequent changes in the structure.

(3) The department and the office of the superintendent of public instruction shall jointly identify school districts where mental health and education systems coordinate services and resources to provide public mental health care for children. The department and the office of the superintendent of public instruction shall work together to share information about these approaches with other school districts, ~~((regional support networks))~~ behavioral health and recovery organizations, and state agencies.

Sec. 81. RCW 72.09.350 and 1993 c 459 s 1 are each amended to read as follows:

(1) The department of corrections and the University of Washington may enter into a collaborative arrangement to provide improved services for ~~((mentally ill))~~ offenders with mental illness with a focus on prevention, treatment, and reintegration into society. The participants in the collaborative arrangement may develop a strategic plan within sixty days after May 17, 1993, to address the management of ~~((mentally ill))~~ offenders with mental illness within the correctional system, facilitating their reentry into

the community and the mental health system, and preventing the inappropriate incarceration of ~~((mentally ill))~~ individuals with mental illness. The collaborative arrangement may also specify the establishment and maintenance of a corrections mental health center located at McNeil Island corrections center. The collaborative arrangement shall require that an advisory panel of key stakeholders be established and consulted throughout the development and implementation of the center. The stakeholders advisory panel shall include a broad array of interest groups drawn from representatives of mental health, criminal justice, and correctional systems. The stakeholders advisory panel shall include, but is not limited to, membership from: The department of corrections, the department of social and health services mental health division and division of juvenile rehabilitation, ~~((regional support networks))~~ behavioral health and recovery organizations, local and regional law enforcement agencies, the sentencing guidelines commission, county and city jails, mental health advocacy groups for ~~((the mentally ill, developmentally disabled))~~ individuals with mental illness or developmental disabilities, and the traumatically brain-injured, and the general public. The center established by the department of corrections and University of Washington, in consultation with the stakeholder advisory groups, shall have the authority to:

- (a) Develop new and innovative treatment approaches for corrections mental health clients;
- (b) Improve the quality of mental health services within the department and throughout the corrections system;
- (c) Facilitate mental health staff recruitment and training to meet departmental, county, and municipal needs;
- (d) Expand research activities within the department in the area of treatment services, the design of delivery systems, the development of organizational models, and training for corrections mental health care professionals;
- (e) Improve the work environment for correctional employees by developing the skills, knowledge, and understanding of how to work with offenders with special chronic mental health challenges;
- (f) Establish a more positive rehabilitative environment for offenders;
- (g) Strengthen multidisciplinary mental health collaboration between the University of Washington, other groups committed to the intent of this section, and the department of corrections;
- (h) Strengthen department linkages between institutions of higher education, public sector mental health systems, and county and municipal corrections;
- (i) Assist in the continued formulation of corrections mental health policies;
- (j) Develop innovative and effective recruitment and training programs for correctional personnel working with ~~((mentally ill))~~ offenders with mental illness;
- (k) Assist in the development of a coordinated continuum of mental health care capable of providing services from corrections entry to community return; and
- (l) Evaluate all current and innovative approaches developed within this center in terms of their effective and efficient achievement of improved mental health of inmates, development and utilization of personnel, the impact of these approaches on the functioning of correctional institutions, and the relationship of the corrections system to mental health and criminal justice systems. Specific attention should be paid to evaluating the effects of programs on the reintegration of ~~((mentally ill))~~ offenders with mental illness into the community and the prevention of inappropriate incarceration of ~~((mentally ill))~~ persons with mental illness.

(2) The corrections mental health center may conduct research, training, and treatment activities for the ~~((mentally ill))~~ offender with mental illness within selected sites operated by the department. The department shall provide support services for the center such as food services, maintenance, perimeter security, classification, offender supervision, and living unit functions. The University of Washington may develop, implement, and evaluate the clinical, treatment, research, and evaluation components of the mentally ill offender center. The institute of ~~((for))~~ public policy and management may be consulted regarding the development of the center and in the recommendations regarding public policy. As resources permit, training within the center shall be available to state, county, and municipal agencies requiring the services. Other state colleges, state universities, and mental health providers may be involved in activities as required on a subcontract basis. Community mental health organizations, research groups, and community advocacy groups may be critical components of the center's operations and involved as appropriate to annual objectives. ~~((Mentally ill))~~ Clients with mental illness may be drawn from throughout the department's population and transferred to the center as clinical need, available services, and department jurisdiction permits.

(3) The department shall prepare a report of the center's progress toward the attainment of stated goals and provide the report to the legislature annually.

Sec. 82. RCW 72.09.370 and 2009 c 319 s 3 and 2009 c 28 s 36 are each reenacted and amended to read as follows:

(1) The offender reentry community safety program is established to provide intensive services to offenders identified under this subsection and to thereby promote public safety. The secretary shall identify offenders in confinement or partial confinement who: (a) Are reasonably believed to be dangerous to themselves or others; and (b) have a mental disorder. In determining an offender's dangerousness, the secretary shall consider behavior known to the department and factors, based on research, that are linked to an increased risk for dangerousness of offenders with mental illnesses and shall include consideration of an offender's chemical dependency or abuse.

(2) Prior to release of an offender identified under this section, a team consisting of representatives of the department of corrections, the division of mental health, and, as necessary, the indeterminate sentence review board, other divisions or administrations within the department of social and health services, specifically including the division of alcohol and substance abuse and the division of developmental disabilities, the appropriate ~~((regional support network))~~ behavioral health and recovery organization, and the providers, as appropriate, shall develop a plan, as determined necessary by the team, for delivery of treatment and support services to the offender upon release. In developing the plan, the offender shall be offered assistance in executing a mental health directive under chapter 71.32 RCW, after being fully informed of the benefits, scope, and purposes of such directive. The team may include a school district representative for offenders under the age of twenty-one. The team shall consult with the offender's counsel, if any, and, as appropriate, the offender's family and community. The team shall notify the crime victim/witness program, which shall provide notice to all people registered to receive notice under RCW 72.09.712 of the proposed release plan developed by the team. Victims, witnesses, and other interested people notified by the department may provide information and comments to the department on potential safety risk to specific individuals or classes of individuals posed by the specific offender. The team may recommend: (a) That the offender be evaluated by the designated mental health professional, as defined in chapter 71.05 RCW; (b) department-supervised community treatment; or (c)

voluntary community mental health or chemical dependency or abuse treatment.

(3) Prior to release of an offender identified under this section, the team shall determine whether or not an evaluation by a designated mental health professional is needed. If an evaluation is recommended, the supporting documentation shall be immediately forwarded to the appropriate designated mental health professional. The supporting documentation shall include the offender's criminal history, history of judicially required or administratively ordered involuntary antipsychotic medication while in confinement, and any known history of involuntary civil commitment.

(4) If an evaluation by a designated mental health professional is recommended by the team, such evaluation shall occur not more than ten days, nor less than five days, prior to release.

(5) A second evaluation by a designated mental health professional shall occur on the day of release if requested by the team, based upon new information or a change in the offender's mental condition, and the initial evaluation did not result in an emergency detention or a summons under chapter 71.05 RCW.

(6) If the designated mental health professional determines an emergency detention under chapter 71.05 RCW is necessary, the department shall release the offender only to a state hospital or to a consenting evaluation and treatment facility. The department shall arrange transportation of the offender to the hospital or facility.

(7) If the designated mental health professional believes that a less restrictive alternative treatment is appropriate, he or she shall seek a summons, pursuant to the provisions of chapter 71.05 RCW, to require the offender to appear at an evaluation and treatment facility. If a summons is issued, the offender shall remain within the corrections facility until completion of his or her term of confinement and be transported, by corrections personnel on the day of completion, directly to the identified evaluation and treatment facility.

(8) The secretary shall adopt rules to implement this section.

Sec. 83. RCW 72.09.381 and 1999 c 214 s 11 are each amended to read as follows:

The secretary of the department of corrections and the secretary of the department of social and health services shall, in consultation with the ~~((regional support networks))~~ behavioral health and recovery organizations and provider representatives, each adopt rules as necessary to implement chapter 214, Laws of 1999.

Sec. 84. RCW 72.10.060 and 1998 c 297 s 48 are each amended to read as follows:

The secretary shall, for any person committed to a state correctional facility after July 1, 1998, inquire at the time of commitment whether the person had received outpatient mental health treatment within the two years preceding confinement and the name of the person providing the treatment.

The secretary shall inquire of the treatment provider if he or she wishes to be notified of the release of the person from confinement, for purposes of offering treatment upon the inmate's release. If the treatment provider wishes to be notified of the inmate's release, the secretary shall attempt to provide such notice at least seven days prior to release.

At the time of an inmate's release if the secretary is unable to locate the treatment provider, the secretary shall notify the ~~((regional support network))~~ behavioral health and recovery organization in the county the inmate will most likely reside following release.

If the secretary has, prior to the release from the facility, evaluated the inmate and determined he or she requires postrelease

mental health treatment, a copy of relevant records and reports relating to the inmate's mental health treatment or status shall be promptly made available to the offender's present or future treatment provider. The secretary shall determine which records and reports are relevant and may provide a summary in lieu of copies of the records.

Sec. 85. RCW 72.23.025 and 2011 1st sp.s. c 21 s 1 are each amended to read as follows:

(1) It is the intent of the legislature to improve the quality of service at state hospitals, eliminate overcrowding, and more specifically define the role of the state hospitals. The legislature intends that eastern and western state hospitals shall become clinical centers for handling the most complicated long-term care needs of patients with a primary diagnosis of mental disorder. To this end, the legislature intends that funds appropriated for mental health programs, including funds for ~~((regional support networks))~~ behavioral health and recovery organizations and the state hospitals be used for persons with primary diagnosis of mental disorder. The legislature finds that establishment of institutes for the study and treatment of mental disorders at both eastern state hospital and western state hospital will be instrumental in implementing the legislative intent.

(2)(a) There is established at eastern state hospital and western state hospital, institutes for the study and treatment of mental disorders. The institutes shall be operated by joint operating agreements between state colleges and universities and the department of social and health services. The institutes are intended to conduct training, research, and clinical program development activities that will directly benefit persons with mental illness who are receiving treatment in Washington state by performing the following activities:

(i) Promote recruitment and retention of highly qualified professionals at the state hospitals and community mental health programs;

(ii) Improve clinical care by exploring new, innovative, and scientifically based treatment models for persons presenting particularly difficult and complicated clinical syndromes;

(iii) Provide expanded training opportunities for existing staff at the state hospitals and community mental health programs;

(iv) Promote bilateral understanding of treatment orientation, possibilities, and challenges between state hospital professionals and community mental health professionals.

(b) To accomplish these purposes the institutes may, within funds appropriated for this purpose:

(i) Enter joint operating agreements with state universities or other institutions of higher education to accomplish the placement and training of students and faculty in psychiatry, psychology, social work, occupational therapy, nursing, and other relevant professions at the state hospitals and community mental health programs;

(ii) Design and implement clinical research projects to improve the quality and effectiveness of state hospital services and operations;

(iii) Enter into agreements with community mental health service providers to accomplish the exchange of professional staff between the state hospitals and community mental health service providers;

(iv) Establish a student loan forgiveness and conditional scholarship program to retain qualified professionals at the state hospitals and community mental health providers when the secretary has determined a shortage of such professionals exists.

(c) Notwithstanding any other provisions of law to the contrary, the institutes may enter into agreements with the department or the state hospitals which may involve changes in staffing necessary to implement improved patient care programs contemplated by this section.

(d) The institutes are authorized to seek and accept public or private gifts, grants, contracts, or donations to accomplish their purposes under this section.

Sec. 86. RCW 74.09.515 and 2011 1st sp.s. c 15 s 26 are each amended to read as follows:

(1) The authority shall adopt rules and policies providing that when youth who were enrolled in a medical assistance program immediately prior to confinement are released from confinement, their medical assistance coverage will be fully reinstated on the day of their release, subject to any expedited review of their continued eligibility for medical assistance coverage that is required under federal or state law.

(2) The authority, in collaboration with the department, county juvenile court administrators, and ~~((regional support networks))~~ behavioral health and recovery organizations, shall establish procedures for coordination between department field offices, juvenile rehabilitation administration institutions, and county juvenile courts that result in prompt reinstatement of eligibility and speedy eligibility determinations for youth who are likely to be eligible for medical assistance services upon release from confinement. Procedures developed under this subsection must address:

(a) Mechanisms for receiving medical assistance services' applications on behalf of confined youth in anticipation of their release from confinement;

(b) Expedient review of applications filed by or on behalf of confined youth and, to the extent practicable, completion of the review before the youth is released; and

(c) Mechanisms for providing medical assistance services' identity cards to youth eligible for medical assistance services immediately upon their release from confinement.

(3) For purposes of this section, "confined" or "confinement" means detained in a facility operated by or under contract with the department of social and health services, juvenile rehabilitation administration, or detained in a juvenile detention facility operated under chapter 13.04 RCW.

(4) The authority shall adopt standardized statewide screening and application practices and forms designed to facilitate the application of a confined youth who is likely to be eligible for a medical assistance program.

Sec. 87. RCW 74.09.521 and 2011 1st sp.s. c 15 s 28 are each amended to read as follows:

(1) To the extent that funds are specifically appropriated for this purpose the authority shall revise its medicaid healthy options managed care and fee-for-service program standards under medicaid, Title XIX of the federal social security act to improve access to mental health services for children who do not meet the ~~((regional support network))~~ behavioral health and recovery organization access to care standards. The program standards shall be revised to allow outpatient therapy services to be provided by licensed mental health professionals, as defined in RCW 71.34.020, or by a mental health professional regulated under Title 18 RCW who is under the direct supervision of a licensed mental health professional, and up to twenty outpatient therapy hours per calendar year, including family therapy visits integral to a child's treatment. This section shall be administered in a manner consistent with federal early and periodic screening, diagnosis, and treatment requirements related to the receipt of medically necessary services when a child's need for such services is identified through developmental screening.

(2) The authority and the children's mental health evidence-based practice institute established in RCW 71.24.061 shall collaborate to encourage and develop incentives for the use of prescribing practices and evidence-based and research-based treatment practices developed under RCW 74.09.490 by mental health professionals serving children under this section.

Sec. 88. RCW 74.09.555 and 2011 1st sp.s. c 36 s 32 and 2011 1st sp.s c 15 s 34 are each reenacted and amended to read as follows:

(1) The authority shall adopt rules and policies providing that when persons with a mental disorder, who were enrolled in medical assistance immediately prior to confinement, are released from confinement, their medical assistance coverage will be fully reinstated on the day of their release, subject to any expedited review of their continued eligibility for medical assistance coverage that is required under federal or state law.

(2) The authority, in collaboration with the Washington association of sheriffs and police chiefs, the department of corrections, and the ~~((regional support networks))~~ behavioral health and recovery organizations, shall establish procedures for coordination between the authority and department field offices, institutions for mental disease, and correctional institutions, as defined in RCW 9.94.049, that result in prompt reinstatement of eligibility and speedy eligibility determinations for persons who are likely to be eligible for medical assistance services upon release from confinement. Procedures developed under this subsection must address:

(a) Mechanisms for receiving medical assistance services applications on behalf of confined persons in anticipation of their release from confinement;

(b) Expedient review of applications filed by or on behalf of confined persons and, to the extent practicable, completion of the review before the person is released;

(c) Mechanisms for providing medical assistance services identity cards to persons eligible for medical assistance services immediately upon their release from confinement; and

(d) Coordination with the federal social security administration, through interagency agreements or otherwise, to expedite processing of applications for federal supplemental security income or social security disability benefits, including federal acceptance of applications on behalf of confined persons.

(3) Where medical or psychiatric examinations during a person's confinement indicate that the person is disabled, the correctional institution or institution for mental diseases shall provide the authority with that information for purposes of making medical assistance eligibility and enrollment determinations prior to the person's release from confinement. The authority shall, to the maximum extent permitted by federal law, use the examination in making its determination whether the person is disabled and eligible for medical assistance.

(4) For purposes of this section, "confined" or "confinement" means incarcerated in a correctional institution, as defined in RCW 9.94.049, or admitted to an institute for mental disease, as defined in 42 C.F.R. part 435, Sec. 1009 on July 24, 2005.

(5) For purposes of this section, "likely to be eligible" means that a person:

(a) Was enrolled in medicaid or supplemental security income or the medical care services program immediately before he or she was confined and his or her enrollment was terminated during his or her confinement; or

(b) Was enrolled in medicaid or supplemental security income or the medical care services program at any time during the five years before his or her confinement, and medical or psychiatric examinations during the person's confinement indicate that the person continues to be disabled and the disability is likely to last at least twelve months following release.

(6) The economic services administration within the department shall adopt standardized statewide screening and application practices and forms designed to facilitate the application of a confined person who is likely to be eligible for medicaid.

Sec. 89. RCW 74.34.068 and 2001 c 233 s 2 are each amended to read as follows:

(1) After the investigation is complete, the department may provide a written report of the outcome of the investigation to an agency or program described in this subsection when the department determines from its investigation that an incident of abuse, abandonment, financial exploitation, or neglect occurred. Agencies or programs that may be provided this report are home health, hospice, or home care agencies, or after January 1, 2002, any in-home services agency licensed under chapter 70.127 RCW, a program authorized under chapter 71A.12 RCW, an adult day care or day health program, (~~regional support networks~~) behavioral health and recovery organizations authorized under chapter 71.24 RCW, or other agencies. The report may contain the name of the vulnerable adult and the alleged perpetrator. The report shall not disclose the identity of the person who made the report or any witness without the written permission of the reporter or witness. The department shall notify the alleged perpetrator regarding the outcome of the investigation. The name of the vulnerable adult must not be disclosed during this notification.

(2) The department may also refer a report or outcome of an investigation to appropriate state or local governmental authorities responsible for licensing or certification of the agencies or programs listed in subsection (1) of this section.

(3) The department shall adopt rules necessary to implement this section.

Sec. 90. RCW 82.04.4277 and 2011 1st sp.s. c 19 s 1 are each amended to read as follows:

(1) A health or social welfare organization may deduct from the measure of tax amounts received as compensation for providing mental health services under a government-funded program.

(2) A (~~regional support network~~) behavioral health and recovery organization may deduct from the measure of tax amounts received from the state of Washington for distribution to a health or social welfare organization that is eligible to deduct the distribution under subsection (1) of this section.

(3) A person claiming a deduction under this section must file a complete annual report with the department under RCW 82.32.534.

(4) The definitions in this subsection apply to this section.

(a) "Health or social welfare organization" has the meaning provided in RCW 82.04.431.

(b) "Mental health services" and "~~regional support network~~) behavioral health and recovery organization" have the meanings provided in RCW 71.24.025.

(5) This section expires August 1, 2016.

Sec. 91. RCW 70.38.111 and 2012 c 10 s 48 are each amended to read as follows:

(1) The department shall not require a certificate of need for the offering of an inpatient tertiary health service by:

(a) A health maintenance organization or a combination of health maintenance organizations if (i) the organization or combination of organizations has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals, (ii) the facility in which the service will be provided is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iii) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization or organizations in the combination;

(b) A health care facility if (i) the facility primarily provides or will provide inpatient health services, (ii) the facility is or will be controlled, directly or indirectly, by a health

maintenance organization or a combination of health maintenance organizations which has, in the service area of the organization or service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals, (iii) the facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iv) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization or organizations in the combination; or

(c) A health care facility (or portion thereof) if (i) the facility is or will be leased by a health maintenance organization or combination of health maintenance organizations which has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals and, on the date the application is submitted under subsection (2) of this section, at least fifteen years remain in the term of the lease, (ii) the facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iii) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization; if, with respect to such offering or obligation by a nursing home, the department has, upon application under subsection (2) of this section, granted an exemption from such requirement to the organization, combination of organizations, or facility.

(2) A health maintenance organization, combination of health maintenance organizations, or health care facility shall not be exempt under subsection (1) of this section from obtaining a certificate of need before offering a tertiary health service unless:

(a) It has submitted at least thirty days prior to the offering of services reviewable under RCW 70.38.105(4)(d) an application for such exemption; and

(b) The application contains such information respecting the organization, combination, or facility and the proposed offering or obligation by a nursing home as the department may require to determine if the organization or combination meets the requirements of subsection (1) of this section or the facility meets or will meet such requirements; and

(c) The department approves such application. The department shall approve or disapprove an application for exemption within thirty days of receipt of a completed application. In the case of a proposed health care facility (or portion thereof) which has not begun to provide tertiary health services on the date an application is submitted under this subsection with respect to such facility (or portion), the facility (or portion) shall meet the applicable requirements of subsection (1) of this section when the facility first provides such services. The department shall approve an application submitted under this subsection if it determines that the applicable requirements of subsection (1) of this section are met.

(3) A health care facility (or any part thereof) with respect to which an exemption was granted under subsection (1) of this section may not be sold or leased and a controlling interest in such facility or in a lease of such facility may not be acquired and a health care facility described in (1)(c) which was granted an exemption under subsection (1) of this section may not be used by any person other than the lessee described in (1)(c) unless:

(a) The department issues a certificate of need approving the sale, lease, acquisition, or use; or

(b) The department determines, upon application, that (i) the entity to which the facility is proposed to be sold or leased, which intends to acquire the controlling interest, or which intends to use the facility is a health maintenance organization or a combination of health maintenance organizations which meets the requirements of (1)(a)(i), and (ii) with respect to such facility,

meets the requirements of (1)(a)(ii) or (iii) or the requirements of (1)(b)(i) and (ii).

(4) In the case of a health maintenance organization, an ambulatory care facility, or a health care facility, which ambulatory or health care facility is controlled, directly or indirectly, by a health maintenance organization or a combination of health maintenance organizations, the department may under the program apply its certificate of need requirements to the offering of inpatient tertiary health services to the extent that such offering is not exempt under the provisions of this section or RCW 70.38.105(7).

(5)(a) The department shall not require a certificate of need for the construction, development, or other establishment of a nursing home, or the addition of beds to an existing nursing home, that is owned and operated by a continuing care retirement community that:

- (i) Offers services only to contractual members;
- (ii) Provides its members a contractually guaranteed range of services from independent living through skilled nursing, including some assistance with daily living activities;
- (iii) Contractually assumes responsibility for the cost of services exceeding the member's financial responsibility under the contract, so that no third party, with the exception of insurance purchased by the retirement community or its members, but including the medicaid program, is liable for costs of care even if the member depletes his or her personal resources;
- (iv) Has offered continuing care contracts and operated a nursing home continuously since January 1, 1988, or has obtained a certificate of need to establish a nursing home;
- (v) Maintains a binding agreement with the state assuring that financial liability for services to members, including nursing home services, will not fall upon the state;
- (vi) Does not operate, and has not undertaken a project that would result in a number of nursing home beds in excess of one for every four living units operated by the continuing care retirement community, exclusive of nursing home beds; and
- (vii) Has obtained a professional review of pricing and long-term solvency within the prior five years which was fully disclosed to members.

(b) A continuing care retirement community shall not be exempt under this subsection from obtaining a certificate of need unless:

- (i) It has submitted an application for exemption at least thirty days prior to commencing construction of, is submitting an application for the licensure of, or is commencing operation of a nursing home, whichever comes first; and
 - (ii) The application documents to the department that the continuing care retirement community qualifies for exemption.
- (c) The sale, lease, acquisition, or use of part or all of a continuing care retirement community nursing home that qualifies for exemption under this subsection shall require prior certificate of need approval to qualify for licensure as a nursing home unless the department determines such sale, lease, acquisition, or use is by a continuing care retirement community that meets the conditions of (a) of this subsection.

(6) A rural hospital, as defined by the department, reducing the number of licensed beds to become a rural primary care hospital under the provisions of Part A Title XVIII of the Social Security Act Section 1820, 42 U.S.C., 1395c et seq. may, within three years of the reduction of beds licensed under chapter 70.41 RCW, increase the number of licensed beds to no more than the previously licensed number without being subject to the provisions of this chapter.

(7) A rural health care facility licensed under RCW 70.175.100 formerly licensed as a hospital under chapter 70.41 RCW may, within three years of the effective date of the rural

health care facility license, apply to the department for a hospital license and not be subject to the requirements of RCW 70.38.105(4)(a) as the construction, development, or other establishment of a new hospital, provided there is no increase in the number of beds previously licensed under chapter 70.41 RCW and there is no redistribution in the number of beds used for acute care or long-term care, the rural health care facility has been in continuous operation, and the rural health care facility has not been purchased or leased.

(8)(a) A nursing home that voluntarily reduces the number of its licensed beds to provide assisted living, licensed assisted living facility care, adult day care, adult day health, respite care, hospice, outpatient therapy services, congregate meals, home health, or senior wellness clinic, or to reduce to one or two the number of beds per room or to otherwise enhance the quality of life for residents in the nursing home, may convert the original facility or portion of the facility back, and thereby increase the number of nursing home beds to no more than the previously licensed number of nursing home beds without obtaining a certificate of need under this chapter, provided the facility has been in continuous operation and has not been purchased or leased. Any conversion to the original licensed bed capacity, or to any portion thereof, shall comply with the same life and safety code requirements as existed at the time the nursing home voluntarily reduced its licensed beds; unless waivers from such requirements were issued, in which case the converted beds shall reflect the conditions or standards that then existed pursuant to the approved waivers.

(b) To convert beds back to nursing home beds under this subsection, the nursing home must:

- (i) Give notice of its intent to preserve conversion options to the department of health no later than thirty days after the effective date of the license reduction; and
- (ii) Give notice to the department of health and to the department of social and health services of the intent to convert beds back. If construction is required for the conversion of beds back, the notice of intent to convert beds back must be given, at a minimum, one year prior to the effective date of license modification reflecting the restored beds; otherwise, the notice must be given a minimum of ninety days prior to the effective date of license modification reflecting the restored beds. Prior to any license modification to convert beds back to nursing home beds under this section, the licensee must demonstrate that the nursing home meets the certificate of need exemption requirements of this section.

The term "construction," as used in (b)(ii) of this subsection, is limited to those projects that are expected to equal or exceed the expenditure minimum amount, as determined under this chapter.

(c) Conversion of beds back under this subsection must be completed no later than four years after the effective date of the license reduction. However, for good cause shown, the four-year period for conversion may be extended by the department of health for one additional four-year period.

(d) Nursing home beds that have been voluntarily reduced under this section shall be counted as available nursing home beds for the purpose of evaluating need under RCW 70.38.115(2) (a) and (k) so long as the facility retains the ability to convert them back to nursing home use under the terms of this section.

(e) When a building owner has secured an interest in the nursing home beds, which are intended to be voluntarily reduced by the licensee under (a) of this subsection, the applicant shall provide the department with a written statement indicating the building owner's approval of the bed reduction.

(9)(a) The department shall not require a certificate of need for a hospice agency if:

(i) The hospice agency is designed to serve the unique religious or cultural needs of a religious group or an ethnic minority and commits to furnishing hospice services in a manner specifically aimed at meeting the unique religious or cultural needs of the religious group or ethnic minority;

(ii) The hospice agency is operated by an organization that:

(A) Operates a facility, or group of facilities, that offers a comprehensive continuum of long-term care services, including, at a minimum, a licensed, medicare-certified nursing home, assisted living, independent living, day health, and various community-based support services, designed to meet the unique social, cultural, and religious needs of a specific cultural and ethnic minority group;

(B) Has operated the facility or group of facilities for at least ten continuous years prior to the establishment of the hospice agency;

(iii) The hospice agency commits to coordinating with existing hospice programs in its community when appropriate;

(iv) The hospice agency has a census of no more than forty patients;

(v) The hospice agency commits to obtaining and maintaining medicare certification;

(vi) The hospice agency only serves patients located in the same county as the majority of the long-term care services offered by the organization that operates the agency; and

(vii) The hospice agency is not sold or transferred to another agency.

(b) The department shall include the patient census for an agency exempted under this subsection (9) in its calculations for future certificate of need applications.

(10) To alleviate the need to board psychiatric patients in emergency departments, for fiscal year 2015 the department shall suspend the certificate of need requirement for a hospital licensed under chapter 70.41 RCW that changes the use of licensed beds to increase the number of beds to provide psychiatric services, including involuntary treatment services. A certificate of need exemption under this section shall be valid for two years.

Sec. 92. RCW 18.205.040 and 2008 c 135 s 17 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, nothing in this chapter shall be construed to authorize the use of the title "certified chemical dependency professional" or "certified chemical dependency professional trainee" when treating patients in settings other than programs approved under chapter 70.96A RCW.

(2) A person who holds a credential as a "certified chemical dependency professional" or a "certified chemical dependency professional trainee" may use such title when treating patients in settings other than programs approved under chapter 70.96A RCW if the person also holds a license as: An advanced registered nurse practitioner under chapter 18.79 RCW; a marriage and family therapist, mental health counselor, advanced social worker, or independent clinical social health worker under chapter 18.225 RCW; a psychologist under chapter 18.83 RCW; an osteopathic physician under chapter 18.57 RCW; an osteopathic physician assistant under chapter 18.57A RCW; a physician under chapter 18.71 RCW; or a physician assistant under chapter 18.71A RCW.

Sec. 93. RCW 70.96A.350 and 2013 2nd sp.s. c 4 s 990 are each amended to read as follows:

(1) The criminal justice treatment account is created in the state treasury. Moneys in the account may be expended solely for: (a) Substance abuse treatment and treatment support services for offenders with an addiction or a substance abuse problem that,

if not treated, would result in addiction, against whom charges are filed by a prosecuting attorney in Washington state; (b) the provision of drug and alcohol treatment services and treatment support services for nonviolent offenders within a drug court program; (c) the administrative and overhead costs associated with the operation of a drug court; and (d) during the 2011-2013 biennium, the legislature may appropriate up to three million dollars from the account in order to offset reductions in the state general fund for treatment services provided by counties. This amount is not subject to the requirements of subsections (5) through (9) of this section. During the 2013-2015 fiscal biennium, the legislature may transfer from the criminal justice treatment account to the state general fund amounts as reflect the state savings associated with the implementation of the medicaid expansion of the federal affordable care act. Moneys in the account may be spent only after appropriation.

(2) For purposes of this section:

(a) "Treatment" means services that are critical to a participant's successful completion of his or her substance abuse treatment program, but does not include the following services: Housing other than that provided as part of an inpatient substance abuse treatment program, vocational training, and mental health counseling; and

(b) "Treatment support" means transportation to or from inpatient or outpatient treatment services when no viable alternative exists, and child care services that are necessary to ensure a participant's ability to attend outpatient treatment sessions.

(3) Revenues to the criminal justice treatment account consist of: (a) Funds transferred to the account pursuant to this section; and (b) any other revenues appropriated to or deposited in the account.

(4)(a) For the fiscal biennium beginning July 1, 2003, the state treasurer shall transfer eight million nine hundred fifty thousand dollars from the general fund into the criminal justice treatment account, divided into eight equal quarterly payments. For the fiscal year beginning July 1, 2005, and each subsequent fiscal year, the state treasurer shall transfer eight million two hundred fifty thousand dollars from the general fund to the criminal justice treatment account, divided into four equal quarterly payments. For the fiscal year beginning July 1, 2006, and each subsequent fiscal year, the amount transferred shall be increased on an annual basis by the implicit price deflator as published by the federal bureau of labor statistics.

(b) In each odd-numbered year, the legislature shall appropriate the amount transferred to the criminal justice treatment account in (a) of this subsection to the division of alcohol and substance abuse for the purposes of subsection (5) of this section.

(5) Moneys appropriated to the division of alcohol and substance abuse from the criminal justice treatment account shall be distributed as specified in this subsection. The department shall serve as the fiscal agent for purposes of distribution. Until July 1, 2004, the department may not use moneys appropriated from the criminal justice treatment account for administrative expenses and shall distribute all amounts appropriated under subsection (4)(b) of this section in accordance with this subsection. Beginning in July 1, 2004, the department may retain up to three percent of the amount appropriated under subsection (4)(b) of this section for its administrative costs.

(a) Seventy percent of amounts appropriated to the division from the account shall be distributed to counties pursuant to the distribution formula adopted under this section. The division of alcohol and substance abuse, in consultation with the department of corrections, the Washington state association of counties, the Washington state association of drug court professionals, the superior court judges' association, the Washington association of prosecuting attorneys, representatives

of the criminal defense bar, representatives of substance abuse treatment providers, and any other person deemed by the division to be necessary, shall establish a fair and reasonable methodology for distribution to counties of moneys in the criminal justice treatment account. County or regional plans submitted for the expenditure of formula funds must be approved by the panel established in (b) of this subsection.

(b) Thirty percent of the amounts appropriated to the division from the account shall be distributed as grants for purposes of treating offenders against whom charges are filed by a county prosecuting attorney. The division shall appoint a panel of representatives from the Washington association of prosecuting attorneys, the Washington association of sheriffs and police chiefs, the superior court judges' association, the Washington state association of counties, the Washington defender's association or the Washington association of criminal defense lawyers, the department of corrections, the Washington state association of drug court professionals, substance abuse treatment providers, and the division. The panel shall review county or regional plans for funding under (a) of this subsection and grants approved under this subsection. The panel shall attempt to ensure that treatment as funded by the grants is available to offenders statewide.

(6) The county alcohol and drug coordinator, county prosecutor, county sheriff, county superior court, a substance abuse treatment provider appointed by the county legislative authority, a member of the criminal defense bar appointed by the county legislative authority, and, in counties with a drug court, a representative of the drug court shall jointly submit a plan, approved by the county legislative authority or authorities, to the panel established in subsection (5)(b) of this section, for disposition of all the funds provided from the criminal justice treatment account within that county. The funds shall be used solely to provide approved alcohol and substance abuse treatment pursuant to RCW 70.96A.090, treatment support services, and for the administrative and overhead costs associated with the operation of a drug court.

(a) No more than ten percent of the total moneys received under subsections (4) and (5) of this section by a county or group of counties participating in a regional agreement shall be spent on the administrative and overhead costs associated with the operation of a drug court.

(b) No more than ten percent of the total moneys received under subsections (4) and (5) of this section by a county or group of counties participating in a regional agreement shall be spent for treatment support services.

(7) Counties are encouraged to consider regional agreements and submit regional plans for the efficient delivery of treatment under this section.

(8) Moneys allocated under this section shall be used to supplement, not supplant, other federal, state, and local funds used for substance abuse treatment.

(9) Counties must meet the criteria established in RCW 2.28.170(3)(b).

(10) The authority under this section to use funds from the criminal justice treatment account for the administrative and overhead costs associated with the operation of a drug court expires June 30, 2015.

(11) Expenditures from the criminal justice treatment account may only be used for the purposes set out in this section and does not include managed care purchasing for medicaid enrollees.

Sec. 94. RCW 70.320.020 and 2013 c 320 s 2 are each amended to read as follows:

(1) The authority and the department shall base contract performance measures developed under RCW 70.320.030 on the following outcomes when contracting with service contracting entities: Improvements in client health status and wellness;

increases in client participation in meaningful activities; reductions in client involvement with criminal justice systems; reductions in avoidable costs in hospitals, emergency rooms, crisis services, and jails and prisons; increases in stable housing in the community; improvements in client satisfaction with quality of life; and reductions in population-level health disparities.

(2) The performance measures must demonstrate the manner in which the following principles are achieved within each of the outcomes under subsection (1) of this section:

(a) Maximization of the use of evidence-based practices will be given priority over the use of research-based and promising practices, and research-based practices will be given priority over the use of promising practices. The agencies will develop strategies to identify programs that are effective with ethnically diverse clients and to consult with tribal governments, experts within ethnically diverse communities and community organizations that serve diverse communities;

(b) The maximization of the client's independence, recovery, and employment;

(c) The maximization of the client's participation in treatment decisions; and

(d) The collaboration between consumer-based support programs in providing services to the client.

(3) In developing performance measures under RCW 70.320.030, the authority and the department shall consider expected outcomes relevant to the general populations that each agency serves. The authority and the department may adapt the outcomes to account for the unique needs and characteristics of discrete subcategories of populations receiving services, including ethnically diverse communities.

(4) The authority and the department shall coordinate the establishment of the expected outcomes and the performance measures between each agency as well as each program to identify expected outcomes and performance measures that are common to the clients enrolled in multiple programs and to eliminate conflicting standards among the agencies and programs.

(5)(a) The authority and the department shall establish timelines and mechanisms for service contracting entities to report data related to performance measures and outcomes, including phased implementation of public reporting of outcome and performance measures in a form that allows for comparison of performance measures and levels of improvement between geographic regions of Washington.

(b) The authority and the department may not release any public reports of client outcomes unless the data have been deidentified and aggregated in such a way that the identity of individual clients cannot be determined through directly identifiable data or the combination of multiple data elements.

NEW SECTION. Sec. 95. A new section is added to chapter 70.24 RCW to read as follows:

(1) The department and the health care authority shall develop a plan to provide integrated managed health and mental health care for foster children receiving care through the medical assistance program. The plan shall detail the steps necessary to implement and operate a fully integrated program for foster children, including development of a service delivery system, benefit design, reimbursement mechanisms, and standards for contracting with health plans. The plan must be designed so that all of the requirements for providing mental health services to children under the *T.R. v. Dreyfus and Porter* settlement are met. The plan shall include an implementation timeline and funding estimate. The department and the health care authority shall submit the plan to the legislature by December 1, 2014.

(2) This section expires July 1, 2015.

NEW SECTION. Sec. 96. Section 1 of this act is necessary for the immediate preservation of the public peace, health, or safety, or

support of the state government and its existing public institutions, and takes effect immediately.

NEW SECTION. Sec. 97. Sections 6, 7, 9 through 71, and 73 through 93 of this act take effect April 1, 2016.

NEW SECTION. Sec. 98. Section 72 of this act takes effect July 1, 2018."

Correct the title.

On page 151, after line 27, insert the following:

"**Sec. 94.** RCW 70.320.020 and 2013 c 320 s 2 are each amended to read as follows:

(1) The authority and the department shall base contract performance measures developed under RCW 70.320.030 on the following outcomes when contracting with service contracting entities: Improvements in client health status and wellness; increases in client participation in meaningful activities; reductions in client involvement with criminal justice systems; reductions in avoidable costs in hospitals, emergency rooms, crisis services, and jails and prisons; increases in stable housing in the community; improvements in client satisfaction with quality of life; and reductions in population- level health disparities.

(2) The performance measures must demonstrate the manner in which the following principles are achieved within each of the outcomes under subsection (1) of this section:

(a) Maximization of the use of evidence-based practices will be given priority over the use of research-based and promising practices, and research-based practices will be given priority over the use of promising practices. The agencies will develop strategies to identify programs that are effective with ethnically diverse clients and to consult with tribal governments, experts within ethnically diverse communities and community organizations that serve diverse communities;

(b) The maximization of the client's independence, recovery, and employment;

(c) The maximization of the client's participation in treatment decisions; and

(d) The collaboration between consumer-based support programs in providing services to the client.

(3) In developing performance measures under RCW 70.320.030, the authority and the department shall consider expected outcomes relevant to the general populations that each agency serves. The authority and the department may adapt the outcomes to account for the unique needs and characteristics of discrete subcategories of populations receiving services, including ethnically diverse communities.

(4) The authority and the department shall coordinate the establishment of the expected outcomes and the performance measures between each agency as well as each program to identify expected outcomes and performance measures that are common to the clients enrolled in multiple programs and to eliminate conflicting standards among the agencies and programs.

(5)(a) The authority and the department shall establish timelines and mechanisms for service contracting entities to report data related to performance measures and outcomes, including phased implementation of public reporting of outcome and performance measures in a form that allows for comparison of performance measures and levels of improvement between geographic regions of Washington.

(b) The authority and the department may not release any public reports of client outcomes unless the data have been deidentified and aggregated in such a way that the identity of individual clients cannot be determined through directly identifiable data or the combination of multiple data elements."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

Strike everything after the enacting clause and insert the following:

"**Sec. 95.** 2013 c 338 s 1 (uncodified) is amended to read as follows:

(1)(a) Beginning (~~May~~) April 1, 2014, the legislature shall convene a task force to examine reform of the adult behavioral health system, with voting members as provided in this subsection.

(i) The president of the senate shall appoint (~~one~~) two members from each of the two largest caucuses of the senate.

(ii) The speaker of the house of representatives shall appoint (~~one~~) two members from each of the two largest caucuses in the house of representatives.

(iii) The governor shall appoint five members consisting of the secretary of the department of social and health services or the secretary's designee, the director of the health care authority or the director's designee, the director of the office of financial management or the director's designee, the secretary of the department of corrections or the secretary's designee, and a representative of the governor.

(iv) The Washington state association of counties shall appoint three members.

~~(v) The governor shall request participation by a representative of tribal governments.~~

(b) The task force shall choose two cochairs from among its legislative members.

(c) The task force shall adopt a bottom-up approach and welcome input and participation from all stakeholders interested in the improvement of the adult behavioral health system. To that end, the task force must invite participation from, at a minimum, the following: The department of commerce, behavioral health service recipients and their families; local government; representatives of regional support networks; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers; housing providers; labor representatives; counties with state hospitals; mental health advocates; chemical dependency advocates; public defenders with involuntary mental health commitment or mental health court experience; chemical dependency experts working with drug courts; medicaid managed care plan and associated delivery system representatives; long-term care service providers; the Washington state hospital association; and individuals with expertise in evidence-based and research-based behavioral health service practices. Leadership of subcommittees formed by the task force may be drawn from this body of invited participants.

(2) The task force shall undertake a systemwide review of the adult behavioral health system and make recommendations (~~(for reform concerning, but not limited to, the following))~~ to facilitate the full integration of mental health, chemical dependency, and physical health services by January 1, 2020, including:

(a) The means by which mental health, chemical dependency, and physical health services (~~are~~) will be purchased and delivered for adults (with mental illness and chemical dependency disorders) by the department of social and health services and the health care authority, with attention to:

(i) Adequacy of the supply, type, and quality of the behavioral health and recovery workforce, services, providers, and facilities, including detoxification services that are available twenty-four hours a day, medication-assisted treatment, inpatient

psychiatric involuntary treatment services, and options to reduce barriers to increasing the necessary supply, including options related to certificate of need and health professions licensing standards;

(ii) By August 1, 2014, a review of performance measures and outcomes developed pursuant to RCW 43.20A.895 and chapter 70.320 RCW;

(iii) Incentives for physical care providers to use community resources that will reduce utilization of the criminal justice system and promote recovery through community supports, such as supportive housing or supportive employment;

(iv) Legal, clinical, and technological obstacles to sharing relevant health care information related to mental health, chemical dependency, and physical health across practice settings; and

(v) Identification of other key issues that must be addressed by the health care authority and the department of social and health services to achieve the full integration of medical and behavioral health services by January 1, 2020;

(b) Guidance for the creation of common regional service areas for purchasing behavioral health services and medical care services by the department of social and health services and the health care authority, taking into consideration any proposal submitted by the Washington state association of counties under section 2 of this act;

~~((b) Availability of effective means to promote recovery and prevent harm associated with mental illness;))~~

(c) Availability of crisis services, including boarding of mental health patients outside of regularly certified treatment beds;

(d) Best practices for cross-system collaboration between behavioral health treatment providers, medical care providers, long-term care service providers, entities providing health home services to high-risk medicaid clients, law enforcement, and criminal justice agencies; ~~(and)~~

(e) ~~(Public safety practices involving persons with mental illness with forensic involvement))~~ A review of the detailed plan criteria to be used by the department of social and health services under section 4 of this act, prior to its adoption by the department of social and health services for use in awarding contracts to serve as a behavioral health and recovery organization;

(f) The appropriate use of the criminal justice treatment account in a fully integrated behavioral and physical health system; and

(g) Whether a statewide behavioral health ombuds office should be created.

(3) The task force shall review the extent and causes of variations in commitment rates in different jurisdictions across the state.

(4) Staff support for the task force must be provided by the senate committee services and the house of representatives office of program research.

~~((4))~~ (5) Legislative members of the task force must be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

~~((5))~~ (6) The expenses of the task force must be paid jointly by the senate and house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

~~((6))~~ (7) The task force shall report its findings and recommendations to the governor and the appropriate committees of the legislature by January 1, 2015, except that recommendations under subsection (2)(b) of this section must be submitted to the governor by September 1, 2014.

~~((7))~~ (8) This section expires June 1, 2015.

NEW SECTION. Sec. 96. A new section is added to chapter 43.20A RCW to read as follows:

(1) The department and the health care authority shall jointly establish regional service areas by October 1, 2014, as provided in this section.

(2) Counties, through the Washington state association of counties, must be given the opportunity to propose the composition of no more than nine regional service areas. Each service area must:

(a) Include a sufficient number of medicaid lives to support full financial risk managed care contracting for services included in contracts with the department or the health care authority;

(b) Include full counties that are contiguous with one another; and

(c) Reflect natural medical and behavioral health service referral patterns and shared clinical, health care service, behavioral health service, and behavioral health crisis response resources.

(3) The Washington state association of counties must submit their recommendations to the department, the health care authority, and the task force described in section 1 of this act on or before August 1, 2014.

NEW SECTION. Sec. 97. A new section is added to chapter 43.20A RCW to read as follows:

(1) Any agreement or contract by the department or the health care authority to provide behavioral health services as defined under RCW 71.24.025 to persons eligible for benefits under medicaid, Title XIX of the social security act, and to persons not eligible for medicaid must include the following:

(a) Contractual provisions consistent with the intent expressed in RCW 71.24.015, 71.36.005, 70.96A.010, and 70.96A.011;

(b) Standards regarding the quality of services to be provided, including increased use of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025;

(c) Accountability for the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes;

(d) Standards requiring behavioral health and recovery organizations to maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the department or the health care authority and to protect essential existing behavioral health system infrastructure and capacity, including a continuum of chemical dependency services;

(e) Provisions to require that behavioral health and recovery organizations offer contracts to managed health care systems under chapter 74.09 RCW or primary care practice settings to provide access to chemical dependency professional services and mental health services integrated in primary care settings for individuals with behavioral health and medical comorbidities;

(f) Provisions to require that medically necessary chemical dependency and mental health treatment services be available to clients;

(g) Standards requiring the use of behavioral health service provider reimbursement methods that incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895 and 71.36.025, integration of behavioral health and primary care services at the clinical level, and improved care coordination for individuals with complex care needs;

(h) Standards related to the financial integrity of the responding organization. The department shall adopt rules establishing the solvency requirements and other financial integrity standards for behavioral health and recovery organizations. This

subsection does not limit the authority of the department to take action under a contract upon finding that a behavioral health and recovery organization's financial status jeopardizes the organization's ability to meet its contractual obligations;

(i) Mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial deductions, termination of the contract, receivership, reprocurement of the contract, and injunctive remedies;

(j) Provisions to maintain the decision-making independence of designated mental health professionals or designated chemical dependency specialists; and

(k) Provisions stating that public funds appropriated by the legislature may not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(2) The following factors must be given significant weight in any purchasing process:

(a) Demonstrated commitment and experience in serving low-income populations;

(b) Demonstrated commitment and experience serving persons who have mental illness, chemical dependency, or co-occurring disorders;

(c) Demonstrated commitment to and experience with partnerships with county and municipal criminal justice systems, housing services, and other critical support services necessary to achieve the outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025;

(d) Recognition that meeting enrollees' physical and behavioral health care needs is a shared responsibility of contracted behavioral health and recovery organizations, managed health care systems, service providers, the state, and communities;

(e) Consideration of past and current performance and participation in other state or federal behavioral health programs as a contractor; and

(f) The ability to meet requirements established by the department.

(3) For purposes of purchasing behavioral health services and medical care services for persons eligible for benefits under medicaid, Title XIX of the social security act and for persons not eligible for medicaid, the department and the health care authority must use common regional service areas. The regional service areas must be established by the department and the health care authority as provided in section 2 of this act.

(4) Consideration must be given to using multiple-biennia contracting periods.

(5) Each behavioral health and recovery organization operating pursuant to a contract issued under this section shall enroll clients within its regional service area who meet the department's eligibility criteria for mental health and chemical dependency services.

NEW SECTION. Sec. 98. A new section is added to chapter 71.24 RCW to read as follows:

(1) The secretary shall purchase mental health and chemical dependency treatment services primarily through managed care contracting, but may continue to purchase behavioral health services from tribal clinics and other tribal providers.

(2)(a) The secretary shall request a detailed plan from the entities identified in (b) of this subsection that demonstrates compliance with the contractual elements of section 3 of this act and federal regulations related to medicaid managed care contracting, including, but not limited to: Having a sufficient network of providers to provide adequate access to mental health and chemical dependency services for residents of the regional

service area that meet eligibility criteria for services, ability to maintain and manage adequate reserves, and maintenance of quality assurance processes. Any responding entity that submits a detailed plan that demonstrates that it can meet the requirements of this section must be awarded the contract to serve as the behavioral health and recovery organization.

(b)(i) For purposes of responding to the request for a detailed plan under (a) of this subsection, the entities from which a plan will be requested are:

(A) A county in a single county regional service area that currently serves as the regional support network for that area;

(B) In the event that a county has made a decision prior to January 1, 2014, not to contract as a regional support network, any private entity that serves as the regional support network for that area;

(C) All counties within a regional service area that includes more than one county, which shall form a responding entity through the adoption of an interlocal agreement. The interlocal agreement must specify the terms by which the responding entity shall serve as the behavioral health and recovery organization within the regional service area.

(ii) In the event that a regional service area is comprised of multiple counties including one that has made a decision prior to January 1, 2014, not to contract as a regional support network, the counties shall adopt an interlocal agreement and may respond to the request for a detailed plan under (a) of this subsection and the private entity may also respond to the request for a detailed plan.

(3) Contracts for behavioral health and recovery organizations must begin on April 1, 2016.

(4) Upon request of one or more county authorities, the department and the health care authority may jointly purchase behavioral health services through an integrated medical and behavioral health services contract with a behavioral health and recovery organization or a managed health care system as defined in RCW 74.09.522. Any contract for such a purchase must comply with all federal medicaid and state law requirements related to managed health care contracting.

Sec. 99. RCW 71.24.015 and 2005 c 503 s 1 are each amended to read as follows:

It is the intent of the legislature to establish a community mental health program which shall help people experiencing mental illness to retain a respected and productive position in the community. This will be accomplished through programs that focus on resilience and recovery, and practices that are evidence-based, research-based, consensus-based, or, where these do not exist, promising or emerging best practices, which provide for:

(1) Access to mental health services for adults (~~(of the state who are acutely mentally ill, chronically mentally ill,)~~ with acute mental illness, chronic mental illness, or who are seriously disturbed and children (~~(of the state who are acutely mentally ill)~~ with acute mental illness, or who are severely emotionally disturbed, or seriously disturbed, which services recognize the special needs of underserved populations, including minorities, children, the elderly, (~~(disabled)~~ individuals with disabilities, and low-income persons. Access to mental health services shall not be limited by a person's history of confinement in a state, federal, or local correctional facility. It is also the purpose of this chapter to promote the early identification of (~~(mentally ill)~~ children with mental illness and to ensure that they receive the mental health care and treatment which is appropriate to their developmental level. This care should improve home, school, and community functioning, maintain children in a safe and nurturing home environment, and should enable treatment decisions to be made in response to clinical needs in accordance with sound professional judgment while also recognizing parents' rights to participate in treatment decisions for their children;

(2) The involvement of persons with mental illness, their family members, and advocates in designing and implementing mental health services that reduce unnecessary hospitalization and incarceration and promote the recovery and employment of persons with mental illness. To improve the quality of services available and promote the rehabilitation, recovery, and reintegration of persons with mental illness, consumer and advocate participation in mental health services is an integral part of the community mental health system and shall be supported;

(3) Accountability of efficient and effective services through state-of-the-art outcome and performance measures and statewide standards for monitoring client and system outcomes, performance, and reporting of client and system outcome information. These processes shall be designed so as to maximize the use of available resources for direct care of people with a mental illness and to assure uniform data collection across the state;

(4) Minimum service delivery standards;

(5) Priorities for the use of available resources for the care of ~~((the mentally ill))~~ individuals with mental illness consistent with the priorities defined in the statute;

(6) Coordination of services within the department, including those divisions within the department that provide services to children, between the department and the office of the superintendent of public instruction, and among state mental hospitals, county authorities, ~~((regional support networks))~~ behavioral health and recovery organizations, community mental health services, and other support services, which shall to the maximum extent feasible also include the families of ~~((the mentally ill))~~ individuals with mental illness, and other service providers; and

(7) Coordination of services aimed at reducing duplication in service delivery and promoting complementary services among all entities that provide mental health services to adults and children.

It is the policy of the state to encourage the provision of a full range of treatment and rehabilitation services in the state for mental disorders including services operated by consumers and advocates. The legislature intends to encourage the development of regional mental health services with adequate local flexibility to assure eligible people in need of care access to the least-restrictive treatment alternative appropriate to their needs, and the availability of treatment components to assure continuity of care. To this end, counties ~~((are encouraged to))~~ must enter into joint operating agreements with other counties to form regional systems of care that are consistent with the regional service areas established under section 2 of this act. Regional systems of care, whether operated by a county, group of counties, or another entity shall integrate planning, administration, and service delivery duties under chapters 71.05 and 71.24 RCW to consolidate administration, reduce administrative layering, and reduce administrative costs. The legislature hereby finds and declares that sound fiscal management requires vigilance to ensure that funds appropriated by the legislature for the provision of needed community mental health programs and services are ultimately expended solely for the purpose for which they were appropriated, and not for any other purpose.

It is further the intent of the legislature to integrate the provision of services to provide continuity of care through all phases of treatment. To this end, the legislature intends to promote active engagement with ~~((mentally ill))~~ persons with mental illness and collaboration between families and service providers.

Sec. 100. RCW 71.24.016 and 2006 c 333 s 102 are each amended to read as follows:

(1) The legislature intends that eastern and western state hospitals shall operate as clinical centers for handling the most

complicated long-term care needs of patients with a primary diagnosis of mental disorder. It is further the intent of the legislature that the community mental health service delivery system focus on maintaining ~~((mentally ill))~~ individuals with mental illness in the community. The program shall be evaluated and managed through a limited number of outcome and performance measures ~~((designed to hold each regional support network accountable for program success))~~, as provided in RCW 43.20A.895, 70.320.020, and 71.36.025.

(2) The legislature intends to address the needs of people with mental disorders with a targeted, coordinated, and comprehensive set of evidence-based practices that are effective in serving individuals in their community and will reduce the need for placements in state mental hospitals. The legislature further intends to explicitly hold ~~((regional support networks))~~ behavioral health and recovery organizations accountable for serving people with mental disorders within the boundaries of their ~~((geographic boundaries))~~ regional service area and for not exceeding their allocation of state hospital beds. ~~((Within funds appropriated by the legislature for this purpose, regional support networks shall develop the means to serve the needs of people with mental disorders within their geographic boundaries. Elements of the program may include:~~

~~_____ (a) Crisis triage;~~

~~_____ (b) Evaluation and treatment and community hospital beds;~~

~~_____ (c) Residential beds;~~

~~_____ (d) Programs for community treatment teams; and~~

~~_____ (e) Outpatient services.~~

~~_____ (3) The regional support network shall have the flexibility, within the funds appropriated by the legislature for this purpose, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Regional support networks are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.))~~

NEW SECTION. Sec. 101. A new section is added to chapter 71.24 RCW to read as follows:

(1) By December 1, 2018, the department and the health care authority shall report to the governor and the legislature regarding the preparedness of each regional service area to provide mental health services, chemical dependency services, and medical care services to medicaid clients under a fully integrated managed health care purchasing system.

(2) By January 1, 2020, the department and the health care authority must transition community behavioral health services to a system of fully integrated managed health care purchasing that provides mental health services, chemical dependency services, and medical care services to medicaid clients.

NEW SECTION. Sec. 102. A new section is added to chapter 71.24 RCW to read as follows:

(1) Within funds appropriated by the legislature for this purpose, behavioral health and recovery organizations shall develop the means to serve the needs of people with mental disorders residing within the boundaries of their regional service area. Elements of the program may include:

(a) Crisis diversion services;

(b) Evaluation and treatment and community hospital beds;

(c) Residential treatment;

(d) Programs for intensive community treatment;

(e) Outpatient services;

(f) Peer support services;

(g) Community support services;
 (h) Resource management services; and
 (i) Supported housing and supported employment services.

(2) The behavioral health and recovery organization shall have the flexibility, within the funds appropriated by the legislature for this purpose and the terms of their contract, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Behavioral health and recovery organizations are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.

Sec. 103. RCW 71.24.025 and 2013 c 338 s 5 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Acutely mentally ill" means a condition which is limited to a short-term severe crisis episode of:

(a) A mental disorder as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020;

(b) Being gravely disabled as defined in RCW 71.05.020 or, in the case of a child, a gravely disabled minor as defined in RCW 71.34.020; or

(c) Presenting a likelihood of serious harm as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020.

(2) "Available resources" means funds appropriated for the purpose of providing community mental health programs, federal funds, except those provided according to Title XIX of the Social Security Act, and state funds appropriated under this chapter or chapter 71.05 RCW by the legislature during any biennium for the purpose of providing residential services, resource management services, community support services, and other mental health services. This does not include funds appropriated for the purpose of operating and administering the state psychiatric hospitals.

(3) "Child" means a person under the age of eighteen years.

(4) "Chronically mentally ill adult" or "adult who is chronically mentally ill" means an adult who has a mental disorder and meets at least one of the following criteria:

(a) Has undergone two or more episodes of hospital care for a mental disorder within the preceding two years; or

(b) Has experienced a continuous psychiatric hospitalization or residential treatment exceeding six months' duration within the preceding year; or

(c) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months. "Substantial gainful activity" shall be defined by the department by rule consistent with Public Law 92-603, as amended.

(5) "Clubhouse" means a community-based program that provides rehabilitation services and is certified by the department of social and health services.

(6) "Community mental health program" means all mental health services, activities, or programs using available resources.

(7) "Community mental health service delivery system" means public ((€)), private, or tribal agencies that provide services specifically to persons with mental disorders as defined under RCW 71.05.020 and receive funding from public sources.

(8) "Community support services" means services authorized, planned, and coordinated through resource management services including, at a minimum, assessment, diagnosis, emergency crisis intervention available twenty-four

hours, seven days a week, prescreening determinations for persons who are mentally ill being considered for placement in nursing homes as required by federal law, screening for patients being considered for admission to residential services, diagnosis and treatment for children who are acutely mentally ill or severely emotionally disturbed discovered under screening through the federal Title XIX early and periodic screening, diagnosis, and treatment program, investigation, legal, and other nonresidential services under chapter 71.05 RCW, case management services, psychiatric treatment including medication supervision, counseling, psychotherapy, assuring transfer of relevant patient information between service providers, recovery services, and other services determined by ((regional support networks)) behavioral health and recovery organizations.

(9) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(10) "County authority" means the board of county commissioners, county council, or county executive having authority to establish a community mental health program, or two or more of the county authorities specified in this subsection which have entered into an agreement to provide a community mental health program.

(11) "Department" means the department of social and health services.

(12) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(13) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in subsection (14) of this section.

(14) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(15) "Licensed service provider" means an entity licensed according to this chapter or chapter 71.05 or 70.96A RCW ((€)), an entity deemed to meet state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department, or tribal attestations that meet((€)) state minimum standards or persons licensed under chapter 18.57, 18.71, 18.83, or 18.79 RCW, as it applies to registered nurses and advanced registered nurse practitioners.

(16) "Long-term inpatient care" means inpatient services for persons committed for, or voluntarily receiving intensive treatment for, periods of ninety days or greater under chapter 71.05 RCW. "Long-term inpatient care" as used in this chapter does not include: (a) Services for individuals committed under chapter 71.05 RCW who are receiving services pursuant to a conditional release or a court-ordered less restrictive alternative to detention; or (b) services for individuals voluntarily receiving less restrictive alternative treatment on the grounds of the state hospital.

(17) "Mental health services" means all services provided by the ~~((regional support networks))~~ behavioral health and recovery organizations and other services provided by the state for persons who are mentally ill.

(18) "Mentally ill persons," "persons who are mentally ill," and "the mentally ill" mean persons and conditions defined in subsections (1), (4), (27), and (28) of this section.

(19) "Recovery" means the process in which people are able to live, work, learn, and participate fully in their communities.

(20) "~~((Regional support network))~~ Behavioral health and recovery organization" means ~~((#))~~ any county authority or group of county authorities or other entity recognized by the secretary in contract in a defined region.

(21) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(22) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in subsection (14) of this section but does not meet the full criteria for evidence-based.

(23) "Residential services" means a complete range of residences and supports authorized by resource management services and which may involve a facility, a distinct part thereof, or services which support community living, for persons who are acutely mentally ill, adults who are chronically mentally ill, children who are severely emotionally disturbed, or adults who are seriously disturbed and determined by the ~~((regional support network))~~ behavioral health and recovery organization to be at risk of becoming acutely or chronically mentally ill. The services shall include at least evaluation and treatment services as defined in chapter 71.05 RCW, acute crisis respite care, long-term adaptive and rehabilitative care, and supervised and supported living services, and shall also include any residential services developed to service persons who are mentally ill in nursing homes, assisted living facilities, and adult family homes, and may include outpatient services provided as an element in a package of services in a supported housing model. Residential services for children in out-of-home placements related to their mental disorder shall not include the costs of food and shelter, except for children's long-term residential facilities existing prior to January 1, 1991.

(24) "Resilience" means the personal and community qualities that enable individuals to rebound from adversity, trauma, tragedy, threats, or other stresses, and to live productive lives.

(25) "Resource management services" mean the planning, coordination, and authorization of residential services and community support services administered pursuant to an individual service plan for: (a) Adults and children who are acutely mentally ill; (b) adults who are chronically mentally ill; (c) children who are severely emotionally disturbed; or (d) adults who are seriously disturbed and determined solely by a ~~((regional support network))~~ behavioral health and recovery organization to be at risk of becoming acutely or chronically mentally ill. Such planning, coordination, and authorization shall include mental health screening for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program. Resource management services include seven day a week, twenty-four hour a day availability of information regarding enrollment of adults and children who are mentally ill in services and their individual service plan to designated mental health professionals, evaluation and treatment facilities, and others as determined by the

~~((regional support network))~~ behavioral health and recovery organization.

(26) "Secretary" means the secretary of social and health services.

(27) "Seriously disturbed person" means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or herself or others, or to the property of others, as a result of a mental disorder as defined in chapter 71.05 RCW;

(b) Has been on conditional release status, or under a less restrictive alternative order, at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital;

(c) Has a mental disorder which causes major impairment in several areas of daily living;

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child diagnosed by a mental health professional, as defined in chapter 71.34 RCW, as experiencing a mental disorder which is clearly interfering with the child's functioning in family or school or with peers or is clearly interfering with the child's personality development and learning.

(28) "Severely emotionally disturbed child" or "child who is severely emotionally disturbed" means a child who has been determined by the ~~((regional support network))~~ behavioral health and recovery organization to be experiencing a mental disorder as defined in chapter 71.34 RCW, including those mental disorders that result in a behavioral or conduct disorder, that is clearly interfering with the child's functioning in family or school or with peers and who meets at least one of the following criteria:

(a) Has undergone inpatient treatment or placement outside of the home related to a mental disorder within the last two years;

(b) Has undergone involuntary treatment under chapter 71.34 RCW within the last two years;

(c) Is currently served by at least one of the following child-serving systems: Juvenile justice, child-protection/welfare, special education, or developmental disabilities;

(d) Is at risk of escalating maladjustment due to:

(i) Chronic family dysfunction involving a caretaker who is mentally ill or inadequate;

(ii) Changes in custodial adult;

(iii) Going to, residing in, or returning from any placement outside of the home, for example, psychiatric hospital, short-term inpatient, residential treatment, group or foster home, or a correctional facility;

(iv) Subject to repeated physical abuse or neglect;

(v) Drug or alcohol abuse; or

(vi) Homelessness.

(29) "State minimum standards" means minimum requirements established by rules adopted by the secretary and necessary to implement this chapter for: (a) Delivery of mental health services; (b) licensed service providers for the provision of mental health services; (c) residential services; and (d) community support services and resource management services.

(30) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(31) "Tribal authority," for the purposes of this section and RCW 71.24.300 only, means: The federally recognized Indian tribes and the major Indian organizations recognized by the

secretary insofar as these organizations do not have a financial relationship with any (~~(regional support network)~~) behavioral health and recovery organization that would present a conflict of interest.

(32) "Behavioral health services" means mental health services as described in this chapter and chapter 71.36 RCW and chemical dependency treatment services as described in chapter 70.96A RCW.

Sec. 104. RCW 71.24.035 and 2013 c 200 s 24 are each amended to read as follows:

(1) The department is designated as the state mental health authority.

(2) The secretary shall provide for public, client, tribal, and licensed service provider participation in developing the state mental health program, developing contracts with (~~(regional support networks)~~) behavioral health and recovery organizations, and any waiver request to the federal government under medicaid.

(3) The secretary shall provide for participation in developing the state mental health program for children and other underserved populations, by including representatives on any committee established to provide oversight to the state mental health program.

(4) The secretary shall be designated as the (~~(regional support network)~~) behavioral health and recovery organization if the (~~(regional support network)~~) behavioral health and recovery organization fails to meet state minimum standards or refuses to exercise responsibilities under its contract or RCW 71.24.045, until such time as a new (~~(regional support network)~~) behavioral health and recovery organization is designated (~~(under RCW 71.24.320)~~).

(5) The secretary shall:

(a) Develop a biennial state mental health program that incorporates regional biennial needs assessments and regional mental health service plans and state services for adults and children with mental illness (~~(The secretary shall also develop a six year state mental health plan)~~);

(b) Assure that any (~~(regional)~~) behavioral health and recovery organization or county community mental health program provides (~~(access to treatment for the region's residents, including parents who are respondents in dependency cases, in the following order of priority: (i) Persons with acute mental illness; (ii) adults with chronic mental illness and children who are severely emotionally disturbed; and (iii) persons who are seriously disturbed. Such programs shall provide:~~

~~(A) Outpatient services;~~

~~(B) Emergency care services for twenty four hours per day;~~

~~(C) Day treatment for persons with mental illness which includes training in basic living and social skills, supported work, vocational rehabilitation, and day activities. Such services may include therapeutic treatment. In the case of a child, day treatment includes age appropriate basic living and social skills, educational and prevocational services, day activities, and therapeutic treatment;~~

~~(D) Screening for patients being considered for admission to state mental health facilities to determine the appropriateness of admission;~~

~~(E) Employment services, which may include supported employment, transitional work, placement in competitive employment, and other work related services, that result in persons with mental illness becoming engaged in meaningful and gainful full or part time work. Other sources of funding such as the division of vocational rehabilitation may be utilized by the secretary to maximize federal funding and provide for integration of services;~~

~~(F) Consultation and education services; and~~

~~(G) Community support services) medically necessary~~

services to medicaid recipients consistent with the state's medicaid state plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;

(c) Develop and adopt rules establishing state minimum standards for the delivery of mental health services pursuant to RCW 71.24.037 including, but not limited to:

(i) Licensed service providers. These rules shall permit a county- operated mental health program to be licensed as a service provider subject to compliance with applicable statutes and rules. The secretary shall provide for deeming of compliance with state minimum standards for those entities accredited by recognized behavioral health accrediting bodies recognized and having a current agreement with the department; and

~~(ii) ((Regional support networks; and~~
~~————(iii))~~ Inpatient services, evaluation and treatment services and facilities under chapter 71.05 RCW, resource management services, and community support services;

(d) Assure that the special needs of persons who are minorities, elderly, disabled, children, low-income, and parents who are respondents in dependency cases are met within the priorities established in this section;

(e) Establish a standard contract or contracts, consistent with state minimum standards (~~(, RCW 71.24.320 and 71.24.330)~~) which shall be used in contracting with (~~(regional support networks)~~) behavioral health and recovery organizations. The standard contract shall include a maximum fund balance, which shall be consistent with that required by federal regulations or waiver stipulations;

(f) Establish, to the extent possible, a standardized auditing procedure which is designed to assure compliance with contractual agreements authorized by this chapter and minimizes paperwork requirements of (~~(regional support networks)~~) behavioral health and recovery organizations and licensed service providers. The audit procedure shall focus on the outcomes of service (~~(and not the processes for accomplishing them)~~) as provided in RCW 43.20A.895, 70.320.020, and 71.36.025;

(g) Develop and maintain an information system to be used by the state and (~~(regional support networks)~~) behavioral health and recovery organizations that includes a tracking method which allows the department and (~~(regional support networks)~~) behavioral health and recovery organizations to identify mental health clients' participation in any mental health service or public program on an immediate basis. The information system shall not include individual patient's case history files. Confidentiality of client information and records shall be maintained as provided in this chapter and chapter 70.02 RCW;

(h) License service providers who meet state minimum standards;

(i) (~~(Certify regional support networks that meet state minimum standards;~~

~~————(j))~~ Periodically monitor the compliance of (~~(certified regional support networks)~~) behavioral health and recovery organizations and their network of licensed service providers for compliance with the contract between the department, the (~~(regional support network)~~) behavioral health and recovery organization, and federal and state rules at reasonable times and in a reasonable manner;

~~((k))~~ (j) Fix fees to be paid by evaluation and treatment centers to the secretary for the required inspections;

~~((l))~~ (k) Monitor and audit (~~(regional support networks)~~) behavioral health and recovery organizations and licensed service providers as needed to assure compliance with contractual agreements authorized by this chapter;

~~((m))~~ (l) Adopt such rules as are necessary to implement the department's responsibilities under this chapter;

~~((n))~~ Assure the availability of an appropriate amount, as determined by the legislature in the operating budget by amounts appropriated for this specific purpose, of community based, geographically distributed residential services;

~~((m))~~ (m) License or certify crisis stabilization units that meet state minimum standards;

~~((n))~~ (n) License or certify clubhouses that meet state minimum standards; and

~~((o))~~ (o) License or certify triage facilities that meet state minimum standards.

(6) The secretary shall use available resources only for ~~((regional support networks))~~ behavioral health and recovery organizations, except:

(a) To the extent authorized, and in accordance with any priorities or conditions specified, in the biennial appropriations act; or

(b) To incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025, integration of behavioral health and medical services at the clinical level, and improved care coordination for individuals with complex care needs.

(7) Each ~~((certified regional support network))~~ behavioral health and recovery organization and licensed service provider shall file with the secretary, on request, such data, statistics, schedules, and information as the secretary reasonably requires. A ~~((certified regional support network))~~ behavioral health and recovery organization or licensed service provider which, without good cause, fails to furnish any data, statistics, schedules, or information as requested, or files fraudulent reports thereof, may be subject to the behavioral health and recovery organization contractual remedies in section 3 of this act or may have its service provider certification or license revoked or suspended.

(8) The secretary may suspend, revoke, limit, or restrict a certification or license, or refuse to grant a certification or license for failure to conform to: (a) The law; (b) applicable rules and regulations; (c) applicable standards; or (d) state minimum standards.

(9) The superior court may restrain any ~~((regional support network))~~ behavioral health and recovery organization or service provider from operating without a contract, certification, or a license or any other violation of this section. The court may also review, pursuant to procedures contained in chapter 34.05 RCW, any denial, suspension, limitation, restriction, or revocation of certification or license, and grant other relief required to enforce the provisions of this chapter.

(10) Upon petition by the secretary, and after hearing held upon reasonable notice to the facility, the superior court may issue a warrant to an officer or employee of the secretary authorizing him or her to enter at reasonable times, and examine the records, books, and accounts of any ~~((regional support network))~~ behavioral health and recovery organizations or service provider refusing to consent to inspection or examination by the authority.

(11) Notwithstanding the existence or pursuit of any other remedy, the secretary may file an action for an injunction or other process against any person or governmental unit to restrain or prevent the establishment, conduct, or operation of a ~~((regional support network))~~ behavioral health and recovery organization or service provider without certification or a license under this chapter.

(12) The standards for certification or licensure of evaluation and treatment facilities shall include standards relating to maintenance of good physical and mental health and other services to be afforded persons pursuant to this chapter and

chapters 71.05 and 71.34 RCW, and shall otherwise assure the effectuation of the purposes of these chapters.

(13) The standards for certification or licensure of crisis stabilization units shall include standards that:

(a) Permit location of the units at a jail facility if the unit is physically separate from the general population of the jail;

(b) Require administration of the unit by mental health professionals who direct the stabilization and rehabilitation efforts; and

(c) Provide an environment affording security appropriate with the alleged criminal behavior and necessary to protect the public safety.

(14) The standards for certification or licensure of a clubhouse shall at a minimum include:

(a) The facilities may be peer-operated and must be recovery-focused;

(b) Members and employees must work together;

(c) Members must have the opportunity to participate in all the work of the clubhouse, including administration, research, intake and orientation, outreach, hiring, training and evaluation of staff, public relations, advocacy, and evaluation of clubhouse effectiveness;

(d) Members and staff and ultimately the clubhouse director must be responsible for the operation of the clubhouse, central to this responsibility is the engagement of members and staff in all aspects of clubhouse operations;

(e) Clubhouse programs must be comprised of structured activities including but not limited to social skills training, vocational rehabilitation, employment training and job placement, and community resource development;

(f) Clubhouse programs must provide in-house educational programs that significantly utilize the teaching and tutoring skills of members and assist members by helping them to take advantage of adult education opportunities in the community;

(g) Clubhouse programs must focus on strengths, talents, and abilities of its members;

(h) The work-ordered day may not include medication clinics, day treatment, or other therapy programs within the clubhouse.

(15) The department shall distribute appropriated state and federal funds in accordance with any priorities, terms, or conditions specified in the appropriations act.

(16) The secretary shall assume all duties assigned to the nonparticipating ~~((regional support networks))~~ behavioral health and recovery organizations under chapters 71.05 and 71.34 RCW and this chapter. Such responsibilities shall include those which would have been assigned to the nonparticipating counties in regions where there are not participating ~~((regional support networks))~~ behavioral health and recovery organizations.

The ~~((regional support networks))~~ behavioral health and recovery organizations, or the secretary's assumption of all responsibilities under chapters 71.05 and 71.34 RCW and this chapter, shall be included in all state and federal plans affecting the state mental health program including at least those required by this chapter, the medicaid program, and P.L. 99-660. Nothing in these plans shall be inconsistent with the intent and requirements of this chapter.

(17) The secretary shall:

(a) Disburse funds for the ~~((regional support networks))~~ behavioral health and recovery organizations within sixty days of approval of the biennial contract. The department must either approve or reject the biennial contract within sixty days of receipt.

(b) Enter into biennial contracts with ~~((regional support networks))~~ behavioral health and recovery organizations. The contracts shall be consistent with available resources. No contract shall be approved that does not include progress toward meeting

the goals of this chapter by taking responsibility for: (i) Short-term commitments; (ii) residential care; and (iii) emergency response systems.

(c) Notify ~~((regional support networks))~~ behavioral health and recovery organizations of their allocation of available resources at least sixty days prior to the start of a new biennial contract period.

(d) Deny all or part of the funding allocations to ~~((regional support networks))~~ behavioral health and recovery organizations based solely upon formal findings of noncompliance with the terms of the ~~((regional support network's))~~ behavioral health and recovery organization's contract with the department. ~~((Regional support networks))~~ Behavioral health and recovery organizations disputing the decision of the secretary to withhold funding allocations are limited to the remedies provided in the department's contracts with the ~~((regional support networks))~~ behavioral health and recovery organizations.

(18) The department, in cooperation with the state congressional delegation, shall actively seek waivers of federal requirements and such modifications of federal regulations as are necessary to allow federal medicaid reimbursement for services provided by freestanding evaluation and treatment facilities certified under chapter 71.05 RCW. The department shall periodically report its efforts to the appropriate committees of the senate and the house of representatives.

Sec. 105. RCW 71.24.045 and 2006 c 333 s 105 are each amended to read as follows:

The ~~((regional support network))~~ behavioral health and recovery organization shall:

(1) Contract as needed with licensed service providers. The ~~((regional support network))~~ behavioral health and recovery and recovery organization may, in the absence of a licensed service provider entity, become a licensed service provider entity pursuant to minimum standards required for licensing by the department for the purpose of providing services not available from licensed service providers;

(2) Operate as a licensed service provider if it deems that doing so is more efficient and cost effective than contracting for services. When doing so, the ~~((regional support network))~~ behavioral health and recovery organization shall comply with rules promulgated by the secretary that shall provide measurements to determine when a ~~((regional support network))~~ behavioral health and recovery organization provided service is more efficient and cost effective;

(3) Monitor and perform biennial fiscal audits of licensed service providers who have contracted with the ~~((regional support network))~~ behavioral health and recovery organization to provide services required by this chapter. The monitoring and audits shall be performed by means of a formal process which insures that the licensed service providers and professionals designated in this subsection meet the terms of their contracts;

(4) Assure that the special needs of minorities, the elderly, ~~((disabled))~~ individuals with disabilities, children, and low-income persons are met within the priorities established in this chapter;

(5) Maintain patient tracking information in a central location as required for resource management services and the department's information system;

(6) Collaborate to ensure that policies do not result in an adverse shift of ~~((mentally ill))~~ persons with mental illness into state and local correctional facilities;

(7) Work with the department to expedite the enrollment or re-enrollment of eligible persons leaving state or local correctional facilities and institutions for mental diseases;

(8) ~~((If a regional support network is not operated by the county,))~~ Work closely with the county designated mental health

professional or county designated crisis responder to maximize appropriate placement of persons into community services; and

(9) Coordinate services for individuals who have received services through the community mental health system and who become patients at a state mental hospital to ensure they are transitioned into the community in accordance with mutually agreed upon discharge plans and upon determination by the medical director of the state mental hospital that they no longer need intensive inpatient care.

Sec. 106. RCW 71.24.100 and 2012 c 117 s 442 are each amended to read as follows:

A county authority or a group of county authorities may enter into a joint operating agreement to ~~((form))~~ respond to a request for a detailed plan and contract with the state to operate a ~~((regional support network))~~ behavioral health and recovery organization whose boundaries are consistent with the regional service areas established under section 2 of this act. Any agreement between two or more county authorities ~~((for the establishment of a regional support network))~~ shall provide:

(1) That each county shall bear a share of the cost of mental health services; and

(2) That the treasurer of one participating county shall be the custodian of funds made available for the purposes of such mental health services, and that the treasurer may make payments from such funds upon audit by the appropriate auditing officer of the county for which he or she is treasurer.

Sec. 107. RCW 71.24.110 and 1999 c 10 s 7 are each amended to read as follows:

An agreement ~~((for the establishment of a community mental health program))~~ to contract with the state to operate a behavioral health and recovery organization under RCW 71.24.100 may also provide:

(1) For the joint supervision or operation of services and facilities, or for the supervision or operation of service and facilities by one participating county under contract for the other participating counties; and

(2) For such other matters as are necessary or proper to effectuate the purposes of this chapter.

Sec. 108. RCW 71.24.340 and 2005 c 503 s 13 are each amended to read as follows:

The secretary shall require the ~~((regional support networks))~~ behavioral health and recovery organizations to develop ~~((interlocal agreements pursuant to RCW 74.09.555. To this end, the regional support networks shall))~~ agreements with city and county jails to accept referrals for enrollment on behalf of a confined person, prior to the person's release.

Sec. 109. RCW 71.24.420 and 2001 c 323 s 2 are each amended to read as follows:

The department shall operate the community mental health service delivery system authorized under this chapter within the following constraints:

(1) The full amount of federal funds for mental health services, plus qualifying state expenditures as appropriated in the biennial operating budget, shall be appropriated to the department each year in the biennial appropriations act to carry out the provisions of the community mental health service delivery system authorized in this chapter.

(2) The department may expend funds defined in subsection (1) of this section in any manner that will effectively accomplish the outcome measures ~~((defined in section 5 of this act))~~ established in RCW 43.20A.895 and 71.36.025 and performance measures linked to those outcomes.

(3) The department shall implement strategies that accomplish the outcome measures ~~((identified in section 5 of this act that are within the funding constraints in this section))~~

established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes.

(4) The department shall monitor expenditures against the appropriation levels provided for in subsection (1) of this section.

Sec. 110. RCW 70.96A.020 and 2001 c 13 s 1 are each amended to read as follows:

For the purposes of this chapter the following words and phrases shall have the following meanings unless the context clearly requires otherwise:

(1) "Alcoholic" means a person who suffers from the disease of alcoholism.

(2) "Alcoholism" means a disease, characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(3) "Approved treatment program" means a discrete program of chemical dependency treatment provided by a treatment program certified by the department of social and health services as meeting standards adopted under this chapter.

(4) "Chemical dependency" means:

(a) Alcoholism; (b) drug addiction; or (c) dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

(5) "Chemical dependency program" means expenditures and activities of the department designed and conducted to prevent or treat alcoholism and other drug addiction, including reasonable administration and overhead.

(6) "Department" means the department of social and health services.

(7) "Designated chemical dependency specialist" or "specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and qualified to do so by meeting standards adopted by the department.

(8) "Director" means the person administering the chemical dependency program within the department.

(9) "Drug addict" means a person who suffers from the disease of drug addiction.

(10) "Drug addiction" means a disease characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

(11) "Emergency service patrol" means a patrol established under RCW 70.96A.170.

(12) "Gravely disabled by alcohol or other psychoactive chemicals" or "gravely disabled" means that a person, as a result of the use of alcohol or other psychoactive chemicals: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by a repeated and escalating loss of cognition or volitional control over his or her actions and is not receiving care as essential for his or her health or safety.

(13) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility, or a long-term alcoholism or drug treatment facility, or in confinement.

(14) "Incapacitated by alcohol or other psychoactive chemicals" means that a person, as a result of the use of alcohol or

other psychoactive chemicals, is gravely disabled or presents a likelihood of serious harm to himself or herself, to any other person, or to property.

(15) "Incompetent person" means a person who has been adjudged incompetent by the superior court.

(16) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

(17) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(18) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on one's self; (ii) physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused the harm or that places another person or persons in reasonable fear of sustaining the harm; or (iii) physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

(19) "Medical necessity" for inpatient care of a minor means a requested certified inpatient service that is reasonably calculated to: (a) Diagnose, arrest, or alleviate a chemical dependency; or (b) prevent the worsening of chemical dependency conditions that endanger life or cause suffering and pain, or result in illness or infirmity or threaten to cause or aggravate a handicap, or cause physical deformity or malfunction, and there is no adequate less restrictive alternative available.

(20) "Minor" means a person less than eighteen years of age.

(21) "Parent" means the parent or parents who have the legal right to custody of the child. Parent includes custodian or guardian.

(22) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

(23) "Person" means an individual, including a minor.

(24) "Professional person in charge" or "professional person" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission, continuing care, and discharge decisions on behalf of the certified program.

(25) "Secretary" means the secretary of the department of social and health services.

(26) "Treatment" means the broad range of emergency, detoxification, residential, and outpatient services and care, including diagnostic evaluation, chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation and career counseling, which may be extended to alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(27) "Treatment program" means an organization, institution, or corporation, public or private, engaged in the care, treatment, or rehabilitation of alcoholics or other drug addicts.

(28) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

(29) "Behavioral health and recovery organization" means a county authority or group of county authorities or other entity recognized by the secretary in contract in a defined regional service area.

(30) "Behavioral health services" means mental health services as described in chapters 71.24 and 71.36 RCW and chemical dependency treatment services as described in this chapter.

Sec. 111. RCW 70.96A.040 and 1989 c 270 s 5 are each amended to read as follows:

The department, in the operation of the chemical dependency program may:

- (1) Plan, establish, and maintain prevention and treatment programs as necessary or desirable;
- (2) Make contracts necessary or incidental to the performance of its duties and the execution of its powers, including managed care contracts for behavioral health services, contracts entered into under RCW 74.09.522, and contracts with public and private agencies, organizations, and individuals to pay them for services rendered or furnished to alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, or intoxicated persons;
- (3) Enter into agreements for monitoring of verification of qualifications of counselors employed by approved treatment programs;
- (4) Adopt rules under chapter 34.05 RCW to carry out the provisions and purposes of this chapter and contract, cooperate, and coordinate with other public or private agencies or individuals for those purposes;
- (5) Solicit and accept for use any gift of money or property made by will or otherwise, and any grant of money, services, or property from the federal government, the state, or any political subdivision thereof or any private source, and do all things necessary to cooperate with the federal government or any of its agencies in making an application for any grant;
- (6) Administer or supervise the administration of the provisions relating to alcoholics, other drug addicts, and intoxicated persons of any state plan submitted for federal funding pursuant to federal health, welfare, or treatment legislation;
- (7) Coordinate its activities and cooperate with chemical dependency programs in this and other states, and make contracts and other joint or cooperative arrangements with state, local, or private agencies in this and other states for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and for the common advancement of chemical dependency programs;
- (8) Keep records and engage in research and the gathering of relevant statistics;
- (9) Do other acts and things necessary or convenient to execute the authority expressly granted to it;
- (10) Acquire, hold, or dispose of real property or any interest therein, and construct, lease, or otherwise provide treatment programs.

Sec. 112. RCW 70.96A.050 and 2001 c 13 s 2 are each amended to read as follows:

The department shall:

- (1) Develop, encourage, and foster statewide, regional, and local plans and programs for the prevention of alcoholism and other drug addiction, treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons in cooperation with public and private agencies, organizations, and individuals and provide technical assistance and consultation services for these purposes;
- (2) Assure that any behavioral health and recovery organization managed care contract or managed care contract under RCW 74.09.522 for behavioral health services or program for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive

chemicals, and intoxicated persons provides medically necessary services to medicaid recipients. This must include a continuum of mental health and chemical dependency services consistent with the state's medicaid plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;

~~(3)~~ Coordinate the efforts and enlist the assistance of all public and private agencies, organizations, and individuals interested in prevention of alcoholism and drug addiction, and treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

~~((3))~~ (4) Cooperate with public and private agencies in establishing and conducting programs to provide treatment for alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons who are clients of the correctional system;

~~((4))~~ (5) Cooperate with the superintendent of public instruction, state board of education, schools, police departments, courts, and other public and private agencies, organizations and individuals in establishing programs for the prevention of alcoholism and other drug addiction, treatment of alcoholics or other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and preparing curriculum materials thereon for use at all levels of school education;

~~((5))~~ (6) Prepare, publish, evaluate, and disseminate educational material dealing with the nature and effects of alcohol and other psychoactive chemicals and the consequences of their use;

~~((6))~~ (7) Develop and implement, as an integral part of treatment programs, an educational program for use in the treatment of alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, which program shall include the dissemination of information concerning the nature and effects of alcohol and other psychoactive chemicals, the consequences of their use, the principles of recovery, and HIV and AIDS;

~~((7))~~ (8) Organize and foster training programs for persons engaged in treatment of alcoholics or other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

~~((8))~~ (9) Sponsor and encourage research into the causes and nature of alcoholism and other drug addiction, treatment of alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and serve as a clearinghouse for information relating to alcoholism or other drug addiction;

~~((9))~~ (10) Specify uniform methods for keeping statistical information by public and private agencies, organizations, and individuals, and collect and make available relevant statistical information, including number of persons treated, frequency of admission and readmission, and frequency and duration of treatment;

~~((10))~~ (11) Advise the governor in the preparation of a comprehensive plan for treatment of alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons for inclusion in the state's comprehensive health plan;

~~((11))~~ (12) Review all state health, welfare, and treatment plans to be submitted for federal funding under federal legislation, and advise the governor on provisions to be included relating to alcoholism and other drug addiction, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

~~((12))~~ (13) Assist in the development of, and cooperate with, programs for alcohol and other psychoactive chemical education and treatment for employees of state and local governments and businesses and industries in the state;

~~((13))~~ (14) Use the support and assistance of interested persons in the community to encourage alcoholics and other drug addicts voluntarily to undergo treatment;

~~((14))~~ (15) Cooperate with public and private agencies in establishing and conducting programs designed to deal with the problem of persons operating motor vehicles while intoxicated;

~~((15))~~ (16) Encourage general hospitals and other appropriate health facilities to admit without discrimination alcoholics and other drug addicts, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and to provide them with adequate and appropriate treatment;

~~((16))~~ (17) Encourage all health and disability insurance programs to include alcoholism and other drug addiction as a covered illness; and

~~((17))~~ (18) Organize and sponsor a statewide program to help court personnel, including judges, better understand the disease of alcoholism and other drug addiction and the uses of chemical dependency treatment programs.

Sec. 113. RCW 70.96A.080 and 1989 c 270 s 18 are each amended to read as follows:

(1) In coordination with the health care authority, the department shall establish by ~~((and))~~ appropriate means, ~~((including contracting for services,))~~ a comprehensive and coordinated ~~((discrete))~~ program for the treatment of alcoholics and other drug addicts and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(2)(a) The program shall include, but not necessarily be limited to, a continuum of chemical dependency treatment services that includes:

~~((a))~~ (i) Detoxification services available twenty-four hours a day;

~~((b))~~ (ii) Residential treatment; ~~(and)~~
~~((c))~~ (iii) Outpatient treatment, including medication assisted treatment; and

(iv) Contracts with at least one provider directly or through contracts with behavioral health and recovery organizations, for case management and residential treatment services for pregnant and parenting women.

(b) The program may include peer support, supported housing, supported employment, crisis diversion, or recovery support services.

(3) All appropriate public and private resources shall be coordinated with and used in the program when possible.

(4) The department may contract for the use of an approved treatment program or other individual or organization if the secretary considers this to be an effective and economical course to follow.

(5) By April 1, 2016, treatment provided under this chapter must be purchased primarily through managed care contracts. Consistent with RCW 70.96A.350, services and funding provided through the criminal justice treatment account are intended to be exempted from managed care contracting.

Sec. 114. RCW 70.96A.320 and 2013 c 320 s 8 are each amended to read as follows:

(1) A county legislative authority, or two or more counties acting jointly, may establish an alcoholism and other drug addiction program. If two or more counties jointly establish the program, they shall designate one county to provide administrative and financial services.

(2) To be eligible for funds from the department for the support of the county alcoholism and other drug addiction program, the county legislative authority shall establish a county

alcoholism and other drug addiction board under RCW 70.96A.300 and appoint a county alcoholism and other drug addiction program coordinator under RCW 70.96A.310.

(3) The county legislative authority may apply to the department for financial support for the county program of alcoholism and other drug addiction. To receive financial support, the county legislative authority shall submit a plan that meets the following conditions:

(a) It shall describe the prevention, early intervention, or recovery support services and activities to be provided;

(b) It shall include anticipated expenditures and revenues;

(c) It shall be prepared by the county alcoholism and other drug addiction program board and be adopted by the county legislative authority;

(d) It shall reflect maximum effective use of existing services and programs; and

(e) It shall meet other conditions that the secretary may require.

(4) The county may accept and spend gifts, grants, and fees, from public and private sources, to implement its program of alcoholism and other drug addiction.

(5) The department shall require that any agreement to provide financial support to a county that performs the activities of a service coordination organization for alcoholism and other drug addiction services must incorporate the expected outcomes and criteria to measure the performance of service coordination organizations as provided in chapter 70.320 RCW.

(6) The county may subcontract for prevention, early intervention, or recovery support services with approved prevention or treatment programs.

(7) To continue to be eligible for financial support from the department for the county alcoholism and other drug addiction program, an increase in state financial support shall not be used to supplant local funds from a source that was used to support the county alcoholism and other drug addiction program before the effective date of the increase.

Sec. 115. RCW 71.24.049 and 2001 c 323 s 13 are each amended to read as follows:

By January 1st of each odd-numbered year, the ~~((regional support network))~~ behavioral health and recovery organization shall identify: (1) The number of children in each priority group, as defined by this chapter, who are receiving mental health services funded in part or in whole under this chapter, (2) the amount of funds under this chapter used for children's mental health services, (3) an estimate of the number of unserved children in each priority group, and (4) the estimated cost of serving these additional children and their families.

Sec. 116. RCW 71.24.061 and 2007 c 359 s 7 are each amended to read as follows:

(1) The department shall provide flexibility in provider contracting to ~~((regional support networks))~~ behavioral health and recovery organizations for children's mental health services. Beginning with 2007-2009 biennium contracts, ~~((regional support network))~~ behavioral health and recovery organization contracts shall authorize ~~((regional support networks))~~ behavioral health and recovery organizations to allow and encourage licensed community mental health centers to subcontract with individual licensed mental health professionals when necessary to meet the need for an adequate, culturally competent, and qualified children's mental health provider network.

(2) To the extent that funds are specifically appropriated for this purpose or that nonstate funds are available, a children's mental health evidence-based practice institute shall be established at the University of Washington division of public behavioral health and justice policy. The institute shall closely collaborate

with entities currently engaged in evaluating and promoting the use of evidence-based, research-based, promising, or consensus-based practices in children's mental health treatment, including but not limited to the University of Washington department of psychiatry and behavioral sciences, children's hospital and regional medical center, the University of Washington school of nursing, the University of Washington school of social work, and the Washington state institute for public policy. To ensure that funds appropriated are used to the greatest extent possible for their intended purpose, the University of Washington's indirect costs of administration shall not exceed ten percent of appropriated funding. The institute shall:

(a) Improve the implementation of evidence-based and research-based practices by providing sustained and effective training and consultation to licensed children's mental health providers and child-serving agencies who are implementing evidence-based or researched-based practices for treatment of children's emotional or behavioral disorders, or who are interested in adapting these practices to better serve ethnically or culturally diverse children. Efforts under this subsection should include a focus on appropriate oversight of implementation of evidence-based practices to ensure fidelity to these practices and thereby achieve positive outcomes;

(b) Continue the successful implementation of the "partnerships for success" model by consulting with communities so they may select, implement, and continually evaluate the success of evidence-based practices that are relevant to the needs of children, youth, and families in their community;

(c) Partner with youth, family members, family advocacy, and culturally competent provider organizations to develop a series of information sessions, literature, and online resources for families to become informed and engaged in evidence-based and research-based practices;

(d) Participate in the identification of outcome-based performance measures under RCW 71.36.025(2) and partner in a statewide effort to implement statewide outcomes monitoring and quality improvement processes; and

(e) Serve as a statewide resource to the department and other entities on child and adolescent evidence-based, research-based, promising, or consensus-based practices for children's mental health treatment, maintaining a working knowledge through ongoing review of academic and professional literature, and knowledge of other evidence-based practice implementation efforts in Washington and other states.

(3) To the extent that funds are specifically appropriated for this purpose, the department in collaboration with the evidence-based practice institute shall implement a pilot program to support primary care providers in the assessment and provision of appropriate diagnosis and treatment of children with mental and behavioral health disorders and track outcomes of this program. The program shall be designed to promote more accurate diagnoses and treatment through timely case consultation between primary care providers and child psychiatric specialists, and focused educational learning collaboratives with primary care providers.

Sec. 117. RCW 71.24.155 and 2001 c 323 s 14 are each amended to read as follows:

Grants shall be made by the department to ~~((regional support networks))~~ behavioral health and recovery organizations for community mental health programs totaling not less than ninety-five percent of available resources. The department may use up to forty percent of the remaining five percent to provide community demonstration projects, including early intervention or primary prevention programs for children, and the remainder shall be for emergency needs and technical assistance under this chapter.

Sec. 118. RCW 71.24.160 and 2011 c 343 s 6 are each amended to read as follows:

The ~~((regional support networks))~~ behavioral health and recovery organizations shall make satisfactory showing to the secretary that state funds shall in no case be used to replace local funds from any source being used to finance mental health services prior to January 1, 1990. Maintenance of effort funds devoted to judicial services related to involuntary commitment reimbursed under RCW 71.05.730 must be expended for other purposes that further treatment for mental health and chemical dependency disorders.

Sec. 119. RCW 71.24.250 and 2001 c 323 s 16 are each amended to read as follows:

The ~~((regional support network))~~ behavioral health and recovery organization may accept and expend gifts and grants received from private, county, state, and federal sources.

Sec. 120. RCW 71.24.300 and 2008 c 261 s 4 are each amended to read as follows:

(1) Upon the request of a tribal authority or authorities within a ~~((regional support network))~~ behavioral health and recovery organization the joint operating agreement or the county authority shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health and recovery organization.

(2) The roles and responsibilities of the county and tribal authorities shall be determined by the terms of that agreement including a determination of membership on the governing board and advisory committees, the number of tribal representatives to be party to the agreement, and the provisions of law and shall assure the provision of culturally competent services to the tribes served.

(3) The state mental health authority may not determine the roles and responsibilities of county authorities as to each other under ~~((regional support networks))~~ behavioral health and recovery organizations by rule, except to assure that all duties required of ~~((regional support networks))~~ behavioral health and recovery organizations are assigned and that counties and the ~~((regional support network))~~ behavioral health and recovery organization do not duplicate functions and that a single authority has final responsibility for all available resources and performance under the ~~((regional support network's))~~ behavioral health and recovery organization's contract with the secretary.

(4) If a ~~((regional support network))~~ behavioral health and recovery organization is a private entity, the department shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health and recovery organization.

(5) The roles and responsibilities of the private entity and the tribal authorities shall be determined by the department, through negotiation with the tribal authority.

(6) ~~((Regional support networks))~~ Behavioral health and recovery organizations shall submit an overall six-year operating and capital plan, timeline, and budget and submit progress reports and an updated two-year plan biennially thereafter, to assume within available resources all of the following duties:

(a) Administer and provide for the availability of all resource management services, residential services, and community support services.

(b) Administer and provide for the availability of all investigation, transportation, court-related, and other services provided by the state or counties pursuant to chapter 71.05 RCW.

(c) Provide within the boundaries of each ~~((regional support network))~~ behavioral health and recovery organization evaluation and treatment services for at least ninety percent of persons detained or committed for periods up to seventeen days according to chapter 71.05 RCW. ~~((Regional support networks))~~ Behavioral health and recovery organizations may contract to

purchase evaluation and treatment services from other ~~((networks)) organizations~~ if they are unable to provide for appropriate resources within their boundaries. Insofar as the original intent of serving persons in the community is maintained, the secretary is authorized to approve exceptions on a case-by-case basis to the requirement to provide evaluation and treatment services within the boundaries of each ~~((regional support network)) behavioral health and recovery organization~~. Such exceptions are limited to:

- (i) Contracts with neighboring or contiguous regions; or
- (ii) Individuals detained or committed for periods up to

seventeen days at the state hospitals at the discretion of the secretary.

(d) Administer and provide for the availability of all other mental health services, which shall include patient counseling, day treatment, consultation, education services, employment services as ~~((defined)) described~~ in RCW 71.24.035, and mental health services to children.

(e) Establish standards and procedures for reviewing individual service plans and determining when that person may be discharged from resource management services.

(7) A ~~((regional support network)) behavioral health and recovery organization~~ may request that any state-owned land, building, facility, or other capital asset which was ever purchased, deeded, given, or placed in trust for the care of the persons with mental illness and which is within the boundaries of a ~~((regional support network)) behavioral health and recovery organization~~ be made available to support the operations of the ~~((regional support network)) behavioral health and recovery organization~~. State agencies managing such capital assets shall give first priority to requests for their use pursuant to this chapter.

(8) Each ~~((regional support network)) behavioral health and recovery organization~~ shall appoint a mental health advisory board which shall review and provide comments on plans and policies developed under this chapter, provide local oversight regarding the activities of the ~~((regional support network)) behavioral health and recovery organization~~, and work with the ~~((regional support network)) behavioral health and recovery organization~~ to resolve significant concerns regarding service delivery and outcomes. The department shall establish statewide procedures for the operation of regional advisory committees including mechanisms for advisory board feedback to the department regarding ~~((regional support network)) behavioral health and recovery organization~~ performance. The composition of the board shall be broadly representative of the demographic character of the region and shall include, but not be limited to, representatives of consumers and families, law enforcement, and where the county is not the ~~((regional support network)) behavioral health and recovery organization~~, county elected officials. Composition and length of terms of board members may differ between ~~((regional support networks)) behavioral health and recovery organizations~~ but shall be included in each ~~((regional support network's)) behavioral health and recovery organization's~~ contract and approved by the secretary.

(9) ~~((Regional support networks)) Behavioral health and recovery organizations~~ shall assume all duties specified in their plans and joint operating agreements through biennial contractual agreements with the secretary.

(10) ~~((Regional support networks)) Behavioral health and recovery organizations~~ may receive technical assistance from the housing trust fund and may identify and submit projects for housing and housing support services to the housing trust fund established under chapter 43.185 RCW. Projects identified or submitted under this subsection must be fully integrated with the ~~((regional support network)) behavioral health and recovery organization~~ six-year operating and capital plan, timeline, and budget required by subsection (6) of this section.

Sec. 121. RCW 71.24.310 and 2013 2nd sp. s. c 4 s 994 are each amended to read as follows:

The legislature finds that administration of chapter 71.05 RCW and this chapter can be most efficiently and effectively implemented as part of the ~~((regional support network)) behavioral health and recovery organization~~ defined in RCW 71.24.025. For this reason, the legislature intends that the department and the ~~((regional support networks)) behavioral health and recovery organizations~~ shall work together to implement chapter 71.05 RCW as follows:

(1) By June 1, 2006, ~~((regional support networks)) behavioral health and recovery organizations~~ shall recommend to the department the number of state hospital beds that should be allocated for use by each ~~((regional support network)) behavioral health and recovery organization~~. The statewide total allocation shall not exceed the number of state hospital beds offering long-term inpatient care, as defined in this chapter, for which funding is provided in the biennial appropriations act.

(2) If there is consensus among the ~~((regional support networks)) behavioral health and recovery organizations~~ regarding the number of state hospital beds that should be allocated for use by each ~~((regional support network)) behavioral health and recovery organization~~, the department shall contract with each ~~((regional support network)) behavioral health and recovery organization~~ accordingly.

(3) If there is not consensus among the ~~((regional support networks)) behavioral health and recovery organizations~~ regarding the number of beds that should be allocated for use by each ~~((regional support network)) behavioral health and recovery organization~~, the department shall establish by emergency rule the number of state hospital beds that are available for use by each ~~((regional support network)) behavioral health and recovery organization~~. The emergency rule shall be effective September 1, 2006. The primary factor used in the allocation shall be the estimated number of adults with acute and chronic mental illness in each ~~((regional support network)) behavioral health and recovery organization~~ area, based upon population-adjusted incidence and utilization.

(4) The allocation formula shall be updated at least every three years to reflect demographic changes, and new evidence regarding the incidence of acute and chronic mental illness and the need for long-term inpatient care. In the updates, the statewide total allocation shall include (a) all state hospital beds offering long-term inpatient care for which funding is provided in the biennial appropriations act; plus (b) the estimated equivalent number of beds or comparable diversion services contracted in accordance with subsection (5) of this section.

(5) The department is encouraged to enter performance-based contracts with ~~((regional support networks)) behavioral health and recovery organizations~~ to provide some or all of the ~~((regional support network's)) behavioral health and recovery organization's~~ allocated long-term inpatient treatment capacity in the community, rather than in the state hospital. The performance contracts shall specify the number of patient days of care available for use by the ~~((regional support network)) behavioral health and recovery organization~~ in the state hospital.

(6) If a ~~((regional support network)) behavioral health and recovery organization~~ uses more state hospital patient days of care than it has been allocated under subsection (3) or (4) of this section, or than it has contracted to use under subsection (5) of this section, whichever is less, it shall reimburse the department for that care, except during the period of July 1, 2012, through December 31, 2013, where reimbursements may be temporarily altered per section 204, chapter 4, Laws of 2013 2nd sp. sess. The reimbursement rate per day shall be the hospital's total annual

budget for long-term inpatient care, divided by the total patient days of care assumed in development of that budget.

(7) One-half of any reimbursements received pursuant to subsection (6) of this section shall be used to support the cost of operating the state hospital and, during the 2007-2009 fiscal biennium, implementing new services that will enable a ((regional support network)) behavioral health and recovery organization to reduce its utilization of the state hospital. The department shall distribute the remaining half of such reimbursements among ((regional support networks)) behavioral health and recovery organizations that have used less than their allocated or contracted patient days of care at that hospital, proportional to the number of patient days of care not used.

Sec. 122. RCW 71.24.350 and 2013 c 23 s 189 are each amended to read as follows:

The department shall require each ((regional support network)) behavioral health and recovery organization to provide for a separately funded mental health ombuds office in each ((regional support network)) behavioral health and recovery organization that is independent of the ((regional support network)) behavioral health and recovery organization. The ombuds office shall maximize the use of consumer advocates.

Sec. 123. RCW 71.24.370 and 2006 c 333 s 103 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the ((regional support networks)) behavioral health and recovery organizations after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, ((regional support networks)) behavioral health and recovery organizations, and entities which contract to provide ((regional support network)) behavioral health and recovery organization services and their subcontractors, agents, or employees.

Sec. 124. RCW 71.24.455 and 1997 c 342 s 2 are each amended to read as follows:

(1) The secretary shall select and contract with a ((regional support network)) behavioral health and recovery organization or private provider to provide specialized access and services to ((mentally ill)) offenders with mental illness upon release from total confinement within the department of corrections who have been identified by the department of corrections and selected by the ((regional support network)) behavioral health and recovery organization or private provider as high-priority clients for services and who meet service program entrance criteria. The program shall enroll no more than twenty-five offenders at any one time, or a number of offenders that can be accommodated within the appropriated funding level, and shall seek to fill any vacancies that occur.

(2) Criteria shall include a determination by department of corrections staff that:

(a) The offender suffers from a major mental illness and needs continued mental health treatment;

(b) The offender's previous crime or crimes have been determined by either the court or department of corrections staff to have been substantially influenced by the offender's mental illness;

(c) It is believed the offender will be less likely to commit further criminal acts if provided ongoing mental health care;

(d) The offender is unable or unlikely to obtain housing and/or treatment from other sources for any reason; and

(e) The offender has at least one year remaining before his or her sentence expires but is within six months of release to community housing and is currently housed within a work release facility or any department of corrections' division of prisons facility.

(3) The ((regional support network)) behavioral health and recovery organization or private provider shall provide specialized access and services to the selected offenders. The services shall be aimed at lowering the risk of recidivism. An oversight committee composed of a representative of the department, a representative of the selected ((regional support network)) behavioral health and recovery organization or private provider, and a representative of the department of corrections shall develop policies to guide the pilot program, provide dispute resolution including making determinations as to when entrance criteria or required services may be waived in individual cases, advise the department of corrections and the ((regional support network)) behavioral health and recovery organization or private provider on the selection of eligible offenders, and set minimum requirements for service contracts. The selected ((regional support network)) behavioral health and recovery organization or private provider shall implement the policies and service contracts. The following services shall be provided:

(a) Intensive case management to include a full range of intensive community support and treatment in client-to-staff ratios of not more than ten offenders per case manager including: (i) A minimum of weekly group and weekly individual counseling; (ii) home visits by the program manager at least two times per month; and (iii) counseling focusing on relapse prevention and past, current, or future behavior of the offender.

(b) The case manager shall attempt to locate and procure housing appropriate to the living and clinical needs of the offender and as needed to maintain the psychiatric stability of the offender. The entire range of emergency, transitional, and permanent housing and involuntary hospitalization must be considered as available housing options. A housing subsidy may be provided to offenders to defray housing costs up to a maximum of six thousand six hundred dollars per offender per year and be administered by the case manager. Additional funding sources may be used to offset these costs when available.

(c) The case manager shall collaborate with the assigned prison, work release, or community corrections staff during release planning, prior to discharge, and in ongoing supervision of the offender while under the authority of the department of corrections.

(d) Medications including the full range of psychotropic medications including atypical antipsychotic medications may be required as a condition of the program. Medication prescription, medication monitoring, and counseling to support offender understanding, acceptance, and compliance with prescribed medication regimens must be included.

(e) A systematic effort to engage offenders to continuously involve themselves in current and long-term treatment and appropriate rehabilitative activities shall be made.

(f) Classes appropriate to the clinical and living needs of the offender and appropriate to his or her level of understanding.

(g) The case manager shall assist the offender in the application and qualification for entitlement funding, including medicaid, state assistance, and other available government and private assistance at any point that the offender is qualified and resources are available.

(h) The offender shall be provided access to daily activities such as drop-in centers, prevocational and vocational training and jobs, and volunteer activities.

(4) Once an offender has been selected into the pilot program, the offender shall remain in the program until the end of his or her sentence or unless the offender is released from the pilot program earlier by the department of corrections.

(5) Specialized training in the management and supervision of high- crime risk (~~(mentally ill)~~) offenders with mental illness shall be provided to all participating mental health providers by the department and the department of corrections prior to their participation in the program and as requested thereafter.

(6) The pilot program provided for in this section must be providing services by July 1, 1998.

Sec. 125. RCW 71.24.470 and 2009 c 319 s 1 are each amended to read as follows:

(1) The secretary shall contract, to the extent that funds are appropriated for this purpose, for case management services and such other services as the secretary deems necessary to assist offenders identified under RCW 72.09.370 for participation in the offender reentry community safety program. The contracts may be with ~~((regional support networks))~~ behavioral health and recovery organizations or any other qualified and appropriate entities.

(2) The case manager has the authority to assist these offenders in obtaining the services, as set forth in the plan created under RCW 72.09.370(2), for up to five years. The services may include coordination of mental health services, assistance with unfunded medical expenses, obtaining chemical dependency treatment, housing, employment services, educational or vocational training, independent living skills, parenting education, anger management services, and such other services as the case manager deems necessary.

(3) The legislature intends that funds appropriated for the purposes of RCW 72.09.370, 71.05.145, and 71.05.212, and this section and distributed to the ~~((regional support networks))~~ behavioral health and recovery organizations are to supplement and not to supplant general funding. Funds appropriated to implement RCW 72.09.370, 71.05.145, and 71.05.212, and this section are not to be considered available resources as defined in RCW 71.24.025 and are not subject to the priorities, terms, or conditions in the appropriations act established pursuant to RCW 71.24.035.

(4) The offender reentry community safety program was formerly known as the community integration assistance program. **Sec. 126.** RCW 71.24.480 and 2009 c 319 s 2 are each amended to read as follows:

(1) A licensed service provider or ~~((regional support network))~~ behavioral health and recovery organization, acting in the course of the provider's or ~~((network's))~~ organization's duties under this chapter, is not liable for civil damages resulting from the injury or death of another caused by a participant in the offender reentry community safety program who is a client of the provider or ~~((network))~~ organization, unless the act or omission of the provider or ~~((network))~~ organization constitutes:

- (a) Gross negligence;
- (b) Willful or wanton misconduct; or
- (c) A breach of the duty to warn of and protect from a

client's threatened violent behavior if the client has communicated a serious threat of physical violence against a reasonably ascertainable victim or victims.

(2) In addition to any other requirements to report violations, the licensed service provider and ~~((regional support network))~~ behavioral health and recovery organization shall report an offender's expressions of intent to harm or other predatory behavior, regardless of whether there is an ascertainable victim, in

progress reports and other established processes that enable courts and supervising entities to assess and address the progress and appropriateness of treatment.

(3) A licensed service provider's or ~~((regional support network's))~~ behavioral health and recovery organization's mere act of treating a participant in the offender reentry community safety program is not negligence. Nothing in this subsection alters the licensed service provider's or ~~((regional support network's))~~ behavioral health and recovery organization's normal duty of care with regard to the client.

(4) The limited liability provided by this section applies only to the conduct of licensed service providers and ~~((regional support networks))~~ behavioral health and recovery organizations and does not apply to conduct of the state.

(5) For purposes of this section, "participant in the offender reentry community safety program" means a person who has been identified under RCW 72.09.370 as an offender who: (a) Is reasonably believed to be dangerous to himself or herself or others; and (b) has a mental disorder.

Sec. 127. RCW 71.24.845 and 2013 c 230 s 1 are each amended to read as follows:

The ~~((regional support networks))~~ behavioral health and recovery organizations shall jointly develop a uniform transfer agreement to govern the transfer of clients between ~~((regional support networks))~~ behavioral health and recovery organizations. By September 1, 2013, the ~~((regional support networks))~~ behavioral health and recovery organizations shall submit the uniform transfer agreement to the department. By December 1, 2013, the department shall establish guidelines to implement the uniform transfer agreement and may modify the uniform transfer agreement as necessary to avoid impacts on state administrative systems.

Sec. 128. RCW 71.24.055 and 2007 c 359 s 4 are each amended to read as follows:

As part of the system transformation initiative, the department of social and health services shall undertake the following activities related specifically to children's mental health services:

(1) The development of recommended revisions to the access to care standards for children. The recommended revisions shall reflect the policies and principles set out in RCW 71.36.005, 71.36.010, and 71.36.025, and recognize that early identification, intervention and prevention services, and brief intervention services may be provided outside of the ~~((regional support network))~~ behavioral health and recovery organization system. Revised access to care standards shall assess a child's need for mental health services based upon the child's diagnosis and its negative impact upon his or her persistent impaired functioning in family, school, or the community, and should not solely condition the receipt of services upon a determination that a child is engaged in high risk behavior or is in imminent need of hospitalization or out-of-home placement. Assessment and diagnosis for children under five years of age shall be determined using a nationally accepted assessment tool designed specifically for children of that age. The recommendations shall also address whether amendments to RCW 71.24.025 ~~((26) and~~) (27) and (28) and 71.24.035(5) are necessary to implement revised access to care standards;

(2) Development of a revised children's mental health benefit package. The department shall ensure that services included in the children's mental health benefit package reflect the policies and principles included in RCW 71.36.005 and 71.36.025, to the extent allowable under medicaid, Title XIX of the federal social security act. Strong consideration shall be given to developmentally appropriate evidence-based and research-based practices, family-based interventions, the use of natural and peer

supports, and community support services. This effort shall include a review of other states' efforts to fund family-centered children's mental health services through their medicaid programs;

(3) Consistent with the timeline developed for the system transformation initiative, recommendations for revisions to the children's access to care standards and the children's mental health services benefits package shall be presented to the legislature by January 1, 2009.

Sec. 129. RCW 71.24.065 and 2007 c 359 s 10 are each amended to read as follows:

To the extent funds are specifically appropriated for this purpose, the department of social and health services shall contract for implementation of a wraparound model of integrated children's mental health services delivery in up to four (~~(regional support network)~~) behavioral health and recovery organization regions in Washington state in which wraparound programs are not currently operating, and in up to two (~~(regional support network)~~) behavioral health and recovery organization regions in which wraparound programs are currently operating. Contracts in regions with existing wraparound programs shall be for the purpose of expanding the number of children served.

(1) Funding provided may be expended for: Costs associated with a request for proposal and contracting process; administrative costs associated with successful bidders' operation of the wraparound model; the evaluation under subsection (5) of this section; and funding for services needed by children enrolled in wraparound model sites that are not otherwise covered under existing state programs. The services provided through the wraparound model sites shall include, but not be limited to, services covered under the medicaid program. The department shall maximize the use of medicaid and other existing state-funded programs as a funding source. However, state funds provided may be used to develop a broader service package to meet needs identified in a child's care plan. Amounts provided shall supplement, and not supplant, state, local, or other funding for services that a child being served through a wraparound site would otherwise be eligible to receive.

(2) The wraparound model sites shall serve children with serious emotional or behavioral disturbances who are at high risk of residential or correctional placement or psychiatric hospitalization, and who have been referred for services from the department, a county juvenile court, a tribal court, a school, or a licensed mental health provider or agency.

(3) Through a request for proposal process, the department shall contract, with (~~(regional support networks)~~) behavioral health and recovery organizations, alone or in partnership with either educational service districts or entities licensed to provide mental health services to children with serious emotional or behavioral disturbances, to operate the wraparound model sites. The contractor shall provide care coordination and facilitate the delivery of services and other supports to families using a strength-based, highly individualized wraparound process. The request for proposal shall require that:

(a) The (~~(regional support network)~~) behavioral health and recovery organization agree to use its medicaid revenues to fund services included in the existing (~~(regional support networks)~~) behavioral health and recovery organization's benefit package that a medicaid-eligible child participating in the wraparound model site is determined to need;

(b) The contractor provide evidence of commitments from at least the following entities to participate in wraparound care plan development and service provision when appropriate: Community mental health agencies, schools, the department of social and health services children's administration, juvenile courts, the department of social and health services juvenile rehabilitation

administration, and managed health care systems contracting with the department under RCW 74.09.522; and

(c) The contractor will operate the wraparound model site in a manner that maintains fidelity to the wraparound process as defined in RCW 71.36.010.

(4) Contracts for operation of the wraparound model sites shall be executed on or before April 1, 2008, with enrollment and service delivery beginning on or before July 1, 2008.

(5) The evidence-based practice institute established in RCW 71.24.061 shall evaluate the wraparound model sites, measuring outcomes for children served. Outcomes measured shall include, but are not limited to: Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, school attendance, school performance, recidivism, emergency room utilization, involvement with the juvenile justice system, decreased use of psychotropic medication, and decreased hospitalization.

(6) The evidence-based practice institute shall provide a report and recommendations to the appropriate committees of the legislature by December 1, 2010.

Sec. 130. RCW 71.24.240 and 2005 c 503 s 10 are each amended to read as follows:

In order to establish eligibility for funding under this chapter, any (~~(regional support network)~~) behavioral health and recovery organization seeking to obtain federal funds for the support of any aspect of a community mental health program as defined in this chapter shall submit program plans to the secretary for prior review and approval before such plans are submitted to any federal agency.

Sec. 131. RCW 71.24.320 and 2008 c 261 s 5 are each amended to read as follows:

(1) If an existing (~~(regional support network)~~) behavioral health and recovery organization chooses not to respond to a request for (~~(qualifications)~~) a detailed plan, or is unable to substantially meet the requirements of a request for (~~(qualifications)~~) a detailed plan, or notifies the department of social and health services it will no longer serve as a (~~(regional support network)~~) behavioral health and recovery organization, the department shall utilize a procurement process in which other entities recognized by the secretary may bid to serve as the (~~(regional support network)~~) behavioral health and recovery organization.

(a) The request for proposal shall include a scoring factor for proposals that include additional financial resources beyond that provided by state appropriation or allocation.

(b) The department shall provide detailed briefings to all bidders in accordance with department and state procurement policies.

(c) The request for proposal shall also include a scoring factor for proposals submitted by nonprofit entities that include a component to maximize the utilization of state provided resources and the leverage of other funds for the support of mental health services to persons with mental illness.

(2) A (~~(regional support network)~~) behavioral health and recovery organization that voluntarily terminates, refuses to renew, or refuses to sign a mandatory amendment to its contract to act as a (~~(regional support network)~~) behavioral health and recovery organization is prohibited from responding to a procurement under this section or serving as a (~~(regional support network)~~) behavioral health and recovery organization for five years from the date that the department signs a contract with the entity that will serve as the (~~(regional support network)~~) behavioral health and recovery organization.

Sec. 132. RCW 71.24.330 and 2013 c 320 s 9 are each amended to read as follows:

(1)(a) Contracts between a ~~((regional support network))~~ behavioral health and recovery organization and the department shall include mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial penalties, termination of the contract, and reprocurement of the contract.

(b) The department shall incorporate the criteria to measure the performance of service coordination organizations into contracts with ~~((regional support networks))~~ behavioral health and recovery organizations as provided in chapter 70.320 RCW.

(2) The ~~((regional support network))~~ behavioral health and recovery organization procurement processes shall encourage the preservation of infrastructure previously purchased by the community mental health service delivery system, the maintenance of linkages between other services and delivery systems, and maximization of the use of available funds for services versus profits. However, a ~~((regional support network))~~ behavioral health and recovery organization selected through the procurement process is not required to contract for services with any county-owned or operated facility. The ~~((regional support network))~~ behavioral health and recovery organization procurement process shall provide that public funds appropriated by the legislature shall not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(3) In addition to the requirements of RCW 71.24.035, contracts shall:

(a) Define administrative costs and ensure that the ~~((regional support network))~~ behavioral health and recovery organization does not exceed an administrative cost of ten percent of available funds;

(b) Require effective collaboration with law enforcement, criminal justice agencies, and the chemical dependency treatment system;

(c) Require substantial implementation of department adopted integrated screening and assessment process and matrix of best practices;

(d) Maintain the decision-making independence of designated mental health professionals;

(e) Except at the discretion of the secretary or as specified in the biennial budget, require ~~((regional support networks))~~ behavioral health and recovery organizations to pay the state for the costs associated with individuals who are being served on the grounds of the state hospitals and who are not receiving long-term inpatient care as defined in RCW 71.24.025;

(f) Include a negotiated alternative dispute resolution clause; and

(g) Include a provision requiring either party to provide one hundred eighty days' notice of any issue that may cause either party to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to act as a ~~((regional support network))~~ behavioral health and recovery organization. If either party decides to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to serve as a ~~((regional support network))~~ behavioral health and recovery organization they shall provide ninety days' advance notice in writing to the other party.

Sec. 133. RCW 71.24.360 and 2012 c 91 s 1 are each amended to read as follows:

(1) The department may establish new ~~((regional support network))~~ behavioral health and recovery organization boundaries in any part of the state:

(a) Where more than one ~~((network))~~ organization chooses not to respond to, or is unable to substantially meet the

requirements of, the request for ~~((qualifications))~~ a detailed plan under RCW 71.24.320;

(b) Where a ~~((regional support network))~~ behavioral health and recovery organization is subject to reprocurement under RCW 71.24.330; or

(c) Where two or more ~~((regional support networks))~~ behavioral health and recovery organizations propose to reconfigure themselves to achieve consolidation, in which case the procurement process described in RCW 71.24.320 and 71.24.330(2) does not apply.

(2) The department may establish no fewer than six and no more than fourteen ~~((regional support networks))~~ behavioral health and recovery organizations under this chapter. No entity shall be responsible for more than three ~~((regional support networks))~~ behavioral health and recovery organizations.

Sec. 134. RCW 71.24.405 and 2001 c 323 s 19 are each amended to read as follows:

The department shall establish a comprehensive and collaborative effort within ~~((regional support networks))~~ behavioral health and recovery organizations and with local mental health service providers aimed at creating innovative and streamlined community mental health service delivery systems, in order to carry out the purposes set forth in RCW 71.24.400 and to capture the diversity of the community mental health service delivery system.

The department must accomplish the following:

(1) Identification, review, and cataloging of all rules, regulations, duplicative administrative and monitoring functions, and other requirements that currently lead to inefficiencies in the community mental health service delivery system and, if possible, eliminate the requirements;

(2) The systematic and incremental development of a single system of accountability for all federal, state, and local funds provided to the community mental health service delivery system. Systematic efforts should be made to include federal and local funds into the single system of accountability;

(3) The elimination of process regulations and related contract and reporting requirements. In place of the regulations and requirements, a set of outcomes for mental health adult and children clients according to chapter 71.24 RCW must be used to measure the performance of mental health service providers and ~~((regional support networks))~~ behavioral health and recovery organizations. Such outcomes shall focus on stabilizing out-of-home and hospital care, increasing stable community living, increasing age-appropriate activities, achieving family and consumer satisfaction with services, and system efficiencies;

(4) Evaluation of the feasibility of contractual agreements between the department of social and health services and ~~((regional support networks))~~ behavioral health and recovery organizations and mental health service providers that link financial incentives to the success or failure of mental health service providers and ~~((regional support networks))~~ behavioral health and recovery organizations to meet outcomes established for mental health service clients;

(5) The involvement of mental health consumers and their representatives. Mental health consumers and their representatives will be involved in the development of outcome standards for mental health clients under section 5 of this act; and

(6) An independent evaluation component to measure the success of the department in fully implementing the provisions of RCW 71.24.400 and this section.

Sec. 135. RCW 71.24.430 and 2001 c 323 s 3 are each amended to read as follows:

(1) The department shall ensure the coordination of allied services for mental health clients. The department shall implement strategies for resolving organizational, regulatory, and

funding issues at all levels of the system, including the state, the ~~((regional support networks))~~ behavioral health and recovery organizations, and local service providers.

(2) The department shall propose, in operating budget requests, transfers of funding among programs to support collaborative service delivery to persons who require services from multiple department programs. The department shall report annually to the appropriate committees of the senate and house of representatives on actions and projects it has taken to promote collaborative service delivery.

Sec. 136. RCW 74.09.522 and 2013 2nd sp.s. c 17 s 13 are each amended to read as follows:

(1) For the purposes of this section:

(a) "Managed health care system" means any health care organization, including health care providers, insurers, health care service contractors, health maintenance organizations, health insuring organizations, or any combination thereof, that provides directly or by contract health care services covered under this chapter and rendered by licensed providers, on a prepaid capitated basis and that meets the requirements of section 1903(m)(1)(A) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(b) "Nonparticipating provider" means a person, health care provider, practitioner, facility, or entity, acting within their scope of practice, that does not have a written contract to participate in a managed health care system's provider network, but provides health care services to enrollees of programs authorized under this chapter whose health care services are provided by the managed health care system.

(2) The authority shall enter into agreements with managed health care systems to provide health care services to recipients of temporary assistance for needy families under the following conditions:

(a) Agreements shall be made for at least thirty thousand recipients statewide;

(b) Agreements in at least one county shall include enrollment of all recipients of temporary assistance for needy families;

(c) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act, recipients shall have a choice of systems in which to enroll and shall have the right to terminate their enrollment in a system: PROVIDED, That the authority may limit recipient termination of enrollment without cause to the first month of a period of enrollment, which period shall not exceed twelve months: AND PROVIDED FURTHER, That the authority shall not restrict a recipient's right to terminate enrollment in a system for good cause as established by the authority by rule;

(d) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act, participating managed health care systems shall not enroll a disproportionate number of medical assistance recipients within the total numbers of persons served by the managed health care systems, except as authorized by the authority under federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(e)(i) In negotiating with managed health care systems the authority shall adopt a uniform procedure to enter into contractual arrangements, to be included in contracts issued or renewed on or after January 1, 2015, including:

(A) Standards regarding the quality of services to be provided;

(B) The financial integrity of the responding system;

(C) Provider reimbursement methods that incentivize chronic care management within health homes, including comprehensive medication management services for patients with multiple chronic conditions consistent with the findings and goals established in RCW 74.09.5223;

(D) Provider reimbursement methods that reward health homes that, by using chronic care management, reduce emergency department and inpatient use;

(E) Promoting provider participation in the program of training and technical assistance regarding care of people with chronic conditions described in RCW 43.70.533, including allocation of funds to support provider participation in the training, unless the managed care system is an integrated health delivery system that has programs in place for chronic care management;

(F) Provider reimbursement methods within the medical billing processes that incentivize pharmacists or other qualified providers licensed in Washington state to provide comprehensive medication management services consistent with the findings and goals established in RCW 74.09.5223; ~~((and))~~

(G) Evaluation and reporting on the impact of comprehensive medication management services on patient clinical outcomes and total health care costs, including reductions in emergency department utilization, hospitalization, and drug costs; and

(H) Established consistent processes to incentivize integration of behavioral health services in the primary care setting, promoting care that is integrated, collaborative, colocated, and preventive.

(ii)(A) Health home services contracted for under this subsection may be prioritized to enrollees with complex, high cost, or multiple chronic conditions.

(B) Contracts that include the items in (e)(i)(C) through (G) of this subsection must not exceed the rates that would be paid in the absence of these provisions;

(f) The authority shall seek waivers from federal requirements as necessary to implement this chapter;

(g) The authority shall, wherever possible, enter into prepaid capitation contracts that include inpatient care. However, if this is not possible or feasible, the authority may enter into prepaid capitation contracts that do not include inpatient care;

(h) The authority shall define those circumstances under which a managed health care system is responsible for out-of-plan services and assure that recipients shall not be charged for such services;

(i) Nothing in this section prevents the authority from entering into similar agreements for other groups of people eligible to receive services under this chapter; and

(j) The authority must consult with the federal center for medicare and medicaid innovation and seek funding opportunities to support health homes.

(3) The authority shall ensure that publicly supported community health centers and providers in rural areas, who show serious intent and apparent capability to participate as managed health care systems are seriously considered as contractors. The authority shall coordinate its managed care activities with activities under chapter 70.47 RCW.

(4) The authority shall work jointly with the state of Oregon and other states in this geographical region in order to develop recommendations to be presented to the appropriate federal agencies and the United States congress for improving health care of the poor, while controlling related costs.

(5) The legislature finds that competition in the managed health care marketplace is enhanced, in the long term, by the existence of a large number of managed health care system options for medicaid clients. In a managed care delivery system, whose goal is to focus on prevention, primary care, and improved enrollee

health status, continuity in care relationships is of substantial importance, and disruption to clients and health care providers should be minimized. To help ensure these goals are met, the following principles shall guide the authority in its healthy options managed health care purchasing efforts:

(a) All managed health care systems should have an opportunity to contract with the authority to the extent that minimum contracting requirements defined by the authority are met, at payment rates that enable the authority to operate as far below appropriated spending levels as possible, consistent with the principles established in this section.

(b) Managed health care systems should compete for the award of contracts and assignment of medicaid beneficiaries who do not voluntarily select a contracting system, based upon:

- (i) Demonstrated commitment to or experience in serving low-income populations;
- (ii) Quality of services provided to enrollees;
- (iii) Accessibility, including appropriate utilization, of services offered to enrollees;
- (iv) Demonstrated capability to perform contracted services, including ability to supply an adequate provider network;
- (v) Payment rates; and
- (vi) The ability to meet other specifically defined contract requirements established by the authority, including consideration of past and current performance and participation in other state or federal health programs as a contractor.

(c) Consideration should be given to using multiple year contracting periods.

(d) Quality, accessibility, and demonstrated commitment to serving low-income populations shall be given significant weight in the contracting, evaluation, and assignment process.

(e) All contractors that are regulated health carriers must meet state minimum net worth requirements as defined in applicable state laws. The authority shall adopt rules establishing the minimum net worth requirements for contractors that are not regulated health carriers. This subsection does not limit the authority of the Washington state health care authority to take action under a contract upon finding that a contractor's financial status seriously jeopardizes the contractor's ability to meet its contract obligations.

(f) Procedures for resolution of disputes between the authority and contract bidders or the authority and contracting carriers related to the award of, or failure to award, a managed care contract must be clearly set out in the procurement document.

(6) The authority may apply the principles set forth in subsection (5) of this section to its managed health care purchasing efforts on behalf of clients receiving supplemental security income benefits to the extent appropriate.

(7) By April 1, 2016, any contract with a managed health care system to provide services to medical assistance enrollees shall require that managed health care systems offer contracts to behavioral health and recovery organizations, mental health providers, or chemical dependency treatment providers to provide access to primary care services integrated into behavioral health clinical settings, for individuals with behavioral health and medical comorbidities.

(8) Managed health care system contracts effective on or after April 1, 2016, shall serve geographic areas that correspond to the regional service areas established in section 2 of this act.

(9) A managed health care system shall pay a nonparticipating provider that provides a service covered under this chapter to the system's enrollee no more than the lowest amount paid for that service under the managed health care system's contracts with similar providers in the state.

~~((8))~~ (10) For services covered under this chapter to medical assistance or medical care services enrollees and provided

on or after August 24, 2011, nonparticipating providers must accept as payment in full the amount paid by the managed health care system under subsection (7) of this section in addition to any deductible, coinsurance, or copayment that is due from the enrollee for the service provided. An enrollee is not liable to any nonparticipating provider for covered services, except for amounts due for any deductible, coinsurance, or copayment under the terms and conditions set forth in the managed health care system contract to provide services under this section.

~~((9))~~ (11) Pursuant to federal managed care access standards, 42 C.F.R. Sec. 438, managed health care systems must maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the authority, including hospital-based physician services. The authority will monitor and periodically report on the proportion of services provided by contracted providers and nonparticipating providers, by county, for each managed health care system to ensure that managed health care systems are meeting network adequacy requirements. No later than January 1st of each year, the authority will review and report its findings to the appropriate policy and fiscal committees of the legislature for the preceding state fiscal year.

~~((10))~~ (12) Payments under RCW 74.60.130 are exempt from this section.

~~((11))~~ (13) Subsections ~~((7))~~ (9) through ~~((9))~~ (11) of this section expire July 1, 2016.

Sec. 137. RCW 9.41.280 and 2009 c 453 s 1 are each amended to read as follows:

(1) It is unlawful for a person to carry onto, or to possess on, public or private elementary or secondary school premises, school- provided transportation, or areas of facilities while being used exclusively by public or private schools:

- (a) Any firearm;
- (b) Any other dangerous weapon as defined in RCW 9.41.250;
- (c) Any device commonly known as "nun-chu-ka sticks", consisting of two or more lengths of wood, metal, plastic, or similar substance connected with wire, rope, or other means;
- (d) Any device, commonly known as "throwing stars", which are multi-pointed, metal objects designed to embed upon impact from any aspect;

(e) Any air gun, including any air pistol or air rifle, designed to propel a BB, pellet, or other projectile by the discharge of compressed air, carbon dioxide, or other gas; or

(f)(i) Any portable device manufactured to function as a weapon and which is commonly known as a stun gun, including a projectile stun gun which projects wired probes that are attached to the device that emit an electrical charge designed to administer to a person or an animal an electric shock, charge, or impulse; or

(ii) Any device, object, or instrument which is used or intended to be used as a weapon with the intent to injure a person by an electric shock, charge, or impulse.

(2) Any such person violating subsection (1) of this section is guilty of a gross misdemeanor. If any person is convicted of a violation of subsection (1)(a) of this section, the person shall have his or her concealed pistol license, if any revoked for a period of three years. Anyone convicted under this subsection is prohibited from applying for a concealed pistol license for a period of three years. The court shall send notice of the revocation to the department of licensing, and the city, town, or county which issued the license.

Any violation of subsection (1) of this section by elementary or secondary school students constitutes grounds for expulsion from the state's public schools in accordance with RCW 28A.600.010. An appropriate school authority shall promptly

notify law enforcement and the student's parent or guardian regarding any allegation or indication of such violation.

Upon the arrest of a person at least twelve years of age and not more than twenty-one years of age for violating subsection (1)(a) of this section, the person shall be detained or confined in a juvenile or adult facility for up to seventy-two hours. The person shall not be released within the seventy-two hours until after the person has been examined and evaluated by the designated mental health professional unless the court in its discretion releases the person sooner after a determination regarding probable cause or on probation bond or bail.

Within twenty-four hours of the arrest, the arresting law enforcement agency shall refer the person to the designated mental health professional for examination and evaluation under chapter 71.05 or 71.34 RCW and inform a parent or guardian of the person of the arrest, detention, and examination. The designated mental health professional shall examine and evaluate the person subject to the provisions of chapter 71.05 or 71.34 RCW. The examination shall occur at the facility in which the person is detained or confined. If the person has been released on probation, bond, or bail, the examination shall occur wherever is appropriate.

The designated mental health professional may determine whether to refer the person to the county-designated chemical dependency specialist for examination and evaluation in accordance with chapter 70.96A RCW. The county-designated chemical dependency specialist shall examine the person subject to the provisions of chapter 70.96A RCW. The examination shall occur at the facility in which the person is detained or confined. If the person has been released on probation, bond, or bail, the examination shall occur wherever is appropriate.

Upon completion of any examination by the designated mental health professional or the county-designated chemical dependency specialist, the results of the examination shall be sent to the court, and the court shall consider those results in making any determination about the person.

The designated mental health professional and county-designated chemical dependency specialist shall, to the extent permitted by law, notify a parent or guardian of the person that an examination and evaluation has taken place and the results of the examination. Nothing in this subsection prohibits the delivery of additional, appropriate mental health examinations to the person while the person is detained or confined.

If the designated mental health professional determines it is appropriate, the designated mental health professional may refer the person to the local ~~((regional support network))~~ behavioral health and recovery health organization for follow-up services or the department of social and health services or other community providers for other services to the family and individual.

(3) Subsection (1) of this section does not apply to:

(a) Any student or employee of a private military academy when on the property of the academy;

(b) Any person engaged in military, law enforcement, or school district security activities. However, a person who is not a commissioned law enforcement officer and who provides school security services under the direction of a school administrator may not possess a device listed in subsection (1)(f) of this section unless he or she has successfully completed training in the use of such devices that is equivalent to the training received by commissioned law enforcement officers;

(c) Any person who is involved in a convention, showing, demonstration, lecture, or firearms safety course authorized by school authorities in which the firearms of collectors or instructors are handled or displayed;

(d) Any person while the person is participating in a firearms or air gun competition approved by the school or school district;

(e) Any person in possession of a pistol who has been issued a license under RCW 9.41.070, or is exempt from the licensing requirement by RCW 9.41.060, while picking up or dropping off a student;

(f) Any nonstudent at least eighteen years of age legally in possession of a firearm or dangerous weapon that is secured within an attended vehicle or concealed from view within a locked unattended vehicle while conducting legitimate business at the school;

(g) Any nonstudent at least eighteen years of age who is in lawful possession of an unloaded firearm, secured in a vehicle while conducting legitimate business at the school; or

(h) Any law enforcement officer of the federal, state, or local government agency.

(4) Subsections (1)(c) and (d) of this section do not apply to any person who possesses nun-chu-ka sticks, throwing stars, or other dangerous weapons to be used in martial arts classes authorized to be conducted on the school premises.

(5) Subsection (1)(f)(i) of this section does not apply to any person who possesses a device listed in subsection (1)(f)(i) of this section, if the device is possessed and used solely for the purpose approved by a school for use in a school authorized event, lecture, or activity conducted on the school premises.

(6) Except as provided in subsection (3)(b), (c), (f), and (h) of this section, firearms are not permitted in a public or private school building.

(7) "GUN-FREE ZONE" signs shall be posted around school facilities giving warning of the prohibition of the possession of firearms on school grounds.

Sec. 138. RCW 10.31.110 and 2011 c 305 s 7 and 2011 c 148 s 3 are each reenacted and amended to read as follows:

(1) When a police officer has reasonable cause to believe that the individual has committed acts constituting a nonfelony crime that is not a serious offense as identified in RCW 10.77.092 and the individual is known by history or consultation with the ~~((regional support network))~~ behavioral health and recovery organization to suffer from a mental disorder, the arresting officer may:

(a) Take the individual to a crisis stabilization unit as defined in RCW 71.05.020(6). Individuals delivered to a crisis stabilization unit pursuant to this section may be held by the facility for a period of up to twelve hours. The individual must be examined by a mental health professional within three hours of arrival;

(b) Take the individual to a triage facility as defined in RCW 71.05.020. An individual delivered to a triage facility which has elected to operate as an involuntary facility may be held up to a period of twelve hours. The individual must be examined by a mental health professional within three hours of arrival;

(c) Refer the individual to a mental health professional for evaluation for initial detention and proceeding under chapter 71.05 RCW; or

(d) Release the individual upon agreement to voluntary participation in outpatient treatment.

(2) If the individual is released to the community, the mental health provider shall inform the arresting officer of the release within a reasonable period of time after the release if the arresting officer has specifically requested notification and provided contact information to the provider.

(3) In deciding whether to refer the individual to treatment under this section, the police officer shall be guided by standards mutually agreed upon with the prosecuting authority, which address, at a minimum, the length, seriousness, and recency of the known criminal history of the individual, the mental health history of the individual, where available, and the circumstances surrounding the commission of the alleged offense.

(4) Any agreement to participate in treatment shall not require individuals to stipulate to any of the alleged facts regarding the criminal activity as a prerequisite to participation in a mental health treatment alternative. The agreement is inadmissible in any criminal or civil proceeding. The agreement does not create immunity from prosecution for the alleged criminal activity.

(5) If an individual violates such agreement and the mental health treatment alternative is no longer appropriate:

(a) The mental health provider shall inform the referring law enforcement agency of the violation; and

(b) The original charges may be filed or referred to the prosecutor, as appropriate, and the matter may proceed accordingly.

(6) The police officer is immune from liability for any good faith conduct under this section.

Sec. 139. RCW 10.77.010 and 2011 c 89 s 4 are each amended to read as follows:

As used in this chapter:

(1) "Admission" means acceptance based on medical necessity, of a person as a patient.

(2) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less-restrictive setting.

(3) "Conditional release" means modification of a court-ordered commitment, which may be revoked upon violation of any of its terms.

(4) A "criminally insane" person means any person who has been acquitted of a crime charged by reason of insanity, and thereupon found to be a substantial danger to other persons or to present a substantial likelihood of committing criminal acts jeopardizing public safety or security unless kept under further control by the court or other persons or institutions.

(5) "Department" means the state department of social and health services.

(6) "Designated mental health professional" has the same meaning as provided in RCW 71.05.020.

(7) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter, pending evaluation.

(8) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental disabilities and is a psychiatrist or psychologist, or a social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

(9) "Developmental disability" means the condition as defined in RCW 71A.10.020~~((3))~~(4).

(10) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order.

(11) "Furlough" means an authorized leave of absence for a resident of a state institution operated by the department designated for the custody, care, and treatment of the criminally insane, consistent with an order of conditional release from the court under this chapter, without any requirement that the resident be accompanied by, or be in the custody of, any law enforcement or institutional staff, while on such unescorted leave.

(12) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct.

(13) "History of one or more violent acts" means violent acts committed during: (a) The ten-year period of time prior to the filing of criminal charges; plus (b) the amount of time equal to time spent during the ten-year period in a mental health facility or in confinement as a result of a criminal conviction.

(14) "Immediate family member" means a spouse, child, stepchild, parent, stepparent, grandparent, sibling, or domestic partner.

(15) "Incompetency" means a person lacks the capacity to understand the nature of the proceedings against him or her or to assist in his or her own defense as a result of mental disease or defect.

(16) "Indigent" means any person who is financially unable to obtain counsel or other necessary expert or professional services without causing substantial hardship to the person or his or her family.

(17) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for an individual with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual release, and a projected possible date for release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences.

(18) "Professional person" means:

(a) A psychiatrist licensed as a physician and surgeon in this state who has, in addition, completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology or the American osteopathic board of neurology and psychiatry;

(b) A psychologist licensed as a psychologist pursuant to chapter 18.83 RCW; or

(c) A social worker with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(19) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(20) "Release" means legal termination of the court-ordered commitment under the provisions of this chapter.

(21) "Secretary" means the secretary of the department of social and health services or his or her designee.

(22) "Treatment" means any currently standardized medical or mental health procedure including medication.

(23) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records do not include notes or

records maintained for personal use by a person providing treatment services for the department, (~~(regional support networks)~~) behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(24) "Violent act" means behavior that: (a)(i) Resulted in; (ii) if completed as intended would have resulted in; or (iii) was threatened to be carried out by a person who had the intent and opportunity to carry out the threat and would have resulted in, homicide, nonfatal injuries, or substantial damage to property; or (b) recklessly creates an immediate risk of serious physical injury to another person. As used in this subsection, "nonfatal injuries" means physical pain or injury, illness, or an impairment of physical condition. "Nonfatal injuries" shall be construed to be consistent with the definition of "bodily injury," as defined in RCW 9A.04.110.

Sec. 140. RCW 10.77.065 and 2013 c 214 s 1 are each amended to read as follows:

(1)(a)(i) The expert conducting the evaluation shall provide his or her report and recommendation to the court in which the criminal proceeding is pending. For a competency evaluation of a defendant who is released from custody, if the evaluation cannot be completed within twenty-one days due to a lack of cooperation by the defendant, the evaluator shall notify the court that he or she is unable to complete the evaluation because of such lack of cooperation.

(ii) A copy of the report and recommendation shall be provided to the designated mental health professional, the prosecuting attorney, the defense attorney, and the professional person at the local correctional facility where the defendant is being held, or if there is no professional person, to the person designated under (a)(iv) of this subsection. Upon request, the evaluator shall also provide copies of any source documents relevant to the evaluation to the designated mental health professional.

(iii) Any facility providing inpatient services related to competency shall discharge the defendant as soon as the facility determines that the defendant is competent to stand trial. Discharge shall not be postponed during the writing and distribution of the evaluation report. Distribution of an evaluation report by a facility providing inpatient services shall ordinarily be accomplished within two working days or less following the final evaluation of the defendant. If the defendant is discharged to the custody of a local correctional facility, the local correctional facility must continue the medication regimen prescribed by the facility, when clinically appropriate, unless the defendant refuses to cooperate with medication.

(iv) If there is no professional person at the local correctional facility, the local correctional facility shall designate a professional person as defined in RCW 71.05.020 or, in cooperation with the (~~(regional support network)~~) behavioral health and recovery organization, a professional person at the (~~(regional support network)~~) behavioral health and recovery organization to receive the report and recommendation.

(v) Upon commencement of a defendant's evaluation in the local correctional facility, the local correctional facility must notify the evaluator of the name of the professional person, or person designated under (a)(iv) of this subsection, to receive the report and recommendation.

(b) If the evaluator concludes, under RCW 10.77.060(3)(f), the person should be evaluated by a designated mental health professional under chapter 71.05 RCW, the court shall order such evaluation be conducted prior to release from confinement when the person is acquitted or convicted and sentenced to confinement for twenty-four months or less, or when charges are dismissed pursuant to a finding of incompetent to stand trial.

(2) The designated mental health professional shall provide written notification within twenty-four hours of the results of the determination whether to commence proceedings under chapter 71.05 RCW. The notification shall be provided to the persons identified in subsection (1)(a) of this section.

(3) The prosecuting attorney shall provide a copy of the results of any proceedings commenced by the designated mental health professional under subsection (2) of this section to the secretary.

(4) A facility conducting a civil commitment evaluation under RCW 10.77.086(4) or 10.77.088(1)(b)(ii) that makes a determination to release the person instead of filing a civil commitment petition must provide written notice to the prosecutor and defense attorney at least twenty-four hours prior to release. The notice may be given by electronic mail, facsimile, or other means reasonably likely to communicate the information immediately.

(5) The fact of admission and all information and records compiled, obtained, or maintained in the course of providing services under this chapter may also be disclosed to the courts solely to prevent the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

Sec. 141. RCW 28A.310.202 and 2007 c 359 s 9 are each amended to read as follows:

Educational service district boards may partner with (~~(regional support networks)~~) behavioral health and recovery organizations to respond to a request for proposal for operation of a wraparound model site under chapter 359, Laws of 2007 and, if selected, may contract for the provision of services to coordinate care and facilitate the delivery of services and other supports under a wraparound model.

Sec. 142. RCW 43.185.060 and 1994 c 160 s 2 are each amended to read as follows:

Organizations that may receive assistance from the department under this chapter are local governments, local housing authorities, (~~(regional support networks)~~) behavioral health and recovery organizations established under chapter 71.24 RCW, nonprofit community or neighborhood-based organizations, federally recognized Indian tribes in the state of Washington, and regional or statewide nonprofit housing assistance organizations.

Eligibility for assistance from the department under this chapter also requires compliance with the revenue and taxation laws, as applicable to the recipient, at the time the grant is made.

Sec. 143. RCW 43.185.070 and 2013 c 145 s 3 are each amended to read as follows:

(1) During each calendar year in which funds from the housing trust fund or other legislative appropriations are available for use by the department for the housing assistance program, the department must announce to all known interested parties, and through major media throughout the state, a grant and loan application period of at least ninety days' duration. This announcement must be made as often as the director deems appropriate for proper utilization of resources. The department must then promptly grant as many applications as will utilize available funds less appropriate administrative costs of the department as provided in RCW 43.185.050.

(2) In awarding funds under this chapter, the department must:

(a) Provide for a geographic distribution on a statewide basis; and

(b) Until June 30, 2013, consider the total cost and per-unit cost of each project for which an application is submitted for funding under RCW 43.185.050(2) (a) and (j), as compared to similar housing projects constructed or renovated within the same geographic area.

(3) The department, with advice and input from the affordable housing advisory board established in RCW 43.185B.020, or a subcommittee of the affordable housing advisory board, must report recommendations for awarding funds in a cost-effective manner. The report must include an implementation plan, timeline, and any other items the department identifies as important to consider to the legislature by December 1, 2012.

(4) The department must give first priority to applications for projects and activities which utilize existing privately owned housing stock including privately owned housing stock purchased by nonprofit public development authorities and public housing authorities as created in chapter 35.82 RCW. As used in this subsection, privately owned housing stock includes housing that is acquired by a federal agency through a default on the mortgage by the private owner. Such projects and activities must be evaluated under subsection (5) of this section. Second priority must be given to activities and projects which utilize existing publicly owned housing stock. All projects and activities must be evaluated by some or all of the criteria under subsection (5) of this section, and similar projects and activities shall be evaluated under the same criteria.

(5) The department must give preference for applications based on some or all of the criteria under this subsection, and similar projects and activities must be evaluated under the same criteria:

- (a) The degree of leveraging of other funds that will occur;
- (b) The degree of commitment from programs to provide necessary habilitation and support services for projects focusing on special needs populations;
- (c) Recipient contributions to total project costs, including allied contributions from other sources such as professional, craft and trade services, and lender interest rate subsidies;
- (d) Local government project contributions in the form of infrastructure improvements, and others;
- (e) Projects that encourage ownership, management, and other project-related responsibility opportunities;
- (f) Projects that demonstrate a strong probability of serving the original target group or income level for a period of at least twenty- five years;
- (g) The applicant has the demonstrated ability, stability and resources to implement the project;
- (h) Projects which demonstrate serving the greatest need;
- (i) Projects that provide housing for persons and families with the lowest incomes;
- (j) Projects serving special needs populations which are under statutory mandate to develop community housing;
- (k) Project location and access to employment centers in the region or area;
- (l) Projects that provide employment and training opportunities for disadvantaged youth under a youthbuild or youthbuild-type program as defined in RCW 50.72.020; and
- (m) Project location and access to available public transportation services.

(6) The department may only approve applications for projects for persons with mental illness that are consistent with a ~~((regional support network))~~ behavioral health and recovery organization six-year capital and operating plan.

Sec. 144. RCW 43.185.110 and 1993 c 478 s 15 are each amended to read as follows:

The affordable housing advisory board established in RCW 43.185B.020 shall advise the director on housing needs in this state, including housing needs for persons ~~((who are mentally ill or developmentally disabled))~~ with mental illness or

developmental disabilities or youth who are blind or deaf or otherwise disabled, operational aspects of the grant and loan program or revenue collection programs established by this chapter, and implementation of the policy and goals of this chapter. Such advice shall be consistent with policies and plans developed by ~~((regional support networks))~~ behavioral health and recovery organizations according to chapter 71.24 RCW for ~~((the mentally ill))~~ individuals with mental illness and the developmental disabilities planning council for ~~((the developmentally disabled))~~ individuals with developmental disabilities.

Sec. 145. RCW 43.20A.895 and 2013 c 338 s 2 are each amended to read as follows:

(1) The systems responsible for financing, administration, and delivery of publicly funded mental health and chemical dependency services to adults must be designed and administered to achieve improved outcomes for adult clients served by those systems through increased use and development of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025. For purposes of this section, client outcomes include: Improved health status; increased participation in employment and education; reduced involvement with the criminal justice system; enhanced safety and access to treatment for forensic patients; reduction in avoidable utilization of and costs associated with hospital, emergency room, and crisis services; increased housing stability; improved quality of life, including measures of recovery and resilience; and decreased population level disparities in access to treatment and treatment outcomes.

(2) The department and the health care authority must implement a strategy for the improvement of the adult behavioral health system.

(a) The department must establish a steering committee that includes at least the following members: Behavioral health service recipients and their families; local government; representatives of ~~((regional support networks))~~ behavioral health and recovery organizations; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers, including at least one chemical dependency provider and at least one psychiatric advanced registered nurse practitioner; housing providers; medicaid managed care plan representatives; long- term care service providers; organizations representing health care professionals providing services in mental health settings; the Washington state hospital association; the Washington state medical association; individuals with expertise in evidence-based and research- based behavioral health service practices; and the health care authority.

(b) The adult behavioral health system improvement strategy must include:

(i) An assessment of the capacity of the current publicly funded behavioral health services system to provide evidence-based, research- based, and promising practices;

(ii) Identification, development, and increased use of evidence- based, research-based, and promising practices;

(iii) Design and implementation of a transparent quality management system, including analysis of current system capacity to implement outcomes reporting and development of baseline and improvement targets for each outcome measure provided in this section;

(iv) Identification and phased implementation of service delivery, financing, or other strategies that will promote improvement of the behavioral health system as described in this section and incentivize the medical care, behavioral health, and long-term care service delivery systems to achieve the improvements described in this section and collaborate across systems. The strategies must include phased implementation of public reporting of outcome and performance measures in a form

that allows for comparison of performance and levels of improvement between geographic regions of Washington; and

(v) Identification of effective methods for promoting workforce capacity, efficiency, stability, diversity, and safety.

(c) The department must seek private foundation and federal grant funding to support the adult behavioral health system improvement strategy.

(d) By May 15, 2014, the Washington state institute for public policy, in consultation with the department, the University of Washington evidence-based practice institute, the University of Washington alcohol and drug abuse institute, and the Washington institute for mental health research and training, shall prepare an inventory of evidence-based, research-based, and promising practices for prevention and intervention services pursuant to subsection (1) of this section. The department shall use the inventory in preparing the behavioral health improvement strategy. The department shall provide the institute with data necessary to complete the inventory.

(e) By August 1, 2014, the department must report to the governor and the relevant fiscal and policy committees of the legislature on the status of implementation of the behavioral health improvement strategy, including strategies developed or implemented to date, timelines, and costs to accomplish phased implementation of the adult behavioral health system improvement strategy.

(3) The department must contract for the services of an independent consultant to review the provision of forensic mental health services in Washington state and provide recommendations as to whether and how the state's forensic mental health system should be modified to provide an appropriate treatment environment for individuals with mental disorders who have been charged with a crime while enhancing the safety and security of the public and other patients and staff at forensic treatment facilities. By August 1, 2014, the department must submit a report regarding the recommendations of the independent consultant to the governor and the relevant fiscal and policy committees of the legislature.

Sec. 146. RCW 43.20A.897 and 2013 c 338 s 7 are each amended to read as follows:

(1) By November 30, 2013, the department and the health care authority must report to the governor and the relevant fiscal and policy committees of the legislature, consistent with RCW 43.01.036, a plan that establishes a tribal-centric behavioral health system incorporating both mental health and chemical dependency services. The plan must assure that child, adult, and older adult American Indians and Alaskan Natives eligible for medicaid have increased access to culturally appropriate mental health and chemical dependency services. The plan must:

(a) Include implementation dates, major milestones, and fiscal estimates as needed;

(b) Emphasize the use of culturally appropriate evidence-based and promising practices;

(c) Address equitable access to crisis services, outpatient care, voluntary and involuntary hospitalization, and behavioral health care coordination;

(d) Identify statutory changes necessary to implement the tribal-centric behavioral health system; and

(e) Be developed with the department's Indian policy advisory committee and the American Indian health commission, in consultation with Washington's federally recognized tribes.

(2) The department shall enter into agreements with the tribes and urban Indian health programs and modify ~~((regional support network))~~ behavioral health and recovery organization contracts as necessary to develop a tribal-centric behavioral health system that better serves the needs of the tribes.

Sec. 147. RCW 43.20C.020 and 2012 c 232 s 3 are each amended to read as follows:

The department of social and health services shall accomplish the following in consultation and collaboration with the Washington state institute for public policy, the evidence-based practice institute at the University of Washington, a university-based child welfare partnership and research entity, other national experts in the delivery of evidence-based services, and organizations representing Washington practitioners:

(1) By September 30, 2012, the Washington state institute for public policy, the University of Washington evidence-based practice institute, in consultation with the department shall publish descriptive definitions of evidence-based, research-based, and promising practices in the areas of child welfare, juvenile rehabilitation, and children's mental health services.

(a) In addition to descriptive definitions, the Washington state institute for public policy and the University of Washington evidence-based practice institute must prepare an inventory of evidence-based, research-based, and promising practices for prevention and intervention services that will be used for the purpose of completing the baseline assessment described in subsection (2) of this section. The inventory shall be periodically updated as more practices are identified.

(b) In identifying evidence-based and research-based services, the Washington state institute for public policy and the University of Washington evidence-based practice institute must:

(i) Consider any available systemic evidence-based assessment of a program's efficacy and cost-effectiveness; and

(ii) Attempt to identify assessments that use valid and reliable evidence.

(c) Using state, federal, or private funds, the department shall prioritize the assessment of promising practices identified in (a) of this subsection with the goal of increasing the number of such practices that meet the standards for evidence-based and research-based practices.

(2) By June 30, 2013, the department and the health care authority shall complete a baseline assessment of utilization of evidence-based and research-based practices in the areas of child welfare, juvenile rehabilitation, and children's mental health services. The assessment must include prevention and intervention services provided through medicaid fee-for-service and healthy options managed care contracts. The assessment shall include estimates of:

(a) The number of children receiving each service;

(b) For juvenile rehabilitation and child welfare services, the total amount of state and federal funds expended on the service;

(c) For children's mental health services, the number and percentage of encounters using these services that are provided to children served by ~~((regional support networks))~~ behavioral health and recovery organizations and children receiving mental health services through medicaid fee-for-service or healthy options;

(d) The relative availability of the service in the various regions of the state; and

(e) To the extent possible, the unmet need for each service.

(3)(a) By December 30, 2013, the department and the health care authority shall report to the governor and to the appropriate fiscal and policy committees of the legislature on recommended strategies, timelines, and costs for increasing the use of evidence-based and research-based practices. The report must distinguish between a reallocation of existing funding to support the recommended strategies and new funding needed to increase the use of the practices.

(b) The department shall provide updated recommendations to the governor and the legislature by December 30, 2014, and by December 30, 2015.

(4)(a) The report required under subsection (3) of this section must include recommendations for the reallocation of resources for evidence-based and research-based practices and substantial increases above the baseline assessment of the use of evidence-based and research-based practices for the 2015-2017 and the 2017-2019 biennia. The recommendations for increases shall be consistent with subsection (2) of this section.

(b) If the department or health care authority anticipates that it will not meet its recommended levels for an upcoming biennium as set forth in its report, it must report to the legislature by November 1st of the year preceding the biennium. The report shall include:

(i) The identified impediments to meeting the recommended levels;

(ii) The current and anticipated performance level; and

(iii) Strategies that will be undertaken to improve performance.

(5) Recommendations made pursuant to subsections (3) and (4) of this section must include strategies to identify programs that are effective with ethnically diverse clients and to consult with tribal governments, experts within ethnically diverse communities, and community organizations that serve diverse communities.

Sec. 148. RCW 43.20C.030 and 2012 c 232 s 4 are each amended to read as follows:

The department of social and health services, in consultation with a university-based evidence-based practice institute entity in Washington, the Washington partnership council on juvenile justice, the child mental health systems of care planning committee, the children, youth, and family advisory committee, the Washington state racial disproportionality advisory committee, a university-based child welfare research entity in Washington state, (~~regional support networks~~) behavioral health and recovery organizations, the Washington association of juvenile court administrators, and the Washington state institute for public policy, shall:

(1) Develop strategies to use unified and coordinated case plans for children, youth, and their families who are or are likely to be involved in multiple systems within the department;

(2) Use monitoring and quality control procedures designed to measure fidelity with evidence-based and research-based prevention and treatment programs; and

(3) Utilize any existing data reporting and system of quality management processes at the state and local level for monitoring the quality control and fidelity of the implementation of evidence-based and research-based practices.

Sec. 149. RCW 44.28.800 and 1998 c 297 s 61 are each amended to read as follows:

The joint legislative audit and review committee shall conduct an evaluation of the efficiency and effectiveness of chapter 297, Laws of 1998 in meeting its stated goals. Such an evaluation shall include the operation of the state mental hospitals and the (~~regional support networks~~) behavioral health and recovery organizations, as well as any other appropriate entity. The joint legislative audit and review committee shall prepare an interim report of its findings which shall be delivered to the appropriate legislative committees of the house of representatives and the senate no later than September 1, 2000. In addition, the joint legislative audit and review committee shall prepare a final report of its findings which shall be delivered to the appropriate legislative committees of the house of representatives and the senate no later than January 1, 2001.

Sec. 150. RCW 48.01.220 and 1993 c 462 s 104 are each amended to read as follows:

The activities and operations of mental health (~~regional support networks~~) behavioral health and recovery organizations, to the extent they pertain to the operation of a medical assistance managed care system in accordance with chapters 71.24 and 74.09 RCW, are exempt from the requirements of this title.

Sec. 151. RCW 70.02.010 and 2013 c 200 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" has the same meaning as in RCW 71.05.020.

(2) "Audit" means an assessment, evaluation, determination, or investigation of a health care provider by a person not employed by or affiliated with the provider to determine compliance with:

(a) Statutory, regulatory, fiscal, medical, or scientific standards;

(b) A private or public program of payments to a health care provider; or

(c) Requirements for licensing, accreditation, or certification.

(3) "Commitment" has the same meaning as in RCW 71.05.020.

(4) "Custody" has the same meaning as in RCW 71.05.020.

(5) "Deidentified" means health information that does not identify an individual and with respect to which there is no reasonable basis to believe that the information can be used to identify an individual.

(6) "Department" means the department of social and health services.

(7) "Designated mental health professional" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.

(8) "Detention" or "detain" has the same meaning as in RCW 71.05.020.

(9) "Directory information" means information disclosing the presence, and for the purpose of identification, the name, location within a health care facility, and the general health condition of a particular patient who is a patient in a health care facility or who is currently receiving emergency health care in a health care facility.

(10) "Discharge" has the same meaning as in RCW 71.05.020.

(11) "Evaluation and treatment facility" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.

(12) "Federal, state, or local law enforcement authorities" means an officer of any agency or authority in the United States, a state, a tribe, a territory, or a political subdivision of a state, a tribe, or a territory who is empowered by law to: (a) Investigate or conduct an official inquiry into a potential criminal violation of law; or (b) prosecute or otherwise conduct a criminal proceeding arising from an alleged violation of law.

(13) "General health condition" means the patient's health status described in terms of "critical," "poor," "fair," "good," "excellent," or terms denoting similar conditions.

(14) "Health care" means any care, service, or procedure provided by a health care provider:

(a) To diagnose, treat, or maintain a patient's physical or mental condition; or

(b) That affects the structure or any function of the human body.

(15) "Health care facility" means a hospital, clinic, nursing home, laboratory, office, or similar place where a health care provider provides health care to patients.

(16) "Health care information" means any information, whether oral or recorded in any form or medium, that identifies or

can readily be associated with the identity of a patient and directly relates to the patient's health care, including a patient's deoxyribonucleic acid and identified sequence of chemical base pairs. The term includes any required accounting of disclosures of health care information.

(17) "Health care operations" means any of the following activities of a health care provider, health care facility, or third-party payor to the extent that the activities are related to functions that make an entity a health care provider, a health care facility, or a third-party payor:

(a) Conducting: Quality assessment and improvement activities, including outcomes evaluation and development of clinical guidelines, if the obtaining of generalizable knowledge is not the primary purpose of any studies resulting from such activities; population-based activities relating to improving health or reducing health care costs, protocol development, case management and care coordination, contacting of health care providers and patients with information about treatment alternatives; and related functions that do not include treatment;

(b) Reviewing the competence or qualifications of health care professionals, evaluating practitioner and provider performance and third-party payor performance, conducting training programs in which students, trainees, or practitioners in areas of health care learn under supervision to practice or improve their skills as health care providers, training of nonhealth care professionals, accreditation, certification, licensing, or credentialing activities;

(c) Underwriting, premium rating, and other activities relating to the creation, renewal, or replacement of a contract of health insurance or health benefits, and ceding, securing, or placing a contract for reinsurance of risk relating to claims for health care, including stop-loss insurance and excess of loss insurance, if any applicable legal requirements are met;

(d) Conducting or arranging for medical review, legal services, and auditing functions, including fraud and abuse detection and compliance programs;

(e) Business planning and development, such as conducting cost-management and planning-related analyses related to managing and operating the health care facility or third-party payor, including formulary development and administration, development, or improvement of methods of payment or coverage policies; and

(f) Business management and general administrative activities of the health care facility, health care provider, or third-party payor including, but not limited to:

(i) Management activities relating to implementation of and compliance with the requirements of this chapter;

(ii) Customer service, including the provision of data analyses for policy holders, plan sponsors, or other customers, provided that health care information is not disclosed to such policy holder, plan sponsor, or customer;

(iii) Resolution of internal grievances;

(iv) The sale, transfer, merger, or consolidation of all or part of a health care provider, health care facility, or third-party payor with another health care provider, health care facility, or third-party payor or an entity that following such activity will become a health care provider, health care facility, or third-party payor, and due diligence related to such activity; and

(v) Consistent with applicable legal requirements, creating deidentified health care information or a limited dataset for the benefit of the health care provider, health care facility, or third-party payor.

(18) "Health care provider" means a person who is licensed, certified, registered, or otherwise authorized by the law of this state to provide health care in the ordinary course of business or practice of a profession.

(19) "Human immunodeficiency virus" or "HIV" has the same meaning as in RCW 70.24.017.

(20) "Imminent" has the same meaning as in RCW 71.05.020.

(21) "Information and records related to mental health services" means a type of health care information that relates to all information and records, including mental health treatment records, compiled, obtained, or maintained in the course of providing services by a mental health service agency, as defined in this section. This may include documents of legal proceedings under chapter 71.05, 71.34, or 10.77 RCW, or somatic health care information. For health care information maintained by a hospital as defined in RCW 70.41.020 or a health care facility or health care provider that participates with a hospital in an organized health care arrangement defined under federal law, "information and records related to mental health services" is limited to information and records of services provided by a mental health professional or information and records of services created by a hospital-operated community mental health program as defined in RCW 71.24.025(6).

(22) "Information and records related to sexually transmitted diseases" means a type of health care information that relates to the identity of any person upon whom an HIV antibody test or other sexually transmitted infection test is performed, the results of such tests, and any information relating to diagnosis of or treatment for any confirmed sexually transmitted infections.

(23) "Institutional review board" means any board, committee, or other group formally designated by an institution, or authorized under federal or state law, to review, approve the initiation of, or conduct periodic review of research programs to assure the protection of the rights and welfare of human research subjects.

(24) "Legal counsel" has the same meaning as in RCW 71.05.020.

(25) "Local public health officer" has the same meaning as in RCW 70.24.017.

(26) "Maintain," as related to health care information, means to hold, possess, preserve, retain, store, or control that information.

(27) "Mental health professional" has the same meaning as in RCW 71.05.020.

(28) "Mental health service agency" means a public or private agency that provides services to persons with mental disorders as defined under RCW 71.05.020 or 71.34.020 and receives funding from public sources. This includes evaluation and treatment facilities as defined in RCW 71.34.020, community mental health service delivery systems, or community mental health programs, as defined in RCW 71.24.025, and facilities conducting competency evaluations and restoration under chapter 10.77 RCW.

(29) "Mental health treatment records" include registration records, as defined in RCW 71.05.020, and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. "Mental health treatment records" include mental health information contained in a medical bill including, but not limited to, mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. "Mental health treatment records" do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(30) "Minor" has the same meaning as in RCW 71.34.020.

(31) "Parent" has the same meaning as in RCW 71.34.020.

(32) "Patient" means an individual who receives or has received health care. The term includes a deceased individual who has received health care.

(33) "Payment" means:

(a) The activities undertaken by:

(i) A third-party payor to obtain premiums or to determine or fulfill its responsibility for coverage and provision of benefits by the third-party payor; or

(ii) A health care provider, health care facility, or third-party payor, to obtain or provide reimbursement for the provision of health care; and

(b) The activities in (a) of this subsection that relate to the patient to whom health care is provided and that include, but are not limited to:

(i) Determinations of eligibility or coverage, including coordination of benefits or the determination of cost-sharing amounts, and adjudication or subrogation of health benefit claims;

(ii) Risk adjusting amounts due based on enrollee health status and demographic characteristics;

(iii) Billing, claims management, collection activities, obtaining payment under a contract for reinsurance, including stop-loss insurance and excess of loss insurance, and related health care data processing;

(iv) Review of health care services with respect to medical necessity, coverage under a health plan, appropriateness of care, or justification of charges;

(v) Utilization review activities, including precertification and preauthorization of services, and concurrent and retrospective review of services; and

(vi) Disclosure to consumer reporting agencies of any of the following health care information relating to collection of premiums or reimbursement:

(A) Name and address;

(B) Date of birth;

(C) Social security number;

(D) Payment history;

(E) Account number; and

(F) Name and address of the health care provider, health care facility, and/or third-party payor.

(34) "Person" means an individual, corporation, business trust, estate, trust, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal or commercial entity.

(35) "Professional person" has the same meaning as in RCW 71.05.020.

(36) "Psychiatric advanced registered nurse practitioner" has the same meaning as in RCW 71.05.020.

(37) "Reasonable fee" means the charges for duplicating or searching the record, but shall not exceed sixty-five cents per page for the first thirty pages and fifty cents per page for all other pages. In addition, a clerical fee for searching and handling may be charged not to exceed fifteen dollars. These amounts shall be adjusted biennially in accordance with changes in the consumer price index, all consumers, for Seattle-Tacoma metropolitan statistical area as determined by the secretary of health. However, where editing of records by a health care provider is required by statute and is done by the provider personally, the fee may be the usual and customary charge for a basic office visit.

(38) "Release" has the same meaning as in RCW 71.05.020.

(39) "Resource management services" has the same meaning as in RCW 71.05.020.

(40) "Serious violent offense" has the same meaning as in RCW 71.05.020.

(41) "Sexually transmitted infection" or "sexually transmitted disease" has the same meaning as "sexually transmitted disease" in RCW 70.24.017.

(42) "Test for a sexually transmitted disease" has the same meaning as in RCW 70.24.017.

(43) "Third-party payor" means an insurer regulated under Title 48 RCW authorized to transact business in this state or other jurisdiction, including a health care service contractor, and health maintenance organization; or an employee welfare benefit plan, excluding fitness or wellness plans; or a state or federal health benefit program.

(44) "Treatment" means the provision, coordination, or management of health care and related services by one or more health care providers or health care facilities, including the coordination or management of health care by a health care provider or health care facility with a third party; consultation between health care providers or health care facilities relating to a patient; or the referral of a patient for health care from one health care provider or health care facility to another.

Sec. 152. RCW 70.02.230 and 2013 c 200 s 7 are each amended to read as follows:

(1) Except as provided in this section, RCW 70.02.050, 71.05.445, 70.96A.150, 74.09.295, 70.02.210, 70.02.240, 70.02.250, and 70.02.260, or pursuant to a valid authorization under RCW 70.02.030, the fact of admission to a provider for mental health services and all information and records compiled, obtained, or maintained in the course of providing mental health services to either voluntary or involuntary recipients of services at public or private agencies must be confidential.

(2) Information and records related to mental health services, other than those obtained through treatment under chapter 71.34 RCW, may be disclosed only:

(a) In communications between qualified professional persons to meet the requirements of chapter 71.05 RCW, in the provision of services or appropriate referrals, or in the course of guardianship proceedings if provided to a professional person:

(i) Employed by the facility;

(ii) Who has medical responsibility for the patient's care;

(iii) Who is a designated mental health professional;

(iv) Who is providing services under chapter 71.24

RCW;

(v) Who is employed by a state or local correctional facility where the person is confined or supervised; or

(vi) Who is providing evaluation, treatment, or follow-up services under chapter 10.77 RCW;

(b) When the communications regard the special needs of a patient and the necessary circumstances giving rise to such needs and the disclosure is made by a facility providing services to the operator of a facility in which the patient resides or will reside;

(c)(i) When the person receiving services, or his or her guardian, designates persons to whom information or records may be released, or if the person is a minor, when his or her parents make such a designation;

(ii) A public or private agency shall release to a person's next of kin, attorney, personal representative, guardian, or conservator, if any:

(A) The information that the person is presently a patient in the facility or that the person is seriously physically ill;

(B) A statement evaluating the mental and physical condition of the patient, and a statement of the probable duration of the patient's confinement, if such information is requested by the next of kin, attorney, personal representative, guardian, or conservator; and

(iii) Other information requested by the next of kin or attorney as may be necessary to decide whether or not proceedings should be instituted to appoint a guardian or conservator;

(d)(i) To the courts as necessary to the administration of chapter 71.05 RCW or to a court ordering an evaluation or treatment under chapter 10.77 RCW solely for the purpose of preventing the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

(ii) To a court or its designee in which a motion under chapter 10.77 RCW has been made for involuntary medication of a defendant for the purpose of competency restoration.

(iii) Disclosure under this subsection is mandatory for the purpose of the federal health insurance portability and accountability act;

(e)(i) When a mental health professional is requested by a representative of a law enforcement or corrections agency, including a police officer, sheriff, community corrections officer, a municipal attorney, or prosecuting attorney to undertake an investigation or provide treatment under RCW 71.05.150, 10.31.110, or 71.05.153, the mental health professional shall, if requested to do so, advise the representative in writing of the results of the investigation including a statement of reasons for the decision to detain or release the person investigated. The written report must be submitted within seventy-two hours of the completion of the investigation or the request from the law enforcement or corrections representative, whichever occurs later.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(f) To the attorney of the detained person;

(g) To the prosecuting attorney as necessary to carry out the responsibilities of the office under RCW 71.05.330(2), 71.05.340(1)(b), and 71.05.335. The prosecutor must be provided access to records regarding the committed person's treatment and prognosis, medication, behavior problems, and other records relevant to the issue of whether treatment less restrictive than inpatient treatment is in the best interest of the committed person or others. Information must be disclosed only after giving notice to the committed person and the person's counsel;

(h)(i) To appropriate law enforcement agencies and to a person, when the identity of the person is known to the public or private agency, whose health and safety has been threatened, or who is known to have been repeatedly harassed, by the patient. The person may designate a representative to receive the disclosure. The disclosure must be made by the professional person in charge of the public or private agency or his or her designee and must include the dates of commitment, admission, discharge, or release, authorized or unauthorized absence from the agency's facility, and only any other information that is pertinent to the threat or harassment. The agency or its employees are not civilly liable for the decision to disclose or not, so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(i)(i) To appropriate corrections and law enforcement agencies all necessary and relevant information in the event of a crisis or emergent situation that poses a significant and imminent risk to the public. The mental health service agency or its employees are not civilly liable for the decision to disclose or not so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the health insurance portability and accountability act;

(j) To the persons designated in RCW 71.05.425 for the purposes described in those sections;

(k) Upon the death of a person. The person's next of kin, personal representative, guardian, or conservator, if any, must be notified. Next of kin who are of legal age and competent must be notified under this section in the following order: Spouse, parents, children, brothers and sisters, and other relatives according to the degree of relation. Access to all records and information compiled, obtained, or maintained in the course of providing services to a deceased patient are governed by RCW 70.02.140;

(l) To mark headstones or otherwise memorialize patients interred at state hospital cemeteries. The department of social and health services shall make available the name, date of birth, and date of death of patients buried in state hospital cemeteries fifty years after the death of a patient;

(m) To law enforcement officers and to prosecuting attorneys as are necessary to enforce RCW 9.41.040(2)(a)(ii). The extent of information that may be released is limited as follows:

(i) Only the fact, place, and date of involuntary commitment, an official copy of any order or orders of commitment, and an official copy of any written or oral notice of ineligibility to possess a firearm that was provided to the person pursuant to RCW 9.41.047(1), must be disclosed upon request;

(ii) The law enforcement and prosecuting attorneys may only release the information obtained to the person's attorney as required by court rule and to a jury or judge, if a jury is waived, that presides over any trial at which the person is charged with violating RCW 9.41.040(2)(a)(ii);

(iii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(n) When a patient would otherwise be subject to the provisions of this section and disclosure is necessary for the protection of the patient or others due to his or her unauthorized disappearance from the facility, and his or her whereabouts is unknown, notice of the disappearance, along with relevant information, may be made to relatives, the department of corrections when the person is under the supervision of the department, and governmental law enforcement agencies designated by the physician or psychiatric advanced registered nurse practitioner in charge of the patient or the professional person in charge of the facility, or his or her professional designee;

(o) Pursuant to lawful order of a court;

(p) To qualified staff members of the department, to the director of (~~regional support networks~~) behavioral health and recovery organizations, to resource management services responsible for serving a patient, or to service providers designated by resource management services as necessary to determine the progress and adequacy of treatment and to determine whether the person should be transferred to a less restrictive or more appropriate treatment modality or facility;

(q) Within the treatment facility where the patient is receiving treatment, confidential information may be disclosed to persons employed, serving in bona fide training programs, or participating in supervised volunteer programs, at the facility when it is necessary to perform their duties;

(r) Within the department as necessary to coordinate treatment for mental illness, developmental disabilities, alcoholism, or drug abuse of persons who are under the supervision of the department;

(s) To a licensed physician or psychiatric advanced registered nurse practitioner who has determined that the life or health of the person is in danger and that treatment without the information contained in the mental health treatment records could be injurious to the patient's health. Disclosure must be limited to the portions of the records necessary to meet the medical emergency;

(t) Consistent with the requirements of the federal health information portability and accountability act, to a licensed mental health professional or a health care professional licensed under chapter 18.71, 18.71A, 18.57, 18.57A, 18.79, or 18.36A RCW who is providing care to a person, or to whom a person has been referred for evaluation or treatment, to assure coordinated care and treatment of that person. Psychotherapy notes, as defined in 45 C.F.R. Sec. 164.501, may not be released without authorization of the person who is the subject of the request for release of information;

(u) To administrative and office support staff designated to obtain medical records for those licensed professionals listed in (t) of this subsection;

(v) To a facility that is to receive a person who is involuntarily committed under chapter 71.05 RCW, or upon transfer of the person from one treatment facility to another. The release of records under this subsection is limited to the mental health treatment records required by law, a record or summary of all somatic treatments, and a discharge summary. The discharge summary may include a statement of the patient's problem, the treatment goals, the type of treatment which has been provided, and recommendation for future treatment, but may not include the patient's complete treatment record;

(w) To the person's counsel or guardian ad litem, without modification, at any time in order to prepare for involuntary commitment or recommitment proceedings, reexaminations, appeals, or other actions relating to detention, admission, commitment, or patient's rights under chapter 71.05 RCW;

(x) To staff members of the protection and advocacy agency or to staff members of a private, nonprofit corporation for the purpose of protecting and advocating the rights of persons with mental disorders or developmental disabilities. Resource management services may limit the release of information to the name, birthdate, and county of residence of the patient, information regarding whether the patient was voluntarily admitted, or involuntarily committed, the date and place of admission, placement, or commitment, the name and address of a guardian of the patient, and the date and place of the guardian's appointment. Any staff member who wishes to obtain additional information must notify the patient's resource management services in writing of the request and of the resource management services' right to object. The staff member shall send the notice by mail to the guardian's address. If the guardian does not object in writing within fifteen days after the notice is mailed, the staff member may obtain the additional information. If the guardian objects in writing within fifteen days after the notice is mailed, the staff member may not obtain the additional information;

(y) To all current treating providers of the patient with prescriptive authority who have written a prescription for the patient within the last twelve months. For purposes of coordinating health care, the department may release without written authorization of the patient, information acquired for billing and collection purposes as described in RCW 70.02.050(1)(e). The department shall notify the patient that billing and collection information has been released to named providers, and provide the substance of the information released and the dates of such release. The department may not release counseling, inpatient psychiatric hospitalization, or drug and alcohol treatment information without a signed written release from the client;

(z)(i) To the secretary of social and health services for either program evaluation or research, or both so long as the secretary adopts rules for the conduct of the evaluation or research, or both. Such rules must include, but need not be limited to, the requirement that all evaluators and researchers sign an oath of confidentiality substantially as follows:

"As a condition of conducting evaluation or research concerning persons who have received services from (fill in the facility, agency, or person) I,, agree not to divulge, publish, or otherwise make known to unauthorized persons or the public any information obtained in the course of such evaluation or research regarding persons who have received services such that the person who received such services is identifiable.

I recognize that unauthorized release of confidential information may subject me to civil liability under the provisions of state law.

/s/"

(ii) Nothing in this chapter may be construed to prohibit the compilation and publication of statistical data for use by government or researchers under standards, including standards to assure maintenance of confidentiality, set forth by the secretary.

(3) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for chemical dependency, the department may restrict the release of the information as necessary to comply with federal law and regulations.

(4) Civil liability and immunity for the release of information about a particular person who is committed to the department of social and health services under RCW 71.05.280(3) and 71.05.320(3)(c) after dismissal of a sex offense as defined in RCW 9.94A.030, is governed by RCW 4.24.550.

(5) The fact of admission to a provider of mental health services, as well as all records, files, evidence, findings, or orders made, prepared, collected, or maintained pursuant to chapter 71.05 RCW are not admissible as evidence in any legal proceeding outside that chapter without the written authorization of the person who was the subject of the proceeding except as provided in RCW 70.02.260, in a subsequent criminal prosecution of a person committed pursuant to RCW 71.05.280(3) or 71.05.320(3)(c) on charges that were dismissed pursuant to chapter 10.77 RCW due to incompetency to stand trial, in a civil commitment proceeding pursuant to chapter 71.09 RCW, or, in the case of a minor, a guardianship or dependency proceeding. The records and files maintained in any court proceeding pursuant to chapter 71.05 RCW must be confidential and available subsequent to such proceedings only to the person who was the subject of the proceeding or his or her attorney. In addition, the court may order the subsequent release or use of such records or files only upon good cause shown if the court finds that appropriate safeguards for strict confidentiality are and will be maintained.

(6)(a) Except as provided in RCW 4.24.550, any person may bring an action against an individual who has willfully released confidential information or records concerning him or her in violation of the provisions of this section, for the greater of the following amounts:

(i) One thousand dollars; or

(ii) Three times the amount of actual damages sustained, if any.

(b) It is not a prerequisite to recovery under this subsection that the plaintiff suffered or was threatened with special, as contrasted with general, damages.

(c) Any person may bring an action to enjoin the release of confidential information or records concerning him or her or his or her ward, in violation of the provisions of this section, and may in the same action seek damages as provided in this subsection.

(d) The court may award to the plaintiff, should he or she prevail in any action authorized by this subsection, reasonable attorney fees in addition to those otherwise provided by law.

(e) If an action is brought under this subsection, no action may be brought under RCW 70.02.170.

Sec. 153. RCW 70.02.250 and 2013 c 200 s 9 are each amended to read as follows:

(1) Information and records related to mental health services delivered to a person subject to chapter 9.94A or 9.95 RCW must be released, upon request, by a mental health service agency to department of corrections personnel for whom the information is necessary to carry out the responsibilities of their office. The information must be provided only for the purpose of completing presentence investigations, supervision of an incarcerated person, planning for and provision of supervision of a person, or assessment of a person's risk to the community. The request must be in writing and may not require the consent of the subject of the records.

(2) The information to be released to the department of corrections must include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties, including those records and reports identified in subsection (1) of this section.

(3) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific (~~regional support networks~~) behavioral health and recovery organizations and mental health service agencies that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

(4) The department and the department of corrections, in consultation with (~~regional support networks~~) behavioral health and recovery organizations, mental health service agencies as defined in RCW 70.02.010, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules must:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(5) The information received by the department of corrections under this section must remain confidential and subject to the limitations on disclosure outlined in chapter 71.34 RCW, except as provided in RCW 72.09.585.

(6) No mental health service agency or individual employed by a mental health service agency may be held responsible for information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(7) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(8) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under this chapter.

Sec. 154. RCW 70.320.010 and 2013 c 320 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means the health care authority.

(2) "Department" means the department of social and health services.

(3) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well-established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in this section.

(4) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(5) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in this subsection but does not meet the full criteria for evidence-based.

(6) "Service coordination organization" or "service contracting entity" means the authority and department, or an entity that may contract with the state to provide, directly or through subcontracts, a comprehensive delivery system of medical, behavioral, long-term care, or social support services, including entities such as (~~regional support networks~~) behavioral health and recovery organizations as defined in RCW 71.24.025, managed care organizations that provide medical services to clients under chapter 74.09 RCW, counties providing chemical dependency services under chapters 74.50 and 70.96A RCW, and area agencies on aging providing case management services under chapter 74.39A RCW.

Sec. 155. RCW 70.96B.010 and 2011 c 89 s 10 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician that a person should be examined or treated as a patient in a hospital, an evaluation and treatment facility, or other inpatient facility, or a decision by a professional person in charge or his or her designee that a person should be detained as a patient for evaluation and treatment in a secure detoxification facility or other certified chemical dependency provider.

(2) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(3) "Approved treatment program" means a discrete program of chemical dependency treatment provided by a treatment program certified by the department as meeting standards adopted under chapter 70.96A RCW.

(4) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(5) "Chemical dependency" means:

(a) Alcoholism;

(b) Drug addiction; or

(c) Dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

(6) "Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.

(7) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

(8) "Conditional release" means a revocable modification of a commitment that may be revoked upon violation of any of its terms.

(9) "Custody" means involuntary detention under either chapter 71.05 or 70.96A RCW or this chapter, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

(10) "Department" means the department of social and health services.

(11) "Designated chemical dependency specialist" or "specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and this chapter, and qualified to do so by meeting standards adopted by the department.

(12) "Designated crisis responder" means a person designated by the county or ~~((regional support network))~~ behavioral health and recovery organization to perform the duties specified in this chapter.

(13) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(14) "Detention" or "detain" means the lawful confinement of a person under this chapter, or chapter 70.96A or 71.05 RCW.

(15) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with individuals with developmental disabilities and is a psychiatrist, psychologist, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

(16) "Developmental disability" means that condition defined in RCW 71A.10.020.

(17) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

(18) "Evaluation and treatment facility" means any facility that can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and that is certified as such by the department. A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility. A facility that is part of, or operated by, the department or any federal agency does not require certification. No correctional institution or facility, or jail, may be an evaluation and treatment facility within the meaning of this chapter.

(19) "Facility" means either an evaluation and treatment facility or a secure detoxification facility.

(20) "Gravely disabled" means a condition in which a person, as a result of a mental disorder, or as a result of the use of alcohol or other psychoactive chemicals:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

(21) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this

chapter, or chapter 70.96A or 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

(22) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote.

(23) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

(24) "Judicial commitment" means a commitment by a court under this chapter.

(25) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(26) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by a person upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by a person upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts.

(27) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on a person's cognitive or volitional functions.

(28) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

(29) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

(30) "Person in charge" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission, continuing care, and discharge decisions on behalf of the certified program.

(31) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, that constitutes an evaluation and treatment facility or private institution, or hospital, or approved treatment program, that is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill and/or chemically dependent.

(32) "Professional person" means a mental health professional or chemical dependency professional and shall also mean a physician, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter.

(33) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

(34) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

(35) "Public agency" means any evaluation and treatment facility or institution, or hospital, or approved treatment program that is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill and/or chemically dependent, if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments.

(36) "Registration records" means all the records of the department, (~~(regional support networks)~~) behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(37) "Release" means legal termination of the commitment under chapter 70.96A or 71.05 RCW or this chapter.

(38) "Secretary" means the secretary of the department or the secretary's designee.

(39) "Secure detoxification facility" means a facility operated by either a public or private agency or by the program of an agency that serves the purpose of providing evaluation and assessment, and acute and/or subacute detoxification services for intoxicated persons and includes security measures sufficient to protect the patients, staff, and community.

(40) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(41) "Treatment records" means registration records and all other records concerning persons who are receiving or who at any time have received services for (mental illness, which are maintained by the department, by (~~(regional support networks)~~) behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, (~~(regional support networks)~~) behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(42) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 156. RCW 70.96B.020 and 2005 c 504 s 203 are each amended to read as follows:

(1) The secretary, after consulting with the Washington state association of counties, shall select and contract with (~~(regional support networks)~~) behavioral health and recovery organizations or counties to provide two integrated crisis response and involuntary treatment pilot programs for adults and shall allocate resources for both integrated services and secure detoxification services in the pilot areas. In selecting the two (~~(regional support networks)~~) behavioral health and recovery organizations or counties, the secretary shall endeavor to site one in an urban and one in a rural (~~(regional support network)~~) behavioral health and recovery organization or county; and to site them in counties other than those selected pursuant to RCW 70.96A.800, to the extent necessary to facilitate evaluation of pilot project results.

(2) The (~~(regional support networks)~~) behavioral health and recovery organizations or counties shall implement the pilot programs by providing integrated crisis response and involuntary treatment to persons with a chemical dependency, a mental disorder, or both, consistent with this chapter. The pilot programs shall:

(a) Combine the crisis responder functions of a designated mental health professional under chapter 71.05 RCW and a designated chemical dependency specialist under chapter 70.96A RCW by establishing a new designated crisis responder

who is authorized to conduct investigations and detain persons up to seventy-two hours to the proper facility;

(b) Provide training to the crisis responders as required by the department;

(c) Provide sufficient staff and resources to ensure availability of an adequate number of crisis responders twenty-four hours a day, seven days a week;

(d) Provide the administrative and court-related staff, resources, and processes necessary to facilitate the legal requirements of the initial detention and the commitment hearings for persons with a chemical dependency;

(e) Participate in the evaluation and report to assess the outcomes of the pilot programs including providing data and information as requested;

(f) Provide the other services necessary to the implementation of the pilot programs, consistent with this chapter as determined by the secretary in contract; and

(g) Collaborate with the department of corrections where persons detained or committed are also subject to supervision by the department of corrections.

(3) The pilot programs established by this section shall begin providing services by March 1, 2006.

Sec. 157. RCW 70.96B.030 and 2005 c 504 s 204 are each amended to read as follows:

To qualify as a designated crisis responder, a person must have received chemical dependency training as determined by the department and be a:

(1) Psychiatrist, psychologist, psychiatric nurse, or social worker;

(2) Person with a master's degree or further advanced degree in counseling or one of the social sciences from an accredited college or university and who have, in addition, at least two years of experience in direct treatment of persons with mental illness or emotional disturbance, such experience gained under the direction of a mental health professional;

(3) Person who meets the waiver criteria of RCW 71.24.260, which waiver was granted before 1986;

(4) Person who had an approved waiver to perform the duties of a mental health professional that was requested by the (~~(regional support network)~~) behavioral health and recovery organization and granted by the department before July 1, 2001; or

(5) Person who has been granted a time-limited exception of the minimum requirements of a mental health professional by the department consistent with rules adopted by the secretary.

Sec. 158. RCW 70.96C.010 and 2005 c 504 s 601 are each amended to read as follows:

(1) The department of social and health services, in consultation with the members of the team charged with developing the state plan for co-occurring mental and substance abuse disorders, shall adopt, not later than January 1, 2006, an integrated and comprehensive screening and assessment process for chemical dependency and mental disorders and co-occurring chemical dependency and mental disorders.

(a) The process adopted shall include, at a minimum:

(i) An initial screening tool that can be used by intake personnel system-wide and which will identify the most common types of co-occurring disorders;

(ii) An assessment process for those cases in which assessment is indicated that provides an appropriate degree of assessment for most situations, which can be expanded for complex situations;

(iii) Identification of triggers in the screening that indicate the need to begin an assessment;

(iv) Identification of triggers after or outside the screening that indicate a need to begin or resume an assessment;

(v) The components of an assessment process and a protocol for determining whether part or all of the assessment is necessary, and at what point; and

(vi) Emphasis that the process adopted under this section is to replace and not to duplicate existing intake, screening, and assessment tools and processes.

(b) The department shall consider existing models, including those already adopted by other states, and to the extent possible, adopt an established, proven model.

(c) The integrated, comprehensive screening and assessment process shall be implemented statewide by all chemical dependency and mental health treatment providers as well as all designated mental health professionals, designated chemical dependency specialists, and designated crisis responders not later than January 1, 2007.

(2) The department shall provide adequate training to effect statewide implementation by the dates designated in this section and shall report the rates of co-occurring disorders and the stage of screening or assessment at which the co-occurring disorder was identified to the appropriate committees of the legislature.

(3) The department shall establish contractual penalties to contracted treatment providers, the ~~((regional support networks))~~ behavioral health and recovery organizations, and their contracted providers for failure to implement the integrated screening and assessment process by July 1, 2007.

Sec. 159. RCW 70.97.010 and 2011 c 89 s 11 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(2) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(3) "Chemical dependency" means alcoholism, drug addiction, or dependence on alcohol and one or more other psychoactive chemicals, as the context requires and as those terms are defined in chapter 70.96A RCW.

(4) "Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.

(5) "Commitment" means the determination by a court that an individual should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

(6) "Conditional release" means a modification of a commitment that may be revoked upon violation of any of its terms.

(7) "Custody" means involuntary detention under chapter 71.05 or 70.96A RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

(8) "Department" means the department of social and health services.

(9) "Designated responder" means a designated mental health professional, a designated chemical dependency specialist, or a designated crisis responder as those terms are defined in chapter 70.96A, 71.05, or 70.96B RCW.

(10) "Detention" or "detain" means the lawful confinement of an individual under chapter 70.96A or 71.05 RCW.

(11) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

(12) "Enhanced services facility" means a facility that provides treatment and services to persons for whom acute inpatient treatment is not medically necessary and who have been determined by the department to be inappropriate for placement in other licensed facilities due to the complex needs that result in behavioral and security issues.

(13) "Expanded community services program" means a nonsecure program of enhanced behavioral and residential support provided to long-term and residential care providers serving specifically eligible clients who would otherwise be at risk for hospitalization at state hospital geriatric units.

(14) "Facility" means an enhanced services facility.

(15) "Gravely disabled" means a condition in which an individual, as a result of a mental disorder, as a result of the use of alcohol or other psychoactive chemicals, or both:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

(16) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this chapter, or chapter 70.96A or 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

(17) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(18) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

(19) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.

(20) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

(21) "Professional person" means a mental health professional and also means a physician, registered nurse, and such others as may be defined in rules adopted by the secretary pursuant to the provisions of this chapter.

(22) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

(23) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

(24) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health and

recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify individuals who are receiving or who at any time have received services for mental illness.

(25) "Release" means legal termination of the commitment under chapter 70.96A or 71.05 RCW.

(26) "Resident" means a person admitted to an enhanced services facility.

(27) "Secretary" means the secretary of the department or the secretary's designee.

(28) "Significant change" means:

(a) A deterioration in a resident's physical, mental, or psychosocial condition that has caused or is likely to cause clinical complications or life-threatening conditions; or

(b) An improvement in the resident's physical, mental, or psychosocial condition that may make the resident eligible for release or for treatment in a less intensive or less secure setting.

(29) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(30) "Treatment" means the broad range of emergency, detoxification, residential, inpatient, and outpatient services and care, including diagnostic evaluation, mental health or chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation, and career counseling, which may be extended to persons with mental disorders, chemical dependency disorders, or both, and their families.

(31) "Treatment records" include registration and all other records concerning individuals who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. "Treatment records" do not include notes or records maintained for personal use by an individual providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others.

(32) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 160. RCW 71.05.020 and 2011 c 148 s 1 and 2011 c 89 s 14 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician or psychiatric advanced registered nurse practitioner that a person should be examined or treated as a patient in a hospital;

(2) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes, but is not limited to atypical antipsychotic medications;

(3) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(4) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting;

(5) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms;

(6) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed by the department of health and certified by the department of social and health services under RCW 71.24.035, such as an evaluation and treatment facility or a hospital, which has been designed to assess, diagnose, and treat

individuals experiencing an acute crisis without the use of long-term hospitalization;

(7) "Custody" means involuntary detention under the provisions of this chapter or chapter 10.77 RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment;

(8) "Department" means the department of social and health services;

(9) "Designated chemical dependency specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in chapters 70.96A and 70.96B RCW;

(10) "Designated crisis responder" means a mental health professional appointed by the county or the ~~((regional support network))~~ behavioral health and recovery organization to perform the duties specified in this chapter;

(11) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter;

(12) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter;

(13) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental disabilities and is a psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary;

(14) "Developmental disability" means that condition defined in RCW 71A.10.020~~((3))~~(4);

(15) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order;

(16) "Evaluation and treatment facility" means any facility which can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and which is certified as such by the department. A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility. A facility which is part of, or operated by, the department or any federal agency will not require certification. No correctional institution or facility, or jail, shall be an evaluation and treatment facility within the meaning of this chapter;

(17) "Gravely disabled" means a condition in which a person, as a result of a mental disorder: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety;

(18) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct;

(19) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts

committed, in a mental health facility or in confinement as a result of a criminal conviction;

(20) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote;

(21) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for a person with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual discharge or release, and a projected possible date for discharge or release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences;

(22) "Information related to mental health services" means all information and records compiled, obtained, or maintained in the course of providing services to either voluntary or involuntary recipients of services by a mental health service provider. This may include documents of legal proceedings under this chapter or chapter 71.34 or 10.77 RCW, or somatic health care information;

(23) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

(24) "Legal counsel" means attorneys and staff employed by county prosecutor offices or the state attorney general acting in their capacity as legal representatives of public mental health service providers under RCW 71.05.130;

(25) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself; (ii) physical harm will be inflicted by a person upon another, as evidenced by behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm; or (iii) physical harm will be inflicted by a person upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts;

(26) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on a person's cognitive or volitional functions;

(27) "Mental health professional" means a psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

(28) "Mental health service provider" means a public or private agency that provides mental health services to persons with mental disorders as defined under this section and receives funding from public sources. This includes, but is not limited to, hospitals licensed under chapter 70.41 RCW, evaluation and treatment facilities as defined in this section, community mental health service delivery systems or community mental health programs as

defined in RCW 71.24.025, facilities conducting competency evaluations and restoration under chapter 10.77 RCW, and correctional facilities operated by state and local governments;

(29) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment;

(30) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, which constitutes an evaluation and treatment facility or private institution, or hospital, which is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill;

(31) "Professional person" means a mental health professional and shall also mean a physician, psychiatric advanced registered nurse practitioner, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

(32) "Psychiatric advanced registered nurse practitioner" means a person who is licensed as an advanced registered nurse practitioner pursuant to chapter 18.79 RCW; and who is board certified in advanced practice psychiatric and mental health nursing;

(33) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology;

(34) "Psychologist" means a person who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

(35) "Public agency" means any evaluation and treatment facility or institution, or hospital which is conducted for, or includes a department or ward conducted for, the care and treatment of persons with mental illness, if the agency is operated directly by, federal, state, county, or municipal government, or a combination of such governments;

(36) "Registration records" include all the records of the department, (~~regional support networks~~) behavioral health and recovery organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness;

(37) "Release" means legal termination of the commitment under the provisions of this chapter;

(38) "Resource management services" has the meaning given in chapter 71.24 RCW;

(39) "Secretary" means the secretary of the department of social and health services, or his or her designee;

(40) "Serious violent offense" has the same meaning as provided in RCW 9.94A.030;

(41) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010;

(42) "Therapeutic court personnel" means the staff of a mental health court or other therapeutic court which has jurisdiction over defendants who are dually diagnosed with mental disorders, including court personnel, probation officers, a court monitor, prosecuting attorney, or defense counsel acting within the scope of therapeutic court duties;

(43) "Triage facility" means a short-term facility or a portion of a facility licensed by the department of health and certified by the department of social and health services under RCW 71.24.035, which is designed as a facility to assess and stabilize an individual or determine the need for involuntary

commitment of an individual, and must meet department of health residential treatment facility standards. A triage facility may be structured as a voluntary or involuntary placement facility;

(44) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health and recovery organizations and their staffs, and by treatment facilities. Treatment records include mental health information contained in a medical bill including but not limited to mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health and recovery organizations, or a treatment facility if the notes or records are not available to others;

(45) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 161. RCW 71.05.025 and 2000 c 94 s 2 are each amended to read as follows:

The legislature intends that the procedures and services authorized in this chapter be integrated with those in chapter 71.24 RCW to the maximum extent necessary to assure a continuum of care to persons ~~((who are mentally ill))~~ with mental illness or who have mental disorders, as defined in either or both this chapter and chapter 71.24 RCW. To this end, ~~((regional support networks))~~ behavioral health and recovery organizations established in accordance with chapter 71.24 RCW shall institute procedures which require timely consultation with resource management services by ~~((county--))~~ designated mental health professionals and evaluation and treatment facilities to assure that determinations to admit, detain, commit, treat, discharge, or release persons with mental disorders under this chapter are made only after appropriate information regarding such person's treatment history and current treatment plan has been sought from resource management services.

Sec. 162. RCW 71.05.026 and 2006 c 333 s 301 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the ~~((regional support networks))~~ behavioral health and recovery organizations after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, ~~((regional support networks))~~ behavioral health and recovery organizations, and entities which contract to provide ~~((regional support network))~~ behavioral health and recovery organization services and their subcontractors, agents, or employees.

Sec. 163. RCW 71.05.027 and 2005 c 504 s 103 are each amended to read as follows:

(1) Not later than January 1, 2007, all persons providing treatment under this chapter shall also implement the integrated comprehensive screening and assessment process for chemical dependency and mental disorders adopted pursuant to RCW

70.96C.010 and shall document the numbers of clients with co-occurring mental and substance abuse disorders based on a quadrant system of low and high needs.

(2) Treatment providers and ~~((regional support networks))~~ behavioral health and recovery organizations who fail to implement the integrated comprehensive screening and assessment process for chemical dependency and mental disorders by July 1, 2007, shall be subject to contractual penalties established under RCW 70.96C.010.

Sec. 164. RCW 71.05.110 and 2011 c 343 s 5 are each amended to read as follows:

Attorneys appointed for persons pursuant to this chapter shall be compensated for their services as follows: (1) The person for whom an attorney is appointed shall, if he or she is financially able pursuant to standards as to financial capability and indigency set by the superior court of the county in which the proceeding is held, bear the costs of such legal services; (2) if such person is indigent pursuant to such standards, the ~~((regional support network))~~ behavioral health and recovery organization shall reimburse the county in which the proceeding is held for the direct costs of such legal services, as provided in RCW 71.05.730.

Sec. 165. RCW 71.05.300 and 2009 c 293 s 5 and 2009 c 217 s 4 are each reenacted and amended to read as follows:

(1) The petition for ninety day treatment shall be filed with the clerk of the superior court at least three days before expiration of the fourteen-day period of intensive treatment. At the time of filing such petition, the clerk shall set a time for the person to come before the court on the next judicial day after the day of filing unless such appearance is waived by the person's attorney, and the clerk shall notify the designated mental health professional. The designated mental health professional shall immediately notify the person detained, his or her attorney, if any, and his or her guardian or conservator, if any, the prosecuting attorney, and the ~~((regional support network))~~ behavioral health and recovery organization administrator, and provide a copy of the petition to such persons as soon as possible. The ~~((regional support network))~~ behavioral health and recovery organization administrator or designee may review the petition and may appear and testify at the full hearing on the petition.

(2) At the time set for appearance the detained person shall be brought before the court, unless such appearance has been waived and the court shall advise him or her of his or her right to be represented by an attorney, his or her right to a jury trial, and his or her loss of firearm rights if involuntarily committed. If the detained person is not represented by an attorney, or is indigent or is unwilling to retain an attorney, the court shall immediately appoint an attorney to represent him or her. The court shall, if requested, appoint a reasonably available licensed physician, psychiatric advanced registered nurse practitioner, psychologist, or psychiatrist, designated by the detained person to examine and testify on behalf of the detained person.

(3) The court may, if requested, also appoint a professional person as defined in RCW 71.05.020 to seek less restrictive alternative courses of treatment and to testify on behalf of the detained person. In the case of a person with a developmental disability who has been determined to be incompetent pursuant to RCW 10.77.086(4), then the appointed professional person under this section shall be a developmental disabilities professional.

(4) The court shall also set a date for a full hearing on the petition as provided in RCW 71.05.310.

Sec. 166. RCW 71.05.365 and 2013 c 338 s 4 are each amended to read as follows:

When a person has been involuntarily committed for treatment to a hospital for a period of ninety or one hundred eighty days, and the superintendent or professional person in charge of

the hospital determines that the person no longer requires active psychiatric treatment at an inpatient level of care, the ((~~regional support network~~)) behavioral health and recovery organization responsible for resource management services for the person must work with the hospital to develop an individualized discharge plan and arrange for a transition to the community in accordance with the person's individualized discharge plan within twenty-one days of the determination.

Sec. 167. RCW 71.05.445 and 2013 c 200 s 31 are each amended to read as follows:

(1)(a) When a mental health service provider conducts its initial assessment for a person receiving court-ordered treatment, the service provider shall inquire and shall be told by the offender whether he or she is subject to supervision by the department of corrections.

(b) When a person receiving court-ordered treatment or treatment ordered by the department of corrections discloses to his or her mental health service provider that he or she is subject to supervision by the department of corrections, the mental health service provider shall notify the department of corrections that he or she is treating the offender and shall notify the offender that his or her community corrections officer will be notified of the treatment, provided that if the offender has received relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132 and the offender has provided the mental health service provider with a copy of the order granting relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132, the mental health service provider is not required to notify the department of corrections that the mental health service provider is treating the offender. The notification may be written or oral and shall not require the consent of the offender. If an oral notification is made, it must be confirmed by a written notification. For purposes of this section, a written notification includes notification by e-mail or facsimile, so long as the notifying mental health service provider is clearly identified.

(2) The information to be released to the department of corrections shall include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties.

(3) The department and the department of corrections, in consultation with ((~~regional support networks~~)) behavioral health and recovery organizations, mental health service providers as defined in RCW 71.05.020, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules shall:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(4) The information received by the department of corrections under this section shall remain confidential and subject to the limitations on disclosure outlined in chapter 71.05 RCW, except as provided in RCW 72.09.585.

(5) No mental health service provider or individual employed by a mental health service provider shall be held responsible for information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(6) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any

patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(7) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under chapter 70.24 RCW.

(8) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific ((~~regional support networks~~)) behavioral health and recovery organizations and mental health service providers that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

Sec. 168. RCW 71.05.730 and 2011 c 343 s 2 are each amended to read as follows:

(1) A county may apply to its ((~~regional support network~~)) behavioral health and recovery organization on a quarterly basis for reimbursement of its direct costs in providing judicial services for civil commitment cases under this chapter and chapter 71.34 RCW. The ((~~regional support network~~)) behavioral health and recovery organization shall in turn be entitled to reimbursement from the ((~~regional support network~~)) behavioral health and recovery organization that serves the county of residence of the individual who is the subject of the civil commitment case. Reimbursements under this section shall be paid out of the ((~~regional support network's~~)) behavioral health and recovery organization's nonmedicaid appropriation.

(2) Reimbursement for judicial services shall be provided per civil commitment case at a rate to be determined based on an independent assessment of the county's actual direct costs. This assessment must be based on an average of the expenditures for judicial services within the county over the past three years. In the event that a baseline cannot be established because there is no significant history of similar cases within the county, the reimbursement rate shall be equal to eighty percent of the median reimbursement rate of counties included in the independent assessment.

(3) For the purposes of this section:

(a) "Civil commitment case" includes all judicial hearings related to a single episode of hospitalization, or less restrictive alternative detention in lieu of hospitalization, except that the filing of a petition for a one hundred eighty-day commitment under this chapter or a petition for a successive one hundred eighty-day commitment under chapter 71.34 RCW shall be considered to be a new case regardless of whether there has been a break in detention. "Civil commitment case" does not include the filing of a petition for a one hundred eighty-day commitment under this chapter on behalf of a patient at a state psychiatric hospital.

(b) "Judicial services" means a county's reasonable direct costs in providing prosecutor services, assigned counsel and defense services, court services, and court clerk services for civil commitment cases under this chapter and chapter 71.34 RCW.

(4) To the extent that resources have shared purpose, the ((~~regional support network~~)) behavioral health and recovery organization may only reimburse counties to the extent such resources are necessary for and devoted to judicial services as described in this section.

(5) No filing fee may be charged or collected for any civil commitment case subject to reimbursement under this section.

Sec. 169. RCW 71.05.740 and 2013 c 216 s 2 are each amended to read as follows:

By August 1, 2013, all ((~~regional support networks~~)) behavioral health and recovery organizations in the state of Washington must forward historical mental health involuntary

commitment information retained by the organization including identifying information and dates of commitment to the department. As soon as feasible, the ~~((regional support networks))~~ behavioral health and recovery organizations must arrange to report new commitment data to the department within twenty-four hours. Commitment information under this section does not need to be resent if it is already in the possession of the department. ~~((Regional support networks))~~ Behavioral health and recovery organizations and the department shall be immune from liability related to the sharing of commitment information under this section.

Sec. 170. RCW 71.34.330 and 2011 c 343 s 8 are each amended to read as follows:

Attorneys appointed for minors under this chapter shall be compensated for their services as follows:

(1) Responsible others shall bear the costs of such legal services if financially able according to standards set by the court of the county in which the proceeding is held.

(2) If all responsible others are indigent as determined by these standards, the ~~((regional support network))~~ behavioral health and recovery organization shall reimburse the county in which the proceeding is held for the direct costs of such legal services, as provided in RCW 71.05.730.

Sec. 171. RCW 71.34.415 and 2011 c 343 s 4 are each amended to read as follows:

A county may apply to its ~~((regional support network))~~ behavioral health and recovery organization for reimbursement of its direct costs in providing judicial services for civil commitment cases under this chapter, as provided in RCW 71.05.730.

Sec. 172. RCW 71.36.010 and 2007 c 359 s 2 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Agency" means a state, tribal, or local governmental entity or a private not-for-profit organization.

(2) "Child" means a person under eighteen years of age, except as expressly provided otherwise in state or federal law.

(3) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(4) "County authority" means the board of county commissioners or county executive.

(5) "Department" means the department of social and health services.

(6) "Early periodic screening, diagnosis, and treatment" means the component of the federal medicaid program established pursuant to 42 U.S.C. Sec. 1396d(r), as amended.

(7) "Evidence-based" means a program or practice that has had multiple site random controlled trials across heterogeneous populations demonstrating that the program or practice is effective for the population.

(8) "Family" means a child's biological parents, adoptive parents, foster parents, guardian, legal custodian authorized pursuant to Title 26 RCW, a relative with whom a child has been placed by the department of social and health services, or a tribe.

(9) "Promising practice" or "emerging best practice" means a practice that presents, based upon preliminary information, potential for becoming a research-based or consensus-based practice.

(10) ~~((Regional support network))~~ Behavioral health and recovery organization means a county authority or group of county authorities or other nonprofit entity that has entered into contracts with the secretary pursuant to chapter 71.24 RCW.

(11) "Research-based" means a program or practice that has some research demonstrating effectiveness, but that does not yet meet the standard of evidence-based practices.

(12) "Secretary" means the secretary of social and health services.

(13) "Wraparound process" means a family driven planning process designed to address the needs of children and youth by the formation of a team that empowers families to make key decisions regarding the care of the child or youth in partnership with professionals and the family's natural community supports. The team produces a community-based and culturally competent intervention plan which identifies the strengths and needs of the child or youth and family and defines goals that the team collaborates on achieving with respect for the unique cultural values of the family. The "wraparound process" shall emphasize principles of persistence and outcome-based measurements of success.

Sec. 173. RCW 71.36.025 and 2007 c 359 s 3 are each amended to read as follows:

(1) It is the goal of the legislature that, by 2012, the children's mental health system in Washington state include the following elements:

(a) A continuum of services from early identification, intervention, and prevention through crisis intervention and inpatient treatment, including peer support and parent mentoring services;

(b) Equity in access to services for similarly situated children, including children with co-occurring disorders;

(c) Developmentally appropriate, high quality, and culturally competent services available statewide;

(d) Treatment of each child in the context of his or her family and other persons that are a source of support and stability in his or her life;

(e) A sufficient supply of qualified and culturally competent children's mental health providers;

(f) Use of developmentally appropriate evidence-based and research-based practices;

(g) Integrated and flexible services to meet the needs of children who, due to mental illness or emotional or behavioral disturbance, are at risk of out-of-home placement or involved with multiple child-serving systems.

(2) The effectiveness of the children's mental health system shall be determined through the use of outcome-based performance measures. The department and the evidence-based practice institute established in RCW 71.24.061, in consultation with parents, caregivers, youth, ~~((regional support networks))~~ behavioral health and recovery organizations, mental health services providers, health plans, primary care providers, tribes, and others, shall develop outcome-based performance measures such as:

(a) Decreased emergency room utilization;

(b) Decreased psychiatric hospitalization;

(c) Lessening of symptoms, as measured by commonly used assessment tools;

(d) Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, when necessary;

(e) Decreased runaways from home or residential placements;

(f) Decreased rates of chemical dependency;

(g) Decreased involvement with the juvenile justice system;

(h) Improved school attendance and performance;

(i) Reductions in school or child care suspensions or expulsions;

(j) Reductions in use of prescribed medication where cognitive behavioral therapies are indicated;

(k) Improved rates of high school graduation and employment; and

(l) Decreased use of mental health services upon reaching adulthood for mental disorders other than those that require ongoing treatment to maintain stability.

Performance measure reporting for children's mental health services should be integrated into existing performance measurement and reporting systems developed and implemented under chapter 71.24 RCW.

Sec. 174. RCW 71.36.040 and 2003 c 281 s 2 are each amended to read as follows:

(1) The legislature supports recommendations made in the August 2002 study of the public mental health system for children conducted by the joint legislative audit and review committee.

(2) The department shall, within available funds:

(a) Identify internal business operation issues that limit the agency's ability to meet legislative intent to coordinate existing categorical children's mental health programs and funding;

(b) Collect reliable mental health cost, service, and outcome data specific to children. This information must be used to identify best practices and methods of improving fiscal management;

(c) Revise the early periodic screening diagnosis and treatment plan to reflect the mental health system structure in place on July 27, 2003, and thereafter revise the plan as necessary to conform to subsequent changes in the structure.

(3) The department and the office of the superintendent of public instruction shall jointly identify school districts where mental health and education systems coordinate services and resources to provide public mental health care for children. The department and the office of the superintendent of public instruction shall work together to share information about these approaches with other school districts, ~~((regional support networks))~~ behavioral health and recovery organizations, and state agencies.

Sec. 175. RCW 72.09.350 and 1993 c 459 s 1 are each amended to read as follows:

(1) The department of corrections and the University of Washington may enter into a collaborative arrangement to provide improved services for ~~((mentally ill))~~ offenders with mental illness with a focus on prevention, treatment, and reintegration into society. The participants in the collaborative arrangement may develop a strategic plan within sixty days after May 17, 1993, to address the management of ~~((mentally ill))~~ offenders with mental illness within the correctional system, facilitating their reentry into the community and the mental health system, and preventing the inappropriate incarceration of ~~((mentally ill))~~ individuals with mental illness. The collaborative arrangement may also specify the establishment and maintenance of a corrections mental health center located at McNeil Island corrections center. The collaborative arrangement shall require that an advisory panel of key stakeholders be established and consulted throughout the development and implementation of the center. The stakeholders advisory panel shall include a broad array of interest groups drawn from representatives of mental health, criminal justice, and correctional systems. The stakeholders advisory panel shall include, but is not limited to, membership from: The department of corrections, the department of social and health services mental health division and division of juvenile rehabilitation, ~~((regional support networks))~~ behavioral health and recovery organizations, local and regional law enforcement agencies, the sentencing guidelines commission, county and city jails, mental health advocacy groups for ~~((the mentally ill, developmentally disabled))~~

individuals with mental illness or developmental disabilities, and the traumatically brain-injured, and the general public. The center established by the department of corrections and University of Washington, in consultation with the stakeholder advisory groups, shall have the authority to:

(a) Develop new and innovative treatment approaches for corrections mental health clients;

(b) Improve the quality of mental health services within the department and throughout the corrections system;

(c) Facilitate mental health staff recruitment and training to meet departmental, county, and municipal needs;

(d) Expand research activities within the department in the area of treatment services, the design of delivery systems, the development of organizational models, and training for corrections mental health care professionals;

(e) Improve the work environment for correctional employees by developing the skills, knowledge, and understanding of how to work with offenders with special chronic mental health challenges;

(f) Establish a more positive rehabilitative environment for offenders;

(g) Strengthen multidisciplinary mental health collaboration between the University of Washington, other groups committed to the intent of this section, and the department of corrections;

(h) Strengthen department linkages between institutions of higher education, public sector mental health systems, and county and municipal corrections;

(i) Assist in the continued formulation of corrections mental health policies;

(j) Develop innovative and effective recruitment and training programs for correctional personnel working with ~~((mentally ill))~~ offenders with mental illness;

(k) Assist in the development of a coordinated continuum of mental health care capable of providing services from corrections entry to community return; and

(l) Evaluate all current and innovative approaches developed within this center in terms of their effective and efficient achievement of improved mental health of inmates, development and utilization of personnel, the impact of these approaches on the functioning of correctional institutions, and the relationship of the corrections system to mental health and criminal justice systems. Specific attention should be paid to evaluating the effects of programs on the reintegration of ~~((mentally ill))~~ offenders with mental illness into the community and the prevention of inappropriate incarceration of ~~((mentally ill))~~ persons with mental illness.

(2) The corrections mental health center may conduct research, training, and treatment activities for the ~~((mentally ill))~~ offender with mental illness within selected sites operated by the department. The department shall provide support services for the center such as food services, maintenance, perimeter security, classification, offender supervision, and living unit functions. The University of Washington may develop, implement, and evaluate the clinical, treatment, research, and evaluation components of the mentally ill offender center. The institute of ~~((for))~~ public policy and management may be consulted regarding the development of the center and in the recommendations regarding public policy. As resources permit, training within the center shall be available to state, county, and municipal agencies requiring the services. Other state colleges, state universities, and mental health providers may be involved in activities as required on a subcontract basis. Community mental health organizations, research groups, and community advocacy groups may be critical components of the center's operations and involved as appropriate to annual objectives. ~~((Mentally ill))~~ Clients with mental illness

may be drawn from throughout the department's population and transferred to the center as clinical need, available services, and department jurisdiction permits.

(3) The department shall prepare a report of the center's progress toward the attainment of stated goals and provide the report to the legislature annually.

Sec. 176. RCW 72.09.370 and 2009 c 319 s 3 and 2009 c 28 s 36 are each reenacted and amended to read as follows:

(1) The offender reentry community safety program is established to provide intensive services to offenders identified under this subsection and to thereby promote public safety. The secretary shall identify offenders in confinement or partial confinement who: (a) Are reasonably believed to be dangerous to themselves or others; and (b) have a mental disorder. In determining an offender's dangerousness, the secretary shall consider behavior known to the department and factors, based on research, that are linked to an increased risk for dangerousness of offenders with mental illnesses and shall include consideration of an offender's chemical dependency or abuse.

(2) Prior to release of an offender identified under this section, a team consisting of representatives of the department of corrections, the division of mental health, and, as necessary, the indeterminate sentence review board, other divisions or administrations within the department of social and health services, specifically including the division of alcohol and substance abuse and the division of developmental disabilities, the appropriate ~~((regional support network))~~ behavioral health and recovery organization, and the providers, as appropriate, shall develop a plan, as determined necessary by the team, for delivery of treatment and support services to the offender upon release. In developing the plan, the offender shall be offered assistance in executing a mental health directive under chapter 71.32 RCW, after being fully informed of the benefits, scope, and purposes of such directive. The team may include a school district representative for offenders under the age of twenty-one. The team shall consult with the offender's counsel, if any, and, as appropriate, the offender's family and community. The team shall notify the crime victim/witness program, which shall provide notice to all people registered to receive notice under RCW 72.09.712 of the proposed release plan developed by the team. Victims, witnesses, and other interested people notified by the department may provide information and comments to the department on potential safety risk to specific individuals or classes of individuals posed by the specific offender. The team may recommend: (a) That the offender be evaluated by the designated mental health professional, as defined in chapter 71.05 RCW; (b) department-supervised community treatment; or (c) voluntary community mental health or chemical dependency or abuse treatment.

(3) Prior to release of an offender identified under this section, the team shall determine whether or not an evaluation by a designated mental health professional is needed. If an evaluation is recommended, the supporting documentation shall be immediately forwarded to the appropriate designated mental health professional. The supporting documentation shall include the offender's criminal history, history of judicially required or administratively ordered involuntary antipsychotic medication while in confinement, and any known history of involuntary civil commitment.

(4) If an evaluation by a designated mental health professional is recommended by the team, such evaluation shall occur not more than ten days, nor less than five days, prior to release.

(5) A second evaluation by a designated mental health professional shall occur on the day of release if requested by the team, based upon new information or a change in the offender's

mental condition, and the initial evaluation did not result in an emergency detention or a summons under chapter 71.05 RCW.

(6) If the designated mental health professional determines an emergency detention under chapter 71.05 RCW is necessary, the department shall release the offender only to a state hospital or to a consenting evaluation and treatment facility. The department shall arrange transportation of the offender to the hospital or facility.

(7) If the designated mental health professional believes that a less restrictive alternative treatment is appropriate, he or she shall seek a summons, pursuant to the provisions of chapter 71.05 RCW, to require the offender to appear at an evaluation and treatment facility. If a summons is issued, the offender shall remain within the corrections facility until completion of his or her term of confinement and be transported, by corrections personnel on the day of completion, directly to the identified evaluation and treatment facility.

(8) The secretary shall adopt rules to implement this section.

Sec. 177. RCW 72.09.381 and 1999 c 214 s 11 are each amended to read as follows:

The secretary of the department of corrections and the secretary of the department of social and health services shall, in consultation with the ~~((regional support networks))~~ behavioral health and recovery organizations and provider representatives, each adopt rules as necessary to implement chapter 214, Laws of 1999.

Sec. 178. RCW 72.10.060 and 1998 c 297 s 48 are each amended to read as follows:

The secretary shall, for any person committed to a state correctional facility after July 1, 1998, inquire at the time of commitment whether the person had received outpatient mental health treatment within the two years preceding confinement and the name of the person providing the treatment.

The secretary shall inquire of the treatment provider if he or she wishes to be notified of the release of the person from confinement, for purposes of offering treatment upon the inmate's release. If the treatment provider wishes to be notified of the inmate's release, the secretary shall attempt to provide such notice at least seven days prior to release.

At the time of an inmate's release if the secretary is unable to locate the treatment provider, the secretary shall notify the ~~((regional support network))~~ behavioral health and recovery organization in the county the inmate will most likely reside following release.

If the secretary has, prior to the release from the facility, evaluated the inmate and determined he or she requires postrelease mental health treatment, a copy of relevant records and reports relating to the inmate's mental health treatment or status shall be promptly made available to the offender's present or future treatment provider. The secretary shall determine which records and reports are relevant and may provide a summary in lieu of copies of the records.

Sec. 179. RCW 72.23.025 and 2011 1st sp.s. c 21 s 1 are each amended to read as follows:

(1) It is the intent of the legislature to improve the quality of service at state hospitals, eliminate overcrowding, and more specifically define the role of the state hospitals. The legislature intends that eastern and western state hospitals shall become clinical centers for handling the most complicated long-term care needs of patients with a primary diagnosis of mental disorder. To this end, the legislature intends that funds appropriated for mental health programs, including funds for ~~((regional support networks))~~ behavioral health and recovery organizations and the state hospitals be used for persons with primary diagnosis of mental disorder. The legislature finds that

establishment of institutes for the study and treatment of mental disorders at both eastern state hospital and western state hospital will be instrumental in implementing the legislative intent.

(2)(a) There is established at eastern state hospital and western state hospital, institutes for the study and treatment of mental disorders. The institutes shall be operated by joint operating agreements between state colleges and universities and the department of social and health services. The institutes are intended to conduct training, research, and clinical program development activities that will directly benefit persons with mental illness who are receiving treatment in Washington state by performing the following activities:

(i) Promote recruitment and retention of highly qualified professionals at the state hospitals and community mental health programs;

(ii) Improve clinical care by exploring new, innovative, and scientifically based treatment models for persons presenting particularly difficult and complicated clinical syndromes;

(iii) Provide expanded training opportunities for existing staff at the state hospitals and community mental health programs;

(iv) Promote bilateral understanding of treatment orientation, possibilities, and challenges between state hospital professionals and community mental health professionals.

(b) To accomplish these purposes the institutes may, within funds appropriated for this purpose:

(i) Enter joint operating agreements with state universities or other institutions of higher education to accomplish the placement and training of students and faculty in psychiatry, psychology, social work, occupational therapy, nursing, and other relevant professions at the state hospitals and community mental health programs;

(ii) Design and implement clinical research projects to improve the quality and effectiveness of state hospital services and operations;

(iii) Enter into agreements with community mental health service providers to accomplish the exchange of professional staff between the state hospitals and community mental health service providers;

(iv) Establish a student loan forgiveness and conditional scholarship program to retain qualified professionals at the state hospitals and community mental health providers when the secretary has determined a shortage of such professionals exists.

(c) Notwithstanding any other provisions of law to the contrary, the institutes may enter into agreements with the department or the state hospitals which may involve changes in staffing necessary to implement improved patient care programs contemplated by this section.

(d) The institutes are authorized to seek and accept public or private gifts, grants, contracts, or donations to accomplish their purposes under this section.

Sec. 180. RCW 74.09.515 and 2011 1st sp.s. c 15 s 26 are each amended to read as follows:

(1) The authority shall adopt rules and policies providing that when youth who were enrolled in a medical assistance program immediately prior to confinement are released from confinement, their medical assistance coverage will be fully reinstated on the day of their release, subject to any expedited review of their continued eligibility for medical assistance coverage that is required under federal or state law.

(2) The authority, in collaboration with the department, county juvenile court administrators, and ~~((regional support networks))~~ behavioral health and recovery organizations, shall establish procedures for coordination between department field offices, juvenile rehabilitation administration institutions, and county juvenile courts that result in prompt reinstatement of eligibility and speedy eligibility determinations for youth who are

likely to be eligible for medical assistance services upon release from confinement. Procedures developed under this subsection must address:

(a) Mechanisms for receiving medical assistance services' applications on behalf of confined youth in anticipation of their release from confinement;

(b) Expeditious review of applications filed by or on behalf of confined youth and, to the extent practicable, completion of the review before the youth is released; and

(c) Mechanisms for providing medical assistance services' identity cards to youth eligible for medical assistance services immediately upon their release from confinement.

(3) For purposes of this section, "confined" or "confinement" means detained in a facility operated by or under contract with the department of social and health services, juvenile rehabilitation administration, or detained in a juvenile detention facility operated under chapter 13.04 RCW.

(4) The authority shall adopt standardized statewide screening and application practices and forms designed to facilitate the application of a confined youth who is likely to be eligible for a medical assistance program.

Sec. 181. RCW 74.09.521 and 2011 1st sp.s. c 15 s 28 are each amended to read as follows:

(1) To the extent that funds are specifically appropriated for this purpose the authority shall revise its medicaid healthy options managed care and fee-for-service program standards under medicaid, Title XIX of the federal social security act to improve access to mental health services for children who do not meet the ~~((regional support network))~~ behavioral health and recovery organization access to care standards. The program standards shall be revised to allow outpatient therapy services to be provided by licensed mental health professionals, as defined in RCW 71.34.020, or by a mental health professional regulated under Title 18 RCW who is under the direct supervision of a licensed mental health professional, and up to twenty outpatient therapy hours per calendar year, including family therapy visits integral to a child's treatment. This section shall be administered in a manner consistent with federal early and periodic screening, diagnosis, and treatment requirements related to the receipt of medically necessary services when a child's need for such services is identified through developmental screening.

(2) The authority and the children's mental health evidence-based practice institute established in RCW 71.24.061 shall collaborate to encourage and develop incentives for the use of prescribing practices and evidence-based and research-based treatment practices developed under RCW 74.09.490 by mental health professionals serving children under this section.

Sec. 182. RCW 74.09.555 and 2011 1st sp.s. c 36 s 32 and 2011 1st sp.s. c 15 s 34 are each reenacted and amended to read as follows:

(1) The authority shall adopt rules and policies providing that when persons with a mental disorder, who were enrolled in medical assistance immediately prior to confinement, are released from confinement, their medical assistance coverage will be fully reinstated on the day of their release, subject to any expedited review of their continued eligibility for medical assistance coverage that is required under federal or state law.

(2) The authority, in collaboration with the Washington association of sheriffs and police chiefs, the department of corrections, and the ~~((regional support networks))~~ behavioral health and recovery organizations, shall establish procedures for coordination between the authority and department field offices, institutions for mental disease, and correctional institutions, as defined in RCW 9.94.049, that result in prompt reinstatement of eligibility and speedy eligibility determinations for persons who are likely to be eligible for medical assistance services upon

release from confinement. Procedures developed under this subsection must address:

(a) Mechanisms for receiving medical assistance services applications on behalf of confined persons in anticipation of their release from confinement;

(b) Expedient review of applications filed by or on behalf of confined persons and, to the extent practicable, completion of the review before the person is released;

(c) Mechanisms for providing medical assistance services identity cards to persons eligible for medical assistance services immediately upon their release from confinement; and

(d) Coordination with the federal social security administration, through interagency agreements or otherwise, to expedite processing of applications for federal supplemental security income or social security disability benefits, including federal acceptance of applications on behalf of confined persons.

(3) Where medical or psychiatric examinations during a person's confinement indicate that the person is disabled, the correctional institution or institution for mental diseases shall provide the authority with that information for purposes of making medical assistance eligibility and enrollment determinations prior to the person's release from confinement. The authority shall, to the maximum extent permitted by federal law, use the examination in making its determination whether the person is disabled and eligible for medical assistance.

(4) For purposes of this section, "confined" or "confinement" means incarcerated in a correctional institution, as defined in RCW 9.94.049, or admitted to an institute for mental disease, as defined in 42 C.F.R. part 435, Sec. 1009 on July 24, 2005.

(5) For purposes of this section, "likely to be eligible" means that a person:

(a) Was enrolled in medicaid or supplemental security income or the medical care services program immediately before he or she was confined and his or her enrollment was terminated during his or her confinement; or

(b) Was enrolled in medicaid or supplemental security income or the medical care services program at any time during the five years before his or her confinement, and medical or psychiatric examinations during the person's confinement indicate that the person continues to be disabled and the disability is likely to last at least twelve months following release.

(6) The economic services administration within the department shall adopt standardized statewide screening and application practices and forms designed to facilitate the application of a confined person who is likely to be eligible for medicaid.

Sec. 183. RCW 74.34.068 and 2001 c 233 s 2 are each amended to read as follows:

(1) After the investigation is complete, the department may provide a written report of the outcome of the investigation to an agency or program described in this subsection when the department determines from its investigation that an incident of abuse, abandonment, financial exploitation, or neglect occurred. Agencies or programs that may be provided this report are home health, hospice, or home care agencies, or after January 1, 2002, any in-home services agency licensed under chapter 70.127 RCW, a program authorized under chapter 71A.12 RCW, an adult day care or day health program, (~~regional support networks~~) behavioral health and recovery organizations authorized under chapter 71.24 RCW, or other agencies. The report may contain the name of the vulnerable adult and the alleged perpetrator. The report shall not disclose the identity of the person who made the report or any witness without the written permission of the reporter or witness. The department shall notify the alleged perpetrator

regarding the outcome of the investigation. The name of the vulnerable adult must not be disclosed during this notification.

(2) The department may also refer a report or outcome of an investigation to appropriate state or local governmental authorities responsible for licensing or certification of the agencies or programs listed in subsection (1) of this section.

(3) The department shall adopt rules necessary to implement this section.

Sec. 184. RCW 82.04.4277 and 2011 1st sp.s. c 19 s 1 are each amended to read as follows:

(1) A health or social welfare organization may deduct from the measure of tax amounts received as compensation for providing mental health services under a government-funded program.

(2) A (~~regional support network~~) behavioral health and recovery organization may deduct from the measure of tax amounts received from the state of Washington for distribution to a health or social welfare organization that is eligible to deduct the distribution under subsection (1) of this section.

(3) A person claiming a deduction under this section must file a complete annual report with the department under RCW 82.32.534.

(4) The definitions in this subsection apply to this section.

(a) "Health or social welfare organization" has the meaning provided in RCW 82.04.431.

(b) "Mental health services" and "~~regional support network~~) behavioral health and recovery organization" have the meanings provided in RCW 71.24.025.

(5) This section expires August 1, 2016.

Sec. 185. RCW 70.38.111 and 2012 c 10 s 48 are each amended to read as follows:

(1) The department shall not require a certificate of need for the offering of an inpatient tertiary health service by:

(a) A health maintenance organization or a combination of health maintenance organizations if (i) the organization or combination of organizations has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals, (ii) the facility in which the service will be provided is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iii) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization or organizations in the combination;

(b) A health care facility if (i) the facility primarily provides or will provide inpatient health services, (ii) the facility is or will be controlled, directly or indirectly, by a health maintenance organization or a combination of health maintenance organizations which has, in the service area of the organization or service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals, (iii) the facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iv) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization or organizations in the combination; or

(c) A health care facility (or portion thereof) if (i) the facility is or will be leased by a health maintenance organization or combination of health maintenance organizations which has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals and, on the date the application is submitted under subsection (2) of this section, at least fifteen years remain in the term of the lease, (ii) the facility is or will be geographically

located so that the service will be reasonably accessible to such enrolled individuals, and (iii) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization; if, with respect to such offering or obligation by a nursing home, the department has, upon application under subsection (2) of this section, granted an exemption from such requirement to the organization, combination of organizations, or facility.

(2) A health maintenance organization, combination of health maintenance organizations, or health care facility shall not be exempt under subsection (1) of this section from obtaining a certificate of need before offering a tertiary health service unless:

(a) It has submitted at least thirty days prior to the offering of services reviewable under RCW 70.38.105(4)(d) an application for such exemption; and

(b) The application contains such information respecting the organization, combination, or facility and the proposed offering or obligation by a nursing home as the department may require to determine if the organization or combination meets the requirements of subsection (1) of this section or the facility meets or will meet such requirements; and

(c) The department approves such application. The department shall approve or disapprove an application for exemption within thirty days of receipt of a completed application. In the case of a proposed health care facility (or portion thereof) which has not begun to provide tertiary health services on the date an application is submitted under this subsection with respect to such facility (or portion), the facility (or portion) shall meet the applicable requirements of subsection (1) of this section when the facility first provides such services. The department shall approve an application submitted under this subsection if it determines that the applicable requirements of subsection (1) of this section are met.

(3) A health care facility (or any part thereof) with respect to which an exemption was granted under subsection (1) of this section may not be sold or leased and a controlling interest in such facility or in a lease of such facility may not be acquired and a health care facility described in (1)(c) which was granted an exemption under subsection (1) of this section may not be used by any person other than the lessee described in (1)(c) unless:

(a) The department issues a certificate of need approving the sale, lease, acquisition, or use; or

(b) The department determines, upon application, that (i) the entity to which the facility is proposed to be sold or leased, which intends to acquire the controlling interest, or which intends to use the facility is a health maintenance organization or a combination of health maintenance organizations which meets the requirements of (1)(a)(i), and (ii) with respect to such facility, meets the requirements of (1)(a)(ii) or (iii) or the requirements of (1)(b)(i) and (ii).

(4) In the case of a health maintenance organization, an ambulatory care facility, or a health care facility, which ambulatory or health care facility is controlled, directly or indirectly, by a health maintenance organization or a combination of health maintenance organizations, the department may under the program apply its certificate of need requirements to the offering of inpatient tertiary health services to the extent that such offering is not exempt under the provisions of this section or RCW 70.38.105(7).

(5)(a) The department shall not require a certificate of need for the construction, development, or other establishment of a nursing home, or the addition of beds to an existing nursing home, that is owned and operated by a continuing care retirement community that:

(i) Offers services only to contractual members;

(ii) Provides its members a contractually guaranteed range of services from independent living through skilled nursing, including some assistance with daily living activities;

(iii) Contractually assumes responsibility for the cost of services exceeding the member's financial responsibility under the contract, so that no third party, with the exception of insurance purchased by the retirement community or its members, but including the medicaid program, is liable for costs of care even if the member depletes his or her personal resources;

(iv) Has offered continuing care contracts and operated a nursing home continuously since January 1, 1988, or has obtained a certificate of need to establish a nursing home;

(v) Maintains a binding agreement with the state assuring that financial liability for services to members, including nursing home services, will not fall upon the state;

(vi) Does not operate, and has not undertaken a project that would result in a number of nursing home beds in excess of one for every four living units operated by the continuing care retirement community, exclusive of nursing home beds; and

(vii) Has obtained a professional review of pricing and long-term solvency within the prior five years which was fully disclosed to members.

(b) A continuing care retirement community shall not be exempt under this subsection from obtaining a certificate of need unless:

(i) It has submitted an application for exemption at least thirty days prior to commencing construction of, is submitting an application for the licensure of, or is commencing operation of a nursing home, whichever comes first; and

(ii) The application documents to the department that the continuing care retirement community qualifies for exemption.

(c) The sale, lease, acquisition, or use of part or all of a continuing care retirement community nursing home that qualifies for exemption under this subsection shall require prior certificate of need approval to qualify for licensure as a nursing home unless the department determines such sale, lease, acquisition, or use is by a continuing care retirement community that meets the conditions of (a) of this subsection.

(6) A rural hospital, as defined by the department, reducing the number of licensed beds to become a rural primary care hospital under the provisions of Part A Title XVIII of the Social Security Act Section 1820, 42 U.S.C., 1395c et seq. may, within three years of the reduction of beds licensed under chapter 70.41 RCW, increase the number of licensed beds to no more than the previously licensed number without being subject to the provisions of this chapter.

(7) A rural health care facility licensed under RCW 70.175.100 formerly licensed as a hospital under chapter 70.41 RCW may, within three years of the effective date of the rural health care facility license, apply to the department for a hospital license and not be subject to the requirements of RCW 70.38.105(4)(a) as the construction, development, or other establishment of a new hospital, provided there is no increase in the number of beds previously licensed under chapter 70.41 RCW and there is no redistribution in the number of beds used for acute care or long-term care, the rural health care facility has been in continuous operation, and the rural health care facility has not been purchased or leased.

(8)(a) A nursing home that voluntarily reduces the number of its licensed beds to provide assisted living, licensed assisted living facility care, adult day care, adult day health, respite care, hospice, outpatient therapy services, congregate meals, home health, or senior wellness clinic, or to reduce to one or two the number of beds per room or to otherwise enhance the quality of life for residents in the nursing home, may convert the original facility or portion of the facility back, and thereby increase the

number of nursing home beds to no more than the previously licensed number of nursing home beds without obtaining a certificate of need under this chapter, provided the facility has been in continuous operation and has not been purchased or leased. Any conversion to the original licensed bed capacity, or to any portion thereof, shall comply with the same life and safety code requirements as existed at the time the nursing home voluntarily reduced its licensed beds; unless waivers from such requirements were issued, in which case the converted beds shall reflect the conditions or standards that then existed pursuant to the approved waivers.

(b) To convert beds back to nursing home beds under this subsection, the nursing home must:

(i) Give notice of its intent to preserve conversion options to the department of health no later than thirty days after the effective date of the license reduction; and

(ii) Give notice to the department of health and to the department of social and health services of the intent to convert beds back. If construction is required for the conversion of beds back, the notice of intent to convert beds back must be given, at a minimum, one year prior to the effective date of license modification reflecting the restored beds; otherwise, the notice must be given a minimum of ninety days prior to the effective date of license modification reflecting the restored beds. Prior to any license modification to convert beds back to nursing home beds under this section, the licensee must demonstrate that the nursing home meets the certificate of need exemption requirements of this section.

The term "construction," as used in (b)(ii) of this subsection, is limited to those projects that are expected to equal or exceed the expenditure minimum amount, as determined under this chapter.

(c) Conversion of beds back under this subsection must be completed no later than four years after the effective date of the license reduction. However, for good cause shown, the four-year period for conversion may be extended by the department of health for one additional four-year period.

(d) Nursing home beds that have been voluntarily reduced under this section shall be counted as available nursing home beds for the purpose of evaluating need under RCW 70.38.115(2) (a) and (k) so long as the facility retains the ability to convert them back to nursing home use under the terms of this section.

(e) When a building owner has secured an interest in the nursing home beds, which are intended to be voluntarily reduced by the licensee under (a) of this subsection, the applicant shall provide the department with a written statement indicating the building owner's approval of the bed reduction.

(9)(a) The department shall not require a certificate of need for a hospice agency if:

(i) The hospice agency is designed to serve the unique religious or cultural needs of a religious group or an ethnic minority and commits to furnishing hospice services in a manner specifically aimed at meeting the unique religious or cultural needs of the religious group or ethnic minority;

(ii) The hospice agency is operated by an organization that:

(A) Operates a facility, or group of facilities, that offers a comprehensive continuum of long-term care services, including, at a minimum, a licensed, medicare-certified nursing home, assisted living, independent living, day health, and various community-based support services, designed to meet the unique social, cultural, and religious needs of a specific cultural and ethnic minority group;

(B) Has operated the facility or group of facilities for at least ten continuous years prior to the establishment of the hospice agency;

(iii) The hospice agency commits to coordinating with existing hospice programs in its community when appropriate;

(iv) The hospice agency has a census of no more than forty patients;

(v) The hospice agency commits to obtaining and maintaining medicare certification;

(vi) The hospice agency only serves patients located in the same county as the majority of the long-term care services offered by the organization that operates the agency; and

(vii) The hospice agency is not sold or transferred to another agency.

(b) The department shall include the patient census for an agency exempted under this subsection (9) in its calculations for future certificate of need applications.

(10) To alleviate the need to board psychiatric patients in emergency departments, for fiscal year 2015 the department shall suspend the certificate of need requirement for a hospital licensed under chapter 70.41 RCW that changes the use of licensed beds to increase the number of beds to provide psychiatric services, including involuntary treatment services. A certificate of need exemption under this section shall be valid for two years.

Sec. 186. RCW 18.205.040 and 2008 c 135 s 17 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, nothing in this chapter shall be construed to authorize the use of the title "certified chemical dependency professional" or "certified chemical dependency professional trainee" when treating patients in settings other than programs approved under chapter 70.96A RCW.

(2) A person who holds a credential as a "certified chemical dependency professional" or a "certified chemical dependency professional trainee" may use such title when treating patients in settings other than programs approved under chapter 70.96A RCW if the person also holds a license as: An advanced registered nurse practitioner under chapter 18.79 RCW; a marriage and family therapist, mental health counselor, advanced social worker, or independent clinical social health worker under chapter 18.225 RCW; a psychologist under chapter 18.83 RCW; an osteopathic physician under chapter 18.57 RCW; an osteopathic physician assistant under chapter 18.57A RCW; a physician under chapter 18.71 RCW; or a physician assistant under chapter 18.71A RCW.

Sec. 187. RCW 70.96A.350 and 2013 2nd sp.s. c 4 s 990 are each amended to read as follows:

(1) The criminal justice treatment account is created in the state treasury. Moneys in the account may be expended solely for: (a) Substance abuse treatment and treatment support services for offenders with an addiction or a substance abuse problem that, if not treated, would result in addiction, against whom charges are filed by a prosecuting attorney in Washington state; (b) the provision of drug and alcohol treatment services and treatment support services for nonviolent offenders within a drug court program; (c) the administrative and overhead costs associated with the operation of a drug court; and (d) during the 2011-2013 biennium, the legislature may appropriate up to three million dollars from the account in order to offset reductions in the state general fund for treatment services provided by counties. This amount is not subject to the requirements of subsections (5) through (9) of this section. During the 2013-2015 fiscal biennium, the legislature may transfer from the criminal justice treatment account to the state general fund amounts as reflect the state savings associated with the implementation of the medicaid expansion of the federal affordable care act. Moneys in the account may be spent only after appropriation.

(2) For purposes of this section:

(a) "Treatment" means services that are critical to a participant's successful completion of his or her substance abuse treatment program, but does not include the following services: Housing other than that provided as part of an inpatient substance abuse treatment program, vocational training, and mental health counseling; and

(b) "Treatment support" means transportation to or from inpatient or outpatient treatment services when no viable alternative exists, and child care services that are necessary to ensure a participant's ability to attend outpatient treatment sessions.

(3) Revenues to the criminal justice treatment account consist of: (a) Funds transferred to the account pursuant to this section; and (b) any other revenues appropriated to or deposited in the account.

(4)(a) For the fiscal biennium beginning July 1, 2003, the state treasurer shall transfer eight million nine hundred fifty thousand dollars from the general fund into the criminal justice treatment account, divided into eight equal quarterly payments. For the fiscal year beginning July 1, 2005, and each subsequent fiscal year, the state treasurer shall transfer eight million two hundred fifty thousand dollars from the general fund to the criminal justice treatment account, divided into four equal quarterly payments. For the fiscal year beginning July 1, 2006, and each subsequent fiscal year, the amount transferred shall be increased on an annual basis by the implicit price deflator as published by the federal bureau of labor statistics.

(b) In each odd-numbered year, the legislature shall appropriate the amount transferred to the criminal justice treatment account in (a) of this subsection to the division of alcohol and substance abuse for the purposes of subsection (5) of this section.

(5) Moneys appropriated to the division of alcohol and substance abuse from the criminal justice treatment account shall be distributed as specified in this subsection. The department shall serve as the fiscal agent for purposes of distribution. Until July 1, 2004, the department may not use moneys appropriated from the criminal justice treatment account for administrative expenses and shall distribute all amounts appropriated under subsection (4)(b) of this section in accordance with this subsection. Beginning in July 1, 2004, the department may retain up to three percent of the amount appropriated under subsection (4)(b) of this section for its administrative costs.

(a) Seventy percent of amounts appropriated to the division from the account shall be distributed to counties pursuant to the distribution formula adopted under this section. The division of alcohol and substance abuse, in consultation with the department of corrections, the Washington state association of counties, the Washington state association of drug court professionals, the superior court judges' association, the Washington association of prosecuting attorneys, representatives of the criminal defense bar, representatives of substance abuse treatment providers, and any other person deemed by the division to be necessary, shall establish a fair and reasonable methodology for distribution to counties of moneys in the criminal justice treatment account. County or regional plans submitted for the expenditure of formula funds must be approved by the panel established in (b) of this subsection.

(b) Thirty percent of the amounts appropriated to the division from the account shall be distributed as grants for purposes of treating offenders against whom charges are filed by a county prosecuting attorney. The division shall appoint a panel of representatives from the Washington association of prosecuting attorneys, the Washington association of sheriffs and police chiefs, the superior court judges' association, the Washington state association of counties, the Washington defender's association or the Washington association of criminal defense lawyers, the

department of corrections, the Washington state association of drug court professionals, substance abuse treatment providers, and the division. The panel shall review county or regional plans for funding under (a) of this subsection and grants approved under this subsection. The panel shall attempt to ensure that treatment as funded by the grants is available to offenders statewide.

(6) The county alcohol and drug coordinator, county prosecutor, county sheriff, county superior court, a substance abuse treatment provider appointed by the county legislative authority, a member of the criminal defense bar appointed by the county legislative authority, and, in counties with a drug court, a representative of the drug court shall jointly submit a plan, approved by the county legislative authority or authorities, to the panel established in subsection (5)(b) of this section, for disposition of all the funds provided from the criminal justice treatment account within that county. The funds shall be used solely to provide approved alcohol and substance abuse treatment pursuant to RCW 70.96A.090, treatment support services, and for the administrative and overhead costs associated with the operation of a drug court.

(a) No more than ten percent of the total moneys received under subsections (4) and (5) of this section by a county or group of counties participating in a regional agreement shall be spent on the administrative and overhead costs associated with the operation of a drug court.

(b) No more than ten percent of the total moneys received under subsections (4) and (5) of this section by a county or group of counties participating in a regional agreement shall be spent for treatment support services.

(7) Counties are encouraged to consider regional agreements and submit regional plans for the efficient delivery of treatment under this section.

(8) Moneys allocated under this section shall be used to supplement, not supplant, other federal, state, and local funds used for substance abuse treatment.

(9) Counties must meet the criteria established in RCW 2.28.170(3)(b).

(10) The authority under this section to use funds from the criminal justice treatment account for the administrative and overhead costs associated with the operation of a drug court expires June 30, 2015.

(11) Expenditures from the criminal justice treatment account may only be used for the purposes set out in this section and does not include managed care purchasing for medicaid enrollees.

NEW SECTION. Sec. 188. Section 1 of this act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

NEW SECTION. Sec. 189. Sections 6, 7, 9 through 71, and 73 through 93 of this act take effect April 1, 2016.

NEW SECTION. Sec. 190. Section 72 of this act takes effect July 1, 2018."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Hunt, G. and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

SB 6328 Prime Sponsor, Senator Roach: Concerning deferred compensation plans. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Jenkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

Passed to Committee on Rules for second reading.

February 27, 2014

SSB 6333 Prime Sponsor, Committee on Ways & Means: Concerning tax statute clarifications, simplifications, and technical corrections. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta; Fitzgibbon; Hansen; Lytton; Pollet; Reykdal; Springer; Vick and Wilcox.

Passed to Committee on Rules for second reading.

March 1, 2014

SSB 6387 Prime Sponsor, Committee on Ways & Means: Concerning individuals with developmental disabilities who have requested a service from a program that is already at capacity. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended by Committee on Appropriations and without amendment by Committee on Early Learning & Human Services.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. In conjunction with recent findings from the Washington state auditor's office, the legislature finds that there are thousands of state citizens who have been determined eligible for services through the department of social and health services' developmental disability administration. For those who have asked for help but are waiting for services, families may experience financial or emotional hardships. The legislature intends to clarify and make transparent the process for accessing publicly funded services for individuals with developmental disabilities and their families. The legislature intends to significantly reduce the number of eligible individuals who are waiting for services by funding additional slots and by implementing new programs that better utilize federal funding partnerships.

Sec. 2. RCW 71A.10.020 and 2011 1st sp.s. c 30 s 3 are each amended to read as follows:

As used in this title, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Assessment" means an evaluation is provided by the department to determine:

(a) If the individual meets functional and financial criteria for medicaid services; and

(b) The individual's support needs for service determination.

~~((2))~~ (2) "Community residential support services," or "community support services," and "in-home services" means one or more of the services listed in RCW 71A.12.040.

~~((2))~~ (3) "Crisis stabilization services" means services provided to persons with developmental disabilities who are experiencing behaviors that jeopardize the safety and stability of their current living situation. Crisis stabilization services include:

(a) Temporary intensive services and supports, typically not to exceed sixty days, to prevent psychiatric hospitalization, institutional placement, or other out-of-home placement; and

(b) Services designed to stabilize the person and strengthen their current living situation so the person may continue to safely reside in the community during and beyond the crisis period.

~~((3))~~ (4) "Department" means the department of social and health services.

~~((4))~~ (5) "Developmental disability" means a disability attributable to intellectual disability, cerebral palsy, epilepsy, autism, or another neurological or other condition of an individual found by the secretary to be closely related to an intellectual disability or to require treatment similar to that required for individuals with intellectual disabilities, which disability originates before the individual attains age eighteen, which has continued or can be expected to continue indefinitely, and which constitutes a substantial limitation to the individual. By January 1, 1989, the department shall promulgate rules which define neurological or other conditions in a way that is not limited to intelligence quotient scores as the sole determinant of these conditions, and notify the legislature of this action.

~~((5))~~ (6) "Eligible person" means a person who has been found by the secretary under RCW 71A.16.040 to be eligible for services.

~~((6))~~ (7) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and to raise their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy.

~~((7))~~ (8) "Legal representative" means a parent of a person who is under eighteen years of age, a person's legal guardian, a person's limited guardian when the subject matter is within the scope of the limited guardianship, a person's attorney-at-law, a person's attorney-in-fact, or any other person who is authorized by law to act for another person.

~~((8))~~ (9) "Notice" or "notification" of an action of the secretary means notice in compliance with RCW 71A.10.060.

~~((9))~~ (10) "Residential habilitation center" means a state-operated facility for persons with developmental disabilities governed by chapter 71A.20 RCW.

~~((10))~~ (11) "Respite services" means relief for families and other caregivers of people with disabilities, typically not to exceed ninety days, to include both in-home and out-of-home respite care on an hourly and daily basis, including twenty-four hour care for several consecutive days. Respite care workers provide supervision, companionship, and personal care services temporarily replacing those provided by the primary caregiver of the person with disabilities. Respite care may include other services needed by the client, including medical care which must be provided by a licensed health care practitioner.

~~((11))~~ (12) "Secretary" means the secretary of social and health services or the secretary's designee.

~~((12))~~ (13) "Service" or "services" means services provided by state or local government to carry out this title.

~~((13))~~ (14) "State-operated living alternative" means programs for community residential services which may include

assistance with activities of daily living, behavioral, habilitative, interpersonal, protective, medical, nursing, and mobility supports to individuals who have been assessed by the department as meeting state and federal requirements for eligibility in home and community-based waiver programs for individuals with developmental disabilities. State-operated living alternatives are operated and staffed with state employees.

~~((14))~~ (15) "Supported living" means community residential services and housing which may include assistance with activities of daily living, behavioral, habilitative, interpersonal, protective, medical, nursing, and mobility supports provided to individuals with disabilities who have been assessed by the department as meeting state and federal requirements for eligibility in home and community-based waiver programs for individuals with developmental disabilities. Supported living services are provided under contracts with private agencies or with individuals who are not state employees.

~~((15))~~ (16) "Vacancy" means an opening at a residential habilitation center, which when filled, would not require the center to exceed its biennially budgeted capacity.

(17) "Service request list" means a list of eligible persons who have received an assessment for service determination and their assessment shows that they meet the eligibility requirements for the requested service but were denied access due to funding limits. **Sec. 3.** RCW 71A.16.050 and 1988 c 176 s 405 are each amended to read as follows:

The determination made under this chapter is only as to whether a person is eligible for services. After the secretary has determined under this chapter that a person is eligible for services, the individual may request an assessment for eligibility for the individual and family services program, medicaid programs, or specific services administered by the developmental disabilities administration. The secretary shall make a determination as to what services are appropriate for the person. The secretary shall prioritize services to medicaid eligible clients. Services may be made available to nonmedicaid eligible clients based on available funding. Services available through the state medicaid plan must be provided to those individuals who meet the eligibility criteria. The department shall establish and maintain a service request list database for individuals who are found to be eligible and have an assessed and unmet need for programs and services offered under the individual and family services program or a home and community-based services waiver, but the provision of a specific service would exceed budgeted capacity.

NEW SECTION. Sec. 4. The department of social and health services shall develop and implement a medicaid program to replace the individual and family services program for medicaid-eligible clients no later than May 1, 2015. The new medicaid program must offer services that closely resemble the services offered in fiscal year 2014 through the individual and family services program. To the extent possible, the department shall expand the client caseload on the medicaid program replacing the individual and family services program. The department is authorized in fiscal year 2015 to use general fund--state dollars previously provided for the individual and family services program to cover the cost of increasing the number of clients served in the new medicaid program.

NEW SECTION. Sec. 5. If additional federal funds through the community first choice option are attained, then it is the intent of the legislature that at least four thousand clients will receive services on the medicaid program replacing the individual and family services program by June 30, 2017, and at least one thousand additional clients will receive services on the home and community-based services basic plus waiver by June 30, 2017."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Ross, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Hunt, S.; Jenkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Chandler, Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Schmick and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014

ESSB 6388 Prime Sponsor, Committee on Ways & Means: Concerning pass-through wholesale food distributors. (REVISED FOR ENGROSSED: Concerning pass-through food distributors.) Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass as amended by Committee on Appropriations Subcommittee on General Government & Information Technology and without amendment by Committee on Agriculture & Natural Resources.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that the availability of affordable, fresh, and nourishing foods is essential for individuals to maintain a healthy lifestyle. The legislature also finds that new methods of purchasing and delivering fresh, nourishing foods are emerging and lowering the costs of these foods. The legislature further finds that some of the new business models for purchasing and delivering fresh, nourishing foods are being inappropriately classified as food service establishments. Therefore, it is the intent of the legislature to establish a direct retailer license for businesses that sell and collect payment only through a web site for prepackaged foods obtained from a food processor either licensed or inspected, or both, by a state or federal regulatory agency and that deliver the food directly to consumers without any interim storage.

NEW SECTION. Sec. 2. A new section is added to chapter 69.04 RCW to read as follows:

(1) The department shall issue a license to operate as a direct retailer to any entity that:

(a) Submits a completed application on forms approved by the department;

(b) Provides the department with a list of all leased, rented, or owned vehicles, other than vehicles that are rented for less than forty-five days, used by the applicant's business to deliver food;

(c) Maintains all records of vehicles that are rented for less than forty-five days for at least twelve months following the termination of the rental period;

(d) Maintains food temperature logs or uses a device to monitor the temperature of the packages in real time for all food while in transport; and

(e) Submits all appropriate fees to the department.

(2) The department shall develop, by rule, an annual license and renewal fee to defray the costs of administering the licensing and inspection program created by this section. All moneys received by the department under the provisions of this section must be paid into the food processing inspection account

created in RCW 69.07.120 and must be used solely to carry out the provisions of this section.

(3)(a) A licensed direct retailer is required to protect food from contamination while in transport. Food must be transported under conditions that protect food against physical, chemical, and microbial contamination, as well as against deterioration of the food and its container.

(b) Compliance with this subsection (3) requires, but is not limited to, the separation of raw materials in such a fashion that they avoid cross-contamination of other food products, particularly ready-to-eat food. An example of this principle includes ensuring that, during the transport of raw fish and seafood, meat, poultry, or other food which inherently contains pathogenic and spoilage microorganisms, soil, or other foreign material, the raw materials may not come into direct contact with other food in the same container or in any other cross-contaminating circumstance.

(4) In the event of a food recall or when required by the department, a federal, state, or local health authority in response to a food borne illness outbreak, a licensed direct retailer shall use its client listserv to notify customers of the recall and any other relevant information.

(5) In the implementation of this section, the department shall:

(a) Conduct inspections of vehicles, food handling areas, refrigeration equipment, and product packaging used by a licensed direct retailer;

(b) Conduct audits of temperature logs and other food handling records as appropriate;

(c) Investigate any complaints against a licensed direct retailer for the failure to maintain food safety; and

(d) Adopt rules, in consultation with the department of health and local health jurisdictions, necessary to administer and enforce the program consistent with federal regulations.

(6) Direct retailers that have a license from the department under this section are exempt from the permitting requirements of food service rules adopted by the state board of health and any local health jurisdiction.

(7) The director may deny, suspend, or revoke any license provided under this section if the director determines that an applicant or licensee has committed any of the following:

(a) Refused, neglected, or failed to comply with the provisions of this section, the rules and regulations adopted under this section, or any order of the director;

(b) Refused, neglected, or failed to keep and maintain records required by this chapter, or refused the department access to such records;

(c) Refused the department access to any portion or area of vehicles, food handling areas, or any other areas or facilities housing equipment or product packaging used by the direct retailer in the course of performing business responsibilities; or

(d) Failed to submit an application for a license meeting the requirements of this section or failed to pay the appropriate annual license or renewal fee.

(8) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise:

(a) "Department" means the department of agriculture.

(b) "Direct retailer" means an entity that receives prepackaged food from a food processor that is either licensed or inspected, or both, by a state or federal regulatory agency or the department and that delivers the food directly to consumers who only placed and paid for an order on the entity's web site, as long as:

(i) The food is delivered by the entity without opening the packaging and without dividing it into smaller packages;

(ii) There is no interim storage by the entity; and

(iii) The food is delivered by means of vehicles that are equipped with either refrigeration or freezer units, or both, and that meet the requirements of rules authorized by this chapter.

Sec. 3. RCW 69.07.120 and 2011 c 281 s 12 are each amended to read as follows:

All moneys received by the department under the provisions of this chapter, section 2 of this act, and chapter 69.22 RCW shall be paid into the food processing inspection account hereby created within the agricultural local fund established in RCW 43.23.230 and shall be used solely to carry out the provisions of this chapter, section 2 of this act, and chapters 69.22 and 69.04 RCW.

NEW SECTION. Sec. 4. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Hunt, S.; Jinkins; Springer and Taylor.

MINORITY recommendation: Do not pass. Signed by Representative Dunshee.

Passed to Committee on Rules for second reading.

February 27, 2014

SB 6415

Prime Sponsor, Senator Fain: Concerning consecutive sentences for driving under the influence or physical control of a vehicle under the influence of intoxicating liquor, marijuana, or any drug. Reported by Committee on Appropriations Subcommittee on General Government & Information Technology

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 9.94A.589 and 2002 c 175 s 7 are each amended to read as follows:

(1)(a) Except as provided in (b) (~~(c)~~) (c), or (d) of this subsection, whenever a person is to be sentenced for two or more current offenses, the sentence range for each current offense shall be determined by using all other current and prior convictions as if they were prior convictions for the purpose of the offender score: PROVIDED, That if the court enters a finding that some or all of the current offenses encompass the same criminal conduct then those current offenses shall be counted as one crime. Sentences imposed under this subsection shall be served concurrently. Consecutive sentences may only be imposed under the exceptional sentence provisions of RCW 9.94A.535. "Same criminal conduct," as used in this subsection, means two or more crimes that require the same criminal intent, are committed at the same time and place, and involve the same victim. This definition applies in cases involving vehicular assault or vehicular homicide even if the victims occupied the same vehicle.

(b) Whenever a person is convicted of two or more serious violent offenses arising from separate and distinct criminal conduct, the standard sentence range for the offense with the highest seriousness level under RCW 9.94A.515 shall be determined using the offender's prior convictions and other current convictions that are not serious violent offenses in the offender score and the standard sentence range for other serious violent offenses shall be determined by using an offender score of zero.

The standard sentence range for any offenses that are not serious violent offenses shall be determined according to (a) of this subsection. All sentences imposed under ~~((b) or (c))~~ this subsection (1)(b) shall be served consecutively to each other and concurrently with sentences imposed under (a) of this subsection.

(c) If an offender is convicted under RCW 9.41.040 for unlawful possession of a firearm in the first or second degree and for the felony crimes of theft of a firearm or possession of a stolen firearm, or both, the standard sentence range for each of these current offenses shall be determined by using all other current and prior convictions, except other current convictions for the felony crimes listed in this subsection (1)(c), as if they were prior convictions. The offender shall serve consecutive sentences for each conviction of the felony crimes listed in this subsection (1)(c), and for each firearm unlawfully possessed.

(d) All sentences imposed under RCW 46.61.502(6), 46.61.504(6), or 46.61.5055(4) shall be served consecutively with any sentences imposed under RCW 46.20.740 and 46.20.750.

(2)(a) Except as provided in (b) of this subsection, whenever a person while under sentence for conviction of a felony commits another felony and is sentenced to another term of confinement, the latter term shall not begin until expiration of all prior terms.

(b) Whenever a second or later felony conviction results in community supervision with conditions not currently in effect, under the prior sentence or sentences of community supervision the court may require that the conditions of community supervision contained in the second or later sentence begin during the immediate term of community supervision and continue throughout the duration of the consecutive term of community supervision.

(3) Subject to subsections (1) and (2) of this section, whenever a person is sentenced for a felony that was committed while the person was not under sentence for conviction of a felony, the sentence shall run concurrently with any felony sentence which has been imposed by any court in this or another state or by a federal court subsequent to the commission of the crime being sentenced unless the court pronouncing the current sentence expressly orders that they be served consecutively.

(4) Whenever any person granted probation under RCW 9.95.210 or 9.92.060, or both, has the probationary sentence revoked and a prison sentence imposed, that sentence shall run consecutively to any sentence imposed pursuant to this chapter, unless the court pronouncing the subsequent sentence expressly orders that they be served concurrently.

(5) In the case of consecutive sentences, all periods of total confinement shall be served before any partial confinement, community restitution, community supervision, or any other requirement or conditions of any of the sentences. Except for exceptional sentences as authorized under RCW 9.94A.535, if two or more sentences that run consecutively include periods of community supervision, the aggregate of the community supervision period shall not exceed twenty-four months.

Sec. 2. RCW 46.20.740 and 2010 c 269 s 8 are each amended to read as follows:

(1) The department shall attach or imprint a notation on the driving record of any person restricted under RCW 46.20.720, 46.61.5055, or 10.05.140 stating that the person may operate only a motor vehicle equipped with a functioning ignition interlock device. The department shall determine the person's eligibility for licensing based upon written verification by a company doing business in the state that it has installed the required device on a vehicle owned or operated by the person seeking reinstatement. If, based upon notification from the interlock provider or otherwise, the department determines that an ignition interlock required under this section is no longer installed or functioning as required, the

department shall suspend the person's license or privilege to drive. Whenever the license or driving privilege of any person is suspended or revoked as a result of noncompliance with an ignition interlock requirement, the suspension shall remain in effect until the person provides notice issued by a company doing business in the state that a vehicle owned or operated by the person is equipped with a functioning ignition interlock device.

(2) It is a gross misdemeanor for a person with such a notation on his or her driving record to operate a motor vehicle that is not so equipped.

(3) Any sentence imposed for a violation of subsection (2) of this section shall be served consecutively with any sentence imposed under RCW 46.20.750, 46.61.502, 46.61.504, or 46.61.5055.

Sec. 3. RCW 46.20.750 and 2005 c 200 s 2 are each amended to read as follows:

(1) A person who is restricted to the use of a vehicle equipped with an ignition interlock device and who tampers with the device or directs, authorizes, or requests another to tamper with the device, in order to circumvent the device by modifying, detaching, disconnecting, or otherwise disabling it, is guilty of a gross misdemeanor.

(2) A person who knowingly assists another person who is restricted to the use of a vehicle equipped with an ignition interlock device to circumvent the device or to start and operate that vehicle in violation of a court order is guilty of a gross misdemeanor. The provisions of this subsection do not apply if the starting of a motor vehicle, or the request to start a motor vehicle, equipped with an ignition interlock device is done for the purpose of safety or mechanical repair of the device or the vehicle and the person subject to the court order does not operate the vehicle.

(3) Any sentence imposed for a violation of subsection (1) of this section shall be served consecutively with any sentence imposed under RCW 46.20.740, 46.61.502, 46.61.504, or 46.61.5055.

NEW SECTION. Sec. 4. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Hudgins, Chair; Parker, Ranking Minority Member; Buys; Christian; Dunshee; Hunt, S.; Jinkins; Springer and Taylor.

Passed to Committee on Rules for second reading.

February 27, 2014
SSB 6431 Prime Sponsor, Committee on Early Learning & K-12 Education: Concerning assistance for schools in implementing youth suicide prevention activities. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:
"NEW SECTION. Sec. 1. The legislature finds that according to the department of health, suicide is the second leading cause of death for Washington youth between the ages of ten and twenty-four. Suicide rates among Washington's youth remain higher than the national average. An increasing body of research shows an association between adverse childhood experiences such as trauma, violence, or abuse, and decreased student learning and achievement. Underserved youth populations in Washington who are not receiving access to state services continue to remain at risk for suicide.

Sec. 2. RCW 28A.300.288 and 2011 c 185 s 3 are each amended to read as follows:

(1) The office of the superintendent of public instruction shall work with state agency and community partners to ~~((develop pilot projects to))~~ assist schools in implementing youth suicide prevention activities, which may include the following:

(a) Training for school employees, parents, community members, and students in recognizing and responding to the signs of suicide;

(b) Partnering with local coalitions of community members interested in preventing youth suicide; and

(c) Responding to communities determined to be in crisis after a suicide or attempted suicide to prevent further instances of suicide.

(2) The office of the superintendent of public instruction, working with state and community partners, shall prioritize funding appropriated for subsection (1) of this section to communities identified as the highest risk.

NEW SECTION. Sec. 3. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

February 27, 2014

ESSB 6436 Prime Sponsor, Committee on Higher Education: Creating a work group to make recommendations for the continued viability of the college bound scholarship program. Reported by Committee on Appropriations Subcommittee on Education

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that while the college bound scholarship program was created in 2007, the first cohort of scholarship recipients entered institutions of higher education in 2013 and emerging data shows that the program is a success. However, the legislature further finds that the program faces long-term challenges. Therefore, the legislature intends to create a work group to make recommendations to ensure the program is viable, productive, and effective.

NEW SECTION. Sec. 2. (1)(a) A college bound scholarship program work group is established. The work group shall consist of the following members:

(i) Two members of the house of representatives, with one member representing each of the major caucuses and appointed by the speaker of the house of representatives;

(ii) Two members of the senate, with one member representing each of the major caucuses and appointed by the president of the senate;

(iii) One representative of the four-year institutions of higher education as defined in RCW 28B.10.016, selected by the presidents of those institutions;

(iv) One representative of the state's community and technical college system, selected by the state board for community and technical colleges;

(v) One representative of a private, nonprofit higher education institution as defined in RCW 28B.07.020(4), selected

by an association of independent nonprofit baccalaureate degree-granting institutions;

(vi) One representative from the student achievement council;

(vii) One representative from a college scholarship organization that is a private nonprofit corporation registered under Title 24 RCW and qualified as a tax-exempt entity under section 501(c)(3) of the federal internal revenue code, with expertise in managing scholarships and college advising;

(viii) One nonlegislative representative appointed by the governor; and

(ix) One representative from the middle school system.

(b) All members must be appointed by June 30, 2014.

(c) The work group shall appoint its own chair and vice chair and shall meet at least once but no more than five times in 2014.

(d) Legislative members of the work group shall serve without additional compensation, but shall be reimbursed in accordance with RCW 44.04.120 while attending meetings of the work group. Nonlegislative members of the work group may be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(2) The work group shall submit a report to the governor and the legislature by December 31, 2014, with recommendations for making the college bound scholarship program viable, including but not limited to funding.

(3) Staff support for the work group shall be jointly provided by senate committee services and the house of representatives office of program research, with the office of financial management presenting data as needed.

(4) This section expires July 1, 2015."

Correct the title.

Signed by Representatives Haigh, Chair; Fagan, Ranking Minority Member; Carlyle; Dahlquist; Haler; Lytton; Pettigrew; Seaquist; Sullivan and Wilcox.

Passed to Committee on Rules for second reading.

March 1, 2014

SB 6519 Prime Sponsor, Senator Litzow: Concerning public school employees' insurance benefits reporting. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 48.02.210 and 2012 2nd sp.s. c 3 s 5 are each amended to read as follows:

(1) For purposes of this section, "benefit provider" has the same meaning as provided in RCW 28A.400.270.

(2)(a) By December 1, 2013, and December 1st of each year thereafter, the commissioner shall submit a report to the governor, the health care authority, and the legislature on school district health insurance benefits. The report shall be available to the public on the commissioner's web site. The confidentiality of personally identifiable district employee data shall be safeguarded consistent with the provisions of RCW 42.56.400(21).

(b) The report shall include a summary of each school district's health insurance benefit plans and each district's aggregated financial data and other information as required in RCW 28A.400.275.

(3) The commissioner shall collect data from school districts or their benefit providers to fulfill the requirements of this section. The commissioner may adopt rules necessary to

implement the data submission requirements under this section and RCW 28A.400.275, including, but not limited to, the format, timing of data reporting, data elements, data standards, instructions, definitions, and data sources.

(4) In fulfilling the duties under chapter 3, Laws of 2012 2nd sp. sess., the commissioner shall consult with school district representatives to ensure that the data and reports from benefit providers will give individual school districts sufficient information to enhance districts' ability to understand, manage, and seek competitive alternatives for health insurance coverage for their employees.

(5) If the commissioner determines that a school district has not substantially complied with the reporting requirements of RCW 28A.400.275, and the failure is due to the action or inaction of the school district, the commissioner will inform the superintendent of public instruction of the noncompliance.

(6) The office of the insurance commissioner shall share all data, information, and documents collected pursuant to this section with the health care authority.

(7) Data, information, and documents, other than those described in subsection (2) of this section, that are provided by a school district or an entity providing coverage pursuant to this section are exempt from public inspection and copying under chapter 3, Laws of 2012 2nd sp. sess. and chapters 42.17A and 42.56 RCW.

~~((7))~~ (8) If a school district or benefit provider does not comply with the data reporting requirements of this section or RCW 28A.400.275, and the failure is due to the actions of an entity providing coverage authorized under this title (~~(48 RCW)~~), the commissioner may take enforcement actions under this chapter.

~~((8))~~ (9) The commissioner may enter into one or more personal services contracts with third-party contractors to provide services necessary to accomplish the commissioner's responsibilities under chapter 3, Laws of 2012 2nd sp. sess.

Sec. 2. RCW 41.05.655 and 2012 2nd sp.s. c 3 s 6 are each amended to read as follows:

By June 1, 2015, the health care authority must report to the governor, legislature, and joint legislative audit and review committee the following duties and analyses, based on two years of reports and other data, information, and documents collected by the office of the insurance commissioner, on school district health benefits submitted to it by the office of the insurance commissioner under this section or RCW 48.02.210:

(1) The director shall establish a specific target to realize the goal of greater equity between premium costs for full family coverage and employee only coverage for the same health benefit plan. In developing this target, the director shall consider the appropriateness of the three-to-one ratio of employee premium costs between full family coverage and employee only coverage, and consider alternatives based on the data and information received from the office of the insurance commissioner.

(2) The director shall also study and report the advantages and disadvantages to the state, local school districts, and district employees:

(a) Whether better progress on the legislative goals could be achieved through consolidation of school district health insurance purchasing through a single consolidated school employee health benefits purchasing plan;

(b) Whether better progress on the legislative goals could be achieved by consolidating K-12 health insurance purchasing through the public employees' benefits board program, and whether consolidation into the public employees' benefits board program would be preferable to the creation of a consolidated school employee health benefits purchasing plan; and

(c) Whether certificated or classified employees, as separate groups, would be better served by purchasing health

insurance through a single consolidated school employee health benefits purchasing plan or through participation in the public employees' benefits board program(~~and~~
~~(d)~~).

(3) Analyses shall include implications of taking any of the actions described in subsection (2)(a) through (c) of this (~~subsection~~) section to include, at a minimum, the following: The costs for the state and school employees, impacts for existing purchasing programs, a proposed timeline for the implementation of any recommended actions.

(4) Data, information, and documents that are provided to the authority by a school district, an entity providing coverage, the office of the insurance commissioner, or the joint legislative audit and review committee, pursuant to this section or RCW 48.02.210 are exempt from public inspection and copying under chapters 42.17A and 42.56 RCW.

(5) Data, information, and documents that are provided pursuant to this section or RCW 48.02.210 shall be used solely for the purposes in this section and shall not be disclosed in any manner that could identify health conditions or information of any individual.

(6) Any data reporting provided by districts with fewer than fifty employees shall be aggregated in reports issued by the health care authority in a manner to prevent disclosure of individual health conditions and information.

Sec. 3. RCW 42.56.400 and 2013 c 277 s 5 and 2013 c 65 s 5 are each reenacted and amended to read as follows:

The following information relating to insurance and financial institutions is exempt from disclosure under this chapter:

(1) Records maintained by the board of industrial insurance appeals that are related to appeals of crime victims' compensation claims filed with the board under RCW 7.68.110;

(2) Information obtained and exempted or withheld from public inspection by the health care authority under RCW 41.05.026, whether retained by the authority, transferred to another state purchased health care program by the authority, or transferred by the authority to a technical review committee created to facilitate the development, acquisition, or implementation of state purchased health care under chapter 41.05 RCW;

(3) The names and individual identification data of either all owners or all insureds, or both, received by the insurance commissioner under chapter 48.102 RCW;

(4) Information provided under RCW 48.30A.045 through 48.30A.060;

(5) Information provided under RCW 48.05.510 through 48.05.535, 48.43.200 through 48.43.225, 48.44.530 through 48.44.555, and 48.46.600 through 48.46.625;

(6) Examination reports and information obtained by the department of financial institutions from banks under RCW 30.04.075, from savings banks under RCW 32.04.220, from savings and loan associations under RCW 33.04.110, from credit unions under RCW 31.12.565, from check cashers and sellers under RCW 31.45.030(3), and from securities brokers and investment advisers under RCW 21.20.100, all of which is confidential and privileged information;

(7) Information provided to the insurance commissioner under RCW 48.110.040(3);

(8) Documents, materials, or information obtained by the insurance commissioner under RCW 48.02.065, all of which are confidential and privileged;

(9) Confidential proprietary and trade secret information provided to the commissioner under RCW 48.31C.020 through 48.31C.050 and 48.31C.070;

(10) Data filed under RCW 48.140.020, 48.140.030, 48.140.050, and 7.70.140 that, alone or in combination with any other data, may reveal the identity of a claimant, health care

provider, health care facility, insuring entity, or self-insurer involved in a particular claim or a collection of claims. For the purposes of this subsection:

- (a) "Claimant" has the same meaning as in RCW 48.140.010(2).
- (b) "Health care facility" has the same meaning as in RCW 48.140.010(6).
- (c) "Health care provider" has the same meaning as in RCW 48.140.010(7).
- (d) "Insuring entity" has the same meaning as in RCW 48.140.010(8).
- (e) "Self-insurer" has the same meaning as in RCW 48.140.010(11);
- (11) Documents, materials, or information obtained by the insurance commissioner under RCW 48.135.060;
- (12) Documents, materials, or information obtained by the insurance commissioner under RCW 48.37.060;
- (13) Confidential and privileged documents obtained or produced by the insurance commissioner and identified in RCW 48.37.080;
- (14) Documents, materials, or information obtained by the insurance commissioner under RCW 48.37.140;
- (15) Documents, materials, or information obtained by the insurance commissioner under RCW 48.17.595;
- (16) Documents, materials, or information obtained by the insurance commissioner under RCW 48.102.051(1) and 48.102.140 (3) and (7)(a)(ii);
- (17) Documents, materials, or information obtained by the insurance commissioner in the commissioner's capacity as receiver under RCW 48.31.025 and 48.99.017, which are records under the jurisdiction and control of the receivership court. The commissioner is not required to search for, log, produce, or otherwise comply with the public records act for any records that the commissioner obtains under chapters 48.31 and 48.99 RCW in the commissioner's capacity as a receiver, except as directed by the receivership court;
- (18) Documents, materials, or information obtained by the insurance commissioner under RCW 48.13.151;
- (19) Data, information, and documents provided by a carrier pursuant to section 1, chapter 172, Laws of 2010;
- (20) Information in a filing of usage-based insurance about the usage-based component of the rate pursuant to RCW 48.19.040(5)(b);
- (21) Data, information, and documents, other than those described in RCW 48.02.210(2), that are submitted to the office of the insurance commissioner by an entity providing health care coverage pursuant to RCW 28A.400.275, 41.05.655, and 48.02.210; ~~(and)~~
- (22) Data, information, and documents obtained by the insurance commissioner under RCW 48.29.017; and
- (23) Information not subject to public inspection or public disclosure under RCW 48.43.730(5).

Sec. 4. RCW 42.56.400 and 2013 c 65 s 5 are each amended to read as follows:

The following information relating to insurance and financial institutions is exempt from disclosure under this chapter:

- (1) Records maintained by the board of industrial insurance appeals that are related to appeals of crime victims' compensation claims filed with the board under RCW 7.68.110;
- (2) Information obtained and exempted or withheld from public inspection by the health care authority under RCW 41.05.026, whether retained by the authority, transferred to another state purchased health care program by the authority, or transferred by the authority to a technical review committee created to facilitate the development, acquisition, or implementation of state purchased health care under chapter 41.05 RCW;

(3) The names and individual identification data of either all owners or all insureds, or both, received by the insurance commissioner under chapter 48.102 RCW;

- (4) Information provided under RCW 48.30A.045 through 48.30A.060;
- (5) Information provided under RCW 48.05.510 through 48.05.535, 48.43.200 through 48.43.225, 48.44.530 through 48.44.555, and 48.46.600 through 48.46.625;
- (6) Examination reports and information obtained by the department of financial institutions from banks under RCW 30.04.075, from savings banks under RCW 32.04.220, from savings and loan associations under RCW 33.04.110, from credit unions under RCW 31.12.565, from check cashers and sellers under RCW 31.45.030(3), and from securities brokers and investment advisers under RCW 21.20.100, all of which is confidential and privileged information;
- (7) Information provided to the insurance commissioner under RCW 48.110.040(3);
- (8) Documents, materials, or information obtained by the insurance commissioner under RCW 48.02.065, all of which are confidential and privileged;
- (9) Confidential proprietary and trade secret information provided to the commissioner under RCW 48.31C.020 through 48.31C.050 and 48.31C.070;
- (10) Data filed under RCW 48.140.020, 48.140.030, 48.140.050, and 7.70.140 that, alone or in combination with any other data, may reveal the identity of a claimant, health care provider, health care facility, insuring entity, or self-insurer involved in a particular claim or a collection of claims. For the purposes of this subsection:
 - (a) "Claimant" has the same meaning as in RCW 48.140.010(2).
 - (b) "Health care facility" has the same meaning as in RCW 48.140.010(6).
 - (c) "Health care provider" has the same meaning as in RCW 48.140.010(7).
 - (d) "Insuring entity" has the same meaning as in RCW 48.140.010(8).
 - (e) "Self-insurer" has the same meaning as in RCW 48.140.010(11);
 - (11) Documents, materials, or information obtained by the insurance commissioner under RCW 48.135.060;
 - (12) Documents, materials, or information obtained by the insurance commissioner under RCW 48.37.060;
 - (13) Confidential and privileged documents obtained or produced by the insurance commissioner and identified in RCW 48.37.080;
 - (14) Documents, materials, or information obtained by the insurance commissioner under RCW 48.37.140;
 - (15) Documents, materials, or information obtained by the insurance commissioner under RCW 48.17.595;
 - (16) Documents, materials, or information obtained by the insurance commissioner under RCW 48.102.051(1) and 48.102.140 (3) and (7)(a)(ii);
 - (17) Documents, materials, or information obtained by the insurance commissioner in the commissioner's capacity as receiver under RCW 48.31.025 and 48.99.017, which are records under the jurisdiction and control of the receivership court. The commissioner is not required to search for, log, produce, or otherwise comply with the public records act for any records that the commissioner obtains under chapters 48.31 and 48.99 RCW in the commissioner's capacity as a receiver, except as directed by the receivership court;
 - (18) Documents, materials, or information obtained by the insurance commissioner under RCW 48.13.151;

(19) Data, information, and documents provided by a carrier pursuant to section 1, chapter 172, Laws of 2010;

(20) Information in a filing of usage-based insurance about the usage-based component of the rate pursuant to RCW 48.19.040(5)(b);

(21) Data, information, and documents, other than those described in RCW 48.02.210(2), that are submitted to the office of the insurance commissioner by an entity providing health care coverage pursuant to RCW 28A.400.275, 41.05.655, and 48.02.210; and

(22) Data, information, and documents obtained by the insurance commissioner under RCW 48.29.017.

NEW SECTION. Sec. 5. Section 3 of this act expires July 1, 2017.

NEW SECTION. Sec. 6. Section 4 of this act takes effect July 1, 2017."

Correct the title.

Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, S.; Jinkins; Kagi; Lytton; Morrell; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Buys; Hunt, G. and Taylor.

Passed to Committee on Rules for second reading.

March 1, 2014

E2SSB 6552 Prime Sponsor, Committee on Ways & Means: Improving student success by modifying instructional hour and graduation requirements. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature recognizes that preparing students to be successful in postsecondary education, gainful employment, and citizenship requires increased rigor and achievement, including attaining a meaningful high school diploma with the opportunity to earn twenty-four credits. The legislature finds that an investment was made in the 2013-2015 omnibus appropriations act to implement an increase in instructional hours in the 2014-2015 school year. School districts informed the legislature that the funding as provided in the 2013-2015 omnibus appropriations act would result in only a few minutes being added onto each class period and would not result in a meaningful increase in instruction that would have the positive impact on student learning that the legislature expects. The school districts suggested that it would be a better educational policy to use the funds to implement the requirement of twenty-four credits for high school graduation, which will result in a meaningful increase of instructional hours. Based on input from school districts across the state, the legislature recognizes the need to provide flexibility for school districts to implement the increase in instructional hours while still moving towards an increase in the high school graduation requirements. Therefore, the legislature intends to shift the focus and intent of the investments from compliance with the minimum instructional hours offering to assisting school districts to provide an opportunity for students to earn twenty-four credits

for high school graduation and obtain a meaningful diploma, beginning with the graduating class of 2019.

PART I

CAREER AND TECHNICAL EQUIVALENCIES

Sec. 101. RCW 28A.700.070 and 2008 c 170 s 201 are each amended to read as follows:

(1) The office of the superintendent of public instruction shall support school district efforts under RCW 28A.230.097 to adopt course equivalencies for career and technical courses by:

(a) Recommending career and technical curriculum suitable for course equivalencies;

(b) Publicizing best practices for high schools and school districts in developing and adopting course equivalencies; and

(c) In consultation with the Washington association for career and technical education, providing professional development, technical assistance, and guidance for school districts seeking to expand their lists of equivalent courses.

(2) The office of the superintendent of public instruction shall provide professional development, technical assistance, and guidance for school districts to develop career and technical course equivalencies that also qualify as advanced placement courses.

(3) The office of the superintendent of public instruction, in consultation with one or more technical working groups convened for this purpose, shall develop curriculum frameworks for a selected list of career and technical courses that may be offered by high schools or skill centers whose content in science, technology, engineering, and mathematics is considered equivalent in full or in part to science or mathematics courses that meet high school graduation requirements. The content of the courses must be aligned with state essential academic learning requirements in mathematics as adopted by the superintendent of public instruction in July 2011 and the essential academic learning requirements in science as adopted in October 2013, and industry standards. The office shall submit the list of equivalent career and technical courses and their curriculum frameworks to the state board of education for review, an opportunity for public comment, and approval. The first list of courses under this subsection must be developed and approved before the 2015-16 school year. Thereafter, the office may periodically update or revise the list of courses using the process in this subsection.

(4) Subject to funds appropriated for this purpose, the office of the superintendent of public instruction shall allocate grant funds to school districts to increase the integration and rigor of academic instruction in career and technical courses. Grant recipients are encouraged to use grant funds to support teams of academic and technical teachers using a research-based professional development model supported by the national research center for career and technical education. The office of the superintendent of public instruction may require that grant recipients provide matching resources using federal Carl Perkins funds or other fund sources.

Sec. 102. RCW 28A.230.097 and 2013 c 241 s 2 are each amended to read as follows:

(1) Each high school or school district board of directors shall adopt course equivalencies for career and technical high school courses offered to students in high schools and skill centers. A career and technical course equivalency may be for whole or partial credit. Each school district board of directors shall develop a course equivalency approval procedure. Boards of directors must approve AP computer science courses as equivalent to high school mathematics or science, and must denote on a student's transcript that AP computer science qualifies as a math-based quantitative course for students who take the course in their senior year. In order for a board to approve AP computer science as equivalent to high school mathematics, the student must be concurrently enrolled in or have successfully completed algebra II. Beginning

no later than the 2015-16 school year, a school district board of directors must, at a minimum, grant academic course equivalency in mathematics or science for a high school career and technical course, if the course is offered, from the list of courses approved by the state board of education under RCW 28A.700.070, but is not limited to the courses on the list. If the list of courses is revised after the 2015-16 school year, the school district board of directors must grant academic course equivalency based on the revised list beginning with the school year immediately following the revision.

(2) Career and technical courses determined to be equivalent to academic core courses, in full or in part, by the high school or school district shall be accepted as meeting core requirements, including graduation requirements, if the courses are recorded on the student's transcript using the equivalent academic high school department designation and title. Full or partial credit shall be recorded as appropriate. The high school or school district shall also issue and keep record of course completion certificates that demonstrate that the career and technical courses were successfully completed as needed for industry certification, college credit, or preapprenticeship, as applicable. The certificate shall be either part of the student's high school and beyond plan or the student's culminating project, as determined by the student. The office of the superintendent of public instruction shall develop and make available electronic samples of certificates of course completion.

PART II

INSTRUCTIONAL HOURS AND HIGH SCHOOL GRADUATION CREDIT REQUIREMENTS

Sec. 201. RCW 28A.150.220 and 2013 2nd sp.s. c 9 s 2 are each amended to read as follows:

(1) In order for students to have the opportunity to develop the basic education knowledge and skills under RCW 28A.150.210, school districts must provide instruction of sufficient quantity and quality and give students the opportunity to complete graduation requirements that are intended to prepare them for postsecondary education, gainful employment, and citizenship. The program established under this section shall be the minimum instructional program of basic education offered by school districts.

(2) Each school district shall make available to students the following minimum instructional offering each school year:

(a) For students enrolled in grades one through twelve, at least a district-wide annual average of one thousand hours, which shall be increased beginning in the 2015-16 school year to at least one thousand eighty instructional hours for students enrolled in ~~((each of))~~ grades ~~((seven))~~ nine through twelve and at least one thousand instructional hours for students in ~~((each of))~~ grades one through ~~((six according to an implementation schedule adopted by the legislature, but not before the 2014-15 school year))~~ eight, all of which may be calculated by a school district using a district-wide annual average of instructional hours over grades one through twelve; and

(b) For students enrolled in kindergarten, at least four hundred fifty instructional hours, which shall be increased to at least one thousand instructional hours according to the implementation schedule under RCW 28A.150.315.

(3) The instructional program of basic education provided by each school district shall include:

(a) Instruction in the essential academic learning requirements under RCW 28A.655.070;

(b) Instruction that provides students the opportunity to complete twenty-four credits for high school graduation, ~~((subject to a phased in implementation of the twenty-four credits as established by the legislature))~~ beginning with the graduating class

of 2019. Course distribution requirements may be established by the state board of education under RCW 28A.230.090;

(c) If the essential academic learning requirements include a requirement of languages other than English, the requirement may be met by students receiving instruction in one or more American Indian languages;

(d) Supplemental instruction and services for underachieving students through the learning assistance program under RCW 28A.165.005 through 28A.165.065;

(e) Supplemental instruction and services for eligible and enrolled students and exited students whose primary language is other than English through the transitional bilingual instruction program under RCW 28A.180.010 through 28A.180.080;

(f) The opportunity for an appropriate education at public expense as defined by RCW 28A.155.020 for all eligible students with disabilities as defined in RCW 28A.155.020; and

(g) Programs for highly capable students under RCW 28A.185.010 through 28A.185.030.

(4) Nothing contained in this section shall be construed to require individual students to attend school for any particular number of hours per day or to take any particular courses.

(5)(a) Each school district's kindergarten through twelfth grade basic educational program shall be accessible to all students who are five years of age, as provided by RCW 28A.225.160, and less than twenty-one years of age and shall consist of a minimum of one hundred eighty school days per school year in such grades as are conducted by a school district, and one hundred eighty half-days of instruction, or equivalent, in kindergarten, to be increased to a minimum of one hundred eighty school days per school year according to the implementation schedule under RCW 28A.150.315. ~~((However,))~~

(b) Schools administering the Washington kindergarten inventory of developing skills may use up to three school days at the beginning of the school year to meet with parents and families as required in the parent involvement component of the inventory. ~~((In addition, effective May 1, 1979,))~~

(c) In the case of students who are graduating from high school, a school district may schedule the last five school days of the one hundred ~~((and))~~ eighty day school year for noninstructional purposes ~~((in the case of students who are graduating from high school,))~~ including, but not limited to, the observance of graduation and early release from school upon the request of a student~~((and))~~. All such students may be claimed as a full-time equivalent student to the extent they could otherwise have been so claimed for the purposes of RCW 28A.150.250 and 28A.150.260. Any hours scheduled by a school district for noninstructional purposes during the last five school days for such students shall count toward the instructional hours requirement in subsection (2)(a) of this section.

(6) Nothing in this section precludes a school district from enriching the instructional program of basic education, such as offering additional instruction or providing additional services, programs, or activities that the school district determines to be appropriate for the education of the school district's students.

(7) The state board of education shall adopt rules to implement and ensure compliance with the program requirements imposed by this section, RCW 28A.150.250 and 28A.150.260, and such related supplemental program approval requirements as the state board may establish.

Sec. 202. RCW 28A.230.090 and 2011 c 203 s 2 are each amended to read as follows:

(1) The state board of education shall establish high school graduation requirements or equivalencies for students, except as provided in RCW 28A.230.122 and except those equivalencies established by local high schools or school districts under RCW 28A.230.097. The purpose of a high school diploma

is to declare that a student is ready for success in postsecondary education, gainful employment, and citizenship, and is equipped with the skills to be a lifelong learner.

(a) Any course in Washington state history and government used to fulfill high school graduation requirements shall consider including information on the culture, history, and government of the American Indian peoples who were the first inhabitants of the state.

(b) The certificate of academic achievement requirements under RCW 28A.655.061 or the certificate of individual achievement requirements under RCW 28A.155.045 are required for graduation from a public high school but are not the only requirements for graduation.

(c) Any decision on whether a student has met the state board's high school graduation requirements for a high school and beyond plan shall remain at the local level.

(d) The state board of education shall adopt rules to implement the career and college ready graduation requirement proposal adopted under board resolution on November 10, 2010, and revised on January 9, 2014, to take effect beginning with the graduating class of 2019, which includes authorization for a school district to waive up to two credits on an individual student basis in accordance with the rules established by the state board of education.

(2)(a) In recognition of the statutory authority of the state board of education to establish and enforce minimum high school graduation requirements, the state board shall periodically reevaluate the graduation requirements and shall report such findings to the legislature in a timely manner as determined by the state board.

(b) The state board shall reevaluate the graduation requirements for students enrolled in vocationally intensive and rigorous career and technical education programs, particularly those programs that lead to a certificate or credential that is state or nationally recognized. The purpose of the evaluation is to ensure that students enrolled in these programs have sufficient opportunity to earn a certificate of academic achievement, complete the program and earn the program's certificate or credential, and complete other state and local graduation requirements.

(c) The state board shall forward any proposed changes to the high school graduation requirements to the education committees of the legislature for review and to the quality education council established under RCW 28A.290.010. The legislature shall have the opportunity to act during a regular legislative session before the changes are adopted through administrative rule by the state board. Changes that have a fiscal impact on school districts, as identified by a fiscal analysis prepared by the office of the superintendent of public instruction, shall take effect only if formally authorized and funded by the legislature through the omnibus appropriations act or other enacted legislation.

(3) Pursuant to any requirement for instruction in languages other than English established by the state board of education or a local school district, or both, for purposes of high school graduation, students who receive instruction in American sign language or one or more American Indian languages shall be considered to have satisfied the state or local school district graduation requirement for instruction in one or more languages other than English.

(4) If requested by the student and his or her family, a student who has completed high school courses before attending high school shall be given high school credit which shall be applied to fulfilling high school graduation requirements if:

(a) The course was taken with high school students, if the academic level of the course exceeds the requirements for seventh and eighth grade classes, and the student has successfully

passed by completing the same course requirements and examinations as the high school students enrolled in the class; or

(b) The academic level of the course exceeds the requirements for seventh and eighth grade classes and the course would qualify for high school credit, because the course is similar or equivalent to a course offered at a high school in the district as determined by the school district board of directors.

(5) Students who have taken and successfully completed high school courses under the circumstances in subsection (4) of this section shall not be required to take an additional competency examination or perform any other additional assignment to receive credit.

(6) At the college or university level, five quarter or three semester hours equals one high school credit.

Sec. 203. RCW 28A.150.260 and 2011 1st sp.s. c 27 s 2 are each amended to read as follows:

The purpose of this section is to provide for the allocation of state funding that the legislature deems necessary to support school districts in offering the minimum instructional program of basic education under RCW 28A.150.220. The allocation shall be determined as follows:

(1) The governor shall and the superintendent of public instruction may recommend to the legislature a formula for the distribution of a basic education instructional allocation for each common school district.

(2) The distribution formula under this section shall be for allocation purposes only. Except as may be required under chapter 28A.155, 28A.165, 28A.180, or 28A.185 RCW, or federal laws and regulations, nothing in this section requires school districts to use basic education instructional funds to implement a particular instructional approach or service. Nothing in this section requires school districts to maintain a particular classroom teacher-to-student ratio or other staff-to-student ratio or to use allocated funds to pay for particular types or classifications of staff. Nothing in this section entitles an individual teacher to a particular teacher planning period.

(3)(a) To the extent the technical details of the formula have been adopted by the legislature and except when specifically provided as a school district allocation, the distribution formula for the basic education instructional allocation shall be based on minimum staffing and nonstaff costs the legislature deems necessary to support instruction and operations in prototypical schools serving high, middle, and elementary school students as provided in this section. The use of prototypical schools for the distribution formula does not constitute legislative intent that schools should be operated or structured in a similar fashion as the prototypes. Prototypical schools illustrate the level of resources needed to operate a school of a particular size with particular types and grade levels of students using commonly understood terms and inputs, such as class size, hours of instruction, and various categories of school staff. It is the intent that the funding allocations to school districts be adjusted from the school prototypes based on the actual number of annual average full-time equivalent students in each grade level at each school in the district and not based on the grade-level configuration of the school to the extent that data is available. The allocations shall be further adjusted from the school prototypes with minimum allocations for small schools and to reflect other factors identified in the omnibus appropriations act.

(b) For the purposes of this section, prototypical schools are defined as follows:

(i) A prototypical high school has six hundred average annual full-time equivalent students in grades nine through twelve;

(ii) A prototypical middle school has four hundred thirty-two average annual full-time equivalent students in grades seven and eight; and

(iii) A prototypical elementary school has four hundred average annual full-time equivalent students in grades kindergarten through six.

(4)(a)(i) The minimum allocation for each level of prototypical school shall be based on the number of full-time equivalent classroom teachers needed to provide instruction over the minimum required annual instructional hours under RCW 28A.150.220 and provide at least one teacher planning period per school day, and based on the following general education average class size of full-time equivalent students per teacher:

General education average class size	
Grades K-3	25.23
Grade 4	27.00
Grades 5-6	27.00
Grades 7-8	28.53
Grades 9-12	28.74

(ii) The minimum class size allocation for each prototypical high school shall also provide for enhanced funding for class size reduction for two laboratory science classes within grades nine through twelve per full-time equivalent high school student multiplied by a laboratory science course factor of 0.0833, based on the number of full-time equivalent classroom teachers needed to provide instruction over the minimum required annual instructional hours in RCW 28A.150.220, and providing at least one teacher planning period per school day:

<u>Laboratory science average class size</u>	
<u>Grades 9-12</u>	<u>19.98</u>

(b) During the 2011-2013 biennium and beginning with schools with the highest percentage of students eligible for free and reduced-price meals in the prior school year, the general education average class size for grades K-3 shall be reduced until the average class size funded under this subsection (4) is no more than 17.0 full-time equivalent students per teacher beginning in the 2017-18 school year.

(c) The minimum allocation for each prototypical middle and high school shall also provide for full-time equivalent classroom teachers based on the following number of full-time equivalent students per teacher in career and technical education:

Career and technical education average class size	
Approved career and technical education offered at the middle school and high school level	26.57
Skill center programs meeting the standards established by the office of the superintendent of public instruction	22.76

(d) In addition, the omnibus appropriations act shall at a minimum specify:

(i) A high-poverty average class size in schools where more than fifty percent of the students are eligible for free and reduced-price meals; and

(ii) A specialty average class size for ~~((laboratory science,))~~ advanced placement((?)) and international baccalaureate courses.

(5) The minimum allocation for each level of prototypical school shall include allocations for the following types of staff in addition to classroom teachers:

	Elementary School	Middle School	High School
Principals, assistant principals, and other certificated building-level administrators	1.253	1.353	1.880
Teacher librarians, a function that includes information literacy, technology, and media to support school library media programs	0.663	0.519	0.523
Health and social services:			
School nurses	0.076	0.060	0.096
Social workers	0.042	0.006	0.015
Psychologists	0.017	0.002	0.007
Guidance counselors, a function that includes parent outreach and graduation advising	0.493	1.116	((1.909)) <u>2.539</u>
Teaching assistance, including any aspect of educational instructional services provided by classified employees	0.936	0.700	0.652
Office support and other noninstructional aides	2.012	2.325	3.269
Custodians	1.657	1.942	2.965
Classified staff providing student and staff safety	0.079	0.092	0.141
Parent involvement coordinators	0.00	0.00	0.00

(6)(a) The minimum staffing allocation for each school district to provide district-wide support services shall be allocated per one thousand annual average full-time equivalent students in grades K-12 as follows:

Staff per 1,000 K-12 students	
Technology	0.628
Facilities, maintenance, and grounds	1.813
Warehouse, laborers, and mechanics	0.332

(b) The minimum allocation of staff units for each school district to support certificated and classified staffing of central administration shall be 5.30 percent of the staff units generated under subsections (4)(a) and (b) and (5) of this section and (a) of this subsection.

(7) The distribution formula shall include staffing allocations to school districts for career and technical education and skill center administrative and other school-level certificated staff, as specified in the omnibus appropriations act.

(8)(a) Except as provided in (b) and (c) of this subsection, the minimum allocation for each school district shall include allocations per annual average full-time equivalent student for the following materials, supplies, and operating costs, to be adjusted for inflation from the 2008-09 school year:

Per annual average full-time equivalent student in grades K-12	
Technology	\$54.43
Utilities and insurance	\$147.90
Curriculum and textbooks	\$58.44
Other supplies and library materials	\$124.07
Instructional professional development for certified and classified staff	\$9.04
Facilities maintenance	\$73.27
Security and central office	\$50.76

(b) During the 2011-2013 biennium, the minimum allocation for maintenance, supplies, and operating costs shall be increased as specified in the omnibus appropriations act. The following allocations, adjusted for inflation from the 2007-08 school year, are provided in the 2015-16 school year, after which the allocations shall be adjusted annually for inflation as specified in the omnibus appropriations act:

Per annual average full-time equivalent student in grades K-12	
Technology	\$113.80
Utilities and insurance	\$309.21
Curriculum and textbooks	\$122.17
Other supplies and library materials	\$259.39
Instructional professional development for certificated and classified staff	\$18.89
Facilities maintenance	\$153.18
Security and central office administration	\$106.12

(c) In addition to the amounts provided in (a) and (b) of this subsection, beginning in the 2014-15 school year, the omnibus appropriations act shall provide the following minimum allocation for each annual average full-time equivalent student in grades nine through twelve for the following materials, supplies, and operating costs, to be adjusted annually for inflation:

<u>Per annual average full-time equivalent student in grades 9-12</u>	
<u>Technology</u>	<u>\$36.35</u>
<u>Curriculum and textbooks</u>	<u>\$39.02</u>
<u>Other supplies and library materials</u>	<u>\$82.84</u>
<u>Instructional professional development for certificated and classified staff</u>	<u>\$6.04</u>

(9) In addition to the amounts provided in subsection (8) of this section, the omnibus appropriations act shall provide an amount based on full-time equivalent student enrollment in each of the following:

(a) Exploratory career and technical education courses for students in grades seven through twelve;

(b) ~~(Laboratory science courses for students in grades nine through twelve;~~

~~(c))~~ Preparatory career and technical education courses for students in grades nine through twelve offered in a high school; and

~~((d))~~ (c) Preparatory career and technical education courses for students in grades eleven and twelve offered through a skill center.

(10) In addition to the allocations otherwise provided under this section, amounts shall be provided to support the following programs and services:

(a) To provide supplemental instruction and services for underachieving students through the learning assistance program under RCW 28A.165.005 through 28A.165.065, allocations shall be based on the district percentage of students in grades K-12 who were eligible for free or reduced-price meals in the prior school year. The minimum allocation for the program shall provide for each level of prototypical school resources to provide, on a statewide average, 1.5156 hours per week in extra instruction with a class size of fifteen learning assistance program students per teacher.

(b) To provide supplemental instruction and services for students whose primary language is other than English, allocations shall be based on the head count number of students in each school who are eligible for and enrolled in the transitional bilingual instruction program under RCW 28A.180.010 through 28A.180.080. The minimum allocation for each level of prototypical school shall provide resources to provide, on a statewide average, 4.7780 hours per week in extra instruction with fifteen transitional bilingual instruction program students per teacher. Notwithstanding other provisions of this subsection (10), the actual per-student allocation may be scaled to provide a larger allocation for students needing more intensive intervention and a commensurate reduced allocation for students needing less intensive intervention, as detailed in the omnibus appropriations act.

(c) To provide additional allocations to support programs for highly capable students under RCW 28A.185.010 through 28A.185.030, allocations shall be based on two and three hundred fourteen one-thousandths percent of each school district's full-time equivalent basic education enrollment. The minimum allocation for the programs shall provide resources to provide, on a statewide average, 2.1590 hours per week in extra instruction with fifteen highly capable program students per teacher.

(11) The allocations under subsections (4)(a) and (b), (5), (6), and (8) of this section shall be enhanced as provided under RCW 28A.150.390 on an excess cost basis to provide supplemental instructional resources for students with disabilities.

(12)(a) For the purposes of allocations for prototypical high schools and middle schools under subsections (4) and (10) of this section that are based on the percent of students in the school who are eligible for free and reduced-price meals, the actual percent of such students in a school shall be adjusted by a factor identified in the omnibus appropriations act to reflect underreporting of free and reduced-price meal eligibility among middle and high school students.

(b) Allocations or enhancements provided under subsections (4), (7), and (9) of this section for exploratory and preparatory career and technical education courses shall be provided only for courses approved by the office of the superintendent of public instruction under chapter 28A.700 RCW.

(13)(a) This formula for distribution of basic education funds shall be reviewed biennially by the superintendent and governor. The recommended formula shall be subject to approval, amendment or rejection by the legislature.

(b) In the event the legislature rejects the distribution formula recommended by the governor, without adopting a new distribution formula, the distribution formula for the previous school year shall remain in effect.

(c) The enrollment of any district shall be the annual average number of full-time equivalent students and part-time

students as provided in RCW 28A.150.350, enrolled on the first school day of each month, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. The definition of full-time equivalent student shall be determined by rules of the superintendent of public instruction and shall be included as part of the superintendent's biennial budget request. The definition shall be based on the minimum instructional hour offerings required under RCW 28A.150.220. Any revision of the present definition shall not take effect until approved by the house ways and means committee and the senate ways and means committee.

(d) The office of financial management shall make a monthly review of the superintendent's reported full-time equivalent students in the common schools in conjunction with RCW 43.62.050.

NEW SECTION. Sec. 204. Section 203 of this act takes effect September 1, 2014."

Correct the title.

Signed by Representatives Hunter, Chair; Chandler, Ranking Minority Member; Ross, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Christian; Cody; Dahlquist; Dunshee; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt, G.; Jinkins; Kagi; Lytton; Parker; Pettigrew; Schmick; Seaquist; Springer; Sullivan; Taylor and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Ormsby, Vice Chair; Hunt, S. and Morrell.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's 1st supplemental committee reports under the fifth order of business were referred to the committees so designated with the exception of HOUSE BILL NO. 2422 and HOUSE BILL NO. 2794 which were placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of HOUSE BILL NO. 2335 the bill was placed on the second reading calendar.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10 a.m., March 4, 2014, the 51st Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTY FIRST DAY

House Chamber, Olympia, Tuesday, March 4, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Elise Wohler and James Juntti. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Paul Casey, Central United Protestant Church, Richland, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

SSB 6259 by Senate Committee on Ways & Means (originally sponsored by Senators Hargrove, Hatfield, Braun and Hobbs)

AN ACT Relating to providing a reduced public utility tax for log transportation businesses; amending RCW 82.16.020; reenacting and amending RCW 82.16.010; creating a new section; and providing an effective date.

Referred to Committee on Finance.

SB 6340 by Senator Hill

AN ACT Relating to aligning student transportation formulas with 2013 session laws; amending RCW 28A.160.192; adding a new section to chapter 28A.715 RCW; and providing an effective date.

Referred to Committee on Appropriations.

2SSB 6402 by Senate Committee on Ways & Means (originally sponsored by Senators Honeyford, Hatfield, Brown, Dansel, Parlette and Bailey)

AN ACT Relating to defining honey bee products and services as an agricultural product; amending RCW 82.04.330, 82.04.050, and 82.08.855; reenacting and amending RCW 82.04.213; creating new sections; repealing RCW 82.04.629, 82.04.630, 82.08.0204, 82.12.0204, 82.08.200, 82.12.200, and 43.136.047; and providing an effective date.

Referred to Committee on Finance.

SB 6497 by Senators McCoy, Chase, Hasegawa, Conway, Fain, Kohl-Welles and McAuliffe

AN ACT Relating to the minority and women's business enterprises account; and amending RCW 39.19.200.

Referred to Committee on Appropriations.

ESB 6550 by Senators Holmquist Newbry, Hobbs, Parlette, Lias, Hewitt, Hatfield, Fain, Conway, McAuliffe and Mullet

AN ACT Relating to providing a sales and use tax exemption for sales and uses related to eligible server equipment and power infrastructures installed in eligible computer data centers; amending RCW 82.08.986 and 82.12.986; creating a new section; and providing expiration dates.

Referred to Committee on Finance.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 6020, by Senate Committee on Ways & Means (originally sponsored by Senators Honeyford and Keiser)

Concerning the 2013-2015 supplemental capital budget.

The bill was read the second time.

With the consent of the house, amendment (822) was withdrawn.

Representative Dunshee moved the adoption of amendment (816):

(Format Changed to Accommodate Text)

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A supplemental capital budget is hereby adopted and, subject to the provisions set forth in this act, the several dollar amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be incurred for capital projects during the period beginning with the effective date of this act and ending June 30, 2015, out of the several funds specified in this act.

**PART 1
GENERAL GOVERNMENT**

NEW SECTION. Sec. 1001. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:
FOR THE OFFICE OF THE SECRETARY OF STATE

Archives Facilities Maintenance Environmental Control (30000028)

Appropriation:

State Building Construction Account--State	\$46,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$46,000	

NEW SECTION. Sec. 1002. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:
FOR THE OFFICE OF THE SECRETARY OF STATE

Library and Archives Building (30000029)

The appropriations in this section is subject to the following conditions and limitations:

- (1) The appropriation in this section is provided solely for a predesign to determine: (a) Necessary program space for the state library currently located in Tumwater, and additional archive space; (b) capital budget requirements including the use of fees collected by the secretary of state that will support a certificate of participation for the financing of the construction of the facility, and future operating costs.
- (2) The study will consider the use of the general administration building site as a possible location. Any benefits or consequences may be identified at this site or other sites considered.
- (3) The office of financial management shall determine the maximum use of the site and consider the consolidation of other state agencies, including separately elected officials.
- (4) The building shall be a high performance building and the construction shall be procured using a performance based method including design-build or design-build-operate-maintain.

Appropriation:

State Building Construction Account--State	\$250,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$250,000	

NEW SECTION. Sec. 1003. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:
FOR THE DEPARTMENT OF COMMERCE

Building for the Arts Grants (30000006)

The reappropriation in this section is subject to the following conditions and limitations:

- (1) The reappropriation in this section is subject to the provisions of section 1011, chapter 36, Laws of 2010 1st sp. sess.
- (2) The reappropriation in this section is provided solely for the Federal Way performing arts center.

Reappropriation:

State Building Construction Account--State.....	\$218,000
Prior Biennia (Expenditures).....	\$8,481,000
Future Biennia (Projected Costs)	\$0
TOTAL \$8,699,000	

Sec. 1004. 2013 2nd sp.s. c 19 s 1073 (uncodified) is amended to read as follows:
FOR THE DEPARTMENT OF COMMERCE

Drinking Water State Revolving Fund Loan Program (30000189)

The appropriations in this section are subject to the following conditions and limitations:

(1) (~~(\$4,400,000 for fiscal year 2014 and)~~) \$4,400,000 from the drinking water assistance account--state for fiscal year 2015 is provided solely as state match for federal safe drinking water funds.

(2) For projects involving repair, replacement, or improvement of a clean water infrastructure facility or other public works facility for which an investment grade efficiency audit is obtainable, the public works board must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its drinking water state revolving fund program loan.

Appropriation:

(State Building Construction Account--State	\$8,800,000)
<u>Drinking Water Assistance Account--State</u>	<u>\$4,400,000</u>
Drinking Water Assistance Repayment Account--State	\$200,000,000
Subtotal Appropriation	((\$208,800,000))
<u>\$204,400,000</u>	

Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$680,000,000
TOTAL ((\$888,800,000))	
<u>\$884,400,000</u>	

NEW SECTION. Sec. 1005. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF COMMERCE

High Energy Efficient Housing Demonstration (30000708)

The appropriation in this section is subject to the following conditions and limitations:

(1) The appropriation in this section is provided solely for a demonstration program making loans or grants to low-income housing developers for ultra-high energy efficient housing projects including single and multifamily units. The program's purpose is to apply ultra- high energy efficiency design and build strategies and technologies to the construction of affordable housing, in order to increase housing affordability for low-income households and reduce consumption of limited natural resources.

(2) In consultation with professional building, energy efficiency, and housing finance organizations, the office of financial management, and the appropriate legislative staff, the department shall develop and implement a competitive program by December 1, 2014, that is designed to fund and evaluate ultra-high energy efficient housing projects.

(3) To receive funding, a project must:

(a) Demonstrate energy-saving and renewable energy systems designed to reduce building energy use by fifty percent or more after the housing is fully occupied, compared to the current edition of the Washington state energy code;

(b) Propose to use a performance-based design and build process; and,

(c) Provide a life-cycle cost analysis report to the department.

(4) At least one of the projects selected for funding must demonstrate energy-saving and renewable energy systems designed to achieve net zero energy use after the housing is fully occupied.

(5) The department must consider, at a minimum and in any order, the following factors in assigning a numerical ranking to a project:

(a) Whether the proposed design demonstrates that the project will achieve a fifty percent or greater reduction in building energy use when fully occupied, compared to the current edition of the Washington state energy code. Points for this factor must be awarded so that the greater the reduction in energy use, the higher the number of points.

(b) The life-cycle cost of the project;

(c) That the project demonstrates a design, use of materials, and construction process that can be replicated by the Washington building industry;

(d) The extent to which the project leverages nonstate funds;

(e) The extent to which the project is ready to proceed to construction;

(f) Whether the project promotes sustainable use of resources and environmental quality;

(g) Whether the project is being well-managed to fund maintenance and capital depreciation;

(h) Reduction of housing and utilities carbon footprint; and,

(i) Other criteria that the department considers necessary to achieve the purpose of this program.

(6) By October 1, 2015, the department shall submit a report to the governor and legislative fiscal committees on the results of the demonstration project, including a benefit-cost analysis of designing projects to reach net-zero energy use.

Appropriation:

State Taxable Building Construction Account--State	\$5,000,000
--	-------------

Prior Biennia (Expenditures)	\$0
------------------------------------	-----

Future Biennia (Projected Costs)	\$0
--	-----

TOTAL	\$5,000,000
-------	-------------

NEW SECTION. Sec. 1006. A new section is added to 2013 2nd sp.s c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Capital Funding for Weatherization (30000707)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for low-income weatherization through the energy matchmakers program.

Appropriation:

State Taxable Building Construction Account--State.....	\$2,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$2,000,000	

Sec. 1007. 2013 2nd sp.s. c 19 s 1074 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Clean Energy and Energy Freedom Program (91000582)

The appropriations in this section are subject to the following conditions and limitations:

(1) All expenditures from the state taxable building construction account--state appropriation in this section must be used for projects that provide a benefit to the public through development, demonstration, and deployment of clean energy technologies that save energy and reduce energy costs, reduce harmful air emissions or otherwise increase energy independence for the state. All expenditures must be used for projects that develop and acquire assets that have a useful life of at least thirteen years. These requirements must be specified in funding agreements issued by the department.

(2) For any project funded from the state taxable building construction account--state appropriation in this section, state funds must not exceed fifty percent of the estimated cost of a project, and funding preference must be provided to projects that offer a higher percentage of nonstate match funds.

(3)(a) \$15,000,000 of the state taxable building construction account--state appropriation in this section is provided solely to create a revolving loan fund to support the widespread use of proven building energy efficiency and renewable energy technologies now inhibited by lack of access to capital.

(b) To create the loan fund, the department shall provide grant funds to a competitively selected nonprofit lender that will provide matching private capital and will administer the loan fund. The department must select the loan fund administrator through a competitive process, with scoring conducted by a group of qualified experts, applying criteria specified by the department.

(c) The department must establish guidelines for the lender related to applicant eligibility, the screening process, and evaluation and selection criteria. The criteria must include requiring evidence of support for the proposed project from the impacted community and consistency with economic growth strategies and plans of the affected local governments. Applications for loans from the revolving fund must disclose all sources of public funding to be provided for a project. The nonprofit lender must use the revolving loan fund to make affordable loans for projects including, but not limited to: Residential and commercial energy retrofits, residential and community- scale solar installations, anaerobic digesters to treat dairy and organic waste, and combined heat and power projects using woody biomass as a fuel source.

(d) The department must conduct due diligence activities associated with the use of public funds, including oversight of the project selection process and project monitoring.

(e) Projects seeking financing of solar installations under this section must agree in contract to not participate in the cost-recovery program under RCW 82.16.120.

(4) \$15,000,000 of the state taxable building construction account--state appropriation in this section is provided solely for grants to advance renewable energy technologies by public and private electrical utilities that serve retail customers in the state. The department shall work with utilities to offer matching grants for projects that demonstrate new smart grid technologies. The department shall develop a grant application process to competitively select projects for grant awards, to include scoring conducted by a group of qualified experts with application of criteria specified by the department. Applications for grants must disclose all sources of public funding to be provided for a project. The grant funds must be used to fund projects that demonstrate how to: Integrate intermittent renewables through energy storage and information technology, dispatch energy storage resources from utility control rooms, use the thermal properties and electric load of commercial buildings and district energy systems to store energy, or otherwise improve the reliability and reduce the costs of intermittent or distributed renewable energy.

(5) \$6,000,000 of the state taxable building construction account-- state appropriation in this section is provided solely for grants to match federal funds used to develop and demonstrate clean energy technologies. The department shall work with the University of Washington, Washington State University, and the Pacific Northwest National Laboratory to offer matching funds for projects including, but not limited to: Advancing energy storage and solar technologies, and federal manufacturing innovation centers related to use of light-weight carbon fiber components to advance energy efficiency in the aeronautical, automotive, and marine sectors.

(6) The department must report on number and results of projects funded through the clean energy fund, including the number of job hours created and the number of jobs maintained and created, to the governor and the legislature, by November 1, 2014.

(7) The energy recovery act account--federal appropriation in this section is provided solely for loans, loan guarantees, and grants that encourage the establishment of innovative and sustainable industries for renewable energy and energy efficiency technology, consistent with provisions of RCW 43.325.040 (energy freedom account).

Appropriation:

State Taxable Building Construction Account--State.....	\$36,000,000
Energy Recovery Act Account--(Federal) State.....	\$4,000,000
Subtotal Appropriation	\$40,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$40,000,000	

Sec. 1008. 2013 3rd sp.s. c 1 s 3 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Renton Aerospace Training Center Construction (~~(92000151))~~ (30000724)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for construction of the Renton aerospace training center. ~~((This funding is in addition to funding provided in section 1077, chapter 19, Laws of 2013 2nd sp. sess. (uncodified).))~~

Appropriation:

State Building Construction Account--State.....	(((\$5,000,000))
<u>\$10,000,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL (((\$5,000,000))	
<u>\$10,000,000</u>	

Sec. 1009. 2013 2nd sp.s. c 19 s 1077 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Projects for Jobs and Economic Development (92000151)

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as directed otherwise prior to the effective date of this section, the department shall not expend the appropriations in this section unless and until the nonstate share of project costs have been either expended, or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriations are released for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations whose sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards as required by chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only, and shall not be advanced under any circumstances.

(5) Projects funded in this section must be held by the recipient for a minimum of ten years and used for the same purpose or purposes intended by the legislature as required in RCW 43.63A.125(6).

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The appropriations are provided solely for the following list of projects:

Projects for Jobs & Economic Development	Authorized Amount
City of Bremerton Puget Sound Naval Safety Project	\$1,300,000
Fairchild Airforce Base	\$2,700,000
City of Lynnwood Main Street Improvements	\$250,000
Port of Everett: Roll-On/Roll-Off Cargo Berth	\$1,500,000
Kittitas County Infrastructure and Facilities	\$5,000,000
City of Kennewick Industrial Land	\$1,000,000
Perry Tech Institute Building	(((\$1,000,000))
	<u>\$2,000,000</u>
City of Buckley Drinking Water Improvements	\$350,000
((Coronado)) <u>Carbonado</u> Reservoir Replacement	\$525,000
Hopelink Cleveland Street Project	\$1,000,000
Redmond Connector	\$1,300,000
Washougal ((Storm Water Decant Facility)) <u>Wastewater Treatment Plant</u>	\$1,000,000
Roslyn Renaissance Northwest Improvement Company Building	\$500,000
Everett/Tulalip Water Pipeline Construction	\$1,000,000
((Renton Aerospace Training Center Construction	<u>\$5,000,000))</u>

Renton Riverview Bridge Replacement	\$1,100,000
Omak City Sewer, Collection System, and Treatment Plant	\$2,000,000
Harper Pier Replacement	\$800,000
University Place Main Street Redevelopment	\$975,000
Sultan Alder Avenue Water/Sewer Line Replacement	\$185,000
Quincy Industrial Water Reclamation & Reuse	\$700,000
NW Medical School	\$136,000
Ione - 8th St Lift Station Replacement	\$165,000
Stevens PUD Projects	\$532,000
Port Orchard Bay St. Pedestrian Path - Phase 2	\$336,000
Dekalb Pier - Phase 2	(\$255,000)
Kenmore Village	<u>\$755,000</u>
South Kirkland TOD/Cross Kirkland Corridor	(\$1,300,000)
Washington Agriculture Discovery Center	<u>\$100,000</u>
Mountlake Terrace Mainstreet Grant	\$2,000,000
Issaquah - North Roadway Network Improvement	\$5,000,000
TRIDEC Development of Small Modular Reactor Proposal	\$500,000
City of Shelton Wastewater	\$1,500,000
Port of Moses Lake Firefighting System	\$300,000
Seattle Chinatown/ID Development	\$500,000
TOTAL	(\$42,109,000)
	<u>\$38,809,000</u>

Appropriation:

State Building Construction Account--State	(\$35,009,000)
<u>\$31,709,000</u>	
Public Facility Construction Loan Revolving	
Account--State	\$7,100,000
Subtotal Appropriation	(\$42,109,000)
<u>\$38,809,000</u>	
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL (\$42,109,000)	
<u>\$38,809,000</u>	

Sec. 1010. 2013 2nd sp.s. c 19 s 1078 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Projects That Strengthen Communities and Quality of Life (92000230)

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as directed otherwise prior to the effective date of this section, the department shall not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended, or firmly committed, or both, in an amount sufficient to complete

the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is released for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations whose sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards as required by chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only, and shall not be advanced under any circumstances.

(5) Projects funded in this section must be held by the recipient for a minimum of ten years and used for the same purpose or purposes intended by the legislature as required in RCW 43.63A.125(6).

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) \$1,500,000 of the appropriation in this section from the state building construction account--state is provided solely for design development to align ongoing planning for the replacement of the Seattle multimodal terminal at Colman dock with the creation of a public park. The scope of work must provide a design plan that includes an elevated park and corresponding amenities above the terminal. Design development shall be delivered through the city of Seattle. The scope of this project does not preclude any current plans for Colman dock to replace or seismically upgrade the facility, nor does it reduce the amount of general and commercial traffic, high occupancy vehicles, transit, bicyclist and pedestrian movement.

(8) \$500,000 of the appropriation from the environmental legacy stewardship account--state is provided solely for an investigation of possible contaminated soils around the Colman dock.

(9) The appropriation is provided solely for the following list of projects:

Projects that Strengthen Communities & Quality of Life	Authorized Amount
Ft. Vancouver - Mother Joseph Academy & Infantry Barracks	\$1,000,000
LaConner Boardwalk	\$1,600,000
Kent Interurban Trail Connector	((\$750,000))
Town of Concrete Public Safety Building	<u>\$1,350,000</u> \$785,000
Complete Development of Ashford Park Facilities	\$1,000,000
Jackson Park Renovation	\$1,000,000
South Whatcom Library Construction	\$90,000
Guemes Channel Trail Project	\$700,000
Seabrook Trail	\$437,000
Vashon Island Allied Arts	\$2,000,000
Federal Way Performing Arts	\$2,000,000
Japanese Gulch Land Acquisition	\$1,000,000
Milton - Triangle Park ADA Upgrades	\$225,000
Langston Hughes Performing Arts Center - Storage	\$150,000
Wood Pellet Heat in Schools Pilot	\$500,000
Snohomish County Sheriff's Office South Precinct	\$1,000,000
Ravensdale Park	\$650,000
Worthington Park	\$210,000
Eastside Tacoma Community Center	\$400,000
((228th Street Trail	\$500,000))

Institute for Community Leadership	\$275,000
FISH of Vancouver/Nonprofit Community Service Center	\$1,000,000
Yelm Community Center	\$1,000,000
Ellensburg Depot	\$500,000
Roslyn City Hall	\$400,000
Northwest Carriage Museum	\$375,000
People's Community Center and Pool	\$500,000
((Town of Concrete Fire and Life Safety Facility	(\$500,000))
Chehalis Pool	\$250,000
Mount Rainier Park Ranger Memorial	\$60,000
McAllister Air Museum	\$500,000
Repairs to Stevenson Grange	\$50,000
Meydenbauer Park Improvements	\$3,000,000
Sixty Acres Park Enhancements	\$750,000
Covington Community Park Phase 2	\$2,100,000
Johnson Farm Museum - Anderson Island	\$250,000
Nikolai Project	\$40,000
Ft. Steilacoom Building Preservation	\$250,000
Plaza Roberto Maestas - Building the Beloved Community	\$1,000,000
Seattle Multimodal Terminal at Colman Dock/Public Park	\$2,000,000
Confluence Project	\$747,000
Castle Rock Citywide Residential Street Project	\$504,000
UWAVE	\$30,000
Transit-Community Center	\$800,000
Mt. Spokane Lodge	\$250,000
TOTAL	(\$33,128,000) <u>\$32,728,000</u>

Appropriation:

State Building Construction Account--State	(\$32,628,000)
<u>\$32,228,000</u>	
Environmental Legacy Stewardship Account--State	\$500,000
Subtotal Appropriation	(\$33,128,000)
<u>\$32,728,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL (\$33,128,000)	

\$32,728,000

Sec. 1011. 2013 2nd sp.s. c 19 s 1064 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Housing for Homeless Veterans (91000455)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided for the ranked list of projects in the category "Housing for Homeless Veterans" in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall evaluate projects on the LEAP list and allocate the funding based on the requirements of RCW 43.185.050 and 43.185.070. Upon review of a completed application, if the department determines that a project is not eligible or is not ready to proceed, the department may reallocate the funding to a project in another category in the LEAP list, or to the highest ((~~ranking~~)) ranked, ready-to-proceed project on the alternate list in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall, at its discretion, determine the actual amount of funding to be allocated to each project, provided that the total allocation does not exceed the appropriation provided in this section.

Appropriation:

State Taxable Building Construction	
Account--State.....	\$9,367,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,367,000

Sec. 1012. 2013 2nd sp.s. c 19 s 1065 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Housing for Farmworkers (91000457)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided for the ranked list of projects in the category "Housing for Farmworkers" in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall evaluate projects on the LEAP list and allocate the funding based on the requirements of RCW 43.185.050 and 43.185.070. Upon review of a completed application, if the department determines that a project is not eligible or is not ready to proceed, the department may reallocate the funding to a project in another category on the LEAP list, or to the highest ((~~ranking~~)) ranked, ready- to-proceed project on the alternate list in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall, at its discretion, determine the actual amount of funding to be allocated to each project, provided that the total allocation does not exceed the appropriation provided in this section.

Appropriation:

State Taxable Building Construction	
Account--State.....	\$27,050,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$27,050,000

Sec. 1013. 2013 2nd sp.s. c 19 s 1066 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Housing for People with Developmental Disabilities (91000458)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided for the ranked list of projects in the category "Housing for People with Developmental Disabilities" in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall evaluate projects on the LEAP list and allocate the funding based on the requirements of RCW 43.185.050 and 43.185.070. Upon review of a completed application, if the department determines that a project is not eligible or is not ready to proceed, the department may reallocate the funding to a project in another category on the LEAP list, or to the highest ((~~ranking~~)) ranked, ready-to-proceed project on the alternate list in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall, at its discretion, determine the actual amount of funding to be allocated to each project, provided that the total allocation does not exceed the appropriation provided in this section.

Appropriation:

State Taxable Building Construction	
Account--State.....	\$9,019,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,019,000

Sec. 1014. 2013 2nd sp.s. c 19 s 1067 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Housing for People with Chronic Mental Illness (91000459)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided for the ranked list of projects in the category "Housing for People with Chronic Mental Illness" in LEAP capital document No. 2013- 1A, developed April 10, 2013. The department shall evaluate projects on the LEAP list and allocate the funding based on the requirements of RCW 43.185.050 and

43.185.070. Upon review of a completed application, if the department determines that a project is not eligible or is not ready to proceed, the department may reallocate the funding to a project in another category in the LEAP list, or to the highest (~~ranked~~) ranked, ready-to-proceed project on the alternate list in LEAP capital document No. 2013-1A, developed April 10, 2013. The department shall, at its discretion, determine the actual amount of funding to be allocated to each project, provided that the total allocation does not exceed the appropriation provided in this section.

Appropriation:

State Taxable Building Construction	
Account--State	\$6,064,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,064,000

NEW SECTION. Sec. 1015. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Involuntary Evaluation and Treatment Beds (91000592)

The appropriation in this section is subject to the following conditions and limitations:

(1) The appropriation in this section is provided solely for the department, in collaboration with the department of social and health services, to issue grants to community hospital or free-standing evaluation and treatment facilities providing new or increased capacity for short term psychiatric detention and commitment services in the King county regional support network, Spokane regional support network outside of Spokane county, and Thurston/Mason regional support networks. If the department cannot provide funds for a project within each of these three regional support networks, they may, in collaboration with the department of social and health services, consider other locations.

(2) These funds must not be used in settings that meet the criteria to be classified under federal law as institutions for mental diseases. Funds may be used for construction and equipment costs associated with establishment of the new or increased capacity in these settings. These funds must not be used for operating costs associated with the treatment of patients using these services.

(3) In order to receive funding, each of the projects must be identified by the department of social and health services and the regional support network and provide:

(a) Evidence that the project has been developed in collaboration with one or more regional support networks, as defined in RCW 71.24.025;

(b) Evidence that the project will serve persons who are publicly funded and persons detained under the involuntary treatment act under chapter 71.05 RCW;

(c) Evidence of capacity to serve individuals with medical and psychiatric comorbidities;

(d) A commitment to maintain the beds or facility for at least a ten year period;

(e) The date upon which structural modifications or construction would begin and the anticipated date of completion of the project;

(f) A detailed estimate of the costs associated with opening the beds; and

(g) The applicant's commitment to work with local courts and prosecutors to ensure that prosecutors and courts in the area served by the hospital or facility will be available to conduct involuntary commitment hearings and proceedings under chapter 71.05 RCW.

(4) To accommodate the emergent need for inpatient psychiatric services, the department and the department of health, in collaboration with the department of social and health services, must establish a concurrent and expedited process for the purpose of grant applicants meeting any applicable regulatory requirements necessary to operate the new or increased capacity in these settings.

Appropriation:

State Building Construction Account--State	\$5,200,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,200,000

NEW SECTION. Sec. 1016. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Facilities and Housing for Individuals with Mental Illness (91000636)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the department, in consultation with the department of social and health services, to issue grants on a statewide competitive basis for facilities and housing that serve individuals with mental illness. Funds may be used for construction and equipment costs associated with establishment of: Community hospital inpatient psychiatric beds; free-standing evaluation and treatment facilities; triage, crisis stabilization, and enhanced services facilities; residential care facilities; and housing for individuals with chronic mental illness. The department and the department of social and health services must establish criteria for the issuance of grants. Funds shall not be used for operating costs associated with these facilities and housing.

Appropriation:

State Building Construction Account--State	\$6,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,000,000

NEW SECTION. Sec. 1017. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2014 Local and Community Projects (91000593)

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as directed otherwise prior to the effective date of this section, the department shall not expend the appropriations in this section unless and until the nonstate share of project costs have been either expended, or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations whose sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards as required by chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only, and shall not be advanced under any circumstances.

(5) Projects funded in this section must be held by the recipient for a minimum of ten years and used for the same purpose or purposes intended by the legislature as required in RCW 43.63A.125(6).

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The appropriation from the state taxable building construction account in this section is provided solely for a historic building rehabilitation demonstration program. The purposes of the program are to: Support the public interest in preserving the state's historical heritage; protect public safety and health in and around historic buildings; and contribute to the economic stability of Washington communities by keeping historic buildings functional and economically viable.

(a) For purposes of this subsection, "historic building" means a building that is at least fifty years old and retains authentic, distinctive physical characteristics from its historic period of construction.

(b) Funds appropriated in this subsection must be used to provide gap financing for historic building rehabilitation projects that otherwise could not be completed due to the financial circumstances of their owners.

(i) Funds may be used for rehabilitation work that makes a building safe and secure, such as fire sprinkler systems and reinforcing walls. Funds may also be used for rehabilitation work that is required to make space habitable and in compliance with code requirements.

(ii) Financing shall be in the form of low-interest rate loans. Forgivable interest loans or grants may be allowed under certain circumstances, as determined by the department. Loan repayments must be deposited into the historic building rehabilitation revolving loan fund established in section 6010 of this act, to be lent to future projects.

(c) The department must issue a competitive request for qualifications and quotations and select a certified nonprofit community development financial institution to implement the demonstration program. The department and selected organization must enter into a contract and jointly develop a project solicitation, evaluation and selection process.

(d) The expectation is that at least five percent of the project cost will be contributed by the building owner in cash. The contractor must work with other public and private lenders to underwrite financing packages that leverage additional funding resources and applicable tax credits.

(e) Projects will be evaluated on criteria including but not limited to the following:

(i) Whether the project meets at least one of the public purposes stated in this subsection;

(ii) The extent to which the project has leveraged funding from public and private lenders and applicable tax credits; and

(iii) The extent to which the building owner has committed cash and in-kind resources to the project.

(f) The department must conduct due diligence activities associated with the use of public funds, including oversight of the project selection process and project monitoring.

(g) By October 1, 2015, the department must provide a report to the governor and appropriate legislative committees on the results of the demonstration program and a recommendation as to whether it should continue as a statutorily authorized program.

(8) The appropriations in this section are provided solely for the following list of projects:

Project	Authorized Amount
Bellevue Downtown Park Inspiration Playground and Sensory Garden	\$750,000
Blackhills Community Soccer Complex	\$500,000
Bonlow Drive Extension	\$428,000
Broadway Low Income Senior Housing	\$500,000
Brookville Gardens Community Park	\$1,000,000
Caribou Trail Apartments	\$100,000
Casa Latina Worker Center Phase 3	\$230,000
CDM Services: Clark County Aging Care Resource Center	\$1,000,000
Clallam County Respite Center and Healthcare	\$500,000
Coastal Harvest Ice Machine	\$75,000

Cross Park, Pierce County	\$450,000
Dawson Place Child Advocacy Center Phase 2	\$176,000
Discover Children's Museum	\$250,000
Edmonds Center for the Arts	\$200,000
Floyd Norgaard Cultural Center	\$40,000
Frances Anderson Cultural Center Roofing Project	\$200,000
Gordon Family YMCA	\$1,000,000
Gratzer Park Ball Fields	\$200,000
Historic Building Rehabilitation Demonstration Program	\$750,000
Lakewood Towne Green	\$250,000
Lewis County Event Center and Sports Complex Phase 2 Construction	\$400,000
Life Support	\$500,000
Mason County Sheriff Evidence Storage Facility	\$500,000
Meadowlark Development	\$500,000
Milton City Facilities Upgrades	\$359,000
North Kitsap Fishline Food Bank	\$500,000
Port of Centralia - Centralia Station Phase 2	\$500,000
Prairie Line Children's Art Park	\$302,000
Renovate Mason County Senior Center	\$230,000
Rockford Wastewater Treatment Facility Improvements	\$1,094,000
SE 240th St Watermain System Improvements	\$500,000
Sentinel Boulevard Restoration	\$230,000
St Vincent Food Bank & Community Services Construction Project	\$500,000
Twisp Town Hall	\$222,000
Vancouver Sea Mar Community Health Center	\$1,250,000
Vantage Point Apartments	\$500,000
Washington Green Schools	\$50,000
Washougal Senior/Community Center	\$212,000
Western Washington Live Grain Handling and Storage Facility	\$450,000
Yakima Warriors Association Community Complex	\$1,000,000
TOTAL	\$18,398,000

Appropriation:

State Building Construction Account--State..... \$17,648,000

State Taxable Building Construction Account--State.....	\$750,000
Subtotal Appropriation	\$18,398,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$18,398,000	

Sec. 1018. 2013 2nd sp.s. c 19 s 1084 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT
Catastrophic Flood Relief (20084850)

The appropriation in this section is subject to the following conditions and limitations:

- (1) Up to \$9,200,000 of the appropriation is for design alternatives for large capital flood damage reduction projects, including basin-level water retention and Interstate 5 protection projects.
- (2) Up to \$15,092,000 of the appropriation is for construction of priority local flood protection projects, including multipurpose projects that reduce flood damage and benefit fish habitat.
- (3) Up to \$1,750,000 of the appropriation is for projects to reduce damage to residential and other structures in the floodplain, through flood proofing and buyouts.
- (4) Up to \$2,160,000 of the appropriation is for state agency technical assistance, stakeholder project management, project support, and coordination.

Reappropriation:

State Building Construction Account--State.....	\$752,000
---	-----------

Appropriation:

State Building Construction Account--State.....	((\$28,202,000))
<u>\$33,202,000</u>	

Prior Biennia (Expenditures).....	\$8,733,000
Future Biennia (Projected Costs)	\$0
TOTAL ((\$37,687,000))	
<u>\$42,687,000</u>	

NEW SECTION. Sec. 1019. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT
K-12 Skill Center Scoring Process (91000429)

The appropriation in this section is subject to the following conditions and limitations:

- (1) By November 1st of each even-numbered year, the office of financial management shall complete an objective analysis and scoring of all major capital projects proposed by skill centers and submit the results of the scoring process to the legislative fiscal committees and the superintendent of public instruction.
- (2) The office of financial management, in consultation with the legislative fiscal committees and the superintendent of public instruction, shall establish a skill center scoring system and process that is based on the framework used in the community and technical college system of prioritization. Staff from the state board for community and technical colleges shall provide technical assistance on the development of a scoring system and process.
- (3) The office of financial management shall consult with the legislative fiscal committees in the scoring of skill center project proposals, and may also solicit participation by independent experts.
 - (a) For each skill center project, the scoring system must, at a minimum, include:
 - (i) An evaluation of enrollment trends;
 - (ii) Programs needed to prepare students for employment, postsecondary education, long-term occupational skills training, and apprenticeship;
 - (iii) Reasonableness of cost, including building and system life cycle cost analysis and building performance goals;
 - (iv) Local project contribution;
 - (v) The ability of the project to enhance specific statewide and regional goals, including employer demand for skilled workers;
 - (vi) Age and condition of the facility if applicable;
 - (vii) Space utilization; and
 - (viii) Consideration of a skill center program participant's ongoing connection to and integration with their resident high school and its student population.
 - (b) The office of financial management must assign high priority to the reasonableness of cost and local project contribution criteria in the scoring process.
 - (c) Major projects scored may include projects at the predesign, design, or construction funding phase. Predesigns shall be on a separate prioritized list.
 - (4) In evaluating and scoring skill center projects, the office of financial management shall take into consideration project schedules that result in realistic, balanced, and predictable expenditure patterns over the ensuing three biennia.
 - (5) The office of financial management shall distribute common definitions, the scoring system, and other information required for the project proposal and scoring process as part of its biennial budget instructions. The office of financial management, in consultation with the legislative fiscal committees, shall develop common definitions that skill centers must use in developing their project proposals and lists under this section.
 - (6) In developing any scoring system for major capital projects proposed by skill centers, the office of financial management:
 - (a) Shall be provided with all required information by the superintendent of public instruction, skill centers, and the state board for community and technical colleges as deemed necessary by the office of financial management;

(b) May utilize independent services to verify, sample, or evaluate information provided to the office of financial management by the superintendent of public instruction, the skill centers, and the state board for community and technical colleges; and

(c) Shall have full access to all data maintained by the superintendent of public instruction and skill centers concerning the inventory and condition of public school facilities.

(7) By December 1, 2014, the office of financial management, in consultation with the superintendent of public instruction, must develop options for integrating skill centers into the school construction assistance program, including options for multidistrict school financing to meet local match requirement beyond the ten percent minimum threshold provided in RCW 28A.245.030.

Appropriation:

Common School Construction Account--State.....	\$250,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$250,000

Sec. 1020. 2013 2nd sp.s. c 19 s 1109 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

1063 Block Replacement (91000016)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for predesign and bridging documents, design, competition honoraria, project management, demolition, and other planning activities including permits. The predesign must specify the tenants of the building as directed by the office of financial management. The predesign must indicate the estimated annual cost increase for state agency tenants compared to the cost of their existing leases. The estimated cost increase may take into account estimated cost savings in staff costs and other costs that may result in more efficient building design and layout of office space. The director of the office of financial management must review these cost estimates and submit a report to the appropriate committees of the legislature indicating the budget increase that would be required sixty days prior to executing any construction contracts for the building. The lease for any prospective tenant may not be extended beyond the anticipated occupancy date of the building. The building will be alternatively financed as authorized in section 7014 of this act. The building will be delivered using design build, as defined by chapter 39.10 RCW, with a guarantee for energy, operations, and maintenance performance. The term for performance validation must not be less than five years. The state may use state employees for services not related to building performance. Criteria for selecting a contractor must include life cycle costs, energy costs, or energy use index. The scope of the building shall be between two hundred thousand and two hundred twenty-five thousand square feet of office space based on the office of financial management's direction for square feet and tenants identified in the programming phase including the Washington state patrol. Initial tenant lease costs for the building may not exceed six dollars per gross square foot not including debt services. This is phase one of a two-phase process that includes future demolition of the current general administration building and construction of a similar facility which may include the state library as a tenant.

Appropriation:

State Building Construction Account--State.....	\$13,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,000,000

NEW SECTION. Sec. 1021. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capitol Campus Master Plan (91000017)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for updating the master plan for the capitol campus. The master plan will include existing sites that are available for development to consolidate or relocate state agencies. Each opportunity site shall include an estimate of building size the site can hold and a project estimate for the building. The master plan shall include a schedule for the site development. The office of financial management shall provide the agencies to be consolidated or relocated within the 2015-2021 six-year facilities plan.

Appropriation:

State Building Construction Account--State.....	\$200,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 1022. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capitol Campus Dashboards (91000018)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for installing energy dashboards in the John L. O'Brien building, the John A. Cherberg building, and the legislative building. The dashboards will also be made available on a department web site.

Appropriation:

State Building Construction Account--State.....	\$150,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$150,000	

NEW SECTION. Sec. 1023. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE MILITARY DEPARTMENT

Generator Fuel Tank - Emergency Management Division (30000701)

Appropriation:

Pollution Liability Insurance Program Trust	
Account--State.....	\$300,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$300,000	

Sec. 1024. 2013 2nd sp.s c 19 s 1115 (uncodified) is amended to read as follows:

FOR THE MILITARY DEPARTMENT

Thurston County Readiness Center (30000594)

Appropriation:

<u>General Fund--Federal</u>	\$3,979,000
State Building Construction Account--State.....	(\$2,800,000)
<u>\$3,673,000</u>	
<u>Subtotal Appropriation</u>	<u>\$7,652,000</u>

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$44,249,000
TOTAL ((\$47,049,000))	
<u>\$51,901,000</u>	

NEW SECTION. Sec. 1025. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Historic Block Public Safety/Code Compliance Feasibility Study (91000004)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for conducting a feasibility study for making state grants or loans for the purposes of: Seismic upgrades; fire suppression; public safety; and other building code compliance needs in historic buildings, blocks, and districts throughout the state. The study shall include an examination of: The statewide need for the funding; eligible property types; engineering solutions and cost ranges; potential funding sources and mechanisms; and, the feasibility of dispersing state funds to multiple property owners in order to reduce engineering costs. The department must submit the feasibility study to legislative fiscal committees by November 1, 2014.

Appropriation:

State Building Construction Account--State.....	\$110,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$110,000	

(End of part)

PART 2
HUMAN SERVICES

NEW SECTION. Sec. 2001. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Relocation of Industrial Hygiene Lab and Safety Training (30000015)

The appropriations in this section are subject to the following conditions and limitations:

- (1) The appropriations in this section are provided solely for a predesign to determine: (a) Necessary program space for the industrial hygiene lab and safety training space; and (b) capital budget requirements including the use of fees collected by the department that will support a certificate of participation for the financing of the construction of the facility and future operating costs.
- (2) The study will consider the use of 1500 Jefferson Street data center as a possible location. Any benefits or consequences may be identified at this site or other sites considered.

(3) The building shall be a high performance building and the construction shall be procured using a performance based method including design-build or design-build-operate-maintain.

Appropriation:

Medical Aid Account--State	\$75,000
Accident Account--State	\$75,000
Subtotal Appropriation	\$150,000

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$150,000	

NEW SECTION. Sec. 2002. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital New Kitchen and Commissary Building (20081319)

Appropriation:

State Building Construction Account--State.....	\$1,100,000
---	-------------

Prior Biennia (Expenditures).....	\$828,000
Future Biennia (Projected Costs)	\$0
TOTAL \$1,928,000	

NEW SECTION. Sec. 2003. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest Campus Electrical Infrastructure (91000023)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for design and engineering of electrical infrastructure upgrades including electrical infrastructure feeding the department of health lab.

Appropriation:

State Building Construction Account--State.....	\$470,000
---	-----------

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$2,500,000
TOTAL \$2,970,000	

NEW SECTION. Sec. 2004. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

McNeil Island Still Harbor Dock Repairs (30002573)

Appropriation:

State Building Construction Account--State.....	\$500,000
---	-----------

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$500,000	

NEW SECTION. Sec. 2005. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Mental Health Facility Improvements (91000025)

Appropriation:

State Building Construction Account--State.....	\$4,259,000
---	-------------

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$4,259,000	

NEW SECTION. Sec. 2006. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF VETERANS AFFAIRS

Veterans Cemetery Expansion (30000145)

Appropriation:

Charitable, Educational, Penal and Reformatory Institutions Account--State	\$268,000
---	-----------

General Fund--Federal	\$2,680,000
Subtotal Appropriation	\$2,948,000

Prior Biennia (Expenditures).....	\$0
-----------------------------------	-----

Future Biennia (Projected Costs) \$0
 TOTAL \$2,948,000

Sec. 2007. 2013 2nd sp.s. c 19 s 2037 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

Department of Corrections Centralized Pharmacy Westside (92000034)

Appropriation:

State Building Construction Account--State ~~(\$700,000)~~
\$862,000

Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$0
 TOTAL ~~(\$700,000)~~
\$862,000

NEW SECTION. Sec. 2008. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

Monroe Corrections Complex Contaminated Soil Remediation (30000994)

Appropriation:

State Toxics Control Account--State \$700,000

Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$700,000

NEW SECTION. Sec. 2009. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

Female Capacity (91000014)

The appropriation in this section is subject to the following conditions and limitations:

- (1) The appropriation in this section is provided solely for developing a predesign and other planning needs to provide capacity for female offenders. The predesign shall assess the use of the Washington state corrections center for women including any necessary infrastructure.
- (2) The predesign shall also assess the use of mental health beds to add capacity. Facilities including Western State Hospital, the Yakima jail, and Pine Lodge, shall be considered to provide mental health services to female offenders. Different levels of treatment shall be analyzed with a cost benefit for each level.
- (3) The department may contract with the Washington state institute for public policy or other entities. The department of social and health services shall provide information as needed.
- (4) The department shall coordinate any efficiencies with section 2010 of this act.

Appropriation:

State Building Construction Account--State \$300,000

Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$300,000

NEW SECTION. Sec. 2010. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

Male Capacity (91000015)

The appropriation in this section is subject to the following conditions and limitations:

- (1) The appropriation in this section is provided solely for developing a predesign and other planning needs to provide capacity for male offenders. The predesign shall assess the use of the Maple Lane facility including any necessary infrastructure.
- (2) The predesign shall also assess the use of mental health beds to add capacity. Facilities including Western State Hospital, the Yakima jail, Pine Lodge, and the use of the Maple Lane facility shall be considered to provide mental health services to male offenders. Different levels of treatment shall be analyzed with a cost benefit for each level.
- (3) The department may contract with the Washington state institute for public policy or other entities. The department of social and health services shall provide information as needed.
- (4) The department shall coordinate any efficiencies with section 2009 of this act.

Appropriation:

State Building Construction Account--State \$1,500,000

Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$0
 TOTAL \$1,500,000

NEW SECTION. Sec. 2011. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

Washington Corrections Center for Women Diesel Tank Removal (91000016)

Appropriation:

Pollution Liability Insurance Program Trust	
Account--State	\$75,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$75,000	

NEW SECTION. Sec. 2012. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE EMPLOYMENT SECURITY DEPARTMENT

Elevator Repairs (30000003)

Appropriation:

Administrative Contingency Account--State	\$469,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$469,000	

(End of part)

PART 3
NATURAL RESOURCES

Sec. 3001. 2013 2nd sp.s. c 19 s 3002 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Low-Level Nuclear Waste Disposal Trench Closure (19972012)

Reappropriation:

Site Closure Account--State	\$11,885,000
-----------------------------------	--------------

Appropriation:

Site Closure Account--State	<u>\$3,354,000</u>
Prior Biennia (Expenditures).....	\$3,548,000
Future Biennia (Projected Costs)	\$0
TOTAL ((\$15,433,000))	
<u>\$18,787,000</u>	

Sec. 3002. 2013 2nd sp.s. c 19 s 3067 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Water Pollution Control Revolving Program (30000327)

The appropriations in this section are subject to the following conditions and limitations:

~~((1) \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal year 2015 of the state building construction account state is provided solely as state match for state federal clean water funds.~~
 (2)) For projects involving repair, replacement, or improvement of a wastewater treatment plant or other public works facility for which an investment grade efficiency audit is obtainable, the department of ecology must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its water pollution control program loan.

Appropriation:

(State Building Construction Account--State	(\$15,500,000))
Water Pollution Control Revolving	
Account--State	((184,500,000))
<u>\$270,500,000</u>	
Water Pollution Control Revolving	
Account--Federal	\$50,000,000
Subtotal Appropriation	((250,000,000))
<u>\$320,500,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$510,000,000
TOTAL ((\$760,000,000))	
<u>\$830,500,000</u>	

Sec. 3003. 2013 2nd sp.s. c 19 s 3075 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Cleanup Toxics Sites - Puget Sound (30000337)

Appropriation:

Environmental Legacy Stewardship Account--State.....	(\$31,500,000)
<u>\$46,881,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	(\$35,517,000)
<u>\$20,136,000</u>	
TOTAL	\$67,017,000

Sec. 3004. 2013 2nd sp.s. c 19 s 3076 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Eastern Washington Clean Sites Initiative (30000351)

Appropriation:

Environmental Legacy Stewardship Account--State	\$10,300,000
State Toxics Control Account--State	<u>\$3,000,000</u>
Subtotal	Appropriation
<u>\$13,300,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	(\$9,047,000)
<u>\$6,047,000</u>	
TOTAL	\$19,347,000

Sec. 3005. 2013 2nd sp.s. c 19 s 3079 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grants (30000374)

Appropriation:

Local Toxics Control Account--State	\$62,537,000
Environmental Legacy Stewardship Account--State	<u>\$21,296,000</u>
Subtotal Appropriation	<u>\$83,833,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	(\$260,000,000)
<u>\$251,063,000</u>	
TOTAL	(\$322,537,000)
<u>\$334,896,000</u>	

NEW SECTION. Sec. 3006. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Flood Hazard Reduction Grants (91000239)

The appropriation in this section is subject to the following conditions and limitations:

- (1) \$22,915,000 of the appropriation in this section is provided solely for a statewide competitive grant program for flood hazard reduction projects that also protect or restore floodplain ecosystem functions.
 - (a) Grants may be distributed on a competitive basis to the following eligible entities: Counties, cities, federally recognized Indian tribes; port districts; flood control districts; conservation districts; and diking and drainage districts.
 - (b) Applicants must provide a twenty percent match from nonstate sources. The nonstate match may include cash on hand, the value of real property when acquired solely for the purpose of the project, the proceeds of a letter of credit or other binding loan commitment, a pledge commitment, and in-kind contributions. Applicants may receive credit for properly documented nonstate matching funds that were contributed no earlier than ten years prior to the grant solicitation round and that are related to the needs identified in the project application. The department may develop additional requirements related to documenting the value of the nonstate match.
 - (c) Priority must first be given to projects that:
 - (i) Are located in a county or counties covered by ten or more state emergency flood proclamations from 1996 to 2012; and
 - (ii) Are part of a basin-wide strategy created by a governor's work group in close collaboration with an Indian tribe and a multicounty flood authority.
 - (d) Priority must next be given to projects in counties that have historically been and are projected to continue to be at greatest risk and most vulnerable to flooding.
 - (e) The department, in consultation with the office of financial management, must evaluate, score, and rank applications based on the following criteria:
 - (i) Projects that achieve multiple benefits including, but not limited to, cost-effective flood hazard reduction to people, property, critical facilities, and transportation corridors, flood risk reduction, salmon recovery, water quality improvements, habitat restoration, agricultural viability, public access, and channel migration zone protection. Projects must address both reduction and prevention of flood risks, and protection

or restoration of floodplain ecosystem functions. For the Chehalis river basin, projects may also include, but not be limited to, an upstream water retention facility;

- (ii) Projects that are consistent with and recommended by a collaborative planning and approval process that includes public comment, such as a comprehensive flood hazard management plan, a hazard mitigation plan, a comprehensive plan, a watershed plan, or other applicable plans;
 - (iii) Projects that minimize or eliminate future costs for maintenance, operation, or emergency response; and
 - (iv) Projects that are ready to proceed with the scope of work, and whose sponsors have the capacity to complete the project successfully.
- (2) \$2,000,000 of the appropriation in this section is provided solely for a grant to the Moses Lake irrigation and rehabilitation district for phase I of the Moses Lake north dam replacement project and associated design, permitting and management costs.
- (3) \$85,000 of the appropriation in this section is provided solely for a grant to the city of Stanwood for the state route number 532 flood protection berm and shared use path project.

Appropriation:

State Building Construction Account--State.....	\$25,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$25,000,000

NEW SECTION. Sec. 3007. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Headquarters Energy Conservation and HVAC Replacement (30000396)

Appropriation:

State Building Construction Account--State.....	\$250,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$11,773,000
TOTAL	\$12,023,000

NEW SECTION. Sec. 3008. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Clean Water Act Mitigation (91000242)

The appropriation in this section is subject to the following conditions and limitations:

- (1) \$24,600,000 of the appropriation in this section is provided solely for a statewide competitive grant program for local governments for storm water projects that provide a water quality or ecological benefit, address pollution from existing development, and support partnerships to reduce toxic water pollution. Prior to awarding a grant in a water body that is in Indian tribe reservation lands or in a usual and accustomed fishing area, the department must seek comment and agreement from the tribe.
- (2) \$400,000 of the appropriation in this section is provided solely for the Meeker Creek stream and riparian restoration project.

Appropriation:

State Building Construction Account--State.....	\$25,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$25,000,000

Sec. 3009. 2013 2nd sp.s. c 19 s 3104 (uncodified) is amended to read as follows:

FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Sammamish State Park: Sunset Beach Bathhouse Replacement (30000653)

The appropriation in this section is subject to the following conditions and limitations: The state parks and recreation commission shall enter into an interagency agreement with the office of financial management to provide funding for a budget evaluation study. The office of financial management shall use a budget evaluation study team approach using value engineering techniques and life cycle cost analysis in conducting the study. The office of financial management shall select the budget evaluation team members, contract for the study, and report the results to the legislature and agencies in a timely manner following the study. Funds must not be allotted until the scope of work is approved by the office of financial management as recommended by the study.

Appropriation:

State Building Construction Account--State.....	((\$2,984,000))
<u>\$2,300,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	((\$2,984,000))
<u>\$2,300,000</u>	

NEW SECTION. Sec. 3010. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Boating Facilities Program (30000219)

Appropriation:

State Building Construction Account--State.....	\$3,300,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$3,300,000	

NEW SECTION. Sec. 3011. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Coastal Restoration Grants (90000243)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for grants to projects that restore forests, water quality, fish and wildlife habitat on the Washington Pacific Coast and are on the list of projects in LEAP capital document No. 2014-1A developed February 21, 2014.

Appropriation:

State Building Construction Account--State.....	\$9,050,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$9,050,000	

NEW SECTION. Sec. 3012. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

Marblemount Hatchery Replace Barrier Culverts (30000657)

Appropriation:

State Building Construction Account--State.....	\$1,098,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$1,098,000	

NEW SECTION. Sec. 3013. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

Lake Rufus Woods Agreement Fishing Area Facilities (91000149)

Appropriation:

State Building Construction Account--State.....	\$1,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$1,000,000	

NEW SECTION. Sec. 3014. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

Replace Barrier Culverts on Department of Natural Resources Land (30000232)

Appropriation:

State Building Construction Account--State.....	\$3,350,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$3,350,000	

NEW SECTION. Sec. 3015. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

Olympic Region Shop Fire Recovery (30000226)

Appropriation:

State Building Construction Account--State.....	\$1,471,000
Park Land Trust Revolving Account--State.....	\$639,000
Subtotal Appropriation	\$2,110,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$2,110,000	

NEW SECTION. Sec. 3016. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

Marine Station (30000229)

Appropriation:

Aquatic Lands Enhancement Account--State	\$535,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$8,000,000
TOTAL \$8,535,000	

Sec. 3017. 2013 2nd sp.s. c 19 s 3220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

Derelict Vessel Removal and Disposal (91000049)

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for the expedited removal and disposal of derelict vessels under RCW 79.100.100 and for vessels eligible for the voluntary vessel turn-in program established in chapter 291, Laws of 2013 (Engrossed Substitute House Bill No. 1245).

(1) The department must streamline the process for removing and disposing of derelict vessels in order to expedite the elimination of the backlog of identified derelict vessels. Department staff resources must prioritize their time on the legal process of identifying legal ownership and responsibility and contracting for the removal and disposal of identified derelict vessels. The department must develop and execute contracts for removal and disposal of derelict vessels that:

- (a) Ensure proper management of any hazardous wastes;
- (b) Expedite the removal of identified derelict vessels; and
- (c) Balance costs of removal and disposal after accounting for salvage value with the need to develop contractor capacity to achieve the expedited elimination of the backlog of identified derelict vessels.

(2) The department may expend up to three percent of the appropriations for administration of the project.

(3) The department must submit a progress report each December 1st and May 1st of each year of the biennium. The report must include a list of the vessels removed and disposed of, the costs incurred for administration, removal, and disposal, and the number of vessels remaining to be removed and disposed of at the end of the reporting period.

(4) Up to \$350,000 of the appropriation in this section is for predesign of a publicly owned derelict vessel deconstruction facility. The department may consult with the office of financial management and the department of enterprise services for development of a request for proposal for the predesign analysis.

(a) The predesign analysis must include, but is not limited to, project scope, proposed alternatives, siting considerations including upland storage, cost estimates, and the potential for public and private partnerships.

(b) The department must provide a report on proposed recommendations to the legislature by January 1, 2015.

Reappropriation:

State Building Construction Account--State.....	\$589,000
---	-----------

Appropriation:

Environmental Legacy Stewardship Account--State	(\$4,500,000)
<u>\$4,850,000</u>	
Prior Biennia (Expenditures).....	\$2,411,000
Future Biennia (Projected Costs)	\$0
TOTAL (\$7,500,000)	
<u>\$7,850,000</u>	

(End of part)

**PART 4
TRANSPORTATION**

NEW SECTION. Sec. 4001. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE WASHINGTON STATE PATROL

Fire Training Academy Facility Improvements (91000006)

Appropriation:

State Building Construction Account--State.....	\$400,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$400,000	

**PART 5
EDUCATION**

Sec. 5001. 2013 2nd sp.s. c 19 s 5020 (uncodified) is amended to read as follows:
FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
 2013-2015 School Construction Assistance Program - Maintenance (30000145)

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$1,340,000 of the common school construction account--state appropriation is provided solely for study and survey grants and for completing inventory and building condition assessments for all public school districts once every six years.
- (2) \$933,000 of the common school construction account--state appropriation is provided solely for mapping the design of new facilities and remapping the design of facilities to be remodeled, for school construction projects funded through the school construction assistance program.
- (3) The office of the superintendent of public instruction must improve web-based access by taxpayers to school capacity and actual enrollment in order to understand possible opportunities to increase efficiency through consolidation. The office of the superintendent of public instruction must post this capacity and enrollment information on its web site.
- (4) Funds from this appropriation may be used to match federal dollars provided by the office of economic adjustment for school replacement facilities located on military bases.
- (5) The office of the superintendent of public instruction must expedite allocation and distribution of any eligible funds under the school construction assistance grant program to the Evergreen (Clark County) School District to address the school construction emergency resulting from the fire that destroyed the Crestline School.
- (6) The space allocations for state funding assistance purposes for districts with senior or four-year high schools with fewer than four hundred students, as outlined in WAC 392-343-035, must be computed in accordance with the following formula:

Number of Headcount Student-Grades 9-12	Maximum Space Allocation Per Facility
0-200	42,000 square feet
201-300	48,000 square feet
301-or more	52,000 square feet

Appropriation:

State Building Construction Account--State.....	((\$285,355,000))
<u>\$230,681,000</u>	
Common School Construction Account--State.....	((\$208,232,000))
<u>\$172,684,000</u>	
Common School Construction Account--Federal.....	\$1,500,000
Subtotal Appropriation	((\$495,087,000))
<u>\$404,865,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	((\$3,099,310,000))
<u>\$3,099,270,000</u>	
TOTAL	((\$3,594,397,000))
<u>\$3,504,135,000</u>	

Sec. 5002. 2013 2nd sp.s. c 19 s 5019 (uncodified) is amended to read as follows:
FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
 Capital Program Administration (30000128)

The appropriation in this section is subject to the following conditions and limitations:

- (1) The superintendent of public instruction shall publish to its web site and report to the office of financial management, the appropriate committees of the legislature, and the legislative evaluation and accountability program a list of local school district projects submitted for approval for school construction assistance within seven business days of the school district deadline to submit items for approval. The report must include, but not be limited to:
 - (a) School district;
 - (b) Project name;
 - (c) Estimated square footage by proposed project type;
 - (d) Estimated total of all project costs and estimated total construction contract cost;
 - (e) Funding sources and election dates, if applicable; and
 - (f) Intent to front-fund the project.
- (2) The superintendent of public instruction must provide to the legislative evaluation and accountability program committee in electronic database form the following:
 - (a) Study and survey information beginning with grants awarded July 1, 2014; and
 - (b) All available inventory and condition of schools data.

Appropriation:

Common School Construction Account--State.....	((\$3,854,000))
<u>\$3,604,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$16,246,000
TOTAL ((\$20,100,000))	
<u>\$19,850,000</u>	

Sec. 5003. 2013 2nd sp.s. c 19 s 5024 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Spokane Valley Tech (91000026)

Appropriation:

State Building Construction Account--State.....	((\$1,500,000))
<u>\$2,500,000</u>	
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL ((\$1,500,000))	
<u>\$2,500,000</u>	

NEW SECTION. Sec. 5004. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Water Bottle Filling Stations in K-12 Public Schools (91000028)

Appropriation:

State Building Construction Account--State.....	\$750,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$750,000	

NEW SECTION. Sec. 5005. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Kiona-Benton City High School Parking Lot (91000029)

Appropriation:

State Building Construction Account--State.....	\$125,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$125,000	

NEW SECTION. Sec. 5006. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Nutrition Equipment Assistance Grants (91000030)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for competitive equipment assistance grants consistent with chapter . . . , Laws of 2014 (Substitute House Bill No. 2410).

Appropriation:

State Building Construction Account--State.....	\$1,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$1,000,000	

NEW SECTION. Sec. 5007. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

Lloyd Auditorium Emergency Repairs (30000012)

Appropriation:

State Building Construction Account--State.....	\$260,000
Prior Biennia (Expenditures).....	\$2,350,000
Future Biennia (Projected Costs)	\$0
TOTAL \$2,610,000	

NEW SECTION. Sec. 5008. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

Net Pen Aquaculture Research (91000015)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the University of Washington sea grant program to: Create an index of net pen scientific literature and policy research applicable to Washington state; establish a technical steering group to assess net pen research needs and to estimate costs of implementing net pen research proposals; and, initiate a net pen outreach program to engage relevant stakeholders. The University of Washington sea grant program shall report to the appropriate committees of the legislature by January 20, 2015.

Appropriation:

Aquatic Lands Enhancement Account--State	\$94,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$94,000	

NEW SECTION. Sec. 5009. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE CENTRAL WASHINGTON UNIVERSITY

Buried Oil Storage Tank Remediation (30000681)

Appropriation:

Pollution Liability Insurance Program Trust Account--State.....	\$2,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$2,000,000	

Sec. 5010. 2013 2nd sp.s. c 19 s 5078 (uncodified) is amended to read as follows:

FOR THE WESTERN WASHINGTON UNIVERSITY

Carver Academic Renovation (20081060)

Reappropriation:

State Building Construction Account--State.....	\$2,000,000
---	-------------

Appropriation:

State Building Construction Account--State.....	\$5,000,000
Prior Biennia (Expenditures).....	\$5,374,000
Future Biennia (Projected Costs)	(\$73,531,000)
<u>\$68,531,000</u>	
TOTAL \$80,905,000	

NEW SECTION. Sec. 5011. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE WASHINGTON STATE HISTORICAL SOCIETY

History Museum Membrane System Replacement (30000220)

Appropriation:

State Building Construction Account--State.....	\$1,748,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	\$0
TOTAL \$1,748,000	

Sec. 5012. 2013 2nd sp.s. c 19 s 5117 (uncodified) is amended to read as follows:

FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Centralia Community College: Student Services (30000123)

Appropriation:

State Building Construction Account--State.....	\$2,517,000	
<u>Community/Technical</u>	<u>College</u>	<u>Capital</u>
<u>Projects</u>		<u>Account--State</u>
<u>\$3,162,000</u>		
<u>Subtotal</u>		<u>Appropriation</u>
<u>\$5,679,000</u>		

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs)	(\$33,075,000)
<u>\$31,793,000</u>	
TOTAL.....	(\$35,592,000)
<u>\$37,472,000</u>	

(End of part)

PART 6

MISCELLANEOUS PROVISIONS

Sec. 6001. 2013 2nd sp.s. c 19 s 7043 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

State Toxic Control Account: For transfer to the Local Toxic Control Account.....	\$4,000,000
Environmental Legacy Stewardship Account: For transfer to the Local Toxic Control Account.....	\$12,000,000
Enterprise Services Account: For transfer to the Thurston County Capital Facilities Account	<u>\$922,900</u>
State Taxable Building Construction Account: For transfer to the drinking water assistance account.....	<u>\$4,400,000</u>
for fiscal year 2015.....	<u>\$4,400,000</u>
State Taxable Building Construction Account: For transfer to the water pollution control revolving account, \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal year 2015	<u>\$15,500,000</u>

Sec. 6002. 2013 2nd sp.s. c 19 s 7014 (uncodified) is amended to read as follows:

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS. The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

State agencies may enter into agreements with the department of enterprise services and the state treasurer's office to develop requests to the legislature for acquisition of properties and facilities through financial contracts. The agreements may include charges for services rendered.

Those noninstructional facilities of higher education institutions authorized in this section to enter into financial contracts are not eligible for state funded maintenance and operations. Instructional space that is available for regularly scheduled classes for academic transfer, basic skills, and workforce training programs may be eligible for state funded maintenance and operations.

(1) Community and technical colleges:

(a) Enter into a financing contract on behalf of Peninsula College for up to \$2,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to renovate or replace the Forks satellite building.

(b) Enter into a financing contract on behalf of South Puget Sound Community College for up to \$5,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to renovate the downtown Lacey campus.

(c) Enter into a financing contract on behalf of Walla Walla Community College for up to \$1,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase up to forty acres of land.

(d) Enter into a financing contract on behalf of Green River Community College for up to \$15,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a replacement facility for the student life center.

(e) Enter into a financing contract on behalf of Whatcom Community College for up to \$11,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a student recreation center.

(f) Enter into a financing contract on behalf of Spokane Community College for up to \$3,100,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct an addition to the student services building.

(g) Enter into a long-term lease on behalf of Spokane Community College at Felts Field suitable for the aerospace training center program, subject to the approval of the office of financial management as required by chapter 43.82 RCW.

(h) Enter into a financing contract on behalf of Lower Columbia College for up to \$3,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to renovate the main building.

(i) Enter into a financing contract on behalf of Lower Columbia College for up to \$3,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase interest in a mixed use building for student housing.

(2) Department of enterprise services:

(a) Enter into a financing contract for up to \$1,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW for the modifications to the Yakima office building in preparation for the department of social and health services use of the building.

(b) Enter into a financing contract for up to \$69,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a new office building at 1063 Capitol Way South, Olympia. ~~((The building will be delivered using design build, as defined by chapter 39.10 RCW, with a guarantee for energy, operations and maintenance performance. The term for performance validation must not be less than five years. The state may use state employees for services not related to building performance. Criteria for selecting a contractor must include life cycle costs, energy costs or energy use index. The scope of the building shall be between two hundred thousand and two hundred twenty five thousand square feet of office space based on the office of financial management's direction for square feet and tenants identified in the programming phase including the Washington State Patrol. Tenant lease costs for the building may not exceed \$26 per gross square foot including debt services and operating expenses. Proposals must be received by January 31, 2014. This is phase one of a two phase process that includes~~

~~future demolition of the current general administration building and construction of a similar facility which may include the state library as a tenant.))~~

(3) Eastern Washington University: Enter into a financing contract for up to \$19,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to improve and expand recreational and athletic facilities on the Cheney campus.

(4) The Evergreen State College: Enter into a financing contract for up to \$12,500,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase the currently leased facilities for the Tacoma program.

(5) Central Washington University: Enter into a financing contract for up to \$8,461,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a welcome center.

Sec. 6003. RCW 43.155.070 and 2013 2nd sp.s. c 19 s 7032 are each amended to read as follows:

(1) To qualify for financial assistance under this chapter the board must determine that a local government meets all of the following conditions:

(a) The city or county must be imposing a tax under chapter 82.46 RCW at a rate of at least one-quarter of one percent;

(b) The local government must have developed a capital facility plan; and

(c) The local government must be using all local revenue sources which are reasonably available for funding public works, taking into consideration local employment and economic factors.

(2) Except where necessary to address a public health need or substantial environmental degradation, a county, city, or town planning under RCW 36.70A.040 may not receive financial assistance under this chapter unless it has adopted a comprehensive plan, including a capital facilities plan element, and development regulations as required by RCW 36.70A.040. This subsection does not require any county, city, or town planning under RCW 36.70A.040 to adopt a comprehensive plan or development regulations before requesting or receiving financial assistance under this chapter if such request is made before the expiration of the time periods specified in RCW 36.70A.040. A county, city, or town planning under RCW 36.70A.040 that has not adopted a comprehensive plan and development regulations within the time periods specified in RCW 36.70A.040 may apply for and receive financial assistance under this chapter if the comprehensive plan and development regulations are adopted as required by RCW 36.70A.040 before executing a contractual agreement for financial assistance with the board.

(3) In considering awarding financial assistance for public facilities to special districts requesting funding for a proposed facility located in a county, city, or town planning under RCW 36.70A.040, the board must consider whether the county, city, or town planning under RCW 36.70A.040 in whose planning jurisdiction the proposed facility is located has adopted a comprehensive plan and development regulations as required by RCW 36.70A.040.

(4) The board must develop a priority process for public works projects as provided in this section. The intent of the priority process is to maximize the value of public works projects accomplished with assistance under this chapter. The board must attempt to assure a geographical balance in assigning priorities to projects. The board must consider at least the following factors in assigning a priority to a project:

(a) Whether the local government receiving assistance has experienced severe fiscal distress resulting from natural disaster or emergency public works needs;

(b) Except as otherwise conditioned by RCW 43.155.110, whether the entity receiving assistance is a Puget Sound partner, as defined in RCW 90.71.010;

(c) Whether the project is referenced in the action agenda developed by the Puget Sound partnership under RCW 90.71.310;

(d) Whether the project is critical in nature and would affect the health and safety of a great number of citizens;

(e) Whether the applicant's permitting process has been certified as streamlined by the office of regulatory assistance;

(f) Whether the applicant has developed and adhered to guidelines regarding its permitting process for those applying for development permits consistent with section 1(2), chapter 231, Laws of 2007;

(g) The cost of the project compared to the size of the local government and amount of loan money available;

(h) The number of communities served by or funding the project;

(i) Whether the project is located in an area of high unemployment, compared to the average state unemployment;

(j) Whether the project is the acquisition, expansion, improvement, or renovation by a local government of a public water system that is in violation of health and safety standards, including the cost of extending existing service to such a system;

(k) Except as otherwise conditioned by RCW 43.155.120, and effective one calendar year following the development of model evergreen community management plans and ordinances under RCW 35.105.050, whether the entity receiving assistance has been recognized, and what gradation of recognition was received, in the evergreen community recognition program created in RCW 35.105.030;

(l) The relative benefit of the project to the community, considering the present level of economic activity in the community and the existing local capacity to increase local economic activity in communities that have low economic growth; and

(m) Other criteria that the board considers advisable.

(5) For the 2013-2015 fiscal biennium, in place of the criteria, ranking, and submission processes for construction loan lists provided in subsections (4) and (7) of this section:

(a) The board must develop a process for numerically ranking applications for construction loans submitted by local governments. The board must consider, at a minimum and in any order, the following factors in assigning a numerical ranking to a project:

(i) Whether the project is critical in nature and would affect the health and safety of many people;

(ii) The extent to which the project leverages nonstate funds;

(iii) The extent to which the project is ready to proceed to construction;

(iv) Whether the project is located in an area of high unemployment, compared to the average state unemployment;

(v) Whether the project promotes the sustainable use of resources and environmental quality;

(vi) Whether the project consolidates or regionalizes systems;

(vii) Whether the project encourages economic development through mixed-use and mixed income development consistent with chapter 36.70A RCW;

(viii) Whether the system is being well-managed in the present and for long-term sustainability;

(ix) Achieving equitable distribution of funds by geography and population;

(x) The extent to which the project meets the following state policy objectives:

(A) Efficient use of state resources;

(B) Preservation and enhancement of health and safety;

- (C) Abatement of pollution and protection of the environment;
- (D) Creation of new, family wage jobs, and avoidance of shifting existing jobs from one Washington state community to another;
- (E) Fostering economic development consistent with chapter 36.70A RCW;
- (F) Efficiency in delivery of goods and services, public transit, and transportation;
- (G) Avoidance of additional costs to state and local governments that adversely impact local residents and small businesses; and
- (H) Reduction of the overall cost of public infrastructure; and
- (xi) Other criteria that the board considers necessary to achieve the purposes of this chapter.

(b) Before November 1, 2014, the board must develop and submit to the appropriate fiscal committees of the senate and house of representatives a ranked list of qualified public works projects which have been evaluated by the board and are recommended for funding by the legislature. The maximum amount of funding that the board may recommend for any jurisdiction is ten million dollars per biennium. For each project on the ranked list, as well as for eligible projects not recommended for funding, the board must document the numerical ranking that was assigned.

(6) Existing debt or financial obligations of local governments may not be refinanced under this chapter. Each local government applicant must provide documentation of attempts to secure additional local or other sources of funding for each public works project for which financial assistance is sought under this chapter.

(7) Before November 1st of each even-numbered year, the board must develop and submit to the appropriate fiscal committees of the senate and house of representatives a description of the loans made under RCW 43.155.065, 43.155.068, and subsection (10) of this section during the preceding fiscal year and a prioritized list of projects which are recommended for funding by the legislature, including one copy to the staff of each of the committees. The list must include, but not be limited to, a description of each project and recommended financing, the terms and conditions of the loan or financial guarantee, the local government jurisdiction and unemployment rate, demonstration of the jurisdiction's critical need for the project and documentation of local funds being used to finance the public works project. The list must also include measures of fiscal capacity for each jurisdiction recommended for financial assistance, compared to authorized limits and state averages, including local government sales taxes; real estate excise taxes; property taxes; and charges for or taxes on sewerage, water, garbage, and other utilities.

(8) The board may not sign contracts or otherwise financially obligate funds from the public works assistance account before the legislature has appropriated funds for a specific list of public works projects. The legislature may remove projects from the list recommended by the board. The legislature may not change the order of the priorities recommended for funding by the board.

(9) Subsection (8) of this section does not apply to loans made under RCW 43.155.065, 43.155.068, and subsection (10) of this section.

(10) Loans made for the purpose of capital facilities plans are exempted from subsection (8) of this section.

(11) To qualify for loans or pledges for solid waste or recycling facilities under this chapter, a city or county must demonstrate that the solid waste or recycling facility is consistent with and necessary to implement the comprehensive solid waste management plan adopted by the city or county under chapter 70.95 RCW.

(12) After January 1, 2010, any project designed to address the effects of storm water or wastewater on Puget Sound may be funded under this section only if the project is not in conflict with the action agenda developed by the Puget Sound partnership under RCW 90.71.310.

(13) During the 2013-2015 fiscal biennium, for projects involving repair, replacement, or improvement of a wastewater treatment plant or other public works facility for which an investment grade efficiency audit is obtainable, the public works board must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its public works assistance account program loan.

(14)(a) For public works assistance account application rounds conducted during the 2013-2015 fiscal biennium, the board must implement policies and procedures designed to maximize local government use of federally funded drinking water and clean water state revolving funds operated by the state departments of health and ecology. The board, department of ecology, and department of health must jointly develop evaluation criteria and application procedures that will increase access of eligible drinking water and wastewater projects to the public works assistance account for short-term preconstruction financing and to the federally funded state revolving funds for construction financing. The procedures must also strengthen coordinated funding of preconstruction and construction projects.

(b) For all construction loan projects proposed to the legislature for funding during the 2013-2015 fiscal biennium, the board must ~~((base interest rates on the average daily market interest rate for tax exempt municipal bonds as published in the bond buyer's index for the period from sixty to thirty days before the start of the application cycle. For projects with a repayment period between five and twenty years, the rate must be sixty percent of the market rate. For projects with a repayment period under five years, the rate must be thirty percent of the market rate))~~ establish lending policies and procedures that are consistent with managing the public works assistance account for long-term sustainability. When determining loan terms that will be in effect for an application round, the board must take into account applicable market rates, but may, at its discretion, use additional factors to set the final loan terms. The board must also provide reduced interest rates~~((;))~~ or extended repayment periods~~((; or forgivable principal loans))~~ for projects that meet financial hardship criteria as measured by the affordability index or similar standard measure of financial hardship.

(c) By December 1, 2013, the board must recommend to the appropriate committees of the legislature statutory language to make permanent these new criteria, procedures, and financing policies.

Sec. 6004. RCW 70.105D.070 and 2013 2nd sp.s. c 19 s 7033 and 2013 2nd sp.s. c 4 s 992 are each reenacted and amended to read as follows:

(1) The state toxics control account and the local toxics control account are hereby created in the state treasury.

(2)(a) Moneys collected under RCW 82.21.030 must be deposited as follows: Fifty-six percent to the state toxics control account under subsection (3) of this section and forty-four percent to the local toxics control account under subsection (4) of this section. When the cumulative amount of deposits made to the state and local toxics control accounts under this section reaches the limit during a fiscal year as established in (b) of this subsection, the remainder of the moneys collected under RCW 82.21.030 during that fiscal year must be deposited into the environmental legacy stewardship account created in RCW 70.105D.170.

(b) The limit on distributions of moneys collected under RCW 82.21.030 to the state and local toxics control accounts for the fiscal year beginning July 1, 2013, is one hundred forty million dollars.

(c) In addition to the funds required under (a) of this subsection, the following moneys must be deposited into the state toxics control account:

(i) The costs of remedial actions recovered under this chapter or chapter 70.105A RCW; (ii) penalties collected or recovered under this chapter; and (iii) any other money appropriated or transferred to the account by the legislature.

(3) Moneys in the state toxics control account must be used only to carry out the purposes of this chapter, including but not limited to the following activities:

- (a) The state's responsibility for hazardous waste planning, management, regulation, enforcement, technical assistance, and public education required under chapter 70.105 RCW;
 - (b) The state's responsibility for solid waste planning, management, regulation, enforcement, technical assistance, and public education required under chapter 70.95 RCW;
 - (c) The hazardous waste clean-up program required under this chapter;
 - (d) State matching funds required under federal cleanup law;
 - (e) Financial assistance for local programs in accordance with chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;
 - (f) State government programs for the safe reduction, recycling, or disposal of paint and hazardous wastes from households, small businesses, and agriculture;
 - (g) Oil and hazardous materials spill prevention, preparedness, training, and response activities;
 - (h) Water and environmental health protection and monitoring programs;
 - (i) Programs authorized under chapter 70.146 RCW;
 - (j) A public participation program;
 - (k) Public funding to assist potentially liable persons to pay for the costs of remedial action in compliance with clean-up standards under RCW 70.105D.030(2)(e) but only when the amount and terms of such funding are established under a settlement agreement under RCW 70.105D.040(4) and when the director has found that the funding will achieve both: (i) A substantially more expeditious or enhanced cleanup than would otherwise occur; and (ii) the prevention or mitigation of unfair economic hardship;
 - (l) Development and demonstration of alternative management technologies designed to carry out the hazardous waste management priorities of RCW 70.105.150;
 - (m) State agriculture and health programs for the safe use, reduction, recycling, or disposal of pesticides;
 - (n) Storm water pollution control projects and activities that protect or preserve existing remedial actions or prevent hazardous clean-up sites;
 - (o) Funding requirements to maintain receipt of federal funds under the federal solid waste disposal act (42 U.S.C. Sec. 6901 et seq.);
 - (p) Air quality programs and actions for reducing public exposure to toxic air pollution;
 - (q) Public funding to assist prospective purchasers to pay for the costs of remedial action in compliance with clean-up standards under RCW 70.105D.030(2)(e) if:
 - (i) The facility is located within a redevelopment opportunity zone designated under RCW 70.105D.150;
 - (ii) The amount and terms of the funding are established under a settlement agreement under RCW 70.105D.040(5); and
 - (iii) The director has found the funding meets any additional criteria established in rule by the department, will achieve a substantially more expeditious or enhanced cleanup than would otherwise occur, and will provide a public benefit in addition to cleanup commensurate with the scope of the public funding;
 - (r) Petroleum-based plastic or expanded polystyrene foam debris cleanup activities in fresh or marine waters;
 - (s) Appropriations to the local toxics control account or the environmental legacy stewardship account created in RCW 70.105D.170, if the legislature determines that priorities for spending exceed available funds in those accounts;
 - (t) During the 2013-2015 fiscal biennium, the department of ecology's water quality, shorelands, environmental assessment, administration, and air quality programs;
 - (u) During the 2013-2015 fiscal biennium, actions at the state conservation commission to improve water quality for shellfish; ~~((and))~~
 - (v) During the 2013-2015 fiscal biennium, actions at the University of Washington for reducing ocean acidification;
 - (w) For the 2013-2015 fiscal biennium, moneys in the state toxics control account may be spent on projects in section ~~((3159))~~ 3160, chapter 19, Laws of 2013 2nd sp. sess. and for transfer to the local toxics control account; and
 - (x) For the 2013-2015 fiscal biennium, moneys in the state toxics control account may be transferred to the radioactive mixed waste account.
- (4)(a) The department shall use moneys deposited in the local toxics control account for grants or loans to local governments for the following purposes in descending order of priority:
- (i) Extended grant agreements entered into under ~~((e)-(e)))~~ (e)(i) of this subsection;
 - (ii) Remedial actions, including planning for adaptive reuse of properties as provided for under ~~((e)-(e)))~~ (e)(iv) of this subsection. The department must prioritize funding of remedial actions at:
 - (A) Facilities on the department's hazardous sites list with a high hazard ranking for which there is an approved remedial action work plan or an equivalent document under federal cleanup law;
 - (B) Brownfield properties within a redevelopment opportunity zone if the local government is a prospective purchaser of the property and there is a department-approved remedial action work plan or equivalent document under the federal cleanup law;
 - (iii) Storm water pollution source projects that: (A) Work in conjunction with a remedial action; (B) protect completed remedial actions against recontamination; or (C) prevent hazardous clean-up sites;
 - (iv) Hazardous waste plans and programs under chapter 70.105 RCW;
 - (v) Solid waste plans and programs under chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;
 - (vi) Petroleum-based plastic or expanded polystyrene foam debris cleanup activities in fresh or marine waters; and
 - (vii) Appropriations to the state toxics control account or the environmental legacy stewardship account created in RCW 70.105D.170, if the legislature determines that priorities for spending exceed available funds in those accounts.
 - (b) Funds for plans and programs must be allocated consistent with the priorities and matching requirements established in chapters 70.105, 70.95C, 70.95I, and 70.95 RCW.
 - (c) During the 2013-2015 fiscal biennium, the local toxics control account may also be used for local government storm water planning and implementation activities.
 - (d) During the 2013-2015 fiscal biennium, the legislature may transfer from the local toxics control account to the state general fund, such amounts as reflect the excess fund balance in the account.
 - (e) To expedite cleanups throughout the state, the department may use the following strategies when providing grants to local governments under this subsection:

(i) Enter into an extended grant agreement with a local government conducting remedial actions at a facility where those actions extend over multiple biennia and the total eligible cost of those actions exceeds twenty million dollars. The agreement is subject to the following limitations:

(A) The initial duration of such an agreement may not exceed ten years. The department may extend the duration of such an agreement upon finding substantial progress has been made on remedial actions at the facility;

(B) Extended grant agreements may not exceed fifty percent of the total eligible remedial action costs at the facility; and

(C) The department may not allocate future funding to an extended grant agreement unless the local government has demonstrated to the department that funds awarded under the agreement during the previous biennium have been substantially expended or contracts have been entered into to substantially expend the funds;

(ii) Enter into a grant agreement with a local government conducting a remedial action that provides for periodic reimbursement of remedial action costs as they are incurred as established in the agreement;

(iii) Enter into a grant agreement with a local government prior to it acquiring a property or obtaining necessary access to conduct remedial actions, provided the agreement is conditioned upon the local government acquiring the property or obtaining the access in accordance with a schedule specified in the agreement;

(iv) Provide integrated planning grants to local governments to fund studies necessary to facilitate remedial actions at brownfield properties and adaptive reuse of properties following remediation. Eligible activities include, but are not limited to: Environmental site assessments; remedial investigations; health assessments; feasibility studies; site planning; community involvement; land use and regulatory analyses; building and infrastructure assessments; economic and fiscal analyses; and any environmental analyses under chapter 43.21C RCW;

(v) Provide grants to local governments for remedial actions related to areawide groundwater contamination. To receive the funding, the local government does not need to be a potentially liable person or be required to seek reimbursement of grant funds from a potentially liable person;

(vi) The director may alter grant matching requirements to create incentives for local governments to expedite cleanups when one of the following conditions exists:

(A) Funding would prevent or mitigate unfair economic hardship imposed by the clean-up liability;

(B) Funding would create new substantial economic development, public recreational opportunities, or habitat restoration opportunities that would not otherwise occur; or

(C) Funding would create an opportunity for acquisition and redevelopment of brownfield property under RCW 70.105D.040(5) that would not otherwise occur;

(vii) When pending grant applications under ~~((e)-(f))~~ (e)(iv) and (v) of this subsection (4) exceed the amount of funds available, designated redevelopment opportunity zones must receive priority for distribution of available funds.

~~((d)-(f))~~ (f) To expedite multiparty clean-up efforts, the department may purchase remedial action cost-cap insurance. For the 2013-2015 fiscal biennium, moneys in the local toxics control account may be spent on projects in sections 3024, 3035, 3036, and 3059, chapter 19, Laws of 2013 2nd sp. sess.

(5) Except for unanticipated receipts under RCW 43.79.260 through 43.79.282, moneys in the state and local toxics control accounts may be spent only after appropriation by statute.

(6) No moneys deposited into either the state or local toxics control account may be used for: Natural disasters where there is no hazardous substance contamination; high performance buildings; solid waste incinerator facility feasibility studies, construction, maintenance, or operation; or after January 1, 2010, for projects designed to address the restoration of Puget Sound, funded in a competitive grant process, that are in conflict with the action agenda developed by the Puget Sound partnership under RCW 90.71.310. However, this subsection does not prevent an appropriation from the state toxics control account to the department of revenue to enforce compliance with the hazardous substance tax imposed in chapter 82.21 RCW.

(7) Except during the 2011-2013 fiscal biennium, one percent of the moneys collected under RCW 82.21.030 shall be allocated only for public participation grants to persons who may be adversely affected by a release or threatened release of a hazardous substance and to not-for-profit public interest organizations. The primary purpose of these grants is to facilitate the participation by persons and organizations in the investigation and remedying of releases or threatened releases of hazardous substances and to implement the state's solid and hazardous waste management priorities. No grant may exceed sixty thousand dollars. Grants may be renewed annually. Moneys appropriated for public participation that are not expended at the close of any biennium revert to the state toxics control account.

(8) The department shall adopt rules for grant or loan issuance and performance. To accelerate both remedial action and economic recovery, the department may expedite the adoption of rules necessary to implement chapter 1, Laws of 2013 2nd sp. sess. using the expedited procedures in RCW 34.05.353. The department shall initiate the award of financial assistance by August 1, 2013. To ensure the adoption of rules will not delay financial assistance, the department may administer the award of financial assistance through interpretive guidance pending the adoption of rules through July 1, 2014.

(9) Except as provided under subsection (3)(k) and (q) of this section, nothing in chapter 1, Laws of 2013 2nd sp. sess. effects [affects] the ability of a potentially liable person to receive public funding.

(10) During the 2013-2015 fiscal biennium the local toxics control account may also be used for the centennial clean water program and for storm water grants.

Sec. 6005. RCW 43.160.080 and 2010 1st sp.s. c 36 s 6011 are each amended to read as follows:

There shall be a fund in the state treasury known as the public facilities construction loan revolving account, which shall consist of all moneys collected under this chapter and any moneys appropriated to it by law. Disbursements from the revolving account shall be on authorization of the board. In order to maintain an effective expenditure and revenue control, the public facilities construction loan revolving account shall be subject in all respects to chapter 43.88 RCW. During the 2009-2011 biennium, sums in the public facilities construction loan revolving account may be used for community economic revitalization board export assistance grants and loans in section 1018, chapter 36, Laws of 2010 1st sp. sess. and for matching funds for the federal energy regional innovation cluster in section 1017, chapter 36, Laws of 2010 1st sp. sess. During the 2013-2015 biennium, sums in the public facilities construction loan revolving account may be used for the animal disease traceability project in section 3247, chapter 19, Laws of 2013 2nd sp. sess., administered by the department of agriculture.

Sec. 6006. RCW 70.148.020 and 2013 2nd sp.s. c 4 s 993 are each amended to read as follows:

(1) The pollution liability insurance program trust account is established in the custody of the state treasurer. All funds appropriated for this chapter and all premiums collected for reinsurance shall be deposited in the account. Expenditures from the account shall be used exclusively for

the purposes of this chapter including payment of costs of administering the pollution liability insurance and underground storage tank community assistance programs. Expenditures for payment of administrative and operating costs of the agency are subject to the allotment procedures under chapter 43.88 RCW and may be made only after appropriation by statute. No appropriation is required for other expenditures from the account.

(2) Each calendar quarter, the director shall report to the insurance commissioner the loss and surplus reserves required for the calendar quarter. The director shall notify the department of revenue of this amount by the fifteenth day of each calendar quarter.

(3) Each calendar quarter the director shall determine the amount of reserves necessary to fund commitments made to provide financial assistance under RCW 70.148.130 to the extent that the financial assistance reserves do not jeopardize the operations and liabilities of the pollution liability insurance program. The director shall notify the department of revenue of this amount by the fifteenth day of each calendar quarter. The director may immediately establish an initial financial assistance reserve of five million dollars from available revenues. The director may not expend more than fifteen million dollars for the financial assistance program.

(4) During the 2013-2015 fiscal biennium, the legislature may transfer from the pollution liability insurance program trust account to the state general fund such amounts as reflect the excess fund balance of the account.

(5) During the 2013-2015 fiscal biennium, the pollution liability insurance program trust account may be used for other underground storage tank cleanup projects as provided in sections 1023, 2011, and 5009, chapter . . . , Laws of 2014 (this act).

(6) This section expires July 1, 2020.

Sec. 6007. RCW 27.34.330 and 2006 c 371 s 232 are each amended to read as follows:

The Washington state historical society shall establish a competitive process to solicit proposals for and prioritize heritage capital projects for potential funding in the state capital budget. The society shall adopt rules governing project eligibility and evaluation criteria. Application for funding of specific heritage projects may be made to the society by local governments, public development authorities, nonprofit corporations, tribal governments, and other entities, as determined by the society. The society, with the advice of (~~leaders in the heritage field~~) an advisory panel, including but not limited to leaders in the fields of heritage, architecture, and finance, representatives from the office of the secretary of state, the department of enterprise services, the eastern Washington state historical society, and the department of archaeology and historic preservation, shall establish and submit a prioritized list of heritage capital projects to the governor and the legislature in the society's biennial capital budget request. The list shall include a description of each project, the amount of recommended state funding, and documentation of nonstate funds to be used for the project. The total amount of recommended state funding for projects on a biennial project list shall not exceed ten million dollars. The prioritized list shall be developed through open and public meetings and the amount of state funding shall not exceed thirty-three and one-third percent of the total cost of the project. The nonstate portion of the total project cost may include cash, the value of real property when acquired solely for the purpose of the project, and in-kind contributions. The department shall not sign contracts or otherwise financially obligate funds under this section until the legislature has approved a specific list of projects. In contracts for grants authorized under this section, the society shall include provisions requiring that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant. Program administration costs retained by the society must be consistent with capital budget guidelines established by the office of financial management.

NEW SECTION. Sec. 6008. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

To the extent that any appropriation authorizes expenditures of state funds from the state building construction account, or from any other capital project account in the state treasury, for a capital project or program that is specified to be funded with proceeds from the sale of bonds, the legislature declares that any such expenditures for that project or program made prior to the issue date of the applicable bonds are intended to be reimbursed from proceeds of those bonds in a maximum amount equal to the amount of such appropriation.

NEW SECTION. Sec. 6009. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

The legislative evaluation and accountability program committee shall develop a new K-12 capital budget model in consultation with the superintendent of public instruction, the office of financial management, the caseload forecast council, and legislative fiscal staff for use in forecasting biennial appropriations to support the school construction assistance program. The model must include improved forecasting of the school construction assistance program through analysis of existing data including, but not limited to:

- (1) Local school district bond and levy elections and bond sales;
- (2) Actual pace of state assistance reimbursement including front-funded projects and other conditions that contribute to variations in reimbursements;
- (3) Local school district study and survey results specific to estimated capital costs, cost/benefit analyses on the need to modernize and/or replace existing school facilities, timelines for completing school facilities projects, and ability to provide capital funds by local efforts;
- (4) Analysis of actual inventory and condition of schools; and
- (5) State population forecasts of school aged children.

NEW SECTION. Sec. 6010. A new section is added to chapter 43.330 RCW to read as follows:

The historic building rehabilitation revolving loan fund is created in the state treasury. All receipts from the repayment of historic building rehabilitation loans must be deposited into the fund. Moneys in the fund may be spent only after appropriation. Expenditures from the fund may be used only for loans to historic building rehabilitation projects as provided for in section 1017 of this act.

NEW SECTION. Sec. 6011. A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

The department of enterprise services shall develop a city/state impact summary in partnership with the city of Olympia. The analysis must describe physical spaces and related operations that jointly impact state facilities and the host capital city. At a minimum, the transition of Sylvester park in downtown Olympia from a state facility to a local facility must be considered in the analysis. The analysis must also include a menu of city-wide revenue sources to be considered by the 2015 legislature that will increase city revenues and ultimately city expenditures by the host capital city to mitigate impacts that the city has on state government facilities and the operations of those facilities. A final report is due to the office of financial management, the house capital budget committee, and the senate ways and means committee by December 1, 2014.

NEW SECTION. Sec. 6012. The following acts or parts of acts are each repealed:

- (1) 2013 2nd sp.s. c 19 s 7004 (uncodified); and
- (2) 2013 2nd sp.s. c 19 s 7013 (uncodified).

NEW SECTION. Sec. 6013. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

(End of bill)"

INDEX	PAGE #
CENTRAL WASHINGTON UNIVERSITY	51
COMMUNITY AND TECHNICAL COLLEGE SYSTEM	52
DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION	28
DEPARTMENT OF COMMERCE	2
DEPARTMENT OF CORRECTIONS	32
DEPARTMENT OF ECOLOGY	36
DEPARTMENT OF FISH AND WILDLIFE	42
DEPARTMENT OF LABOR AND INDUSTRIES	30
DEPARTMENT OF NATURAL RESOURCES	43
DEPARTMENT OF SOCIAL AND HEALTH SERVICES	30
EMPLOYMENT SECURITY DEPARTMENT	34
MILITARY DEPARTMENT	28
OFFICE OF FINANCIAL MANAGEMENT	22
OFFICE OF THE SECRETARY OF STATE	1
STATE TREASURER--TRANSFERS	54
SUPERINTENDENT OF PUBLIC INSTRUCTION	47
UNIVERSITY OF WASHINGTON	51
WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS	50
WASHINGTON STATE HISTORICAL SOCIETY	52
WASHINGTON STATE PATROL	46
WESTERN WASHINGTON UNIVERSITY	52"

Correct the title.

Representative Dunshee moved the adoption of the striking amendment (870) to amendment (816):

On page 36, after line 6 of the amendment, insert the following:

"The appropriation in this section is subject to the following conditions and limitations: The departments of ecology and health shall work with the Yakama nation to engage a third party to evaluate the specific technical concerns the tribe has identified with respect to the timing of the phase 1 cover. The consultant will evaluate if the cover would impede additional model toxics control act work and compare the US Ecology closure standards to the adjacent Hanford site. The consultant will work with existing information and shall not have any present or past financial affiliation with any of the parties to the current litigation between Heart of America Northwest, the Yakama nation, and the state of Washington. A report on the above referenced work shall be delivered to the appropriate committees of the legislature by December 1, 2014."

Representatives Dunshee and DeBolt spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (870) to amendment (816) was adopted.

Amendment (816) was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Stanford, MacEwen, Stonier, DeBolt and Riccelli spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Riccelli, Representative S. Hunt was excused. On motion of Representative Harris, Representative Zeiger was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6020, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6020, as amended by the House, and the bill passed the House by the following vote: Yeas, 92; Nays, 4; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young and Mr. Speaker.

Voting nay: Representatives Chandler, Overstreet, Scott and Taylor.

Excused: Representatives S. Hunt and Zeiger.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6020, as amended by the House, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2797, by Representatives Dunshee, MacEwen, Stanford, Kochmar, Stonier, Young, Riccelli, Zeiger, Haigh, Magendanz, Fitzgibbon, Dahlquist, Morrell, Smith, Lytton, DeBolt, Seaquist, Wilcox, Freeman, Walkinshaw, Ryu, Tarleton, Hargrove, Jinkins, Appleton, Kagi, Tharinger, Sells, Goodman, Fey, Sullivan, Bergquist, Pollet, Senn, Moscoso, Springer, Habib, Blake, Ormsby, Reykdal, Van De Wege, Roberts, S. Hunt, Carlyle, Farrell, Green and Hudgins

Funding all-day kindergarten and early elementary class size reduction facility needs with lottery revenues.

The bill was read the second time.

With the consent of the house, amendment (815) was withdrawn.

Representative Dunshee moved the adoption of amendment (861):

Strike everything after the enacting clause and insert the following:

"PART I

INTENT

NEW SECTION. **Sec. 101.** The legislature finds that school districts are strapped for the physical space to meet education funding reforms as provided in chapter 548, Laws of 2009 (Engrossed Substitute House Bill No. 2261) and chapter 236, Laws of 2010 (Substitute House Bill No. 2776), as interpreted in *McCleary v. State*, related to all-day kindergarten and K-3 class size reduction. The legislature further finds that a program of near-term state grants without a local match requirement will assist school districts to provide these new programs by the scheduled full implementation date of the 2017-18 school year. The legislature further finds that school districts will need flexibility in determining the most appropriate construction method to accommodate the additional classroom space, including permanent construction, modular construction, or portables. The legislature further finds that the use of lottery revenues for common schools is consistent with the construction objectives of chapter 3, Laws of 2001 (Initiative Measure No. 728). Therefore, it is the intent of the legislature to authorize seven hundred million dollars in lottery revenue bonds for grants to school districts to support the physical capacity required for statewide implementation of all-day kindergarten and K-3 class size reduction beginning with the 2015-2017 fiscal biennium.

PART II

BOND AUTHORIZATION

NEW SECTION. **Sec. 201.** LOTTERY REVENUE BONDS AUTHORIZED. (1) For the purpose of providing needed construction assistance to support all-day kindergarten and K-3 class size reduction, the state finance committee is authorized to issue a total of seven hundred seven million dollars of lottery revenue bonds, or as much

thereof as may be required, payable from the Washington opportunity pathways account revenues under RCW 28B.76.526, which consist of net lottery revenues deposited in the lottery account created in RCW 67.70.230, and net shared game lottery revenues deposited in the shared game lottery account in RCW 67.70.044, as such revenues are defined in section 202 of this act, to finance these projects and all costs incidental thereto.

(2) Bonds authorized in this section may be sold at such price as the state finance committee shall determine. No bonds authorized in this section may be offered for sale without prior legislative appropriation of the net proceeds of the sale of the bonds.

(3) The state finance committee may determine and include in any resolution authorizing the issuance of any bonds authorized by this section and sections 202 through 207 of this act such terms, provisions, covenants, and conditions as it may deem appropriate in order to assist with the marketing and sale of the bonds, confer rights upon the owners of bonds, and safeguard rights of the owners of bonds, including, among other things:

(a) Provisions that the bonds shall be payable solely from and secured solely by the Washington opportunity pathways account revenues under RCW 28B.76.526, as such revenues are defined in section 202 of this act;

(b) The conditions that must be satisfied prior to the issuance of any additional bonds that are to be payable from and secured by the Washington opportunity pathways account revenues, as such revenues are defined in section 202 of this act, on equal basis with previously issued and outstanding bonds payable from the net lottery revenues and net shared game lottery revenues;

(c) Provisions regarding debt service reserves and credit enhancement; and

(d) Whether bonds may be issued as tax-exempt bonds or must be issued as taxable bonds under the applicable provisions of the federal internal revenue code.

NEW SECTION. Sec. 202. WASHINGTON OPPORTUNITY PATHWAYS ACCOUNT/LOTTERY REVENUES PLEDGED TO BONDS. (1) Each bond issued under the authority of this section and sections 201 and 203 through 207 of this act shall distinctly state that payment or redemption of the bond and payment of the interest and any premium thereon is payable solely from and secured solely by a pledge of the Washington opportunity pathways account revenues under RCW 28B.76.526, which consist of net lottery revenues received in the lottery account established in RCW 67.70.230 and net shared game lottery revenues received in the shared game lottery account in RCW 67.70.044 and is not a general obligation of the state to which the full faith and credit of the state is pledged. The legislature covenants to appropriate the Washington opportunity pathways account revenues pledged to the payment of the bonds issued under this section and sections 201 and 203 through 207 of this act. The legislature further agrees for the benefit of the owners of outstanding bonds issued by the state under this section and sections 201 and 203 through 207 of this act to continue in effect and not to impair the operation of the state lottery as authorized in chapter 67.70 RCW for the payment and security of the bonds. The state finance committee shall include this pledge and agreement of the state to owners of any bonds issued under this section and sections 201 and 203 through 207 of this act. The owner of any bond or the trustee for the owner of any of the bonds may by mandamus or other appropriate proceeding require the transfer and payment of pledged revenues as directed in this section.

(2) For purposes of this section and sections 201 and 203 through 209 of this act:

(a) "Washington opportunity pathways account revenues" means all revenues of the Washington opportunity pathways account in RCW 28B.76.526 including, but not limited to, net lottery revenues and net shared game lottery revenues;

(b) "Net lottery revenues" means all revenues deposited in the lottery account, excluding revenues used to make the following

distributions under RCW 67.70.240: Payment of prizes under RCW 67.70.240(1)(a) other than unclaimed prizes under RCW 67.70.190; deposits made by the lottery commission in the reserve account and lottery administrative account under RCW 67.70.240(1)(b); amounts obligated under RCW 67.70.240(1)(d); amounts used for the purchase and promotion of games and services under RCW 67.70.240(1)(e); and payments to agents under RCW 67.70.240(1)(f); and

(c) "Net shared game lottery revenues" means all moneys deposited in the shared game lottery account in RCW 67.70.044 excluding direct expenses of the shared game.

Sec. 203. RCW 67.70.230 and 2010 1st sp.s. c 37 s 941 are each amended to read as follows:

NET LOTTERY REVENUES PLEDGED TO BONDS. There is hereby created and established a separate account, to be known as the state lottery account. Such account shall be managed, maintained, and controlled by the commission and shall consist of all revenues received from the sale of lottery tickets or shares, and all other moneys credited or transferred thereto from any other fund or source pursuant to law. The account shall be a separate account outside the state treasury. No appropriation is required to permit expenditures and payment of obligations from the account. ~~((During the 2009-2011 fiscal biennium, the legislature may transfer from the state lottery account to the education legacy trust account such amounts as reflect the excess fund balance of the account.))~~ As set forth in section 202 of this act, net lottery revenues are pledged to principal and interest payments on bonds issued under section 201 of this act, including any required reserves as provided in the bond proceedings, and must be transferred for this purpose by the state treasurer into the Washington opportunity pathways account in RCW 28B.76.526.

Sec. 204. RCW 67.70.044 and 2010 1st sp.s. c 37 s 940 are each amended to read as follows:

NET SHARED GAME LOTTERY REVENUES PLEDGED TO BONDS. (1) Pursuant to RCW 67.70.040(1)(a), the commission may enter into the multistate agreement establishing a shared game lottery known as "The Big Game," that was entered into by party state lotteries in August 1996 and subsequently amended and a shared game lottery known as "Powerball."

(2) The shared game lottery account is created as a separate account outside the state treasury. The account is managed, maintained, and controlled by the commission and consists of all revenues received from the sale of shared game lottery tickets or shares, and all other moneys credited or transferred to it from any other fund or source under law. The account is allotted according to chapter 43.88 RCW. ~~((During the 2009-2011 fiscal biennium, the legislature may transfer from the shared game lottery account to the education legacy trust account such amounts as reflect the excess fund balance of the account.))~~

(3) As set forth in section 202 of this act, net shared game lottery revenues deposited in the shared game lottery account are pledged to principal and interest payments on bonds issued under section 201 of this act, including any required reserves as provided in the bond proceedings, and must be transferred for this purpose by the state treasurer into the Washington opportunity pathways account in RCW 28B.76.526.

NEW SECTION. Sec. 205. BOND PROCEEDS DEPOSITED INTO EDUCATION CONSTRUCTION REVENUE BOND PROCEEDS ACCOUNT. The proceeds from the sale of bonds authorized in section 201 of this act shall be deposited in the education construction revenue bond proceeds account hereby created in the state treasury. Moneys in the account may be spent only after appropriation and only for the purposes stated in section 201 of this act, for the payment of bond anticipation notes or other interim financing, if any, capitalizing interest on the bonds, and payment of expenses incurred in the sale and issuance of the bonds, including underwriter compensation. The state treasurer may establish subaccounts in the account for the purpose of segregating bond proceeds, including

separate subaccounts for segregating proceeds of tax-exempt bonds and taxable bonds.

Sec. 206. RCW 28B.76.526 and 2010 1st sp.s. c 27 s 2 are each amended to read as follows:

WASHINGTON OPPORTUNITY PATHWAYS ACCOUNT; PRIORITY PLEDGE OF REVENUES TO BONDS. (1) The Washington opportunity pathways account is created in the state treasury. Deposits to the account must include net lottery revenues as defined in section 202 of this act that are required to be deposited in the account pursuant to RCW 67.70.230, net shared game lottery revenues as defined in section 202 of this act that are required to be deposited in the account pursuant to RCW 67.70.044, and any other amounts directed by the legislature to be transferred to or deposited in the account.

(2) As set forth in sections 202, 208, and 209 of this act, net lottery revenues and net shared game lottery revenues deposited in the account are pledged to principal and interest payments on bonds issued under section 201 of this act, including any required reserves as provided in the bond proceedings. This pledge of Washington opportunity pathways account revenues to pay and secure bonds issued under section 201 of this act takes priority over the use of Washington opportunity pathways account revenues to make any other expenditures from the account for any other purpose. Before any other expenditures may be made from the account, moneys in the account must have been expended or set aside on or before the applicable payment date for debt service requirements and debt service reserve requirements of the bonds issued under section 201 of this act in the amounts certified from time to time by the state finance committee pursuant to section 207 of this act. The state finance committee in the bond proceedings may provide for the establishment of a special subaccount in the account to serve as a debt service reserve fund for bonds issued under section 201 of this act.

(3) After applicable debt service requirements and debt service reserve requirements for bonds issued under section 201 of this act have been satisfied or provided for pursuant to subsection (2) of this section, other expenditures from the account may be used only for programs in chapter 28B.12 RCW (state work-study), chapter 28B.50 RCW (opportunity grant), RCW 28B.76.660 (Washington scholars award), RCW 28B.76.670 (Washington award for vocational excellence), chapter 28B.92 RCW (state need grant program), chapter 28B.101 RCW (educational opportunity grant), chapter 28B.105 RCW (GET ready for math and science scholarship), chapter 28B.117 RCW (passport to college promise), chapter 28B.118 RCW (college bound scholarship), chapter 28B.119 RCW (Washington promise scholarship), chapter 43.215 RCW (early childhood education and assistance program), and RCW 43.330.280 (recruitment of entrepreneurial researchers, innovation partnership zones and research teams).

NEW SECTION. Sec. 207. RETIREMENT OF BONDS. (1) The nondebt- limit bond retirement account shall be used for the payment of principal of and interest on the bonds authorized in section 201 of this act.

(2) The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount required for principal and interest payments on the bonds and the amounts, if any, required for the funding or replenishment of any debt service reserve fund for the bonds in accordance with the bond proceedings.

(3) On each date on which any principal and interest payment is due on bonds or on which any amount is required for the funding or replenishment of any debt service reserve fund for bonds issued for the purposes of section 201 of this act, the state treasurer shall withdraw from the Washington opportunity pathways account an amount equal to the amount certified by the state finance committee to be due or required on such date.

Sec. 208. RCW 67.70.240 and 2013 c 136 s 1 are each amended to read as follows:

DISTRIBUTION OF LOTTERY REVENUES. (1) The moneys in the state lottery account may be used only:

(a) For the payment of prizes to the holders of winning lottery tickets or shares;

(b) For purposes of making deposits into the reserve account created by RCW 67.70.250 and into the lottery administrative account created by RCW 67.70.260;

~~(c) (For purposes of making deposits into the Washington opportunity pathways account created in RCW 28B.76.526. Moneys in the state lottery account deposited in the Washington opportunity pathways account are included in "general state revenues" under RCW 39.42.070;))~~ For deposits in the Washington opportunity pathways account for purposes of debt service payments and any required reserve on bonds issued under section 201 of this act and for other authorized purposes of the account after such payments are made;

(d) For distribution to the stadium and exhibition center account, created in RCW 43.99N.060. Subject to the conditions of RCW 43.99N.070, six million dollars must be distributed under this subsection during the calendar year 1998. During subsequent years, such distribution must equal the prior year's distributions increased by four percent. No distribution may be made under this subsection after December 31, 1999, unless the conditions for issuance of the bonds under RCW 43.99N.020(2) are met. Distributions under this subsection must cease when the bonds are retired, but not later than December 31, 2020;

(e) For the purchase and promotion of lottery games and game-related services; and

(f) For the payment of agent compensation.

(2) The office of financial management shall require the allotment of all expenses paid from the account and shall report to the ways and means committees of the senate and house of representatives any changes in the allotments.

Sec. 209. RCW 67.70.340 and 2012 1st sp.s. c 10 s 6 are each amended to read as follows:

DISTRIBUTION OF SHARED GAME REVENUES. (1) ~~(The legislature recognizes that creating a shared game lottery could result in less revenue being raised by the existing state lottery ticket sales. The legislature further recognizes that the fund most impacted by this potential event is the Washington opportunity pathways account. Therefore, it is the intent of the legislature to use some of the proceeds from the shared game lottery to make up the difference that the potential state lottery revenue loss would have on the Washington opportunity pathways account. The legislature further intends to use some of the proceeds from the shared game lottery to fund programs and services related to problem and pathological gambling.~~

~~(2) The Washington opportunity pathways account is expected to receive one hundred two million dollars annually from state lottery games other than the shared game lottery. For fiscal year 2011 and thereafter, if the amount of lottery revenues earmarked for the Washington opportunity pathways account is less than one hundred two million dollars, the commission, after making the transfer required under subsection (3) of this section, must transfer sufficient moneys from revenues derived from the shared game lottery into the Washington opportunity pathways account to bring the total revenue up to one hundred two million dollars.~~

~~(3))~~ If at any time the amount available to be transferred from the state lottery account in RCW 67.70.240 to the Washington opportunity pathways account pursuant to section 207 of this act is insufficient to satisfy the amount certified under RCW 28B.76.526, then before the commission may make any transfers under this section the treasurer must transfer net shared game lottery revenues from the shared game lottery account to the Washington opportunity pathways account.

(a) The commission shall transfer, from revenue derived from the shared game lottery, to the problem gambling account created in RCW 43.20A.892, an amount equal to the percentage specified in (b) of this subsection of net receipts. For purposes of this subsection, "net

receipts" means the difference between (i) revenue received from the sale of lottery tickets or shares and revenue received from the sale of shared game lottery tickets or shares; and (ii) the sum of payments made to winners.

(b) In fiscal year 2006, the percentage to be transferred to the problem gambling account is one-tenth of one percent. In fiscal year 2007 and subsequent fiscal years, the percentage to be transferred to the problem gambling account is thirteen one-hundredths of one percent.

~~((4))~~ (2) The commission shall transfer the remaining net revenues, if any, derived from the shared game lottery "Powerball" authorized in RCW 67.70.044(1) after the transfers pursuant to this section into the state general fund for support for the program of basic education under RCW 28A.150.200.

~~((5))~~ (3) The remaining net revenues, if any, in the shared game lottery account after the transfers pursuant to this section shall be deposited into the Washington opportunity pathways account.

Sec. 210. RCW 67.70.040 and 2006 c 290 s 3 are each amended to read as follows:

LOTTERY COMMISSION DUTIES. The commission shall have the power, and it shall be its duty:

(1) To adopt rules governing the establishment and operation of a state lottery as it deems necessary and desirable in order that such a lottery be initiated at the earliest feasible and practicable time, and in order that such lottery produce the maximum amount of net revenues for the state consonant with the dignity of the state and the general welfare of the people. Such rules shall include, but shall not be limited to, the following:

(a) The type of lottery to be conducted which may include the selling of tickets or shares, but such tickets or shares may not be sold over the internet. The use of electronic or mechanical devices or video terminals which allow for individual play against such devices or terminals shall be prohibited. An affirmative vote of sixty percent of both houses of the legislature is required before offering any game allowing or requiring a player to become eligible for a prize or to otherwise play any portion of the game by interacting with any device or terminal involving digital, video, or other electronic representations of any game of chance, including scratch tickets, pull- tabs, bingo, poker or other cards, dice, roulette, keno, or slot machines. Approval of the legislature shall be required before entering any agreement with other state lotteries to conduct shared games;

(b) The price, or prices, of tickets or shares in the lottery;

(c) The numbers and sizes of the prizes on the winning tickets or shares;

(d) The manner of selecting the winning tickets or shares, except as limited by (a) of this subsection;

(e) The manner and time of payment of prizes to the holder of winning tickets or shares which, at the director's option, may be paid in lump sum amounts or installments over a period of years;

(f) The frequency of the drawings or selections of winning tickets or shares. Approval of the legislature is required before conducting any online game in which the drawing or selection of winning tickets occurs more frequently than once every twenty-four hours;

(g) Without limit as to number, the type or types of locations at which tickets or shares may be sold;

(h) The method to be used in selling tickets or shares, except as limited by (a) of this subsection;

(i) The licensing of agents to sell or distribute tickets or shares, except that a person under the age of eighteen shall not be licensed as an agent;

(j) The manner and amount of compensation, if any, to be paid licensed sales agents necessary to provide for the adequate availability of tickets or shares to prospective buyers and for the convenience of the public;

(k) The apportionment of the total revenues accruing from the sale of lottery tickets or shares and from all other sources among: (i) The

payment of prizes to the holders of winning tickets or shares, which shall not be less than forty-five percent of the gross annual revenue from such lottery, (ii) transfers to the lottery administrative account created by RCW 67.70.260, ~~((and))~~ (iii) ~~((transfer to the state's general fund. Transfers to the state general fund shall be made in compliance with RCW 43.01.050))~~ transfers of net lottery revenues and net shared game lottery revenues to the Washington opportunity pathways account as required by sections 202 through 204, 206, and 207 of this act, and (iv) transfers established in RCW 67.70.240 and 67.70.340;

(1) Such other matters necessary or desirable for the efficient and economical operation and administration of the lottery and for the convenience of the purchasers of tickets or shares and the holders of winning tickets or shares.

(2) To ensure that in each place authorized to sell lottery tickets or shares, on the back of the ticket or share, and in any advertising or promotion there shall be conspicuously displayed an estimate of the probability of purchasing a winning ticket.

(3) To amend, repeal, or supplement any such rules from time to time as it deems necessary or desirable.

(4) To advise and make recommendations to the director for the operation and administration of the lottery.

NEW SECTION. Sec. 211. ANALYSIS OF FINANCING STRUCTURE. (1) The state finance committee and the office of financial management must conduct an objective analysis of the most effective financing structure for the lottery revenue bonds authorized in section 201 of this act.

(2) In conducting the objective analysis, the state finance committee and the office of financial management must review data, information, and analysis from multiple sources, including consultation with a minimum of five firms with expertise in helping state and local governments organize and manage a wide variety of financing structures, including revenue bonds.

(3) The objective analysis must consider and rate options designed to:

(a) Maximize the amount of bond proceeds available to address all-day kindergarten and K-3 class size reduction facility needs;

(b) Leverage lottery revenues in a manner that would cause the bonds to be rated at the highest investment grade possible;

(c) Achieve the lowest cost of issuance; and

(d) Strengthen the issuance and its marketability to investors by considering terms of borrowing such as maturity, debt service reserves, coverage ratios, legal covenants, and other credit enhancements.

(4) The state finance committee and the office of financial management shall provide a report to the legislature by December 1, 2014, that includes the options considered and recommendations on the preferred financing structure for the lottery revenue bonds.

PART III

GRANT PROGRAM

NEW SECTION. Sec. 301. SUPERINTENDENT OF PUBLIC INSTRUCTION-- GRANT PROGRAM PREPARATION. (1) The legislature intends to provide funding in the 2015-2017 fiscal biennium for grants to school districts to address the physical capacity required for statewide implementation of all-day kindergarten and K-3 class size reduction.

(2) The office of the superintendent of public instruction shall establish a plan for grant allocations that considers the following criteria: Public schools must demonstrate the existence of unhoused K- 3 students based on a ninety square feet student space allocation per enrolled student in a public school.

(3)(a) The office of the superintendent of public instruction may award grants to school districts for the following types of projects: (i)

Projects to modernize existing building space; (ii) projects to build permanent instructional space; (iii) the purchase and installation of modular facilities; and (iv) the purchase and installation of portable facilities.

(b) For the purposes of this subsection:

(i) "Modular facility" means a factory-built structure, whether a total building or a room, which is either wholly manufactured or is in substantial part manufactured at an off-site location to be wholly or partially assembled on-site. Modular facility does not include mobile homes or manufactured homes as defined in RCW 46.04.302; and

(ii) "Portable facility" means a prefabricated structure consisting of one or more rooms with direct exterior egress from the classroom or classrooms. The structure is transportable in one or more sections and is designed to be used as an educational space with or without a permanent foundation. The structure is capable of being demounted and relocated to other locations as needs arise.

(4) One hundred percent of the project costs are eligible for grants under this section.

(5) Grants must be awarded solely for instructional space used by K-3 students.

(6) Subject to the approval of the office of the superintendent of public instruction, grant awards to a school district under this section for a project at an identified public school may be reallocated for use at another public school, including reopening an existing school building within the district if the school can demonstrate it is unable to build permanent space, or install a modular or portable facility at the identified school.

(7) The office of the superintendent of public instruction shall develop rules to implement the grant program authorized under this section.

(8) The office of the superintendent of public instruction shall provide a report to the appropriate policy and fiscal committees of the legislature by December 1, 2014, describing: Estimated need for additional classrooms to address all-day kindergarten and K-3 class size reduction by school; implementation timelines; and proposed rules.

PART IV

MISCELLANEOUS

NEW SECTION. Sec. 401. CODIFICATION. Sections 201, 202, 205, and 207 of this act constitute a new chapter in Title 43 RCW.

NEW SECTION. Sec. 402. EFFECTIVE DATE. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

Correct the title.

Representatives Dunshee and MacEwen spoke in favor of the adoption of the amendment.

Amendment (861) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stanford, MacEwen, Stonier, Magendanz, Farrell, Smith and Bergquist spoke in favor of the passage of the bill.

Representatives Overstreet and Scott spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2797.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2797, and the bill passed the House by the following vote: Yeas, 90; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Condotta, G. Hunt, Overstreet, Scott, Shea and Taylor.

Excused: Representative S. Hunt.

ENGROSSED HOUSE BILL NO. 2797, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2762, by Representatives Clibborn, Fey and Gregerson

Making 2013-2015 supplemental transportation appropriations.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2762 was substituted for House Bill No. 2762 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2762 was read the second time.

With the consent of the house, amendment (849) was withdrawn.

Representative Overstreet moved the adoption of amendment (859):

On page 9, line 16, decrease the Motor Vehicle Account--State Appropriation by \$450,000

On page 9, line 20, correct the total.

On page 11, beginning on line 31, strike all of subsections (6) and (7)

Re-number the remaining subsections consecutively and correct any internal references accordingly.

On page 29, line 31, decrease the Motor Vehicle Account--State Appropriation by \$21,000

On page 30, beginning on line 24, strike all of subsections (3) and (4)

On page 83, beginning on line 10, strike all of section 705

Renumber the remaining sections consecutively and correct any internal references accordingly. Correct the title.

Representative Overstreet spoke in favor of the adoption of the amendment.

Representative Fey spoke against the adoption of the amendment.

Amendment (859) was not adopted.

Representative Orcutt moved the adoption of amendment (853):

On page 21, after line 17, insert the following:
"(24) The department when modernizing its computer systems must place personal and company data elements in separate data fields to allow the department to select discrete data elements when providing information or data to persons or entities outside the department. This requirement must be included as part of the systems design in the department's business and technology modernization. A person's photo, social security number, or medical information must not be made available through public disclosure or data being provided under RCW 46.12.630."

Representatives Orcutt and Fey spoke in favor of the adoption of the amendment.

Amendment (853) was adopted.

Representative Ross moved the adoption of amendment (860):

On page 36, line 31, decrease the state vehicle parking account--state appropriation by \$754,000

On page 37, line 3, decrease the multimodal transportation account--state appropriation by \$6,724,000

On page 37, line 8, correct the total.

On page 39, beginning on line 23, strike all of subsection (7) and insert the following:

~~"((7) 6,122,000 of the total appropriation in this section is provided solely for CTR grants and activities. Of this amount:
 —(a) \$3,900,000 of the multimodal transportation account state appropriation is provided solely for grants to local jurisdictions, selected by the CTR board, for the purpose of assisting employers meet CTR goals;
 —(b) \$1,770,000 of the multimodal transportation account state appropriation is provided solely for state costs associated with CTR. The department shall develop more efficient methods of CTR assistance and survey procedures; and
 —(c) \$452,000 of the state vehicle parking account state appropriation is provided solely for CTR related expenditures, including all expenditures related to the guaranteed ride home program and the STAR pass program.)"~~

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 40, beginning on line 8, strike all of subsection (10)

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 86, after line 16, insert the following:

"**Sec. 710.** RCW 70.94.531 and 2013 c 26 s 1 are each amended to read as follows:

(1) State agency worksites are subject to the same requirements under this section and RCW 70.94.534 as private employers.

(2) Not more than ninety days after the adoption of a jurisdiction's commute trip reduction plan, each major employer in that jurisdiction ~~((shall))~~ may perform a baseline measurement consistent with the rules established by the department of transportation under RCW 70.94.537.

Not more than ninety days after receiving the results of the baseline measurement, each major employer ~~((shall))~~ may develop a commute trip reduction program and ~~((shall))~~ may submit a description of that program to the jurisdiction for review. The program ~~((shall))~~ may be implemented not more than ninety days after approval by the jurisdiction.

(3) A commute trip reduction program of a major employer ~~((shall))~~ may consist of ~~((at a minimum))~~: (a) Designation of a transportation coordinator and the display of the name, location, and telephone number of the coordinator in a prominent manner at each affected worksite; (b) regular distribution of information to employees regarding alternatives to single-occupant vehicle commuting; (c) a ~~((regular))~~ review of employee commuting and reporting of progress toward meeting the single-occupant vehicle reduction goals to the county, city, or town consistent with the method established in the commute trip reduction plan and the rules established by the department of transportation under RCW 70.94.537; and (d) implementation of a set of measures designed to achieve the applicable commute trip reduction goals adopted by the jurisdiction. Such measures may include, but are not limited to:

(i) Provision of preferential parking or reduced parking charges, or both, for high occupancy vehicles and motorcycles;

(ii) Instituting or increasing parking charges for single-occupant vehicles;

(iii) Provision of commuter ride matching services to facilitate employee ridesharing for commute trips;

(iv) Provision of subsidies for transit fares;

(v) Provision of vans for van pools;

(vi) Provision of subsidies for car pooling or van pooling;

(vii) Permitting the use of the employer's vehicles for car pooling or van pooling;

(viii) Permitting flexible work schedules to facilitate employees' use of transit, car pools, or van pools;

(ix) Cooperation with transportation providers to provide additional regular or express service to the worksite;

(x) Construction of special loading and unloading facilities for transit, car pool, and van pool users;

(xi) Provision of bicycle parking facilities, lockers, changing areas, and showers for employees who bicycle or walk to work;

(xii) Provision of a program of parking incentives such as a rebate for employees who do not use the parking facility;

(xiii) Establishment of a program to permit employees to work part or full time at home or at an alternative worksite closer to their homes;

(xiv) Establishment of a program of alternative work schedules such as compressed work week schedules which reduce commuting; and

(xv) Implementation of other measures designed to facilitate the use of high occupancy vehicles such as on-site day care facilities and emergency taxi services.

(4) Employers or owners of worksites may form or utilize existing transportation management associations or other transportation-related associations authorized by RCW 35.87A.010 to assist members in developing and implementing commute trip reduction programs.

(5) Employers ~~((shall))~~ may make a good faith effort towards achievement of the goals identified in RCW 70.94.527(4)(d).

Sec. 711. RCW 70.94.534 and 2006 c 329 s 6 are each amended to read as follows:

(1) Each jurisdiction implementing a commute trip reduction plan under this chapter or as part of a plan or ordinance developed under RCW 36.70A.070 ~~((shall))~~ may review each participating employer's initial commute trip reduction program to determine if the program is likely to meet the applicable commute trip reduction goals. The participating employer shall be notified by the jurisdiction of its findings. If the jurisdiction finds that the program is not likely to meet the applicable commute trip reduction goals, the jurisdiction ~~((will))~~ may work with the participating employer to modify the program as

necessary. The jurisdiction (~~shall~~) should complete review of each employer's initial commute trip reduction program within ninety days of receipt.

(2) Participating employers implementing commute trip reduction programs are expected to undertake good faith efforts to achieve the goals outlined in RCW 70.94.527(4). Participating employers are considered to be making a good faith effort if the following conditions have been met:

(a) The employer has met the minimum requirements identified in RCW 70.94.531;

(b) The employer has notified the jurisdiction of its intent to substantially change or modify its program and has either received the approval of the jurisdiction to do so or has acknowledged that its program may not be approved without additional modifications;

(c) The employer has provided adequate information and documentation of implementation when requested by the jurisdiction; and

(d) The employer is working collaboratively with its jurisdiction to continue its existing program or is developing and implementing program modifications likely to result in improvements to the program over an agreed upon length of time.

(3) Each jurisdiction (~~shall~~) may review at least once every two years each participating employer's progress and good faith efforts toward meeting the applicable commute trip reduction goals. If (~~an~~) a participating employer makes a good faith effort, as defined in this section, but is not likely to meet the applicable commute trip reduction goals, the jurisdiction (~~shall~~) may work collaboratively with the participating employer to make modifications to the commute trip reduction program. Failure of (~~an~~) a participating employer to reach the applicable commute trip reduction goals is not a violation of this chapter.

~~(4) (If an employer fails to make a good faith effort and fails to meet the applicable commute trip reduction goals, the jurisdiction shall work collaboratively with the employer to propose modifications to the program and shall direct the employer to revise its program within thirty days to incorporate those modifications or modifications which the jurisdiction determines to be equivalent.~~

~~(5) Each jurisdiction implementing a commute trip reduction plan pursuant to this chapter may impose civil penalties, in the manner provided in chapter 7.80 RCW, for failure by an employer to implement a commute trip reduction program or to modify its commute trip reduction program as required in subsection (4) of this section.) No participating major employer may be held liable for civil penalties for failure to reach the applicable commute trip reduction goals. No participating major employer shall be liable for civil penalties (~~under this chapter~~) if failure to achieve a commute trip reduction program goal was the result of an inability to reach agreement with a certified collective bargaining agent under applicable laws where the issue was raised by the employer and pursued in good faith.~~

~~((6))~~ (5) Jurisdictions shall notify participating major employers of the procedures for applying for goal modification or exemption from the commute trip reduction requirements based on the guidelines established by the commute trip reduction board authorized under RCW 70.94.537.

NEW SECTION. Sec. 712. A new section is added to chapter 70.94 RCW to read as follows:

The secretary of the department of transportation may, within existing resources, coordinate an interagency board or other interested parties for the purpose of developing policies or guidelines that promote consistency among state agency commute trip reduction programs required under RCW 70.94.527 and 70.94.531.

Sec. 713. RCW 43.01.225 and 2011 1st sp.s. c 43 s 253 are each amended to read as follows:

There is hereby established an account in the state treasury to be known as the "state vehicle parking account." All parking rental income resulting from parking fees established by the department of

enterprise services under RCW 46.08.172 at state-owned or leased property shall be deposited in the "state vehicle parking account." Revenue deposited in the "state vehicle parking account" shall be first applied to pledged purposes. Unpledged parking revenues deposited in the "state vehicle parking account" may be used to:

(1) Pay costs incurred in the operation, maintenance, regulation, and enforcement of vehicle parking and parking facilities; and

(2) Support the lease costs and/investment costs of vehicle parking and parking facilities(~~and~~

~~(3) Support agency commute trip reduction programs under RCW 70.94.521 through 70.94.551).~~

Sec. 714. RCW 43.01.240 and 1998 c 245 s 46 are each amended to read as follows:

(1) There is hereby established an account in the state treasury to be known as the state agency parking account. All parking income collected from the fees imposed by state agencies on parking spaces at state-owned or leased facilities, including the capitol campus, shall be deposited in the state agency parking account. Only the office of financial management may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but no appropriation is required for expenditures. No agency may receive an allotment greater than the amount of revenue deposited into the state agency parking account.

(2) An agency may, as an element of the agency's commute trip reduction program to achieve the goals set forth in RCW 70.94.527, impose parking rental fees at state-owned and leased properties. These fees will be deposited in the state agency parking account. Each agency shall establish a committee to advise the agency director on parking rental fees, taking into account the market rate of comparable, privately owned rental parking in each region. The agency shall solicit representation of the employee population including, but not limited to, management, administrative staff, production workers, and state employee bargaining units. Funds shall be used by agencies to: (a) ~~((Support the agencies' commute trip reduction program under RCW 70.94.521 through 70.94.551; (b))~~ Support the agencies' parking program; or ((e)) (b) support the lease or ownership costs for the agencies' parking facilities.

(3) In order to reduce the state's subsidization of employee parking, after July 1997 agencies shall not enter into leases for employee parking in excess of building code requirements, except as authorized by the director of ~~((general administration))~~ enterprise services. In situations where there are fewer parking spaces than employees at a worksite, parking must be allocated equitably, with no special preference given to managers.

Sec. 715. RCW 43.41.140 and 1993 c 394 s 3 are each amended to read as follows:

Pursuant to policies and regulations promulgated by the office of financial management, an elected state officer or delegate or a state agency director or delegate may permit an employee to commute in a state-owned or leased vehicle if such travel is on official business, as determined in accordance with RCW 43.41.130, and is determined to be economical and advantageous to the state(~~or as part of a commute trip reduction program as required by RCW 70.94.551).~~

Sec. 716. RCW 43.01.230 and 1995 c 215 s 1 are each amended to read as follows:

(1) State agencies may, under the internal revenue code rules, use public funds to financially assist agency-approved incentives for alternative commute modes, including but not limited to carpools, vanpools, purchase of transit and ferry passes, and guaranteed ride home programs, if the financial assistance is an element of the agency's commute trip reduction program as required under RCW 70.94.521 through 70.94.551. This section does not permit any payment for the use of state-owned vehicles for commuter ride sharing.

(2) This section has no force or effect until after June 30, 2015.

Sec. 717. RCW 70.94.551 and 2009 c 427 s 3 are each amended to read as follows:

(1) The secretary of the department of transportation may coordinate an interagency board or other interested parties for the purpose of developing policies or guidelines that promote consistency among state agency commute trip reduction programs required by RCW 70.94.527 and 70.94.531 or developed under the joint comprehensive commute trip reduction plan described in this section. The board shall include representatives of the departments of transportation, *general administration, ecology, and **community, trade, and economic development and such other departments and interested groups as the secretary of the department of transportation determines to be necessary. Policies and guidelines shall be applicable to all state agencies including but not limited to policies and guidelines regarding parking and parking charges, employee incentives for commuting by other than single-occupant automobiles, flexible and alternative work schedules, alternative worksites, and the use of state-owned vehicles for car and van pools and guaranteed rides home. The policies and guidelines shall also consider the costs and benefits to state agencies of achieving commute trip reductions and consider mechanisms for funding state agency commute trip reduction programs.

(2) State agencies sharing a common location in affected urban growth areas where the total number of state employees is one hundred or more shall, with assistance from the department of transportation, develop and implement a joint commute trip reduction program. The worksite must be treated as specified in RCW 70.94.531 and 70.94.534.

(3) The department of transportation shall develop a joint comprehensive commute trip reduction plan for all state agencies, including institutions of higher education, located in the Olympia, Lacey, and Tumwater urban growth areas.

(a) In developing the joint comprehensive commute trip reduction plan, the department of transportation shall work with applicable state agencies, including institutions of higher education, and shall collaborate with the following entities: Local jurisdictions; regional transportation planning organizations as described in chapter 47.80 RCW; transit agencies, including regional transit authorities as described in chapter 81.112 RCW and transit agencies that serve areas within twenty- five miles of the Olympia, Lacey, or Tumwater urban growth areas; and the capitol campus design advisory committee established in RCW 43.34.080.

(b) The joint comprehensive commute trip reduction plan must build on existing commute trip reduction programs and policies. At a minimum, the joint comprehensive commute trip reduction plan must include strategies for telework and flexible work schedules, parking management, and consideration of the impacts of worksite location and design on multimodal transportation options.

(c) The joint comprehensive commute trip reduction plan must include performance measures and reporting methods and requirements.

(d) The joint comprehensive commute trip reduction plan may include strategies to accommodate differences in worksite size and location.

(e) The joint comprehensive commute trip reduction plan must be consistent with jurisdictional and regional transportation, land use, and commute trip reduction plans, the state six-year facilities plan, and the master plan for the capitol of the state of Washington.

(f) Not more than ninety days after the adoption of the joint comprehensive commute trip reduction plan, state agencies within the three urban growth areas must implement a commute trip reduction program consistent with the objectives and strategies of the joint comprehensive commute trip reduction plan.

(4) The department of transportation shall review the initial commute trip reduction program of each state agency subject to the commute trip reduction plan for state agencies to determine if the program is likely to meet the applicable commute trip reduction goals and notify the agency of any deficiencies. If it is found that the program

is not likely to meet the applicable commute trip reduction goals, the department of transportation will work with the agency to modify the program as necessary.

(5) Each state agency implementing a commute trip reduction plan shall report at least once per year to its agency director on the performance of the agency's commute trip reduction program as part of the agency's quality management, accountability, and performance system as defined by RCW 43.17.385. The reports shall assess the performance of the program, progress toward state goals established under RCW 70.94.537, and recommendations for improving the program.

(6) The department of transportation shall review the agency performance reports defined in subsection (5) of this section and submit a biennial report for state agencies subject to this chapter to the governor and incorporate the report in the commute trip reduction board report to the legislature as directed in RCW 70.94.537(6). The report shall include, but is not limited to, an evaluation of the most recent measurement results, progress toward state goals established under RCW 70.94.537, and recommendations for improving the performance of state agency commute trip reduction programs. The information shall be reported in a form established by the commute trip reduction board.

(7) This section has no force or effect until after June 30, 2015.

Sec. 718. RCW 70.94.555 and 2006 c 329 s 3 are each amended to read as follows:

(1) Nothing in chapter 329, Laws of 2006 preempts the ability of state employees to collectively bargain over commute trip reduction issues, including parking fees under chapter 41.80 RCW, or the ability of private sector employees to collectively bargain over commute trip reduction issues if previously such issues were mandatory subjects of collective bargaining.

(2) This section has no force or effect until after June 30, 2015.

NEW SECTION. Sec. 719. Sections 710 through 715 of this act expire June 30, 2015."

Representatives Ross, Johnson, DeBolt and Johnson (again) spoke in favor of the adoption of the amendment.

Representative Farrell spoke against the adoption of the amendment.

Amendment (860) was not adopted.

Representative Orcutt moved the adoption of amendment (852):

On page 39, line 2, after "than" strike "~~((twenty-five))~~ thirty" and insert "twenty-five"

Representatives Orcutt and Young spoke in favor of the adoption of the amendment.

Representative Fitzgibbon spoke against the adoption of the amendment.

Amendment (852) was not adopted.

Representative Manweller moved the adoption of amendment (835):

On page 44, line 4, after "December 15, 2014," insert "submit a preliminary report of key findings and recommendations to the transportation committees of the legislature and the office of financial management by March 1, 2015,"

Representatives Manweller and Moscoso spoke in favor of the adoption of the amendment.

Amendment (835) was adopted.

Representative Fitzgibbon moved the adoption of amendment (858):

On page 51, line 7, after "(8)" insert "(a)"

On page 51, line 15, after "However," insert "except as otherwise provided in this subsection."

On page 51, after line 23, insert the following:

"(b) \$6,000,000 of the project funding currently available for central waterfront construction mitigation is provided solely for public transportation mitigation."

Representative Fitzgibbon spoke in favor of the adoption of the amendment.

Representative Orcutt spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 54 - YEAS; 43 - NAYS.

Amendment (858) was adopted.

Representative Walkinshaw moved the adoption of amendment (872):

On page 53, after line 38, insert the following:

"(13) Within the amounts provided in this section, the department must continue to work with the Seattle department of transportation in their joint planning, design, outreach, and operation of the remaining west side elements, including, but not limited to, the Montlake lid, the bicycle/pedestrian path, the effective network of transit connections, and the Portage Bay bridge of the SR 520 Bridge Replacement and HOV project."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representative Walkinshaw spoke in favor of the adoption of the amendment.

Representative Orcutt spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 53 - YEAS; 44 - NAYS.

Amendment (872) was adopted.

Representative Zeiger moved the adoption of amendment (855):

On page 86, after line 16, insert the following:

"NEW SECTION. Sec. 710. A new section is added to chapter 43.21C RCW to read as follows:

During the 2013-2015 fiscal biennium, the repair or replacement of a state bridge deemed structurally deficient, as defined in RCW 47.04.010, is exempt from compliance with this chapter as long as the action occurs within the existing right-of-way, except that the repair or replacement may occur outside the existing right-of-way as needed to meet current engineering standards or state or local environmental

permit requirements for highway construction as long as the repair or replacement does not result in additional lanes for automobiles. The issuance of applicable state and local agency permits or approvals associated with the repair or replacement of such bridges is also included in this exemption from compliance with this chapter.

Sec. 711. RCW 47.04.010 and 2003 c 244 s 2 and 2003 c 141 s 8 are each reenacted and amended to read as follows:

The following words and phrases, wherever used in this title, shall have the meaning as in this section ascribed to them, unless where used the context thereof shall clearly indicate to the contrary or unless otherwise defined in the chapter of which they are a part:

(1) "Alley." A highway within the ordinary meaning of alley not designated for general travel and primarily used as a means of access to the rear of residences and business establishments;

(2) "Arterial highway." Every highway, as herein defined, or portion thereof designated as such by proper authority;

(3) "Business district." The territory contiguous to and including a highway, as herein defined, when within any six hundred feet along such highway there are buildings in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations, and public buildings which occupy at least three hundred feet of frontage on one side or three hundred feet collectively on both sides of the highway;

(4) "Center line." The line, marked or unmarked parallel to and equidistant from the sides of a two-way traffic roadway of a highway except where otherwise indicated by painted lines or markers;

(5) "Center of intersection." The point of intersection of the center lines of the roadways of intersecting highways;

(6) "City street." Every highway as herein defined, or part thereof located within the limits of incorporated cities and towns, except alleys;

(7) "Combination of vehicles." Every combination of motor vehicle and motor vehicle, motor vehicle and trailer, or motor vehicle and semitrailer;

(8) "Commercial vehicle." Any vehicle the principal use of which is the transportation of commodities, merchandise, produce, freight, animals, or passengers for hire;

(9) "County road." Every highway as herein defined, or part thereof, outside the limits of incorporated cities and towns and which has not been designated as a state highway, or branch thereof;

(10) "Crosswalk." The portion of the roadway between the intersection area and a prolongation or connection of the farthest sidewalk line or in the event there are no sidewalks then between the intersection area and a line ten feet therefrom, except as modified by a marked crosswalk;

(11) "Highway." Every way, lane, road, street, boulevard, and every way or place in the state of Washington open as a matter of right to public vehicular travel both inside and outside the limits of incorporated cities and towns;

(12) "Intersection area." (a) The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two or more highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict;

(b) Where a highway includes two roadways thirty feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways thirty feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection;

(c) The junction of an alley with a street or highway shall not constitute an intersection;

(13) "Intersection control area." The intersection area as herein defined, together with such modification of the adjacent roadway area as results from the arc or curb corners and together with any marked or unmarked crosswalks adjacent to the intersection;

(14) "Laned highway." A highway the roadway of which is divided into clearly marked lanes for vehicular traffic;

(15) "Local authorities." Every county, municipal, or other local public board or body having authority to adopt local police regulations under the Constitution and laws of this state;

(16) "Marked crosswalk." Any portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface thereof;

(17) "Metal tire." Every tire, the bearing surface of which in contact with the highway is wholly or partly of metal or other hard, nonresilient material;

(18) "Motor truck." Any motor vehicle, as herein defined, designed or used for the transportation of commodities, merchandise, produce, freight, or animals;

(19) "Motor vehicle." Every vehicle, as herein defined, which is in itself a self-propelled unit;

(20) "Multiple lane highway." Any highway the roadway of which is of sufficient width to reasonably accommodate two or more separate lanes of vehicular traffic in the same direction, each lane of which shall be not less than the maximum legal vehicle width, and whether or not such lanes are marked;

(21) "Operator." Every person who drives or is in actual physical control of a vehicle as herein defined;

(22) "Peace officer." Any officer authorized by law to execute criminal process or to make arrests for the violation of the statutes generally or of any particular statute or statutes relative to the highways of this state;

(23) "Pedestrian." Any person afoot or who is using a wheelchair, power wheelchair as defined in RCW 46.04.415, or a means of conveyance propelled by human power other than a bicycle;

(24) "Person." Every natural person, firm, copartnership, corporation, association, or organization;

(25) "Personal wireless service." Any federally licensed personal wireless service;

(26) "Personal wireless service facilities." Unstaffed facilities that are used for the transmission or reception, or both, of personal wireless services including, but not necessarily limited to, antenna arrays, transmission cables, equipment shelters, and support structures;

(27) "Pneumatic tires." Every tire of rubber or other resilient material designed to be inflated with compressed air to support the load thereon;

(28) "Private road or driveway." Every way or place in private ownership and used for travel of vehicles by the owner or those having express or implied permission from the owner, but not by other persons;

(29) "Railroad." A carrier of persons or property upon vehicles, other than streetcars, operated upon stationary rails, the route of which is principally outside incorporated cities and towns;

(30) "Railroad sign or signal." Any sign, signal, or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train;

(31) "Residence district." The territory contiguous to and including the highway, as herein defined, not comprising a business district, as herein defined, when the property on such highway for a continuous distance of three hundred feet or more on either side thereof is in the main improved with residences or residences and buildings in use for business;

(32) "Roadway." The paved, improved, or proper driving portion of a highway designed, or ordinarily used for vehicular travel;

(33) "Safety zone." The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is marked or indicated by painted marks, signs, buttons, standards, or otherwise so as to be plainly discernible;

(34) "Sidewalk." That property between the curb lines or the lateral lines of a roadway, as herein defined, and the adjacent property,

set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a highway and dedicated to use by pedestrians;

(35) "Solid tire." Every tire of rubber or other resilient material which does not depend upon inflation with compressed air for the support of the load thereon;

(36) "State highway." Every highway as herein defined, or part thereof, which has been designated as a state highway, or branch thereof, by legislative enactment;

(37) "Streetcar." A vehicle other than a train, as herein defined, for the transporting of persons or property and operated upon stationary rails principally within incorporated cities and towns;

(38) "Traffic." Pedestrians, ridden or herded animals, vehicles, streetcars, and other conveyances either singly or together while using any highways for purposes of travel;

(39) "Traffic control signal." Any traffic device, as herein defined, whether manually, electrically, or mechanically operated, by which traffic alternately is directed to stop or proceed or otherwise controlled;

(40) "Traffic devices." All signs, signals, markings, and devices not inconsistent with this title placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic;

(41) "Train." A vehicle propelled by steam, electricity, or other motive power with or without cars coupled thereto, operated upon stationary rails, except street cars;

(42) "Vehicle." Every device capable of being moved upon a highway and in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting power wheelchairs, as defined in RCW 46.04.415, or devices moved by human or animal power or used exclusively upon stationary rails or tracks;

(43) During the 2013-2015 fiscal biennium, "Structurally deficient" means a state bridge that is classified as in poor condition under the state bridge condition rating system and is reported by the state to the national bridge inventory as having a deck, superstructure, or substructure rating of four or below. Structurally deficient bridges are characterized by deteriorated conditions of significant bridge elements and potentially reduced load carrying capacity. Bridges deemed structurally deficient typically require significant maintenance and repair to remain in service, and require major rehabilitation or replacement to address the underlying deficiency.

Words and phrases used herein in the past, present, or future tense shall include the past, present, and future tenses; words and phrases used herein in the masculine, feminine, or neuter gender shall include the masculine, feminine, and neuter genders; and words and phrases used herein in the singular or plural shall include the singular and plural; unless the context thereof shall indicate to the contrary.

Sec. 712. RCW 47.28.170 and 2006 c 334 s 23 are each amended to read as follows:

(1) Whenever the department finds that as a consequence of accident, natural disaster, or other emergency, an existing state highway is in jeopardy or is rendered impassible in one or both directions and the department further finds that prompt reconstruction, repair, or other work is needed to preserve or restore the highway for public travel, or when, during the 2013-2015 fiscal biennium, the department is preparing to conduct the repair or replacement of a state bridge deemed structurally deficient, as defined in RCW 47.04.010, by the department, the department may obtain at least three written bids for the work without publishing a call for bids, and the secretary of transportation may award a contract forthwith to the lowest responsible bidder.

The department shall notify any association or organization of contractors filing a request to regularly receive notification. Notification to an association or organization of contractors shall include: (a) The location of the work to be done; (b) the general anticipated nature of the work to be done; and (c) the date determined by the department as reasonable in view of the nature of the work and

emergent nature of the problem after which the department will not receive bids.

(2) Whenever the department finds it necessary to protect a highway facility from imminent damage or to perform emergency work to reopen a highway facility, the department may contract for such work on a negotiated basis not to exceed force account rates for a period not to exceed thirty working days.

(3) The secretary shall review any contract exceeding seven hundred thousand dollars awarded under subsection (1) or (2) of this section with the office of financial management within thirty days of the contract award.

(4) Any person, firm, or corporation awarded a contract for work must be prequalified pursuant to RCW 47.28.070 and may be required to furnish a bid deposit or performance bond.

(5) During the 2013-2015 fiscal biennium, this section does not prevent the department from notifying contractors, that are not otherwise notified pursuant to subsection (1) of this section, of the availability of work that the department intends to contract for under this section."

Renumber the remaining sections consecutively and correct any internal references accordingly. Correct the title.

Representatives Zeiger and Clibborn spoke in favor of the adoption of the amendment.

Amendment (855) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Clibborn, Ross and Hargrove spoke in favor of the passage of the bill.

Representatives Orcutt and Young spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2762.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2762, and the bill passed the House by the following vote: Yeas, 73; Nays, 24; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hawkins, Holy, Klippert, Kretz, Kristiansen, MacEwen, Orcutt, Overstreet, Pike, Schmick, Scott, Shea, Short, Taylor, Vick and Young.

Excused: Representative S. Hunt.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2762, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6002, by Senate Committee on Ways & Means (originally sponsored by Senators Hill and Hargrove)

Making 2014 supplemental operating appropriations.

The bill was read the second time.

With the consent of the house, amendments (857), (851), (871), (845), (846), (826), (862), (868) to the striking amendment were withdrawn.

Representative Hunter moved the adoption of amendment (812):

(Format Changed to Accommodate Text)

Strike everything after the enacting clause and insert the following:

**"PART I
GENERAL GOVERNMENT**

Sec. 101. 2013 2nd sp.s. c 4 s 101 (uncodified) is amended to read as follows:

FOR THE HOUSE OF REPRESENTATIVES

General Fund--State Appropriation (FY 2014)	(\$30,789,000))
<u>\$30,923,000</u>	
General Fund--State Appropriation (FY 2015)	(\$31,075,000))
<u>\$31,207,000</u>	
Motor Vehicle Account--State Appropriation	\$1,765,000
TOTAL APPROPRIATION	(\$63,629,000))
<u>\$63,895,000</u>	

Sec. 102. 2013 2nd sp.s. c 4 s 102 (uncodified) is amended to read as follows:

FOR THE SENATE

General Fund--State Appropriation (FY 2014)	(\$21,150,000))
<u>\$21,240,000</u>	
General Fund--State Appropriation (FY 2015)	(\$23,405,000))
<u>\$23,495,000</u>	
Motor Vehicle Account--State Appropriation	\$1,514,000
TOTAL APPROPRIATION	(\$46,069,000))
<u>\$46,249,000</u>	

Sec. 103. 2013 2nd sp.s. c 4 s 103 (uncodified) is amended to read as follows:

FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE

General Fund--State Appropriation (FY 2014)	\$62,000
General Fund--State Appropriation (FY 2015)	(\$111,000))
<u>\$113,000</u>	
Performance Audits of Government Account--State Appropriation	\$5,641,000
Medical Aid Account--State Appropriation	\$332,000
Accident Account--State Appropriation	\$332,000
TOTAL APPROPRIATION	(\$6,478,000))
<u>\$6,480,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Notwithstanding the provisions of this section, the joint legislative audit and review committee may adjust the due dates for projects included on the committee's 2013-15 work plan as necessary to efficiently manage workload.

(2) \$332,000 of the medical aid account--state appropriation and \$332,000 of the accident account--state appropriation are provided for the purposes of chapter 37, Laws of 2011 (workers' compensation).

(3) \$323,000 of the performance audits of government account--state appropriation is provided for consultant and staff costs related to the economic analysis of tax preferences as directed by chapter 43.136 RCW.

(4) The joint legislative audit and review committee shall conduct an audit of Washington's state research universities. The purpose of the audit is to identify cost and profit centers within, and in partnership with, the research universities. The audit must focus on public funds; student fees, in particular tuition; and auxiliary enterprises, which for the purposes of the audit at the University of Washington includes University of Washington medical center, the internal lending program, the W fund, and the center for commercialization. The audit at each university must achieve the following:

(a) Assess the university's policies and practices for tracking per-student expenditures for instruction and identify the average amount per student that the university has spent on instruction for undergraduate students in each of the past five fiscal years;

(b) Obtain the university's definition of auxiliary enterprises and determine the number of auxiliary enterprises, including the University of Washington medical center, the University of Washington internal lending program, the W fund, and the center for commercialization, that exist in the university system, the methods the university uses to track revenue and expenditures of auxiliary enterprises, and the policies and practices the university has in place to ensure that state funding is not used to supplement or guarantee projects or programs authorized by auxiliary enterprises;

(c) Identify how much money is being spent on undergraduate education and to what extent undergraduate education is subsidizing graduate education; and

(d) Determine how tuition funds are being used and to what extent they are being used to fund the University of Washington medical center, the University of Washington internal lending program, the W fund, and the center for commercialization and to back bonds authorized by the university.

(5) The committee shall conduct a study of the current methods of collecting legal financial obligations and compare those methods with other debt collection methods, including contracting for debt collection of legal financial obligations. The study shall include analysis of the costs and revenues of current methods and compare those to alternatives, and include analysis of the impact of current methods and alternatives to revenues received by the state. Included shall be an examination of costs and revenue generation before and after the implementation of chapter 379, Laws of 2003 (SSB 5990) and chapter 362, Laws of 2005 (SSB 5256) and analysis of whether these changes met the legislative goals of reducing costs and increasing collections. A report on the results of the analysis shall be presented to the appropriate committees of the legislature by December 2014.

(6) The committee shall conduct a study of economic development programs and projects supported by the state general fund in the department of commerce. The study shall first review the extent to which these programs: (a) Included specific economic development targets; (b) monitored economic development targets; (c) required for programs which provided support or services through contracts, whether the contracts were structured such that if economic development targets were not met, contracts were reviewed or revised; and (d) changed the economic development targets of associate development organizations relative to funding increases since 2007. The study will include the feasibility of determining how to isolate other factors, such as general economic trends, from the impacts of economic development programs. The costs and options for conducting future analysis of the outcomes specific to economic development programs shall be included and a briefing report shall be provided to the appropriate committees of the legislature by December 1, 2013. A complete report with study data and conclusions shall be provided to the appropriate committees of the legislature by December 1, 2014.

(7) The committee shall analyze the incidence and level of taxation and business incentives available to the financial services industry in Washington State, and identify the relative differences in taxes and business incentives compared to California. A report shall be provided to the appropriate committees of the legislature by December 1, 2014.

(8) The committee shall conduct an analysis of how school districts use school days. The analysis must include:

- (a) How school districts define classroom time, nonclassroom time, instructional time, noninstructional time, and any other definitions of how the school day is divided or used;
- (b) Estimates of time in each category;
- (c) How noninstructional time is distributed over the annual number of school days;
- (d) When noninstructional hours occur;
- (e) How noninstructional hours are used, including how much noninstructional time is devoted to professional development for the purposes of teacher and principal evaluation training or common core state standards training; and
- (f) The extent to which the use of each category of time is identified or defined in collective bargaining agreements.

To the extent data is not available at the statewide level, the committee may use case studies or other methods to conduct the analysis. The committee shall submit a report of its findings to the education committees of the legislature by December 1, 2014.

(9) The committee shall review funding enhancement formulas that provide minimum staffing unit funding to small school districts and districts with school plants that have been judged by the state board of education to be remote and necessary. The committee will make an assessment of the current formulas and report any recommended adjustments to the legislative fiscal committees of the senate and the house of representatives by November 1, 2014. In assessing the current formulas, the committee may consider: Enhancements being made to basic education funding in the 2013-2015 omnibus appropriations act and committed to under Engrossed Substitute House Bill No. 2261 (chapter 548, Laws of 2009) and Substitute House Bill No. 2776 (chapter 236, Laws of 2010); developments in technology or educational service delivery since the formulas were established; practices in other states; districts' ability to provide students with access to a program of education; and inter-district equity.

~~((42))~~ (10) In carrying out the report required by RCW 44.28.157, the committee shall include by December 2014, an analysis of the impacts of using the Washington health benefit exchange established in chapter 43.71 RCW as a mechanism for providing health insurance for part-time certificated and classified K-12 public school employees. The analysis shall be conducted in coordination with the health care authority and shall include a review of how the exchange, federal health premium tax credits and subsidies for out-of-pocket expenses administered through the exchange, and Medicaid expansion have impacted, or could impact, health care costs for individuals, school districts, and the state. The analysis shall also include a review of the cost of stand-alone dental plans.

(11) Within the appropriations in this section, the joint legislative audit and review committee shall review the tax exemption provided under Engrossed House Bill No. 2447 (small business incubators) and its actual fiscal impact on state revenues to determine if the fiscal impact to state revenues reasonably conforms to the fiscal estimate in the fiscal note for this legislation.

Sec. 104. 2013 2nd sp.s. c 4 s 104 (uncodified) is amended to read as follows:

FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

General Fund--State Appropriation (FY 2014)	\$1,653,000
General Fund--State Appropriation (FY 2015)	(\$1,811,000)
<u>\$1,812,000</u>	
TOTAL APPROPRIATION	(\$3,464,000)
<u>\$3,465,000</u>	

Sec. 105. 2013 2nd sp.s. c 4 s 105 (uncodified) is amended to read as follows:

FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE

General Fund--State Appropriation (FY 2014)	(\$8,004,000)
<u>\$8,126,000</u>	
General Fund--State Appropriation (FY 2015)	(\$7,973,000)
<u>\$8,095,000</u>	
TOTAL APPROPRIATION	(\$15,977,000)
<u>\$16,221,000</u>	

Sec. 106. 2013 2nd sp.s. c 4 s 106 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE STATE ACTUARY

Department of Retirement Systems Expense

Account--State Appropriation	(\$3,529,000)
<u>\$3,543,000</u>	

Sec. 107. 2013 2nd sp.s. c 4 s 107 (uncodified) is amended to read as follows:

FOR THE STATUTE LAW COMMITTEE

General Fund--State Appropriation (FY 2014)	(\$3,895,000)
<u>\$3,903,000</u>	
General Fund--State Appropriation (FY 2015)	(\$4,102,000)
<u>\$4,110,000</u>	
TOTAL APPROPRIATION	(\$7,997,000)
<u>\$8,013,000</u>	

Sec. 108. 2013 2nd sp.s. c 4 s 108 (uncodified) is amended to read as follows:

FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES

General Fund--State Appropriation (FY 2014)	(\$3,686,000)
<u>\$3,708,000</u>	
General Fund--State Appropriation (FY 2015)	(\$3,684,000)
<u>\$3,708,000</u>	
TOTAL APPROPRIATION	(\$7,370,000)
<u>\$7,416,000</u>	

Sec. 109. 2013 2nd sp.s. c 4 s 110 (uncodified) is amended to read as follows:

FOR THE SUPREME COURT

General Fund--State Appropriation (FY 2014)	(\$6,911,000)
<u>\$7,048,000</u>	
General Fund--State Appropriation (FY 2015)	(\$6,836,000)
<u>\$6,970,000</u>	
TOTAL APPROPRIATION	(\$13,747,000)
<u>\$14,018,000</u>	

Sec. 110. 2013 2nd sp.s. c 4 s 111 (uncodified) is amended to read as follows:

FOR THE LAW LIBRARY

General Fund--State Appropriation (FY 2014)	(\$1,481,000)
<u>\$1,484,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,468,000)
<u>\$1,474,000</u>	
TOTAL APPROPRIATION	(\$2,949,000)
<u>\$2,958,000</u>	

Sec. 111. 2013 2nd sp.s. c 4 s 112 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON JUDICIAL CONDUCT

General Fund--State Appropriation (FY 2014)	(\$1,068,000)
<u>\$1,071,000</u>	
General Fund--State Appropriation (FY 2015)	(\$994,000)
<u>\$1,006,000</u>	
TOTAL APPROPRIATION	(\$2,062,000)
<u>\$2,077,000</u>	

Sec. 112. 2013 2nd sp.s. c 4 s 113 (uncodified) is amended to read as follows:

FOR THE COURT OF APPEALS

General Fund--State Appropriation (FY 2014)	(\$15,691,000)
<u>\$15,865,000</u>	
General Fund--State Appropriation (FY 2015)	(\$15,685,000)
<u>\$15,980,000</u>	
TOTAL APPROPRIATION	(\$31,376,000)
<u>\$31,845,000</u>	

Sec. 113. 2013 2nd sp.s. c 4 s 114 (uncodified) is amended to read as follows:

FOR THE ADMINISTRATOR FOR THE COURTS

General Fund--State Appropriation (FY 2014)	(\$51,085,000)
<u>\$51,542,000</u>	
General Fund--State Appropriation (FY 2015)	(\$50,771,000)
<u>\$51,747,000</u>	
General Fund--Federal Appropriation	\$2,125,000
General Fund--Private/Local Appropriation	\$658,000
Judicial Information Systems Account--State	
Appropriation	(\$46,611,000)
<u>\$53,634,000</u>	
Judicial Stabilization Trust Account--State	
Appropriation	\$6,691,000
TOTAL APPROPRIATION	(\$157,941,000)
<u>\$166,397,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,500,000 of the judicial information systems account--state appropriation is provided solely for development and implementation of the information network hub project.

(2) \$2,138,000 of the judicial information systems account--state appropriation is provided solely for replacement of computer equipment, including servers, routers, and storage system upgrades.

~~((4))~~ (3) The distributions made under this subsection and distributions from the county criminal justice assistance account made pursuant to section 801 of this act constitute appropriate reimbursement for costs for any new programs or increased level of service for purposes of RCW 43.135.060.

~~((5))~~ (4) \$1,199,000 of the judicial information systems account--state appropriation is provided solely for replacing computer equipment at state courts and state judicial agencies.

~~((6))~~ (5) ~~(\$108,000 of the general fund--state appropriation for fiscal year 2014 and)~~ \$108,000 of the general fund--state appropriation for fiscal year 2015 ~~(are)~~ is provided solely for the implementation of chapter 210, Laws of 2013 (Senate Bill No. 5052) (superior court judges Whatcom county). The funds provided in this subsection shall be expended only if the fourth superior court judge position in Whatcom county is appointed and serving on the bench.

~~((7))~~ (6) ~~(\$108,000 of the general fund--state appropriation for fiscal year 2014 and)~~ \$108,000 of the general fund--state appropriation for fiscal year 2015 ~~(are)~~ is provided solely for the implementation of chapter 142, Laws of 2013 (House Bill No. 1175) (superior court judges Benton/Franklin counties). The funds provided in this subsection shall be expended only if the seventh superior court judge position in Benton and Franklin counties jointly is appointed and serving on the bench.

~~((8))~~ ~~\$11,300,000 of the judicial information systems account--state appropriation is provided solely for continued implementation of the superior court case management system project. The administrative office of the courts, in consultation with the judicial information systems committee, the superior court case management system project steering committee, and the office of the chief information officer shall develop a revised charter to implement the next phases of the superior court case management system. The revised charter shall insure that the superior court case management system project steering committee continues to provide contract oversight, in collaboration with the judicial information system committee, through the implementation period and various phases of the project. Oversight responsibilities throughout the various phases of the project must include, but are not limited to, vendor management, contract and deliverable management, and assuring satisfaction of the business and technical needs at the local level. The superior court case management system project steering committee may solicit input from user groups as deemed appropriate. The revised charter shall be approved by the judicial information systems committee)~~ (7) \$16,606,000 of the judicial information systems account--state appropriation is provided solely for continued implementation of the superior court case management system project. The administrative office of the courts, in consultation with the judicial information systems committee and the office of the chief information officer shall develop a revised superior court case management steering committee charter to implement the next phases of the superior court case management system. The steering committee members shall be appointed by the judicial information systems committee and shall consist of two members representing each of the following groups: Court administrators, superior court judges, county clerks, and the administrative office of the courts. The revised charter shall insure that voting members of the steering committee represent the administrative office of the courts and those courts that have implemented, or have committed to implement, the statewide superior court vendor solution as selected by the judicial information systems committee. The revised charter shall also insure that the superior court case management system project steering committee continues to provide contract oversight in collaboration with the judicial information system committee through the implementation period. Oversight responsibilities of the steering committee throughout the various phases of the project must include, but are not limited to, vendor management, contract and deliverable management, assuring reasonable satisfaction of the business and technical needs at the local level, receipt of stakeholder feedback, and communication between the various stakeholder groups and the judicial information systems committee. Issues of significant scope, schedule or budget changes, and risk mitigation strategies must be escalated to the judicial information systems committee for consideration. In the event that a majority of the steering committee members cannot reach a decision, the issue must be escalated to the judicial information systems committee for consideration. The superior court case management system project steering committee may solicit input from user groups as deemed appropriate. The revised charter shall be approved by the judicial information systems committee.

~~((9))~~ (8) \$1,399,000 of the general fund--state appropriation for fiscal year 2014 and \$1,399,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for school districts for petitions to juvenile court for truant students as provided in RCW 28A.225.030 and 28A.225.035. The administrator for the courts shall develop an interagency agreement with the superintendent of public instruction to allocate the funding provided in this subsection. Allocation of this money to school districts shall be based on the number of petitions filed. This funding includes amounts school districts may expend on the cost of serving petitions filed under RCW 28A.225.030 by certified mail or by personal service or for the performance of service of process for any hearing associated with RCW 28A.225.030.

~~((10))~~ (9)(a) \$7,313,000 of the general fund--state appropriation for fiscal year 2014 and \$7,313,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for distribution to county juvenile court administrators to fund the costs of processing truancy, children in need of services, and at-risk youth petitions. The administrator for the courts, in conjunction with the juvenile court administrators, shall develop an equitable funding distribution formula. The formula shall neither reward counties with higher than average per-petition processing costs nor shall it penalize counties with lower than average per-petition processing costs.

(b) Each fiscal year during the 2013-2015 fiscal biennium, each county shall report the number of petitions processed and the total actual costs of processing truancy, children in need of services, and at-risk youth petitions. Counties shall submit the reports to the administrator for the courts no later than 45 days after the end of the fiscal year. The administrator for the courts shall electronically transmit this information to the chairs and ranking minority members of the house of representatives and senate fiscal committees no later than 60 days after a fiscal year ends. These reports are deemed informational in nature and are not for the purpose of distributing funds.

~~((11))~~ (10) \$274,000 of the general fund--state appropriation for fiscal year 2014 and \$274,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of public guardianship to continue guardianship services for those low-income incapacitated persons who were receiving services on June 30, 2013.

~~((12))~~ ~~\$333,000~~ (11) \$1,426,000 of the judicial information systems account--state appropriation is provided solely for the content management system for the appellate courts.

(12) The administrative office of the courts and the judicial information systems committee shall develop statewide superior court data collection and exchange standards. Upon implementation, these standards must be met by each superior court in order to continue to receive judicial information systems account funding or equipment and services funded by the account. For those courts that do not use the statewide superior

court vendor solution as chosen by the judicial information systems committee, judicial information systems account funds may not be allocated for (a) the costs to meet the data collection and exchange standards developed by administrative office of the courts and judicial information systems committee, and (b) the costs to develop and implement local court case management systems.

Sec. 114. 2013 2nd sp.s. c 4 s 115 (uncodified) is amended to read as follows:

FOR THE OFFICE OF PUBLIC DEFENSE

General Fund--State Appropriation (FY 2014)	(\$30,410,000))
<u>\$30,662,000</u>	
General Fund--State Appropriation (FY 2015)	(\$33,719,000))
<u>\$33,722,000</u>	
Judicial Stabilization Trust Account--State	
Appropriation	\$3,648,000
General Fund--Federal Appropriation	(\$152,000))
<u>\$304,000</u>	
TOTAL APPROPRIATION	(\$67,929,000))
<u>\$68,336,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

- (1) The amounts provided include funding for expert and investigative services in death penalty personal restraint petitions.
- (2) \$3,378,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to expand the parents representation program into Asotin, Columbia, Garfield, King, Whatcom, and Whitman counties.

Sec. 115. 2013 2nd sp.s. c 4 s 116 (uncodified) is amended to read as follows:

FOR THE OFFICE OF CIVIL LEGAL AID

General Fund--State Appropriation (FY 2014)	\$10,862,000
General Fund--State Appropriation (FY 2015)	(\$10,870,000))
<u>\$11,149,000</u>	
Judicial Stabilization Trust Account--State	
Appropriation	\$1,454,000
TOTAL APPROPRIATION	(\$23,186,000))
<u>\$23,465,000</u>	

The appropriations in this section are subject to the following conditions and limitations: An amount not to exceed \$40,000 of the general fund--state appropriation for fiscal year 2014 and an amount not to exceed \$40,000 of the general fund--state appropriation for fiscal year 2015 may be used to provide telephonic legal advice and assistance to otherwise eligible persons who are sixty years of age or older on matters authorized by RCW 2.53.030(2) (a) through (k) regardless of household income or asset level.

Sec. 116. 2013 2nd sp.s. c 4 s 117 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE GOVERNOR

General Fund--State Appropriation (FY 2014)	(\$5,509,000))
<u>\$5,565,000</u>	
General Fund--State Appropriation (FY 2015)	(\$5,217,000))
<u>\$5,277,000</u>	
Economic Development Strategic Reserve Account--State	
Appropriation	\$4,000,000
TOTAL APPROPRIATION	(\$14,726,000))
<u>\$14,842,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$4,000,000 of the economic development strategic reserve account appropriation is provided solely for efforts to assist with currently active industrial recruitment efforts that will bring new jobs to the state or will retain headquarter locations of major companies currently housed in the state.
- (2) \$684,000 of the general fund--state appropriation for fiscal year 2014 and \$684,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of the education ombudsman.
- (3) \$258,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5802 (greenhouse gas emissions). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.
- (4) \$35,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the implementation of Second Substitute House Bill No. 1709 (foreign language interpreters). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.
- (5) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the education ombuds to provide special education ombuds services. Beginning in fiscal year 2015, the superintendent of public instruction must enter into an interagency agreement with the office of the education ombuds to provide support for additional special education ombuds services.

Sec. 117. 2013 2nd sp.s. c 4 s 118 (uncodified) is amended to read as follows:

FOR THE LIEUTENANT GOVERNOR

General Fund--State Appropriation (FY 2014)	\$654,000
General Fund--State Appropriation (FY 2015)	(\$658,000))
<u>\$665,000</u>	
General Fund--Private/Local Appropriation	\$90,000
TOTAL APPROPRIATION	(\$1,402,000))
<u>\$1,409,000</u>	

Sec. 118. 2013 2nd sp.s. c 4 s 119 (uncodified) is amended to read as follows:

FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund--State Appropriation (FY 2014)	(\$2,082,000)
<u>\$2,087,000</u>	
General Fund--State Appropriation (FY 2015)	(\$2,015,000)
<u>\$2,189,000</u>	
TOTAL APPROPRIATION	(\$4,097,000)
<u>\$4,276,000</u>	

The appropriations in this section are subject to the following conditions and limitations: \$100,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Engrossed Third Substitute House Bill No. 1005 (campaign report filing). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 119. 2013 2nd sp.s. c 4 s 120 (uncodified) is amended to read as follows:

FOR THE SECRETARY OF STATE

General Fund--State Appropriation (FY 2014)	(\$11,356,000)
<u>\$11,827,000</u>	
General Fund--State Appropriation (FY 2015)	(\$9,535,000)
<u>\$9,628,000</u>	
General Fund--Federal Appropriation	(\$7,419,000)
<u>\$7,450,000</u>	
General Fund--Private/Local Appropriation	\$20,000
Public Records Efficiency, Preservation, and Access	
Account--State Appropriation	(\$7,361,000)
<u>\$7,538,000</u>	
Charitable Organization Education Account--State	
Appropriation	\$364,000
Local Government Archives Account--State	
Appropriation	(\$8,467,000)
<u>\$8,510,000</u>	
Election Account--Federal Appropriation	\$12,016,000
Washington State Heritage Center Account--State	
Appropriation	\$8,860,000
TOTAL APPROPRIATION	(\$65,378,000)
<u>\$66,213,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) (~~(\$3,301,000)~~) \$3,767,000 of the general fund--state appropriation for fiscal year 2014 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures. Counties shall be reimbursed only for those odd-year election costs that the secretary of state validates as eligible for reimbursement.

(2)(a) \$1,847,000 of the general fund--state appropriation for fiscal year 2014 and \$1,926,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events of statewide significance during the 2013-2015 fiscal biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit organization shall be required to raise contributions or commitments to make contributions, in cash or in kind, in an amount equal to forty percent of the state contribution. The office of the secretary of state may make full or partial payment once all criteria in this subsection have been satisfactorily documented.

(b) The legislature finds that the commitment of on-going funding is necessary to ensure continuous, autonomous, and independent coverage of public affairs. For that purpose, the secretary of state shall enter into a contract with the nonprofit organization to provide public affairs coverage.

(c) The nonprofit organization shall prepare an annual independent audit, an annual financial statement, and an annual report, including benchmarks that measure the success of the nonprofit organization in meeting the intent of the program.

(d) No portion of any amounts disbursed pursuant to this subsection may be used, directly or indirectly, for any of the following purposes:

(i) Attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington, by any county, city, town, or other political subdivision of the state of Washington, or by the congress, or the adoption or rejection of any rule, standard, rate, or other legislative enactment of any state agency;

(ii) Making contributions reportable under chapter 42.17 RCW; or

(iii) Providing any: (A) Gift; (B) honoraria; or (C) travel, lodging, meals, or entertainment to a public officer or employee.

(3) Any reductions to funding for the Washington talking book and Braille library may not exceed in proportion any reductions taken to the funding for the library as a whole.

(4) It is the intent of the legislature to consider during the 2014 legislative session funding for the publication and distribution of a primary election voters pamphlet.

(5) \$771,000 of the general fund--state appropriation for fiscal year 2014 and \$772,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the state library to purchase statewide on-line access to the information technology academy to allow public access to on-line courses and learning resources through public libraries.

(6) \$44,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 2552 (signature gathering). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(7) The legislature finds that the volume of state records retained in paper format continues to grow, increasing the records storage costs for the state. The secretary of state shall convene a work group to study methods for retaining records in electronic formats and for shorter periods of time.

with the goal of reducing the volume of stored paper records by ten percent by the end of 2016, and an additional ten percent by the end of 2018. The following state agencies shall participate in the work group, which shall report back to the appropriate committees of the legislature by

December 31, 2014,	and	December 31, 2015:
(a) Office of the secretary of state;		
(b) Office of the attorney general;		
(c) Office of the state auditor;		
(d) Office of financial management;		
(e) Department of corrections;		
(f) Department of social and health services;		
(g) Department of health; and		
(h) Department of transportation.		

Sec. 120. 2013 2nd sp.s. c 4 s 121 (uncodified) is amended to read as follows:

FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

General Fund--State Appropriation (FY 2014)	(\$253,000)
<u>\$249,000</u>	
General Fund--State Appropriation (FY 2015)	(\$248,000)
<u>\$255,000</u>	
TOTAL APPROPRIATION	(\$501,000)
<u>\$504,000</u>	

The appropriations in this section are subject to the following conditions and limitations: The office shall assist the department of enterprise services on providing the government-to-government training sessions for federal, state, local, and tribal government employees. The training sessions shall cover tribal historical perspectives, legal issues, tribal sovereignty, and tribal governments. Costs of the training sessions shall be recouped through a fee charged to the participants of each session. The department of enterprise services shall be responsible for all of the administrative aspects of the training, including the billing and collection of the fees for the training.

Sec. 121. 2013 2nd sp.s. c 4 s 122 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

General Fund--State Appropriation (FY 2014)	(\$213,000)
<u>\$210,000</u>	
General Fund--State Appropriation (FY 2015)	(\$207,000)
<u>\$213,000</u>	
TOTAL APPROPRIATION	(\$420,000)
<u>\$423,000</u>	

Sec. 122. 2013 2nd sp.s. c 4 s 123 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER

State Treasurer's Service Account--State	
Appropriation	(\$14,924,000)
<u>\$14,945,000</u>	

The appropriation in this section is subject to the following conditions and limitations: \$150,000 of the state treasurer's service account--state appropriation is provided solely for legal fees related to additional legal assistance due to changes in federal financial regulations and an increase in complex and high profile litigation.

Sec. 123. 2013 2nd sp.s. c 4 s 124 (uncodified) is amended to read as follows:

FOR THE STATE AUDITOR

General Fund--State Appropriation (FY 2014)	(\$728,000)
<u>\$755,000</u>	
General Fund--State Appropriation (FY 2015)	(\$733,000)
<u>\$763,000</u>	
State Auditing Services Revolving Account--State	
Appropriation	(\$9,573,000)
<u>\$9,580,000</u>	
Performance Audits of Government Account State	
Appropriation	(\$56,000)
TOTAL APPROPRIATION	(\$11,090,000)
<u>\$11,098,000</u>	

The appropriations in this section are subject to the following conditions and limitations: ~~((1) \$728,000)~~ \$755,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$733,000)~~ \$763,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for staff and related costs to verify the accuracy of reported school district data submitted for state funding purposes; conduct school district program audits of state funded public school programs; establish the specific amount of state funding adjustments whenever audit exceptions occur and the amount is not firmly established in the course of regular public school audits; and to assist the state special education safety net committee when requested.

Sec. 124. 2013 2nd sp.s. c 4 s 125 (uncodified) is amended to read as follows:

FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS

General Fund--State Appropriation (FY 2014)	(\$141,000)
<u>\$138,000</u>	

General Fund--State Appropriation (FY 2015)	(\$171,000)
<u>\$175,000</u>	
TOTAL APPROPRIATION.....	(\$312,000)
<u>\$313,000</u>	
Sec. 125. 2013 2nd sp.s. c 4 s 126 (uncodified) is amended to read as follows:	
FOR THE ATTORNEY GENERAL	
General Fund--State Appropriation (FY 2014)	(\$10,456,000)
<u>\$11,019,000</u>	
General Fund--State Appropriation (FY 2015)	(\$10,132,000)
<u>\$10,764,000</u>	
General Fund--Federal Appropriation	\$7,114,000
New Motor Vehicle Arbitration Account--State	
Appropriation	\$997,000
Legal Services Revolving Account--State	
Appropriation	(\$191,286,000)
<u>\$199,707,000</u>	
Tobacco Prevention and Control Account--State	
Appropriation	\$271,000
Medicaid Fraud Penalty Account--State Appropriation	\$2,279,000
Public Services Revolving Account--State	
Appropriation	\$2,093,000
TOTAL APPROPRIATION.....	(\$224,628,000)
<u>\$234,244,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) The attorney general shall report each fiscal year on actual legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted to the office of financial management and the fiscal committees of the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to the legislative fiscal committees and the office of financial management, the office of the attorney general shall include information detailing the agency's expenditures for its agency-wide overhead and a breakdown by division of division administration expenses.

(2) Prior to entering into any negotiated settlement of a claim against the state that exceeds five million dollars, the attorney general shall notify the director of financial management and the chairs of the senate committee on ways and means and the house of representatives committee on appropriations.

(3) The attorney general shall annually report to the fiscal committees of the legislature all new *cy pres* awards and settlements and all new accounts, disclosing their intended uses, balances, the nature of the claim or account, proposals, and intended timeframes for the expenditure of each amount. The report shall be distributed electronically and posted on the attorney general's web site. The report shall not be printed on paper or distributed physically.

(4) The executive ethics board shall: (a) Develop a statewide plan, with performance measures, to provide overall direction and accountability in all executive branch agencies and statewide elected offices; (b) coordinate and work with the commission on judicial conduct and the legislative ethics board; (c) assess and evaluate each agency's ethical culture through employee and stakeholder surveys, review Washington state quality award feedback reports, and publish an annual report on the results to the public; and (d) solicit outside evaluations, studies, and recommendations for improvements from academics, nonprofit organizations, the public disclosure commission, or other entities with expertise in ethics, integrity, and the public sector.

(5) \$424,000 of the legal services revolving account--state appropriation is provided solely for replacement of a portion of the agency's personal computers. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer and section 945 of this act, personal computer acquisition and replacement.

(6) \$609,000 of the legal services revolving account--state appropriation is provided solely for upgrades to software programs. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(7) \$150,000 of the legal services revolving account--state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5405 (extended foster care). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(8) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Engrossed Substitute House Bill No. 1341 (wrongful imprisonment). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(9) \$189,000 of the legal services revolving account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1420 (transportation improvement projects). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(10) \$2,093,000 of the public service revolving account--state appropriation is provided solely for the work of the public counsel section of the office of the attorney general.

(11) \$353,000 of the general fund--state appropriation for fiscal year 2014 and \$353,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant to the Washington coalition of crime victim advocates to provide training, certification, and technical assistance for crime victim service center advocates.

(12) \$69,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 2171 (veterans, military personnel). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(13) \$141,000 of the legal services revolving account--state appropriation is provided solely for implementation of Substitute House Bill No.

2331 (public works payroll records). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.
 (14) \$120,000 of the legal services revolving account--state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2149 (medical marijuana). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.
 (15) \$259,000 of the legal services revolving account--state appropriation is provided solely for implementation of Substitute House Bill No. 2146 (labor and industries appeal bonds). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 126. 2013 2nd sp.s. c 4 s 127 (uncodified) is amended to read as follows:

FOR THE CASELOAD FORECAST COUNCIL

General Fund--State Appropriation (FY 2014)	(\$1,260,000)
<u>\$1,211,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,230,000)
<u>\$1,216,000</u>	
TOTAL APPROPRIATION	(\$2,490,000)
<u>\$2,427,000</u>	

Sec. 127. 2013 2nd sp.s. c 4 s 128 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

General Fund--State Appropriation (FY 2014)	(\$63,076,000)
<u>\$61,549,000</u>	
General Fund--State Appropriation (FY 2015)	(\$60,151,000)
<u>\$63,485,000</u>	
General Fund--Federal Appropriation	(\$265,004,000)
<u>\$266,894,000</u>	
General Fund--Private/Local Appropriation	(\$5,638,000)
<u>\$5,620,000</u>	
Public Works Assistance Account--State Appropriation	(\$3,036,000)
<u>\$3,136,000</u>	
Drinking Water Assistance Administrative Account--State Appropriation	(\$445,000)
<u>\$443,000</u>	
Lead Paint Account--State Appropriation	\$147,000
Building Code Council Account--State Appropriation	\$13,000
Home Security Fund Account--State Appropriation	(\$25,452,000)
<u>\$25,468,000</u>	
Affordable Housing for All Account--State Appropriation	(\$11,915,000)
<u>\$11,910,000</u>	
Financial Fraud and Identity Theft Crimes Investigation and Prosecution Account--State Appropriation	(\$969,000)
<u>\$1,166,000</u>	
Low-Income Weatherization Assistance Account--State Appropriation	(\$1,882,000)
<u>\$1,879,000</u>	
Community and Economic Development Fee Account--State Appropriation	(\$5,303,000)
<u>\$5,300,000</u>	
Washington Housing Trust Account--State Appropriation	(\$19,592,000)
<u>\$18,633,000</u>	
Prostitution Prevention and Intervention Account-- State Appropriation	\$98,000
Public Facility Construction Loan Revolving Account--State Appropriation	(\$758,000)
<u>\$773,000</u>	
Washington Community Technology Opportunity Account-- Private/Local Appropriation	\$10,000
Liquor Revolving Account--State Appropriation	\$5,605,000
TOTAL APPROPRIATION	(\$469,094,000)
<u>\$472,129,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Repayments of outstanding mortgage and rental assistance program loans administered by the department under RCW 43.63A.640 shall be remitted to the department, including any current revolving account balances. The department shall collect payments on outstanding loans, and deposit them into the state general fund. Repayments of funds owed under the program shall be remitted to the department according to the terms included in the original loan agreements.

(2) \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant to resolution Washington to building statewide capacity for alternative dispute resolution centers and dispute resolution programs that guarantee that citizens have access to low-cost resolution as an alternative to litigation.

(3) \$306,000 of the general fund--state appropriation for fiscal year 2014 and \$306,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant to the retired senior volunteer program.

(4) The department shall administer its growth management act technical assistance and pass-through grants so that smaller cities and counties receive proportionately more assistance than larger cities or counties.

(5) \$375,000 of the general fund--state appropriation for fiscal year 2014 and \$375,000 of the general fund--state appropriation for fiscal year 2015 are provided solely as pass-through funding to Walla Walla Community College for its water and environmental center.

(6) \$1,800,000 of the home security fund--state appropriation is provided for transitional housing assistance or partial payments for rental assistance under the independent youth housing program.

(7) \$5,000,000 of the home security fund--state appropriation is for the operation, repair, and staffing of shelters in the homeless family shelter program.

(8) \$198,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$198,000)~~ \$398,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington new Americans program.

(9) \$2,949,000 of the general fund--state appropriation for fiscal year 2014 and \$2,949,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for associate development organizations. During the 2013-2015 fiscal biennium, the department shall consider an associate development organization's total resources when making contracting and fund allocation decisions, in addition to the schedule provided in RCW 43.330.086.

(10) \$234,000 of the general fund--state appropriation for fiscal year 2014 and \$233,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington asset building coalitions.

(11) \$5,605,000 of the liquor revolving account--state appropriation is provided solely for the department to contract with the municipal research and services center of Washington.

(12) \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the purposes of purchasing contracted services to expand and promote the tourism industry in the state of Washington.

(a) The department must contract with the Washington tourism alliance. Expenditure of state moneys is contingent upon the contractor providing a dollar for dollar cash or in-kind match. Funding must be provided for the following services:

(i) Serving as a central point of contact through developing and maintaining a web portal for Washington tourism, operating a call center, and mailing travel guides;

(ii) Promoting Washington as a tourism destination to national and international markets, with emphasis on markets in Europe and Asia;

(iii) Providing information to businesses and local communities on tourism opportunities that could expand local revenues; and

(iv) Conducting tourism-related research, including market research and measuring the return on investment of funded activities.

(b) The department may not use more than 4 percent of the funds to administer, monitor, and report the outcomes of the services. The department must electronically submit performance metrics by January 1, 2014, and report the outcomes of the services by January 1, 2015, to the economic development committees of the legislature.

(c) The department has the authority to designate one or more alternative contractors if necessary due to performance or other significant issues. Such change must only be made after consultation with the Washington tourism alliance, the governor's office, and the chairs and ranking members of the economic development committees of the legislature.

(13) \$72,000 of the prostitution prevention and intervention account is provided solely for implementation of Engrossed Substitute House Bill No. 1291 (sex trade victims). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(14) \$49,000 of the general fund--state appropriation for fiscal year 2014 and \$49,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of House Bill No. 1818 (business and government streamlining). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(15) \$36,000 of the general fund--state appropriation for fiscal year 2014 and \$37,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to develop an economic cluster strategy to leverage the state's unique maritime assets, geography, history, and infrastructure. Goals include growing employment, targeted economic activity, environmental considerations, tax revenue to state and local governments, and quality of life associated with the maritime sector by working with the industry to understand workforce needs, parity considerations with Oregon and British Columbia, and tax structure and regulatory barriers. The department will report its findings to the appropriate committees of the legislature no later than December 1, 2014.

(16) \$2,000,000 of the Washington housing trust account--state appropriation is provided solely for the department of commerce for services to homeless families through the Washington families fund.

(17) \$5,000,000 of the home security account--state appropriation is provided solely for the department of commerce to provide emergency assistance to homeless families in the temporary assistance for needy families program.

(18) \$75,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the economic development commission to retain one current administrative position. The department shall convene a work group, chaired by the current chair of the economic development commission, of representatives of associate development organizations and the economic development commission to recommend: (1) Changes to the economic development commission's purpose and source and amount of funding; (2) objective benchmarks and outcome-based performance measures for evaluating state investments in economic development; (3) high priority regulatory reforms to foster a favorable business climate for long-term private sector job creation and competitiveness; and (4) organizational roles responsibilities and structures to strengthen cohesive planning, streamline execution, and improve outcomes. The work group shall be comprised of representatives from no less than eight associate development organizations representing both urban and rural counties and counties on both sides of the Cascade range. The department shall submit a report of the work group's recommendation to the fiscal and economic development policy committees of the legislature by December 15, 2013.

(19) ~~(\$4,000,000)~~ \$2,515,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$850,000)~~ \$3,779,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for purposes of creating and operating a community health care and education and innovation center at the Pacific Medical Center in Seattle. Amounts provided in this subsection must be used for lease, maintenance, operations,

and other required related expenses for Seattle community colleges allied health programs and other related uses identified by the department of commerce. The department is authorized to enter into a thirty-year lease for the Pacific Medical Center property.

(20) Within the appropriations in this section, the department shall, by December 1, 2013, develop a comprehensive start-up Washington strategy to facilitate the growth of start-ups and enhance the state's competitiveness in recruiting and retaining businesses that start up in Washington. This shall include but is not limited to: Business and occupation tax relief, capital investment, regulatory burdens, workforce and infrastructure needs and support. Start-up businesses interactions with state government and other public entities as a customer shall also be considered.

(21) \$700,000 of the general fund--state appropriation for fiscal year 2014 and \$700,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to identify and invest in strategic growth areas, support key sectors, and align existing economic development programs and priorities. The department must consider Washington's position as the most trade dependent state when identifying priority investments. The department must engage states and provinces in the northwest as well as associate development organizations, small business development centers, chambers of commerce, ports, and other partners to leverage the funds provided. For each dollar expended the department must receive a one hundred percent match. The match may be provided by the department through nongeneral fund sources, or any partnering governments or organizations. The department must develop performance metrics and milestones. The department must electronically submit the performance metrics and performance-to-date by January 1, 2014, to the economic development committees of the legislature.

(22) The department is authorized to suspend issuing any nonstatutorily required grants or contracts of an amount less than \$1,000,000 per year.

(23) The department is authorized to require an applicant to pay an application fee to cover the cost of reviewing the project and preparing an advisory opinion on whether a proposed electric generation project or conservation resource qualifies to meet mandatory conservation targets.

(24) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the economic impact and infrastructure cost study for Covington town center.

(25) The department is directed to work with innovation partnership zone administrators to review the existing grant program, including the criteria for designation as an innovation partnership zone and the grant funding criteria. The department shall submit its report to the legislature by December 1, 2013.

(26) \$250,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Second Substitute House Bill No. 1072 (agricultural labor skills and safety). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(27) \$26,000 of the home security fund account--state appropriation is provided solely for the implementation of Substitute House Bill No. 2415 (homeless status certify). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(28) \$67,000 of the general fund--federal appropriation, \$111,000 of the public works assistance account--state appropriation, \$129,000 of the Washington housing trust account--state appropriation, and \$18,000 of the public facility construction loan revolving account-- state appropriation are provided solely for the implementation of Substitute House Bill No. 2331 (public works payroll records). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(29) \$466,000 of the Washington housing trust account--state appropriation is provided solely for the department to provide one-time funding to the Tacoma housing authority to offset expenses associated with remediating units of low-income housing that have been contaminated by the manufacture or use of methamphetamine. The Tacoma housing authority must be required to provide sufficient documentation to verify the costs associated with remediating units of low-income housing that have been contaminated by the manufacture or use of methamphetamine for which they request support. The department may make full or partial payment once sufficient documentation has been provided.

Sec. 128. 2013 2nd sp.s. c 4 s 129 (uncodified) is amended to read as follows:

FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL

General Fund--State Appropriation (FY 2014)	(\$764,000))
<u>\$758,000</u>	
General Fund--State Appropriation (FY 2015)	(\$802,000))
<u>\$818,000</u>	
Lottery Administrative Account--State Appropriation	\$50,000
TOTAL APPROPRIATION	(\$1,616,000))
<u>\$1,626,000</u>	

Sec. 129. 2013 2nd sp.s. c 4 s 130 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund--State Appropriation (FY 2014)	(\$18,414,000))
<u>\$17,949,000</u>	
General Fund--State Appropriation (FY 2015)	(\$17,542,000))
<u>\$17,954,000</u>	
General Fund--Federal Appropriation	(\$31,340,000))
<u>\$34,340,000</u>	
General Fund--Private/Local Appropriation	\$370,000
Economic Development Strategic Reserve Account--State Appropriation	\$289,000
Personnel Service Fund--State Appropriation	(\$8,656,000))
<u>\$8,642,000</u>	
Data Processing Revolving Account--State Appropriation	(\$6,015,000))
<u>\$6,580,000</u>	
Higher Education Personnel Services Account--State Appropriation	\$1,497,000
Performance Audits of Government Account--State Appropriation	\$4,000,000
TOTAL APPROPRIATION	(\$88,123,000))

\$91,621,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The office of financial management shall prepare a report outlining alternative methods of procuring health benefits for home care workers, including individual providers and agency providers. In preparing the report, the office of financial management shall consult with the department of social and health services, representatives of individual home care providers, and agency home care providers.

Along with a summary of the current method of providing benefits, the report must include an analysis of the policy and fiscal implications of accessing health benefits through the Washington health benefits exchange. The report must also provide an analysis of a medicaid section 1115 waiver with the federal centers for medicare and medicaid services that would provide additional medicaid matching funds for individual provider home care workers who are provided with health care benefits through a collective bargaining agreement negotiated with the state under chapter 74.39A RCW, but would otherwise be eligible for medicaid under the federal expanded eligibility provisions that take effect January 1, 2014.

The report must be submitted to the appropriate fiscal committees of the legislature by January 6, 2014.

(2) \$350,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5802 (greenhouse gas emissions). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(3) \$536,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for a study of the state's medical and public assistance eligibility systems and infrastructure with the goal of simplifying procedures, improving customer service, and reducing state expenditures. The study must also examine which state entities play various roles in the eligibility and data verification processes in order to determine if eligibility processes can be further streamlined in light of changes related to the federal affordable care act. The study must identify how costs will be allocated between state and federal funding sources and options for maximizing federal participation. The office of financial management shall provide a report on its findings and recommendations to the relevant policy and fiscal committees of the legislature by January 1, 2014.

(4)(a) The legislature finds that the state's nationally recognized student achievement initiative has led to significant improvements at two-year institutions of higher education. With the goal of creating such efficiencies within the four-year institutions of higher education, the office of financial management shall convene, in coordination with the joint committee on higher education and the student achievement council, a technical incentive funding model task force to propose an incentive funding model for the four-year institutions of higher education. The model will provide new incentive funding to four-year institutions of higher education that demonstrate improvement on existing performance measures and control resident undergraduate tuition growth. Participation in the program is voluntary; however, funding appropriated for this program shall only be available to those institutions that have chosen to participate in the program.

(b) The task force must include the following members:

(i) One representative from the student achievement council;

(ii) One representative from the education data center created in RCW 43.41.400; and

(iii) One representative from each of the four-year institutions of higher education.

(c) The program shall include, but shall not be limited to:

(i) A system for allocating new incentive funding to participating institutions based on an institution's:

(A) Performance in specific metrics;

(B) Control and reduction where possible of resident undergraduate and graduate tuition; and

(C) Efficient utilization of classrooms, laboratories, and online and other high technology instructional methods;

(ii) A methodology for allocating funding for performance as specified in (c)(i)(A) of this subsection that is based on performance metrics reported in the accountability monitoring and reporting system established in RCW 28B.77.090 and that recognizes each institution's unique mission by measuring each institution's performance in these metrics against its past performance;

(iii) A methodology for investing any unallocated incentive funds to the state need grant program created in chapter 28B.92 RCW to expand access to low-income and underserved student populations; and

(iv) A methodology for establishing a baseline level of state funding that:

(A) Fully supports the state's need for an increasing portion of its citizens to gain post-secondary education and qualifications;

(B) Recognizes the acute need of the state's high-technology economy for a sufficient number of graduates in high employer demand programs of study;

(C) Achieves a more equitable share of support between the state and students and their families; and

(D) Provides for funding enhancements based on demonstrated improvements in institutional performance within the educational achievement and tuition reduction incentive program.

(d) The workgroup shall submit a final report containing an incentive funding model to the governor and higher education and fiscal committees of the legislature by December 31, 2013.

(5) \$121,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Substitute House Bill No. 2651 (higher education transparency) and Substitute House Bill No. 2336 (higher education department budgets). If neither of the bills is enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(6) \$37,000 of the data processing revolving account--state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 2192 (state agency permitting). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(7) \$262,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Substitute House Bill No. 2739 (student success in schools). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(8) \$200,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of financial management to enter into a contract with a data collection expert and a mediator to implement a process to develop solutions for maintaining the greatest level of public access under the public records act, chapter 42.56 RCW, with the least impact to government resources and operations. The process must be completed in two phases in accordance with the following requirements:

(a) In the first phase, the data collection expert, based on guidance and input from a work group of stakeholders, shall conduct a fact-finding effort to: (i) Determine the impact of overly broad and harassing public records requests to state and local governments; and (ii) identify resources and potential models that have been developed by entities in Washington, as well as by other states facing these same issues. The data collection

expert must complete this fact-finding and provide a report with this information to the office of financial management and the mediator referenced in this subsection.

(b) In the second phase, the mediator shall facilitate discussions between stakeholders. The goal of the discussions shall be to: (i) Reevaluate best management practices for local governments to improve records management and practices; (ii) develop alternative dispute resolution options; and (iii) address the lack of resources available within local governments to respond to public records requests. The mediator must work and consult with willing participants including, but not limited to, the state auditor's office, the state attorney general's office, the secretary of state's office, a statewide organization representing newspapers, a statewide coalition promoting open government laws, a statewide association representing cities, a statewide association representing counties, a statewide association representing school districts, a statewide association representing ports, a statewide association of hospital districts, and a statewide association representing fire districts. The mediator must involve and apprise legislators and legislative staff of these efforts. The mediator must issue a final report of findings and recommendations to the office of financial management, the governor, and the appropriate committees of legislature by June 30, 2015.

(9) \$300,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for an analysis of statewide jail needs and how operational costs are incurred among local governments. The analysis must examine, among other things, how regional capacity is currently being utilized at the state and local level and the financial impact to counties of providing felon and juvenile detention. A report of findings must be provided to the governor and legislative fiscal committees by November 1, 2014.

(10) The office of the chief information officer shall survey and review agency security policies and standards including, but not limited to, compliance with employee information technology security training policies and agency standards and policies for decommissioning personal computers. The office must report to the legislature by December 1, 2014 with findings and recommendations from the survey and review.

(11) The office of financial management and the office of the chief information officer shall survey and review agency policies and standards for hardware, software, and information technology equipment recycle or replacement. The review will include information on the frequency of replacement, financing methods, extent that funds used to recycle/refresh equipment are in the base budgets for agencies, and the extent that agencies are meeting their policies and standards. The office of financial management and the office of the chief information officer must report to the legislature with findings and recommendations from the review by December 1, 2014.

(12) The office of financial management shall direct state agencies to include an information technology request summary table with each agency budget submission. The table must provide summary information on each budget request that has an information technology component, and must include: The agency's priority ranking of the request among all the agency's information technology requests; the amount of funding being requested in the budget; the estimated total costs and time to complete the item; and a categorization of the request as high, medium, or low priority.

Sec. 130. 2013 2nd sp.s. c 4 s 131 (uncodified) is amended to read as follows:

FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

Administrative Hearings Revolving Account--State

Appropriation ((\$37,772,000))
\$38,212,000

The appropriation in this section is subject to the following conditions and limitations:

(1) \$151,000 of the administrative hearings revolving account-- state appropriation is provided solely for replacement of computer equipment, including servers, routers, and storage system upgrades. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(2) \$93,000 of the administrative hearings revolving account--state appropriation is provided solely for the implementation of Substitute House Bill No. 2146 (labor and industries appeal bonds). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 131. 2013 2nd sp.s. c 4 s 132 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE LOTTERY

Lottery Administrative Account--State

Appropriation ((\$25,696,000))
\$25,782,000

The appropriation in this section is subject to the following conditions and limitations:

(1) \$596,000 of the lottery administrative account--state appropriation is provided solely for the replacement of the lottery's gaming systems vendor contract.

(2) No portion of this appropriation may be used for acquisition of gaming system capabilities that violates state law.

Sec. 132. 2013 2nd sp.s. c 4 s 133 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON HISPANIC AFFAIRS

General Fund--State Appropriation (FY 2014) ((\$238,000))
\$235,000

General Fund--State Appropriation (FY 2015) ((\$235,000))
\$243,000

TOTAL APPROPRIATION ((\$473,000))
\$478,000

Sec. 133. 2013 2nd sp.s. c 4 s 134 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS

General Fund--State Appropriation (FY 2014) ((\$233,000))
\$238,000

General Fund--State Appropriation (FY 2015) ((\$224,000))
\$238,000

TOTAL APPROPRIATION ((\$457,000))
\$476,000

Sec. 134. 2013 2nd sp.s. c 4 s 135 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS

General Fund--State Appropriation (FY 2015)	\$594,000
Department of Retirement Systems Expense	
Account--State Appropriation.....	(((\$50,728,000))
\$50,889,000	
TOTAL APPROPRIATION	\$51,483,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$250,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department of retirement systems to investigate options for private sector retirement accounts. The department of retirement systems is authorized to explore alternatives for retirement savings accounts for employees of private sector and nonprofit organizations, especially workers in small and medium-sized firms. This may include work to develop a plan or plans for submittal to the United States internal revenue service for approval under the tax code. In developing plans, the department shall minimize financial and other liability to the state, as well as the cost of the plan. The department of retirement systems may: (a) Consult with service organizations that promote retirement savings; and (b) partner with any other state, local, or federal agencies engaged in similar efforts to develop retirement savings programs for employees of private and nonprofit sector organizations. The department shall inform the office of financial management of the results of its work under this section by June 30, 2015. The department shall not implement or accept enrollments in any state-run or sponsored retirement savings plan under this subsection without prior legislative approval.

(2) \$344,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of House Bill No. 2474 (save toward retirement plan). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(3) \$71,000 of the department of retirement systems expense account--state appropriation is provided solely to implement House Bill No. 2018 (individual employer contribution rates). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 135. 2013 2nd sp.s. c 4 s 136 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF REVENUE

General Fund--State Appropriation (FY 2014)	(((\$107,985,000))
\$108,332,000	
General Fund--State Appropriation (FY 2015)	(((\$106,301,000))
\$107,152,000	
Timber Tax Distribution Account--State	
Appropriation	(((\$6,102,000))
\$6,113,000	
Waste Reduction/Recycling/Litter Control--State	
Appropriation	\$132,000
State Toxics Control Account--State Appropriation.....	\$93,000
(Master License Fund--State Appropriation.....	\$17,082,000))
<u>Business License Account Appropriation.....</u>	<u>\$17,103,000</u>
Data Processing Revolving Account--State Appropriation	\$6,751,000
TOTAL APPROPRIATION	(((\$244,446,000))
\$245,676,000	

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of revenue is authorized to increase the master application fee to nineteen dollars and the renewal fee to eleven dollars consistent with RCW 19.02.075.

(2) \$6,751,000 of the data processing revolving account--state appropriation and \$4,853,000 of the master license fund--state appropriation are provided solely for the replacement of the department's legacy business systems. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) \$495,000 of the general fund--state appropriation for fiscal year 2014 and \$431,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of House Bill No. 1971 or Senate Bill No. 5873 (communications services reform). If neither bill is enacted by June 30, 2013, the amounts provided in the subsection shall lapse.

(4) \$641,000 of the general fund--state appropriation for fiscal year 2014 and \$297,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Senate Bill No. 5882 or House Bill No. 2081 (tax preferences and transparency). If neither bill is enacted by June 30, 2013, the amounts provided in the subsection shall lapse.

(5) \$65,000 of the general fund--state appropriation for fiscal year 2014 and \$93,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Second Substitute House Bill No. 1170 (property tax relief programs). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(6) \$292,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 2201 (state tax preference). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(7) \$78,000 of the general fund--state appropriation for fiscal year 2014 and \$262,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Second Engrossed Substitute House Bill No. 1467 (unpaid wage collection). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(8) \$6,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Engrossed Substitute House Bill No. 2306 (farm and agricultural land/current use). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(9) \$8,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Second Engrossed Second Substitute House Bill No. 2493 (land use/horticulture). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall

lapse.

(10) \$14,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Engrossed Substitute House Bill No. 1287 (Indian tribes/property tax). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(11) \$25,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 1634 (property tax levy limit). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(12) The department must consult with counties it determines to be directly affected by the United States open golf championship held in June 2015 in Washington state for the purpose of establishing metrics to estimate the additional state sales tax revenue attributable to that event. The department must report the additional state sales tax revenue attributable to the United States open golf championship to the fiscal committees of the legislature not later than December 1, 2015.

Sec. 136. 2013 2nd sp.s. c 4 s 137 (uncodified) is amended to read as follows:

FOR THE BOARD OF TAX APPEALS

General Fund--State Appropriation (FY 2014)	(\$1,217,000)
<u>\$1,203,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,178,000)
<u>\$1,201,000</u>	
TOTAL APPROPRIATION	(\$2,395,000)
<u>\$2,404,000</u>	

Sec. 137. 2013 2nd sp.s. c 4 s 138 (uncodified) is amended to read as follows:

FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

OMWBE Enterprises Account--State Appropriation	(\$4,077,000)
<u>\$3,500,000</u>	

The appropriation in this section is subject to the following conditions and limitations: ~~((\$200,000 of the minority and women's business enterprises account--state appropriation is provided for implementation of a certification program for small business enterprises.))~~ The agency will collaborate with the department of transportation to certify small businesses as small business enterprises. Funding for this work is provided through interagency agreement with the state department of transportation.

Sec. 138. 2013 2nd sp.s. c 4 s 139 (uncodified) is amended to read as follows:

FOR THE INSURANCE COMMISSIONER

General Fund--State Appropriation (FY 2014)	\$300,000
General Fund--State Appropriation (FY 2015)	\$100,000
General Fund--Federal Appropriation	\$4,495,000
Health Benefit Exchange Account--State Appropriation	\$676,000
Insurance Commissioners Regulatory Account--State	
Appropriation	(\$49,555,000)
<u>\$50,183,000</u>	
TOTAL APPROPRIATION	(\$55,126,000)
<u>\$55,754,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$676,000 of the health benefit exchange account--state appropriation is provided solely to implement Engrossed Substitute House Bill No. 1947 (Washington health benefit exchange). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(2) The office of the insurance commissioner shall not curtail functions relating to solvency, rates and forms, and consumer protection.

(3) \$498,000 of the insurance commissioners regulatory account-- state appropriation is provided solely for the implementation of Substitute House Bill No. 2461 (insurance company solvency). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 139. 2013 2nd sp.s. c 4 s 140 (uncodified) is amended to read as follows:

FOR THE STATE INVESTMENT BOARD

State Investment Board Expense Account--State	
Appropriation	(\$36,035,000)
<u>\$36,059,000</u>	

Sec. 140. 2013 2nd sp.s. c 4 s 141 (uncodified) is amended to read as follows:

FOR THE LIQUOR CONTROL BOARD

<u>Dedicated Marijuana Fund--State Appropriation</u>	<u>\$7,726,000</u>
Liquor Revolving Account--State Appropriation	(\$65,146,000)
<u>\$55,951,000</u>	
General Fund--Federal Appropriation	\$945,000
General Fund--Private/Local Appropriation	\$25,000
TOTAL APPROPRIATION	(\$66,116,000)
<u>\$64,647,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) ~~((\$2,494,000 of the liquor revolving account--state appropriation is provided solely for the liquor control board to implement Initiative Measure No. 502.~~

~~(2))~~(a) The liquor control board must work with the department of health and the department of revenue to develop recommendations for the legislature regarding the interaction of medical marijuana regulations and the provisions of Initiative Measure No. 502. At a minimum, the recommendations must include provisions addressing the following:

(i) Age limits;

- (ii) Authorizing requirements for medical marijuana;
- (iii) Regulations regarding health care professionals;
- (iv) Collective gardens;
- (v) Possession amounts;
- (vi) Location requirements;
- (vii) Requirements for medical marijuana producing, processing, and retail licensing;
- (viii) Taxation of medical marijuana in relation to recreational marijuana; and
- (ix) The state agency that should be the regulatory body for medical cannabis.

(b) The board must submit its recommendations to the appropriate committees of the legislature by January 1, 2014.

(2) For the purposes of RCW 43.88.110(7), any initial cash deficit in the dedicated marijuana fund must be liquidated over the remainder of the 2013-2015 fiscal biennium.

(3) \$376,000 of the dedicated marijuana fund--state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2149 (medical marijuana). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 141. 2013 2nd sp.s. c 4 s 142 (uncodified) is amended to read as follows:

FOR THE UTILITIES AND TRANSPORTATION COMMISSION

General Fund--Federal Appropriation	\$150,000
General Fund--Private/Local Appropriation.....	(\$11,228,000))
<u>\$11,230,000</u>	
Public Service Revolving Account--State	
Appropriation	(\$29,893,000))
<u>\$29,946,000</u>	
Pipeline Safety Account--State Appropriation	(\$4,411,000))
<u>\$4,414,000</u>	
Pipeline Safety Account--Federal Appropriation	\$1,938,000
TOTAL APPROPRIATION	(\$47,620,000))
<u>\$47,678,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) The commission shall work with the Idaho public utilities commission and the public utility commission of Oregon to identify common regulatory functions that can be performed jointly, with the goal of formalizing an agreement that protects essential services while increasing regulatory effectiveness and efficiencies through economies of scale. The commission is authorized to enter into an agreement with such other state public utility commissions to work jointly in administering specified respective regulatory functions.

(2) Up to \$200,000 of the total appropriation is provided for the commission to continue to evaluate the regulatory processes for energy companies and identify and implement administrative actions to improve those processes. The commission shall develop and adopt a schedule for such administrative actions.

Sec. 142. 2013 2nd sp.s. c 4 s 143 (uncodified) is amended to read as follows:

FOR THE MILITARY DEPARTMENT

General Fund--State Appropriation (FY 2014)	(\$1,880,000))
<u>\$1,862,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,846,000))
<u>\$1,839,000</u>	
General Fund--Federal Appropriation	(\$140,135,000))
<u>\$140,213,000</u>	
Enhanced 911 Account--State Appropriation.....	(\$58,514,000))
<u>\$58,397,000</u>	
Disaster Response Account--State Appropriation	(\$14,531,000))
<u>\$20,292,000</u>	
Disaster Response Account--Federal Appropriation	(\$53,253,000))
<u>\$69,625,000</u>	
Military Department Rent and Lease Account--State	
Appropriation	\$615,000
Worker and Community Right-to-Know Account--State	
Appropriation	\$2,794,000
TOTAL APPROPRIATION	(\$273,568,000))
<u>\$295,637,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) (~~(\$14,531,000))~~ \$20,292,000 of the disaster response account-- state appropriation and (~~(\$53,253,000))~~ \$69,625,000 of the disaster response account--federal appropriation may be spent only on disasters declared by the governor and with the approval of the office of financial management. The military department shall submit a report to the office of financial management and the legislative fiscal committees on October 1st and February 1st of each year detailing information on the disaster response account, including: (a) The amount and type of deposits into the account; (b) the current available fund balance as of the reporting date; and (c) the projected fund balance at the end of the 2014-2015 biennium based on current revenue and expenditure patterns.

(2) (~~(\$75,000,000))~~ \$60,000,000 of the general fund--federal appropriation is provided solely for homeland security, subject to the following conditions:

(a) Any communications equipment purchased by local jurisdictions or state agencies shall be consistent with standards set by the Washington state interoperability executive committee; and

(b) The department shall submit an annual report to the office of financial management and the legislative fiscal committees detailing the governor's domestic security advisory group recommendations; homeland security revenues and expenditures, including estimates of total federal funding for the state; and incremental changes from the previous estimate.

(3) \$7,000 of the general fund--state appropriation for fiscal year 2014 and \$30,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Second Substitute House Bill No. 2347 (oil transportation safety). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(4) \$160,000 of the general fund--federal appropriation is provided solely for a grant to the Spokane regional health district for operation of the biosafety level three laboratory in fiscal year 2015.

Sec. 143. 2013 2nd sp.s. c 4 s 144 (uncodified) is amended to read as follows:

FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund--State Appropriation (FY 2014) ((\$1,977,000))
\$1,993,000

General Fund--State Appropriation (FY 2015) ((\$2,036,000))
\$2,079,000

Higher Education Personnel Services Account--State
 Appropriation ((\$521,000))
\$522,000

Personnel Service Account--State Appropriation ((\$3,300,000))
\$3,334,000

TOTAL APPROPRIATION

((\$7,834,000))

\$7,928,000

Sec.144. 2013 2nd sp.s. c 4 s 145 (uncodified) is amended to read as follows:

FOR THE BOARD OF ACCOUNTANCY

Certified Public Accountants' Account--State

Appropriation ((\$2,699,000))
\$2,705,000

Sec. 145. 2013 2nd sp.s. c 4 s 147 (uncodified) is amended to read as follows:

FOR THE HORSE RACING COMMISSION

Horse Racing Commission Operating Account--State

Appropriation ((\$3,552,000))
\$3,475,000

The appropriation in this section is subject to the following conditions and limitations: Pursuant to RCW 43.135.055, the commission is authorized to increase licensing fees by up to five percent in fiscal year 2014 and up to five percent in fiscal year 2015; and background check fees by up to one dollar in fiscal year 2014, and up to one dollar in fiscal year 2015.

Sec. 146. 2013 2nd sp.s. c 4 s 148 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

General Fund--State Appropriation (FY 2014) ((\$3,654,000))
\$3,661,000

General Fund--State Appropriation (FY 2015) ((\$3,628,000))
\$3,637,000

Building Code Council Account--State Appropriation ((\$1,227,000))
\$1,228,000

<u>Data</u>	<u>Processing</u>	<u>Revolving</u>	<u>Account--State</u>
Appropriation			<u>\$7,062,000</u>

Enterprise Services Account--State Appropriation \$2,400,000

TOTAL APPROPRIATION ((\$8,509,000))

\$17,988,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$3,287,000 of the general fund--state appropriation for fiscal year 2014 and \$3,286,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the payment of facilities and services charges, utilities and contracts charges, public and historic facilities charges, and capital projects surcharges allocable to the senate, house of representatives, statute law committee, and joint legislative systems committee. The department shall allocate charges attributable to these agencies among the affected revolving funds. The department shall maintain an interagency agreement with these agencies to establish performance standards, prioritization of preservation and capital improvement projects, and quality assurance provisions for the delivery of services under this subsection. The legislative agencies named in this subsection shall continue to enjoy all of the same rights of occupancy and space use on the capitol campus as historically established.

(2) In accordance with RCW 46.08.172 and 43.135.055, the department is authorized to increase parking fees in fiscal years 2014 and 2015 as necessary to meet the actual costs of conducting business.

(3) The building code council account appropriation is provided solely for the operation of the state building code council as required by statute and modified by the standards established by executive order 10-06. The council shall not consider any proposed code amendment or take any other action not authorized by statute or in compliance with the standards established in executive order 10-06. No member of the council may receive compensation, per diem, or reimbursement for activities other than physical attendance at those meetings of the state building code council

or the council's designated committees, at which the opportunity for public comment is provided generally and on all agenda items upon which the council proposes to take action. The building code council shall comply with chapter 19.85 RCW, known as the regulatory fairness act, by including with all proposed substantial code amendments an analysis addressing cost effectiveness, net benefits, payback periods, and life-cycle costs.

~~((5))~~ (4) The department of enterprise services shall purchase flags needed for ceremonial occasions on the capitol campus in order to fully represent the countries that have an international consulate in Washington state.

~~((6))~~ (5) Before any agency may purchase a passenger motor vehicle as defined in RCW 43.19.560, the agency must have written approval from the director of the department of enterprise services.

~~((7))~~ (6) \$2,400,000 of the ~~((data processing revolving account))~~ enterprise services account--state appropriation is provided solely for the implementation of a pilot program to implement a strategy and action plan to modernize the state's enterprise financial and administrative systems. The department, the office of financial management, and the office of the chief information officer, will lead the planning effort and establish advisory committees composed of key stakeholders. The plan will include an assessment of the readiness of state government to conduct a business transformation and system replacement project of this scale. The plan shall incorporate the objectives of lean management and should include recommendations on: Project scope, phasing and timeline, expected outcomes and measures of success, product strategy, budget and financing strategy options, risk mitigation, staffing and organization, and strategies to close readiness gaps. The department shall submit the implementation plan to the fiscal committees of the legislature by December 15, ~~((2013))~~ 2014.

The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

~~((8))~~ ~~\$8,013,000~~ (7) \$7,062,000 of the data processing revolving account--state appropriation is provided solely for the implementation of a pilot program to implement a time, leave, and attendance enterprise system. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

~~((9))~~ (8) From the fee charged to master contract vendors, the department shall transfer to the office of minority and women's business enterprises in equal monthly installments \$2,039,000 in fiscal year 2014 and \$2,038,000 in fiscal year 2015.

~~((10))~~ (9) The legislature intends to review for purchase parcel number one and surrounding property on McNeil Island. The department shall coordinate with the federal government to obtain an appraisal determining the fair market value and shall provide an estimate to the legislative fiscal committees by October 1, 2013.

(10) Pursuant to chapter 39.94 RCW, the department is authorized to enter into a financing contract for up to \$69,000,000 plus financing expenses and required reserves to construct a new office building at 1063 Capitol Way South, Olympia.

Sec. 147. 2013 2nd sp.s. c 4 s 149 (uncodified) is amended to read as follows:

FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS

Volunteer Firefighters' and Reserve Officers'

Administrative Account--State Appropriation..... ~~((1,044,000))~~

\$967,000

Sec. 148. 2013 2nd sp.s. c 4 s 150 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund--State Appropriation (FY 2014) ~~((1,293,000))~~

\$1,271,000

General Fund--State Appropriation (FY 2015) ~~((1,242,000))~~

\$1,452,000

General Fund--Federal Appropriation \$1,950,000

General Fund--Private/Local Appropriation..... \$14,000

TOTAL APPROPRIATION..... ~~((4,499,000))~~

\$4,687,000

The appropriations in this section are subject to the following conditions and limitations: \$120,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for costs associated with the relocation of the department's operations from 1063 Capitol Way to the Lord mansion in Olympia.

NEW SECTION. Sec. 149. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE GAMBLING COMMISSION

Pursuant to RCW 43.135.055, the commission is authorized to increase license fees by up to five percent in fiscal year 2015.

(End of part)

PART II

HUMAN SERVICES

Sec. 201. 2013 2nd sp.s. c 4 s 201 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

(2) The department of social and health services shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(3)(a) The health care authority and the department are authorized to develop an integrated health care program designed to slow the progression of illness and disability and better manage medicaid expenditures for the aged and disabled population. Under the Washington medicaid integration partnership (WMIP) and the medicare integrated care project (MICP), the health care authority and the department may combine and transfer such medicaid funds appropriated under sections 204, 206, 208, and 213 of this act as may be necessary to finance a unified health care plan for the WMIP and the MICP program enrollment. The WMIP pilot projects shall not exceed a daily enrollment of 6,000 persons, nor expand beyond one county during the 2013-2015 fiscal biennium. The amount of funding assigned from each program may not exceed the average per capita cost assumed in this act for individuals covered by that program, actuarially adjusted for the health condition of persons enrolled, times the number of clients enrolled. In implementing the WMIP and the MICP, the health care authority and the department may: (i) Withhold from calculations of "available resources" as set forth in RCW 71.24.025 a sum equal to the capitated rate for enrolled individuals; and (ii) employ capitation financing and risk-sharing arrangements in collaboration with health care service contractors licensed by the office of the insurance commissioner and qualified to participate in both the medicaid and medicare programs.

(b) If Washington has been selected to participate in phase two of the federal demonstration project for persons dually-eligible for both medicare and medicaid, the department and the authority may initiate the MICP. Participation in the project shall be limited to persons who are eligible for both medicare and medicaid and to counties in which the county legislative authority has agreed to the terms and conditions under which it will operate. The purpose of the project shall be to demonstrate and evaluate ways to improve care while reducing state expenditures for persons enrolled both in medicare and medicaid. To that end, prior to initiating the project, the department and the authority shall assure that state expenditures shall be no greater on either a per person or total basis than the state would otherwise incur. Individuals who are solely eligible for medicaid may also participate if their participation is agreed to by the health care authority, the department, and the county legislative authority.

(4) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(5) The department shall to the maximum extent practicable use the same system for delivery of spoken-language interpreter services for social services appointments as the one established for medical appointments in section 213 of this act. When contracting directly with an individual to deliver spoken language interpreter services, the department shall only contract with language access providers who are working at a location in the state and who are state-certified or state-authorized, except that when such a provider is not available, the department may use a language access provider who meets other certifications or standards deemed to meet state standards, including interpreters in other states.

(6) The department shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the department and its contractors. Prior to open enrollment, the department shall coordinate with the health care authority to provide referrals to the Washington health benefit exchange for clients that will be ineligible for the medicaid expansion but are enrolled in coverage that will be eliminated in the transition to the medicaid expansion.

(7)(a) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. However, after May 1, 2014, unless specifically prohibited by this act, the department may transfer general fund--state appropriations for fiscal year 2014 among programs after approval by the director of financial management. However, the department shall not transfer state moneys that are provided solely for a specified purpose except as expressly provided in (b) of this subsection.

(b) To the extent that transfers under (a) of this subsection are insufficient to fund actual expenditures in excess of fiscal year 2014 caseload forecasts and utilization assumptions in the long-term care, foster care, adoptions support, medicaid personal care, and child support programs, the department may transfer state moneys that are provided solely for a specified purpose. The department shall not transfer funds, and the director of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any allotment modifications or transfers under this subsection. The written notification shall include a narrative explanation and justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

Sec. 202. 2013 2nd sp.s. c 4 s 202 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	(\$296,676,000)
<u>\$297,587,000</u>	
General Fund--State Appropriation (FY 2015)	(\$297,641,000)
<u>\$298,458,000</u>	
General Fund--Federal Appropriation	(\$489,939,000)
<u>\$493,925,000</u>	
General Fund--Private/Local Appropriation.....	\$1,354,000
Home Security Fund Account--State Appropriation	\$10,741,000
Domestic Violence Prevention Account--State	
Appropriation	\$1,240,000
Child and Family Reinvestment Account--State	
Appropriation	(\$6,491,000)

<u>\$2,647,000</u>	
TOTAL APPROPRIATION.....	(\$1,104,082,000)
<u>\$1,105,952,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Within amounts provided for the foster care and adoption support programs, the department shall control reimbursement decisions for foster care and adoption support cases such that the aggregate average cost per case for foster care and for adoption support does not exceed the amounts assumed in the projected caseload expenditures.

(2) \$668,000 of the general fund--state appropriation for fiscal year 2014 and \$668,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to contract for the operation of one pediatric interim care center. The center shall provide residential care for up to thirteen children through two years of age. Seventy-five percent of the children served by the center must be in need of special care as a result of substance abuse by their mothers. The center shall also provide on-site training to biological, adoptive, or foster parents. The center shall provide at least three months of consultation and support to the parents accepting placement of children from the center. The center may recruit new and current foster and adoptive parents for infants served by the center. The department shall not require case management as a condition of the contract.

(3) \$538,500 of the general fund--state appropriation for fiscal year 2014, \$539,500 of the general fund--state appropriation for fiscal year 2015, \$656,000 of the general fund--private/local appropriation, and \$253,000 of the general fund--federal appropriation are provided solely for children's administration to contract with an educational advocacy provider with expertise in foster care educational outreach. The amounts in this subsection are provided solely for contracted education coordinators to assist foster children in succeeding in K-12 and higher education systems and to assure a focus on education during the transition to performance based contracts. Funding shall be prioritized to regions with high numbers of foster care youth and/or regions where backlogs of youth that have formerly requested educational outreach services exist. The department shall utilize private matching funds to maintain educational advocacy services.

(4) \$10,741,000 of the home security fund--state appropriation is provided solely for the department to contract for services pursuant to RCW 13.32A.030 and 74.15.220. The department shall contract and collaborate with service providers in a manner that maintains the availability and geographic representation of secure and semi-secure crisis residential centers and HOPE centers. To achieve efficiencies and increase utilization, the department shall allow the co-location of these centers, except that a youth may not be placed in a secure facility or the secure portion of a co-located facility except as specifically authorized by chapter 13.32A RCW. The reductions to appropriations in this subsection related to semi-secure crisis residential centers reflect a reduction to the number of beds for semi-secure crisis residential centers and not a reduction in rates. Any secure crisis residential center or semi-secure crisis residential center bed reduction shall not be based solely upon bed utilization. The department is to exercise its discretion in reducing the number of beds but to do so in a manner that maintains availability and geographic representation of semi-secure and secure crisis residential centers.

(5) \$125,000 of the general fund--state appropriation for fiscal year 2014 and \$125,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a community-based organization that has innovated, developed, and replicated a foster care delivery model that includes a licensed hub home. The community-based organization will provide training and technical assistance to the children's administration to develop five hub home models in region 2 that will improve child outcomes, support foster parents, and encourage the least restrictive community placements for children.

(6) \$73,000 of the general fund--state appropriation for fiscal year 2014, \$20,000 of the general fund--state appropriation for fiscal year 2015, and \$31,000 of the general fund--federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1566 (youth in out-of-home care). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(7) \$88,000 of the general fund--state appropriation for fiscal year 2014, \$2,000 of the general fund--state appropriation for fiscal year 2015, and \$28,000 of the general fund--federal appropriation are provided solely for implementation of Engrossed Substitute House Bill No. 1774 (child welfare system). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(8) \$1,698,000 of the general fund--state appropriation for fiscal year 2014, \$2,788,000 of the general fund--state appropriation for fiscal year 2015, and \$1,894,000 of the general fund--federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5405 (extended foster care). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(9) \$579,000 of the general fund--state appropriation for fiscal year 2014, \$579,000 of the general fund--state appropriation for fiscal year 2015, and \$109,000 of the general fund--federal appropriation are provided solely for a receiving care center east of the Cascade mountains.

(10)(a) \$446,000 of the general fund--state appropriation for fiscal year 2014 and \$446,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a contract with a nongovernmental entity or entities to establish one demonstration site in a school district or group of school districts in western Washington.

(b) The children's administration and the nongovernmental entity or entities shall collaboratively select the demonstration site. The demonstration site should be a school district or group of school districts with a significant number of students who are dependent pursuant to chapter 13.34 RCW.

(c) The demonstration site established under this subsection must be selected by September 1, 2013.

(d) The purpose of the demonstration site is to improve the educational outcomes of students who are dependent pursuant to chapter 13.34 RCW by providing individualized education services and monitoring and supporting dependent youths' completion of educational milestones, remediation needs, and special education needs.

(e) The demonstration site established under this subsection must facilitate the educational progress and graduation of dependent youth. The contract must be performance-based with a stated goal of improving the graduation rates of foster youth by two percent per year over five school year periods, starting with the 2014-15 school year and ending with the 2019-20 school year. The demonstration site must develop and provide services aimed at improving the educational outcomes of foster youth. These services must include:

- (i) Direct advocacy for foster youth to eliminate barriers to educational access and success;
- (ii) Consultation with department of social and health services case workers to develop educational plans for and with participating youth;
- (iii) Monitoring education progress of participating youth;
- (iv) Providing participating youth with school and local resources that may assist in educational access and success; and
- (v) Coaching youth, caregivers, and social workers to advocate for dependent youth in the educational system.

(f) The contracted nongovernmental entity or entities must report demonstration site outcomes to the department of social and health services and the office of public instruction by June 30, 2014, for the 2013-14 school year, and by June 30, 2015, for the 2014-15 school year.

(g) The children's administration must proactively refer all students fifteen years or older, within the demonstration site area, to the selected nongovernmental entity for educational services.

(h) The children's administration must report quarterly to the legislature on the number of eligible youth and number of youth referred for services beginning at the close of the second quarter of fiscal year 2014 and through the final quarter of fiscal year 2015.

(i) The contracted nongovernmental entity or entities shall report to the legislature by June 30, 2015, on the effectiveness of the demonstration site in increasing graduation rates for dependent youth.

(11) \$50,000 of the general fund--state appropriation for fiscal year 2014, and \$50,000 of the general fund--state appropriation for fiscal year 2015, and \$256,000 of the general fund--federal appropriation are provided solely for implementation of Substitute Senate Bill No. 5315 (Powell fatality team). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(12) \$670,000 of the general fund--state appropriation for fiscal year 2014 and \$670,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for services provided through children's advocacy centers.

(13)(a) \$22,695,000 of the general fund--state appropriation for fiscal year 2014, \$22,695,000 of the general fund--state appropriation for fiscal year 2015, and \$28,450,000 of the general fund--federal appropriation are provided solely for services for children and families. Prior to approval of contract services pursuant to RCW 74.13B.020, the amounts provided in this section shall be allotted on a monthly basis and expenditures shall not exceed allotments based on a three-month rolling average without approval of the office of financial management following notification to the legislative fiscal committees.

(b) The department shall provide these services to safely reduce the number of children in out-of-home care, the time spent in out-of-home care prior to achieving permanency, and the number of children returning to out-of-home care following permanency.

(14) ~~\$244,000 of the general fund--state appropriation for fiscal year 2014, ((\$1,783,000))~~ \$5,832,000 of the general fund--state appropriation for fiscal year 2015, ~~(\$6,491,000))~~ \$2,647,000 of the child and family reinvestment account--state appropriation, and \$8,274,000 of the general fund--federal appropriation, are provided solely for the implementation and operations of the family assessment response program.

(15) \$100,000 of the general fund--state appropriation for fiscal year 2015 and \$60,000 of the general fund--federal appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 1675 (adoption process). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(16) \$15,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Second Substitute House Bill No. 2616 (parents with developmental disabilities). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(17) \$150,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for training, technical assistance, and fidelity oversight for an open source parenting program developed by a university-based child welfare research entity. Expenditure of the amount provided in this subsection is contingent upon the availability of private funds necessary for the research entity to develop the open source parenting curriculum. The children's administration must make the open source parenting program available to parents with an open child welfare case beginning in the last six months of fiscal year 2015.

(18) Effective January 2015, in addition to the youth eligible for extended foster care services under RCW 13.34.267 and 74.13.031, the department is authorized to provide extended foster care services to nonminor dependents who are engaged in employment for eighty hours or more per month. \$83,000 of the general fund--state appropriation for fiscal year 2015 and \$23,000 of the general fund--federal appropriation are provided solely for such services.

(19) Within amounts appropriated in this section, the advisory committee convened by the department in RCW 74.13.096 shall consult with the governor's office of Indian affairs, the Washington state commission on African-American affairs, the Washington state commission on Asian Pacific American affairs, and the Washington state commission on Hispanic affairs to develop membership rules by August 1, 2014. The membership rules must be included in the annual secretary's report required under RCW 74.13.096(6).

Sec. 203. 2013 2nd sp.s. c 4 s 203 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--JUVENILE REHABILITATION PROGRAM

General Fund--State Appropriation (FY 2014)	(\$89,967,000))
<u>\$89,982,000</u>	
General Fund--State Appropriation (FY 2015)	(\$90,255,000))
<u>\$89,889,000</u>	
General Fund--Federal Appropriation	\$3,464,000
General Fund--Private/Local Appropriation.....	\$1,981,000
Washington Auto Theft Prevention Authority Account--	
State Appropriation	\$196,000
Reinvesting in Youth--State Appropriation.....	\$383,000
Juvenile Accountability Incentive Account--Federal	
Appropriation	\$2,801,000
TOTAL APPROPRIATION.....	(\$189,047,000))
<u>\$188,696,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$331,000 of the general fund--state appropriation for fiscal year 2014 and \$331,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for deposit in the county criminal justice assistance account for costs to the criminal justice system associated with the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this subsection are intended to provide funding for county adult court costs associated with the implementation of chapter 338, Laws of 1997 and shall be distributed in accordance with RCW 82.14.310.

(2) \$2,716,000 of the general fund--state appropriation for fiscal year 2014 and \$2,716,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this

subsection are intended to provide funding for county impacts associated with the implementation of chapter 338, Laws of 1997 and shall be distributed to counties as prescribed in the current consolidated juvenile services (CJS) formula.

(3) \$3,482,000 of the general fund--state appropriation for fiscal year 2014 and \$3,482,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement community juvenile accountability grants pursuant to chapter 338, Laws of 1997 (juvenile code revisions). Funds provided in this subsection may be used solely for community juvenile accountability grants, administration of the grants, and evaluations of programs funded by the grants.

(4) \$1,130,000 of the general fund--state appropriation for fiscal year 2014 and \$1,130,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement alcohol and substance abuse treatment programs for locally committed offenders. The juvenile rehabilitation administration shall award these moneys on a competitive basis to counties that submitted a plan for the provision of services approved by the division of alcohol and substance abuse. The juvenile rehabilitation administration shall develop criteria for evaluation of plans submitted and a timeline for awarding funding and shall assist counties in creating and submitting plans for evaluation.

(5) \$3,123,000 of the general fund--state appropriation for fiscal year 2014 and \$3,123,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for grants to county juvenile courts for the following programs identified by the Washington state institute for public policy (institute) in its October 2006 report: "Evidence-Based Public Policy Options to Reduce Future Prison Construction, Criminal Justice Costs and Crime Rates": Functional family therapy, multi-systemic therapy, aggression replacement training and interagency coordination programs, or other programs with a positive benefit-cost finding in the institute's report. County juvenile courts shall apply to the juvenile rehabilitation administration for funding for program-specific participation and the administration shall provide grants to the courts consistent with the per-participant treatment costs identified by the institute.

(6) \$1,537,000 of the general fund--state appropriation for fiscal year 2014 and \$1,537,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for expansion of the following treatments and therapies in juvenile rehabilitation administration programs identified by the Washington state institute for public policy in its October 2006 report: "Evidence-Based Public Policy Options to Reduce Future Prison Construction, Criminal Justice Costs and Crime Rates": Multidimensional treatment foster care, family integrated transitions, and aggression replacement training, or other programs with a positive benefit-cost finding in the institute's report. The administration may concentrate delivery of these treatments and therapies at a limited number of programs to deliver the treatments in a cost-effective manner.

(7)(a) The juvenile rehabilitation administration shall administer a block grant, rather than categorical funding, of consolidated juvenile service funds, community juvenile accountability act grants, the chemical dependency disposition alternative funds, the mental health disposition alternative, and the sentencing disposition alternative for the purpose of serving youth adjudicated in the juvenile justice system. In making the block grant, the juvenile rehabilitation administration shall follow the following formula and will prioritize evidence-based programs and disposition alternatives and take into account juvenile courts program-eligible youth in conjunction with the number of youth served in each approved evidence-based program or disposition alternative: (i) Thirty-seven and one-half percent for the at-risk population of youth ten to seventeen years old; (ii) fifteen percent for moderate and high-risk youth; (iii) twenty-five percent for evidence-based program participation; (iv) seventeen and one-half percent for minority populations; (v) three percent for the chemical dependency disposition alternative; and (vi) two percent for the mental health and sentencing dispositional alternatives. Funding for the special sex offender disposition alternative (SSODA) shall not be included in the block grant, but allocated on the average daily population in juvenile courts. Funding for the evidence-based expansion grants shall be excluded from the block grant formula. Funds may be used for promising practices when approved by the juvenile rehabilitation administration and juvenile courts, through the community juvenile accountability act committee, based on the criteria established in consultation with Washington state institute for public policy and the juvenile courts.

(b) The juvenile rehabilitation administration and the juvenile courts shall establish a block grant funding formula oversight committee with equal representation from the juvenile rehabilitation administration and the juvenile courts. The purpose of this committee is to assess the ongoing implementation of the block grant funding formula, utilizing data-driven decision making and the most current available information. The committee will be cochaired by the juvenile rehabilitation administration and the juvenile courts, who will also have the ability to change members of the committee as needed to achieve its purpose. Initial members will include one juvenile court representative from the finance committee, the community juvenile accountability act committee, the risk assessment quality assurance committee, the executive board of the Washington association of juvenile court administrators, the Washington state center for court research, and a representative of the superior court judges association; two representatives from the juvenile rehabilitation administration headquarters program oversight staff, two representatives of the juvenile rehabilitation administration regional office staff, one representative of the juvenile rehabilitation administration fiscal staff and a juvenile rehabilitation administration division director. The committee may make changes to the formula categories other than the evidence-based program and disposition alternative categories if it is determined the changes will increase statewide service delivery or effectiveness of evidence-based program or disposition alternative resulting in increased cost benefit savings to the state. Long-term cost benefit must be considered. Percentage changes may occur in the evidence-based program or disposition alternative categories of the formula should it be determined the changes will increase evidence-based program or disposition alternative delivery and increase the cost benefit to the state. These outcomes will also be considered in determining when evidence-based expansion or special sex offender disposition alternative funds should be included in the block grant or left separate.

(c) The juvenile courts and administrative office of the courts shall be responsible for collecting and distributing information and providing access to the data systems to the juvenile rehabilitation administration and the Washington state institute for public policy related to program and outcome data. The juvenile rehabilitation administration and the juvenile courts will work collaboratively to develop program outcomes that reinforce the greatest cost benefit to the state in the implementation of evidence-based practices and disposition alternatives.

(8) The juvenile courts and administrative office of the courts shall collect and distribute information related to program outcome and provide access to these data systems to the juvenile rehabilitation administration and Washington state institute for public policy. The agreements between administrative office of the courts, the juvenile courts, and the juvenile rehabilitation administration shall be executed to ensure that the juvenile rehabilitation administration receives the data that the juvenile rehabilitation administration identifies as needed to comply with this subsection. This includes, but is not limited to, information by program at the statewide aggregate level, individual court level, and individual client level for the purpose of the juvenile rehabilitation administration providing quality assurance and oversight for the locally committed youth block grant and associated funds and at times as specified by the juvenile rehabilitation administration as necessary to carry out these functions. The data shall be provided in a manner that reflects the collaborative work the juvenile rehabilitation administration and juvenile courts have developed regarding program outcomes that reinforce the greatest cost benefit to the state in the implementation of evidence-based practices and disposition alternatives.

(9) \$445,000 of the general fund--state appropriation for fiscal year 2014 and \$445,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for funding of the teamchild project.

(10) \$178,000 of the general fund--state appropriation for fiscal year 2014 and \$178,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the juvenile detention alternatives initiative.

(11) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant program focused on criminal street gang prevention and intervention. The Washington state partnership council on juvenile justice may award grants under this subsection. The council shall give priority to applicants who have demonstrated the greatest problems with criminal street gangs. Applicants composed of, at a minimum, one or more local governmental entities and one or more nonprofit, nongovernmental organizations that have a documented history of creating and administering effective criminal street gang prevention and intervention programs may apply for funding under this subsection.

(12) \$100,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Engrossed Substitute House Bill No. 2164 (juvenile firearms offenders). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(13) \$500,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for competitive grants to community-based organizations to provide at-risk youth intervention services, including but not limited to, case management, employment services, educational services, and street outreach intervention programs. Projects funded should focus on preventing, intervening, and suppressing behavioral problems and violence while linking at-risk youth to pro-social activities. The costs of administration may not exceed four percent of appropriated funding for each grant recipient. Each entity receiving funds must report to the juvenile rehabilitation administration on the number and types of youth served, the services provided, and the impact of those services upon the youth and the community.

Sec. 204. 2013 2nd sp.s. c 4 s 204 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MENTAL HEALTH PROGRAM

(1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

General Fund--State Appropriation (FY 2014)	((\$327,467,000))
<u>\$328,527,000</u>	
General Fund--State Appropriation (FY 2015)	((\$308,723,000))
<u>\$329,211,000</u>	
General Fund--Federal Appropriation	((\$561,394,000))
<u>\$666,113,000</u>	
General Fund--Private/Local Appropriation.....	\$17,864,000
TOTAL APPROPRIATION	((\$1,215,448,000))
<u>\$1,341,715,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$104,999,000 of the general fund--state appropriation for fiscal year 2014 and ~~((~~\$85,895,000~~))~~ \$88,895,000 of the general fund-- state appropriation for fiscal year 2015 are provided solely for persons and services not covered by the medicaid program. To the extent possible, levels of regional support network spending shall be maintained in the following priority order: Crisis and commitment services; community inpatient services; and residential care services, including personal care and emergency housing assistance. This is a reduction in flexible nonmedicaid funding of \$4,343,000 for fiscal year 2014 and ~~((~~\$23,446,000~~))~~ \$20,446,000 for fiscal year 2015. This reduction reflects offsets in state funding related to services that will now be funded with federal dollars through the affordable care act medicaid expansion. This reduction shall be distributed ~~_____~~ ((as _____ follows:

~~_____ (i) The \$4,343,000 reduction in fiscal year 2014 and \$11,723,000 of the reduction in fiscal year 2015 must be distributed))~~ among regional support networks based on a formula that equally weights each regional support networks proportion of individuals who become newly eligible and enroll in medicaid under the expansion provisions of the affordable care act ~~((in fiscal year 2014))~~ and each regional support network's spending of flexible nonmedicaid funding on services that would be reimbursable for federal medicaid matching funds if provided to medicaid enrollees in the 2011-2013 fiscal biennium.

~~((ii) The remaining \$11,723,000 reduction in fiscal year 2015 must be distributed among regional support networks based on each regional support network's proportion of individuals who become newly eligible and enroll in medicaid under the expansion provisions of the affordable care act through fiscal year 2015.))~~

(b) \$6,590,000 of the general fund--state appropriation for fiscal year 2014, \$6,590,000 of the general fund--state appropriation for fiscal year 2015, and \$7,620,000 of the general fund--federal appropriation are provided solely for the department and regional support networks to continue to contract for implementation of high- intensity programs for assertive community treatment (PACT) teams. In determining the proportion of medicaid and nonmedicaid funding provided to regional support networks with PACT teams, the department shall consider the differences between regional support networks in the percentages of services and other costs associated with the teams that are not reimbursable under medicaid. The department may allow regional support networks which have nonmedicaid reimbursable costs that are higher than the nonmedicaid allocation they receive under this section to supplement these funds with local dollars or funds received under section 204(1)(a) of this act. The department and regional support networks shall maintain consistency with all essential elements of the PACT evidence-based practice model in programs funded under this section.

(c) \$5,850,000 of the general fund--state appropriation for fiscal year 2014, \$5,850,000 of the general fund--state appropriation for fiscal year 2015, and \$1,300,000 of the general fund--federal appropriation are provided solely for the western Washington regional support networks to provide either community- or hospital campus-based services for persons who require the level of care previously provided by the program for adaptive living skills (PALS) at western state hospital.

(d) The number of nonforensic beds allocated for use by regional support networks at eastern state hospital shall be 192 per day. The number of nonforensic beds allocated for use by regional support networks at western state hospital shall be 557 per day.

(e) From the general fund--state appropriations in this subsection, the secretary of social and health services shall assure that regional support networks reimburse the aging and disability services administration for the general fund--state cost of medicaid personal care services that enrolled regional support network consumers use because of their psychiatric disability.

(f) The department is authorized to continue to contract directly, rather than through contracts with regional support networks, for children's long-term inpatient facility services.

(g) \$750,000 of the general fund--state appropriation for fiscal year 2014 and \$750,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to continue performance-based incentive contracts to provide appropriate community support services for individuals with severe mental illness who were discharged from the state hospitals as part of the expanding community services initiative. These funds will be used to enhance community residential and support services provided by regional support networks through other state and federal funding.

(h) \$1,125,000 of the general fund--state appropriation for fiscal year 2014 and \$1,125,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Spokane regional support network to implement services to reduce utilization and the census at eastern state hospital. Such services shall include:

(i) High intensity treatment team for persons who are high utilizers of psychiatric inpatient services, including those with co-occurring disorders and other special needs;

(ii) Crisis outreach and diversion services to stabilize in the community individuals in crisis who are at risk of requiring inpatient care or jail services;

(iii) Mental health services provided in nursing facilities to individuals with dementia, and consultation to facility staff treating those individuals; and

(iv) Services at the sixteen-bed evaluation and treatment facility.

At least annually, the Spokane regional support network shall assess the effectiveness of these services in reducing utilization at eastern state hospital, identify services that are not optimally effective, and modify those services to improve their effectiveness.

(i) \$1,529,000 of the general fund--state appropriation for fiscal year 2014 and \$1,529,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to reimburse Pierce and Spokane counties for the cost of conducting 180-day commitment hearings at the state psychiatric hospitals.

(j) Regional support networks may use local funds to earn additional federal medicaid match, provided the locally matched rate does not exceed the upper-bound of their federally allowable rate range, and provided that the enhanced funding is used only to provide medicaid state plan or waiver services to medicaid clients. Additionally, regional support networks may use a portion of the state funds allocated in accordance with (a) of this subsection to earn additional medicaid match, but only to the extent that the application of such funds to medicaid services does not diminish the level of crisis and commitment, community inpatient, residential care, and outpatient services presently available to persons not eligible for medicaid.

(k) \$3,436,000 of the general fund--state appropriation for fiscal year 2014 and \$2,291,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for mental health services for mentally ill offenders while confined in a county or city jail and for facilitating access to programs that offer mental health services upon release from confinement.

(l) \$523,000 of the general fund--state appropriation for fiscal year 2014, \$775,000 of the general fund--state appropriation for fiscal year 2015, and \$854,000 of the general fund--federal appropriation are provided solely for implementation of sections 3 through 5 of chapter 289, Laws of 2013 (E2SHB 1114). Regional support networks must use this funding for the development of intensive community programs that allow individuals to be diverted or transitioned from the state hospitals in accordance with plans approved by the department.

(m) \$5,986,000 of the general fund--state appropriation for fiscal year 2014, \$11,592,000 of the general fund--state appropriation for fiscal year 2015, and \$10,160,000 of the general fund--federal appropriation are provided solely for implementation of chapter 335, Laws of 2013 (ESSB 5480). Regional support networks must use this funding for the development of intensive community programs that allow individuals to be diverted or transitioned from the state hospitals in accordance with plans approved by the department.

(n) Due to recent approval of federal medicaid matching funds for the disability lifeline and the alcohol and drug abuse treatment support act programs, the department shall charge regional support networks for only the state share rather than the total cost of community psychiatric hospitalization for persons enrolled in those programs.

(o) The legislature finds that the circumstances of the Chelan- Douglas regional support network (CD-RSN) make it necessary for CD-RSN to undergo restructuring in order to provide mental health services essential to the health and wellness of the citizens within its service area. The legislature intends to provide additional temporary financial relief to the CD-RSN while it undergoes internal restructuring or negotiates a merger with another regional support network.

The department shall negotiate relief for outstanding fiscal year 2013 reimbursements owed by CD-RSN to the state provided that the CD-RSN has a plan in place that is approved by the department by August 1, 2013, that demonstrates how CD-RSN will maintain financial viability and stability or will merge with another regional support network.

For the period of July 1, 2013, through December 31, 2013, the department may alter collection of reimbursement from CD-RSN for overuse of state hospital beds. To receive a reduction to the required reimbursement for overuse of state hospital beds, CD-RSN must continue to prioritize services that reduce its utilization and census at eastern state hospital and be actively implementing an approved plan to maintain financial viability or pursuing a future merger with another regional support network. Up to \$298,000 of the general fund--state appropriation for fiscal year 2014 is for the department to provide payments to regional support networks in eastern Washington which have used less than their allocated or contracted patient days of care at the state hospital to replace the share of the reimbursements from CD-RSN that the regional support networks would have received under RCW 71.24.320.

(p) \$266,000 of the general fund--state appropriation for fiscal year 2014 ~~(is)~~ and \$1,500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to maintain services for the King county regional support network as it works to transition services to settings that are eligible for federal participation for individuals covered under the medicaid program.

(q) Within the amounts appropriated in this section, funding is provided for the department to develop and phase in intensive mental health services for high needs youth consistent with the settlement agreement in *T.R. v. Dreyfus and Porter*.

(r) \$7,281,000 of the general fund--state appropriation for fiscal year 2015 and \$4,589,000 of the general fund--federal appropriation are provided solely for implementation of Substitute House Bill No. 2725 (involuntary commitment) and enhancement of community mental health services. The department must contract these funds for the operation of the following community programs that allow individuals to be diverted or transitioned from the state hospitals: (i) Community hospital or free standing evaluation and treatment services providing short-term detention and commitment services under the involuntary treatment act to be located in the geographic areas of the King regional support network, the Spokane regional support network outside of Spokane county, and the Thurston Mason regional support network; (ii) one new full program of an

assertive community treatment team in the King regional support network and two new half programs of assertive community treatment teams in the Spokane regional support network and the Pierce regional support network; and (iii) three new recovery support services programs in the Grays Harbor regional support network, the Greater Columbia regional support network, and the North Sound regional support network. In contracting for community evaluation and treatment services, the department may not use these resources in facilities that meet the criteria to be classified under federal law as institutions for mental diseases. If the department is unable to come to a contract agreement with a designated regional support network for any of the services identified above, it may consider contracting for that service in another regional support network that has the need for such service.

(2) INSTITUTIONAL SERVICES

General Fund--State Appropriation (FY 2014)	(\$135,246,000))
<u>\$141,113,000</u>	
General Fund--State Appropriation (FY 2015)	(\$131,863,000))
<u>\$130,819,000</u>	
General Fund--Federal Appropriation	(\$150,863,000))
<u>\$159,324,000</u>	
General Fund--Private/Local Appropriation.....	(\$63,097,000))
<u>\$58,848,000</u>	
TOTAL APPROPRIATION.....	(\$481,069,000))
<u>\$490,104,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) The state psychiatric hospitals may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(b) \$231,000 of the general fund--state appropriation for fiscal year 2014 and \$231,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a community partnership between western state hospital and the city of Lakewood to support community policing efforts in the Lakewood community surrounding western state hospital. The amounts provided in this subsection (2)(b) are for the salaries, benefits, supplies, and equipment for one full-time investigator, one full-time police officer, and one full-time community service officer at the city of Lakewood.

(c) \$45,000 of the general fund--state appropriation for fiscal year 2014 and \$45,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for payment to the city of Lakewood for police services provided by the city at western state hospital and adjacent areas.

(d) \$20,000,000 of the general fund--state appropriation for fiscal year 2014 and \$20,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to maintain staffed capacity to serve an average daily census in forensic wards at western state hospital of 270 patients per day.

(e) (~~(\$2,068,000))~~ \$6,194,000 of the general fund--state appropriation for fiscal year 2014, \$2,066,000 of the general fund--state appropriation for fiscal year 2015, and \$240,000 of the general fund--federal appropriation are provided solely for the state psychiatric hospitals to plan, procure, and implement the core elements of an electronic medical record system that is compliant with the international classification of diseases (ICD-10) by October 1, 2014. These funds must only be used for an electronic medical record system that meets federal criteria for electronic sharing of patient information and clinical care summaries with doctors' offices, hospitals, and health systems which use federally certified electronic health record systems. The procurement and implementation shall be conducted to allow for these services to be expanded to the department of corrections. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) SPECIAL PROJECTS

General Fund--State Appropriation (FY 2014)	(\$1,609,000))
<u>\$1,612,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,610,000))
<u>\$1,613,000</u>	
General Fund--Federal Appropriation	\$6,286,000
TOTAL APPROPRIATION.....	(\$9,505,000))
<u>\$9,511,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,161,000 of the general fund--state appropriation for fiscal year 2014 and \$1,161,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for children's evidence-based mental health services.

(b) \$446,000 of the general fund--state appropriation for fiscal year 2014, \$446,000 of the general fund--state appropriation for fiscal year 2015, and \$178,000 of the general fund--federal appropriation are provided solely for the University of Washington's evidence-based practice institute which supports the identification, evaluation, and implementation of evidence-based or promising practices. The institute must work with the department to develop a plan to seek private, federal, or other grant funding in order to reduce the need for state general funds. The institute and the department must submit this plan to the office of financial management and the fiscal committees of the legislature by December 1, 2013.

(4) PROGRAM SUPPORT

General Fund--State Appropriation (FY 2014)	(\$5,287,000))
<u>\$6,153,000</u>	
General Fund--State Appropriation (FY 2015)	(\$4,777,000))
<u>\$7,486,000</u>	
General Fund--Federal Appropriation	(\$7,711,000))

<u>\$9,443,000</u>	
General Fund--Private/Local Appropriation.....	\$502,000
TOTAL APPROPRIATION.....	(\$18,277,000)
<u>\$23,584,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) In accordance with RCW 43.20B.110, 43.135.055, and 71.24.035, the department is authorized to adopt license and certification fees in fiscal years 2014 and 2015 to support the costs of the regulatory program. The department's fee schedule shall have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower costs of licensing for these programs than for other organizations which are not accredited.

(b) \$74,000 of the general fund--state appropriation for fiscal year 2014, \$74,000 of the general fund--state appropriation for fiscal year 2015, and \$78,000 of the general fund--federal appropriation are provided solely for implementation of chapter 335, Laws of 2013 (ESSB 5480).

(c) \$160,000 of the general fund--state appropriation for fiscal year 2014 and \$80,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of chapter 284, Laws of 2013 (ESSB 5551).

(d) In developing the new medicaid managed care rates under which the public mental health managed care system will operate, the department must seek to estimate the reasonable and necessary cost of efficiently and effectively providing a comparable set of medically necessary mental health benefits to persons of different acuity levels regardless of where in the state they live. The department must report to the office of financial management and to the relevant fiscal and policy committees of the legislature on its proposed new mental health managed care rate-setting approach by August 1, 2013, and again at least sixty days prior to implementation of new capitation rates.

(e) \$349,000 of the general fund--state appropriation for fiscal year 2014, \$212,000 of the general fund--state appropriation for fiscal year 2015, and \$302,000 of the general fund--federal appropriation are provided solely to implement chapter 320, Laws of 2013 (ESHB 1519) and chapter 338, Laws of 2013 (2SSB 5732).

(f) The department shall work cooperatively with the health care authority to explore the feasibility of incentivizing small, rural hospitals to convert, in part or fully, some of their beds to psychiatric treatment beds. No later than December 31, 2014, the department shall report to the appropriate fiscal committees of the legislature on the feasibility of such conversion. The report shall consider rate enhancements and the ability to claim federal medicaid matching funds on converted beds.

(g) \$75,000 of the general fund--state appropriation for fiscal year 2014 and \$21,000 of the general fund--federal appropriation are provided for implementation of section 9, chapter 197, Laws of 2013 (ESHB 1336). The department must utilize these funds for mental health first aid training targeted at teachers and educational staff in accordance with the training model developed by the department of psychology in Melbourne, Australia.

(h) Within the amounts appropriated in this section, funding is provided for the department to continue to develop the child adolescent needs and strengths assessment tool and build workforce capacity to provide evidence based wraparound services for children, consistent with the (~~anticipated~~) settlement agreement in *T.R. v. Dreyfus and Porter*.

(i) \$610,000 of the general fund--state appropriation for fiscal year 2014, \$1,193,000 of the general fund--state appropriation for fiscal year 2015, and \$971,000 of the general fund--federal appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 2639 (mental health, chemical dependency) and Engrossed Substitute House Bill No. 2315 (suicide prevention). If Second Substitute House Bill No. 2639 (mental health, chemical dependency) is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(j) \$70,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department to contract with the criminal justice training commission for training officers on working with individuals with mental health issues.

Sec. 205. 2013 2nd sp.s. c 4 s 205 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--DEVELOPMENTAL DISABILITIES PROGRAM

(1) COMMUNITY SERVICES

General Fund--State Appropriation (FY 2014)	(\$439,963,000)
<u>\$445,988,000</u>	
General Fund--State Appropriation (FY 2015)	(\$458,131,000)
<u>\$474,995,000</u>	
General Fund--Federal Appropriation	(\$820,769,000)
<u>\$838,228,000</u>	
General Fund--Private/Local Appropriation.....	(\$21,000)
<u>\$776,000</u>	
TOTAL APPROPRIATION.....	(\$1,718,884,000)
<u>\$1,759,987,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments shall not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(i) The current annual renewal license fee for adult family homes shall be increased to \$225 per bed beginning in fiscal year 2014 and \$225 per bed beginning in fiscal year 2015. A processing fee of \$2,750 shall be charged to each adult family home when the home is initially licensed. This fee is nonrefundable.

(ii) The current annual renewal license fee for assisted living facilities shall be increased to \$106 per bed beginning in fiscal year 2014 and \$106 per bed beginning in fiscal year 2015.

(iii) The current annual renewal license fee for nursing facilities shall be increased to \$359 per bed beginning in fiscal year 2014 and \$359 per bed beginning in fiscal year 2015.

(c) (~~(\$13,301,000)~~) \$13,267,000 of the general fund--state appropriation for fiscal year 2014, (~~(\$20,607,000)~~) \$20,754,000 of the general fund--state appropriation for fiscal year 2015, and (~~(\$33,940,000)~~) \$34,024,000 of the general fund federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw through an interest arbitration decision under the provisions of chapters 74.39A and 41.56 RCW for the 2013-2015 fiscal biennium.

(d) \$6,244,000 of the general fund--state appropriation for fiscal year 2014 and \$6,244,000 of the general fund--state appropriation for fiscal year 2015 are appropriated solely for the individual and family support program. Within these amounts, the department shall expand the current number of clients receiving services and focus on extending services to individuals with developmental disabilities who are not otherwise receiving paid services from the department.

(~~(e) \$1,547,000~~) (e) \$774,000 of the general fund--state appropriation for fiscal year 2015, and (~~(\$4,790,000)~~) \$2,395,000 of the general fund--federal appropriation are provided solely for a payment system that satisfies medicaid requirements regarding time reporting for W-2 providers. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(~~(f) \$1,707,000~~) (f) \$1,707,000 of the general fund--state appropriation for fiscal year 2014, \$2,670,000 of the general fund--state appropriation for fiscal year 2015, and \$4,376,000 of the general fund--federal appropriation are provided solely for the homecare agency parity impacts of the service employees international union healthcare 775nw arbitration award.

(~~(h) \$~~) (g) The department is authorized to establish limited exemption criteria in rule to address RCW 74.39A.325 when a landline phone is not available to the employee.

(h) \$242,000 of the general fund--federal appropriation and \$241,000 of the general fund--local appropriation are provided solely to implement Second Substitute House Bill No. 1574 (residential services and supports). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse. In accordance with Second Substitute House Bill No. 1574, the department is authorized to increase supported living fees as necessary to support the actual costs of conducting the certification, inspection, and regulatory programs. The certification fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the certification fee attributed to medicaid clients. The annual certification fee for supported living shall be \$128 per client beginning in fiscal year 2015.

(i) \$91,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Substitute House Bill No. 2310 (provider safety equipment). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(j) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant.

(k) The department of social and health services shall increase the benchmark rates for community residential service businesses providing supported living, group home, and licensed staff residential services for people with developmental disabilities by thirty cents starting July 1, 2014.

(l) It is the intent of the legislature to use savings from the community first choice option to make needed investments in home and community-based services for seniors and people with disabilities, including potential investments recommended by the joint legislative executive committee on aging and disability and a development and implementation council that the department of social and health services must convene prior to submitting the proposed community first choice option to the centers for medicare and medicaid services. At a minimum, the final report to the legislature from the joint legislative executive committee on aging and disability must explore the cost and benefit of rate enhancements for providers of long-term services and supports, restoration of hours for in-home clients, additional investment in the family caregiver support program, and additional investment in the individual and family services program or other medicaid services to support individuals with developmental disabilities.

(2) INSTITUTIONAL SERVICES

General Fund--State Appropriation (FY 2014)	(\$85,261,000)
<u>\$85,962,000</u>	
General Fund--State Appropriation (FY 2015)	(\$84,980,000)
<u>\$85,812,000</u>	
General Fund--Federal Appropriation	(\$160,021,000)
<u>\$161,630,000</u>	
General Fund--Private/Local Appropriation.....	\$23,041,000
TOTAL APPROPRIATION	(\$353,303,000)
<u>\$356,445,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments shall not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) \$721,000 of the general fund--state appropriation for fiscal year 2014 and \$721,000 of the general fund--state appropriation for fiscal year 2015 are for the department to fulfill its contracts with the school districts under chapter 28A.190 RCW to provide transportation, building space, and other support services as are reasonably necessary to support the educational programs of students living in residential habilitation centers.

(3) PROGRAM SUPPORT

General Fund--State Appropriation (FY 2014)	(\$1,943,000)
<u>\$1,975,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,993,000)

<u>\$2,025,000</u>	
General Fund--Federal Appropriation	(((\$1,957,000))
<u>\$2,068,000</u>	
TOTAL APPROPRIATION	(((\$5,893,000))
<u>\$6,068,000</u>	

(4) SPECIAL PROJECTS

General Fund--State Appropriation (FY 2014)	(((\$1,400,000))
<u>\$1,403,000</u>	
General Fund--State Appropriation (FY 2015)	(((\$1,400,000))
<u>\$1,403,000</u>	
General Fund--Federal Appropriation	(((\$1,200,000))
<u>\$1,206,000</u>	
TOTAL APPROPRIATION	(((\$4,000,000))
<u>\$4,012,000</u>	

Sec. 206. 2013 2nd sp.s. c 4 s 206 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--AGING AND ADULT SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	(((\$869,628,000))
<u>\$860,212,000</u>	
General Fund--State Appropriation (FY 2015)	(((\$923,218,000))
<u>\$915,709,000</u>	
General Fund--Federal Appropriation	(((\$1,934,089,000))
<u>\$1,902,764,000</u>	
General Fund--Private/Local Appropriation.....	(((\$30,122,000))
<u>\$33,707,000</u>	
Traumatic Brain Injury Account--State Appropriation.....	\$3,393,000
Skilled Nursing Facility Safety Net Trust Account--State	
Appropriation	(((\$88,000,000))
<u>\$110,681,000</u>	
TOTAL APPROPRIATION	(((\$3,848,450,000))
<u>\$3,826,466,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) For purposes of implementing chapter 74.46 RCW, the weighted average nursing facility payment rate shall not exceed \$171.35 for fiscal year 2014 and shall not exceed ~~(\$171.58)~~ \$178.82 for fiscal year 2015, including the rate add-ons described in (a) and (b) of this subsection. However, if the waiver requested from the federal centers for medicare and medicaid services in relation to the safety net assessment is for any reason disapproved, the weighted average nursing facility payment rate shall not exceed \$162.43 for fiscal year 2014 and shall not exceed \$163.58 for fiscal year 2015. There will be no adjustments for economic trends and conditions in fiscal years 2014 and 2015. The economic trends and conditions factor or factors defined in the biennial appropriations act shall not be compounded with the economic trends and conditions factor or factors defined in any other biennial appropriations acts before applying it to the component rate allocations established in accordance with chapter 74.46 RCW. When no economic trends and conditions factor for either fiscal year is defined in a biennial appropriations act, no economic trends and conditions factor or factors defined in any earlier biennial appropriations act shall be applied solely or compounded to the component rate allocations established in accordance with chapter 74.46 RCW.

(a) For fiscal year 2014 within the funds provided, the department shall continue to provide an add-on per medicaid resident day per facility not to exceed \$1.57. The add-on shall be used to increase wages, benefits, and/or staffing levels for certified nurse aides; or to increase wages and/or benefits for dietary aides, housekeepers, laundry aides, or any other category of worker whose statewide average dollars-per-hour wage was less than \$15 in calendar year 2008, according to cost report data. The add-on may also be used to address resulting wage compression for related job classes immediately affected by wage increases to low-wage workers. For fiscal year 2015 within funds provided, the department shall continue to provide an add-on per medicaid resident day per facility not to exceed \$3.15. The add-on shall be used to increase wages, benefits, and/or staffing levels for certified nurse aides; or to increase wages and/or benefits for dietary aides, housekeepers, laundry aides, or any other category of worker whose statewide average dollars-per-hour wage was less than \$17 in calendar year 2012, according to cost report data. The department shall continue reporting requirements and a settlement process to ensure that the funds are spent according to this subsection.

(b) The department shall do a comparative analysis of the facility- based payment rates calculated on July 1, 2013, using the payment methodology defined in chapter 74.46 RCW and as funded in the omnibus appropriations act, excluding the low wage worker add-on, the direct care add-on found in subsection (1)(g) of this section, the comparative add-on, acuity add-on, and safety net reimbursement, to the facility- based payment rates in effect June 30, 2010. If the facility-based payment rate calculated on July 1, 2013, is smaller than the facility- based payment rate on June 30, 2010, then the difference shall be provided to the individual nursing facilities as an add-on payment per medicaid resident day.

(c) During the comparative analysis performed in subsection (b) of this section, if it is found that the direct care rate for any facility calculated using the payment methodology defined in chapter 74.46 RCW and as funded in the omnibus appropriations act, excluding the low wage worker add-on, the direct care add-on found in subsection (1)(g) of this section, the comparative add-on, acuity add-on, and safety net reimbursement, is greater than the direct care rate in effect on June 30, 2010, then the facility shall receive a ten percent direct care rate add-on to compensate that facility for taking on more acute clients than they have in the past.

(d) The department shall provide a medicaid rate add-on to reimburse the medicaid share of the skilled nursing facility safety net assessment as a medicaid allowable cost. The nursing facility safety net rate add-on may not be included in the calculation of the annual statewide weighted average nursing facility payment rate.

(e) The rate add-on provided in (c) of this subsection is subject to the reconciliation and settlement process provided in RCW 74.46.022(6).

(f) If the waiver requested from the federal centers for medicare and medicaid services in relation to the safety net assessment is for any reason disapproved, (b), (c), ~~((and))~~ (d), and (g) of this subsection do not apply.

(g) For fiscal year 2015, the department shall provide a direct care rate add-on applied evenly across all nursing facilities of no more than six percent of the direct care payment rate calculated according to chapter 74.46 RCW. This subsection (g) is subject to the reconciliation and settlement process provided in RCW 74.46.022(6).

(2) In accordance with chapter 74.46 RCW, the department shall issue no additional certificates of capital authorization for fiscal year 2014 and no new certificates of capital authorization for fiscal year 2015 and shall grant no rate add-ons to payment rates for capital improvements not requiring a certificate of need and a certificate of capital authorization for fiscal years 2014 and 2015.

(3) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(a) The current annual renewal license fee for adult family homes shall be increased to \$225 per bed beginning in fiscal year 2014 and \$225 per bed beginning in fiscal year 2015. A processing fee of \$2,750 shall be charged to each adult family home when the home is initially licensed. This fee is nonrefundable.

(b) The current annual renewal license fee for assisted living facilities shall be increased to \$106 per bed beginning in fiscal year 2014 and \$106 per bed beginning in fiscal year 2015.

(c) The current annual renewal license fee for nursing facilities shall be increased to \$359 per bed beginning in fiscal year 2014 and \$359 per bed beginning in fiscal year 2015.

(4) The department is authorized to place long-term care clients residing in nursing homes and paid for with state only funds into less restrictive community care settings while continuing to meet the client's care needs.

(5) ~~(\$30,640,000)~~ \$29,996,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$48,633,000)~~ \$49,061,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$79,273,000)~~ \$79,058,000 of the general fund--federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw through an interest arbitration decision under the provisions of chapters 74.39A and 41.56 RCW for the 2013-2015 fiscal biennium.

(6) \$1,840,000 of the general fund--state appropriation for fiscal year 2014 and \$1,877,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for operation of the volunteer services program. Funding shall be prioritized towards serving populations traditionally served by long-term care services to include senior citizens and persons with disabilities.

(7) ~~(\$4,894,000)~~ \$2,447,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$15,150,000)~~ \$7,575,000 of the general fund--federal appropriation are provided solely for a payment system that satisfies medicaid requirements regarding time reporting for W-2 providers. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(8) The department is authorized to establish limited exemption criteria in rule to address RCW 74.39A.325 when a landline phone is not available to the employee.

(9) Within the amounts appropriated in this section, in a report to the appropriate fiscal committees of the legislature that must be submitted by December 1, 2013, the department of social and health services must describe the process for establishing medicaid rates for assisted living and adult family homes. The report must include information about licensing and physical plant standards, contracting provisions, and per capita and biennial expenditures for assisted living and adult family homes.

(10) \$10,800,000 of the general fund--state appropriation for fiscal year 2014, \$17,768,000 of the general fund--state appropriation for fiscal year 2015, and \$28,567,000 of the general fund--federal appropriation are provided solely for the homecare agency parity impacts of the service employees international union healthcare 775nw arbitration award.

(11) \$33,000 of the general fund--state appropriation for fiscal year 2014, \$17,000 of the general fund--state appropriation for fiscal year 2015, and \$50,000 of the general fund--federal appropriation are provided solely for staffing and other expenses associated with the work of the joint legislative executive committee on planning for aging and disability issues that is established by this subsection.

(a) A joint legislative executive committee on aging and disability is established, with members as provided in this subsection.

(i) Four members of the senate, with the leaders of the two largest caucuses each appointing two members. Four members of the house of representatives, with the leaders of the two largest caucuses each appointing two members;

(ii) A member from the office of the governor, appointed by the governor;

(iii) The secretary of the department of social and health services or his or her designee;

(iv) The director of the health care authority or his or her designee; and

(v) The director of the department of retirement systems or his or her designee.

(b) The committee must convene by September 1, 2013. At the first meeting, the committee will select cochairs from among its members who are legislators. All meetings of the committee are open to the public.

(c) The purpose of the committee is to identify key strategic actions to prepare for the aging of the population in Washington, including state budget and policy options, by conducting at least, but not limited to, the following tasks:

(i) Establish a profile of Washington's current population of older people and people with disabilities and a projection of population growth through 2030;

(ii) Establish an inventory of services and supports currently available to older people and people with disabilities from the health care and long-term services and support systems and other community resources such as housing, transportation, income support, and protection for vulnerable adults;

(iii) Identify state budget and policy options to more effectively use state, federal and private resources to, over time, reduce the growth rate in state expenditures that would otherwise occur by continuing current policy in light of significant population growth;

(iv) Identify strategies to better serve the health care needs of an aging population and people with disabilities, and promote healthy living;

(v) Identify policy options to create financing mechanisms for long-term services and supports that will promote additional private responsibility for individuals and families to meet their needs for service;

(vi) Identify policies to promote financial security in retirement, support people who wish to stay in the workplace longer, and expand the availability of workplace retirement savings plans; and

(vii) Identify policy options to help communities adapt to the aging demographic in planning for housing, land use and transportation.

(d) The committee shall consult with the office of the insurance commissioner, the caseload forecast council, health care authority, and other appropriate entities with specialized knowledge of the needs and growth trends of the aging population and people with disabilities.

(e) Staff support for the committee shall be provided by the office of program research, senate committee services, the office of financial management, and the department of social and health services.

(f) Within existing appropriations, the cost of meetings must be paid jointly by the senate, house of representatives, and the office of financial management. Joint committee expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees. The joint committee members may be reimbursed for travel expenses as authorized under RCW 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate. Advisory committee members may not receive compensation or reimbursement for travel and expenses.

(g) The committee shall issue an interim report to the legislature by December 10, 2013, and issue final recommendations to the governor and relevant standing committees of the legislature by December 10, 2014.

(12) \$240,000 of the general fund--state appropriation for fiscal year 2014, \$1,342,000 of the general fund--state appropriation for fiscal year 2015, and \$1,468,000 of the general fund--federal appropriation are provided solely to implement chapter 320, Laws of 2013 (ESHB 1519) and chapter 338, Laws of 2013 (2SSB 5732).

(13) The department shall review the capital add-on rate established by RCW 74.39A.320 for effectiveness in incentivizing assisted living facilities to serve Medicaid eligible clients. Upon completing its review, the department shall submit its findings along with recommendations for alternatives to the office of financial management and the fiscal committees of the legislature by December 1, 2013. The department is encouraged to engage stakeholders in developing alternatives.

(14) \$239,000 of the general fund--state appropriation for fiscal year 2014, \$160,000 of the general fund--state appropriation for fiscal year 2015, and \$398,000 of the general fund--federal appropriation are provided solely to implement chapter 300, Laws of 2013 (SSB 5630).

(15) \$237,000 of the general fund--federal appropriation and \$236,000 of the general fund--local appropriation are provided solely to implement Second Substitute House Bill No. 1574 (residential services and supports). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse. In accordance with Second Substitute House Bill No. 1574, the department is authorized to increase supported living fees as necessary to support the actual costs of conducting the certification, inspection, and regulatory programs. The certification fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the certification fee attributed to medicaid clients. The annual certification fee for supported living shall be \$128 per client beginning in fiscal year 2015.

(16) \$3,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Substitute House Bill No. 2310 (provider safety equipment). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(17) \$296,000 of the general fund--state appropriation for fiscal year 2015, and \$296,000 of the general fund--federal appropriation are provided solely to implement Engrossed Substitute House Bill No. 2746 (medicaid personal care). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(18) \$500,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department to contract for an independent feasibility study and actuarial modeling of public and private options for leveraging private resources to help individuals prepare for long-term services and supports needs. The study should model at least three options, including a public long-term care insurance benefit funded through a payroll deduction that would provide a time-limited long-term care insurance benefit, regulatory changes necessary to encourage the development and growth of new products on the market that combine features of life insurance, long-term care insurance and annuities or medicaid life settlements, and a public-private option such as facilitating a new marketplace through the Washington health plan finder for private long-term care insurance policies that would provide a time-limited benefit, an age defined individual mandate for purchasing these policies and subsidies to ensure affordability for lower-income individuals. The report should include an evaluation of each option based on (a) the expected costs and benefits for participants, (b) the total anticipated number of participants, and (c) the projected savings to the state medicaid program. The aging and disability joint legislative executive committee shall provide oversight and direction for this analysis and will convene interested stakeholders to provide input on the study design. The department shall provide a report on its findings and recommendations to the relevant policy and fiscal committees of the legislature by November 1, 2014.

(19) \$15,000 of the general fund--state appropriation for fiscal year 2015 and \$15,000 of the general fund--federal appropriation are provided solely to implement Substitute House Bill No. 2634 (residential enforcement standards). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(20) \$5,094,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

(21) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant.

(22) It is the intent of the legislature to use savings from the community first choice option to make needed investments in home and community-based services for seniors and people with disabilities, including potential investments recommended by the joint legislative executive committee on aging and disability and the development and implementation council that the department of social and health services must convene prior to submitting the proposed community first choice option to the centers for medicare and medicaid services. At a minimum, the final report to the legislature from the joint legislative executive committee on aging and disability must explore the cost and benefit of rate enhancements for providers of long-term services and supports, restoration of hours for in-home clients, additional investment in the family caregiver support program, and additional investment in the individual and family services program or other medicaid services to support individuals with developmental disabilities.

Sec. 207. 2013 2nd sp.s. c 4 s 207 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ECONOMIC SERVICES PROGRAM

General Fund--State Appropriation (FY 2014) ((\$402,504,000))

<u>\$377,188,000</u>	
General Fund--State Appropriation (FY 2015)	((\$405,019,000))
<u>\$392,445,000</u>	
General Fund--Federal Appropriation	((\$1,211,774,000))
<u>\$1,235,336,000</u>	
General Fund--Private/Local Appropriation.....	((\$30,594,000))
<u>\$36,450,000</u>	
TOTAL APPROPRIATION.....	((\$2,049,891,000))
<u>\$2,041,419,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) (~~(\$178,757,000)~~) \$154,439,000 of the general fund--state appropriation for fiscal year 2014, (~~(\$172,999,000)~~) \$154,241,000 of the general fund--state appropriation for fiscal year 2015, and (~~(\$732,881,000)~~) \$771,147,000 of the general fund--federal appropriation are provided solely for all components of the WorkFirst program. Within the amounts provided for the WorkFirst program, the department may provide assistance using state-only funds for families eligible for temporary assistance for needy families. The department must create a WorkFirst budget structure that allows for transparent tracking of budget units and subunits of expenditures where these units and subunits are mutually exclusive from other department budget units. The budget structure must include budget units for the following: Cash assistance, child care, WorkFirst activities, and administration of the program. Within these budget units, the department must develop program index codes for specific activities and develop allotments and track expenditures using these codes. The department shall report to the office of financial management and the relevant fiscal and policy committees of the legislature prior to adopting the new structure. The secretary of the department of social and health services, working with WorkFirst partner agencies and in collaboration with the WorkFirst oversight task force, shall develop a plan for maximizing the following outcomes and shall report back to the legislature by November 1, 2013. The outcomes to be measured are: (i) Increased employment; (ii) completion of education or post-secondary training; (iii) completion of barrier removal activity including drug and alcohol or mental health treatment; (iv) housing stability; (v) child care or education stability for the children of temporary assistance for needy families recipients; (vi) reduced rate of return after exit from the WorkFirst program; and (vii) work participation requirements.

(b) (~~(\$406,818,000)~~) \$374,937,000 of the amounts in (a) of this subsection are provided solely for assistance to clients, including grants, diversion cash assistance, and additional diversion emergency assistance including but not limited to assistance authorized under RCW 74.08A.210. The department may use state funds to provide support to working families that are eligible for temporary assistance for needy families but otherwise not receiving cash assistance. Within these amounts, funding is for implementation of House Bill No. 2585 (TANF benefits for a child).

(c) (~~(\$168,019,000)~~) \$179,529,000 of the amounts in (a) of this subsection are provided solely for WorkFirst job search, education and training activities, barrier removal services, limited English proficiency services, and tribal assistance under RCW 74.08A.040. The department must allocate this funding based on client outcomes and cost effectiveness measures.

(d) (~~(\$367,676,000)~~) \$354,360,000 of the amounts in (a) of this subsection are provided solely for the working connections child care program under RCW 43.215.135.

(e) (~~(\$142,124,000)~~) \$170,999,000 of the amounts in (a) of this subsection are provided solely for WorkFirst and working connections child care administration and overhead.

(f) The amounts in (b) through (d) of this subsection shall be expended for the programs and in the amounts specified. However, the department may transfer up to 10 percent of funding between (b) through (d) of this subsection, but only if the funding is available or necessary to transfer solely due to utilization, caseload changes, or underperformance in terms of client outcomes. The department shall provide notification prior to any transfer to the office of financial management and to the appropriate legislative committees and the legislative-executive WorkFirst oversight task force. The approval of the director of financial management is required prior to any transfer under this subsection.

(2) \$1,657,000 of the general fund--state appropriation for fiscal year 2014 and \$1,657,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for naturalization services.

(3) \$2,366,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services; and \$2,366,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services.

(4) On December 1, 2013, and annually thereafter, the department must report to the legislature on all sources of funding available for both refugee and immigrant services and naturalization services during the current fiscal year and the amounts expended to date by service type and funding source. The report must also include the number of clients served and outcome data for the clients.

(5) To ensure expenditures remain within available funds appropriated in this section, the legislature establishes the benefit under the state food assistance program, pursuant to RCW 74.08A.120, to be no less than seventy-five percent of the federal supplemental nutrition assistance program benefit amount.

(6) \$18,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of section 1, chapter 337, Laws of 2013 (2SSB 5595).

(7) \$4,729,000 of the general fund--state appropriation for fiscal year 2014 and \$4,729,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of the telephone assistance program and the Washington information network 211 organization pursuant to Substitute House Bill No. 1971 (communication services). Of these funds, \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for operational support of the Washington information network 211 organization. If Substitute House Bill No. 1971 (communication services) is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(8) The department shall review clients receiving services through the aged, blind, or disabled assistance program, to determine whether they would benefit from assistance in becoming naturalized citizens, and thus be eligible to receive federal supplemental security income benefits. Those cases shall be given high priority for naturalization funding through the department.

(9) The department shall continue the interagency agreement with the department of veterans' affairs to establish a process for referral of veterans who may be eligible for veterans' services. This agreement must include out-stationing department of veterans' affairs staff in selected community service office locations in King and Pierce counties to facilitate applications for veterans' services.

(10) \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$1,500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Substitute House Bill No. 2069 (safety net benefits). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(11) \$65,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for 211 call system networks in the eastern Washington region and the peninsula region.

Sec. 208. 2013 2nd sp.s. c 4 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ALCOHOL AND SUBSTANCE ABUSE PROGRAM

General Fund--State Appropriation (FY 2014)	(\$72,650,000))
<u>\$73,021,000</u>	
General Fund--State Appropriation (FY 2015)	(\$61,855,000))
<u>\$63,567,000</u>	
General Fund--Federal Appropriation	(\$277,248,000))
<u>\$279,072,000</u>	
General Fund--Private/Local Appropriation.....	(\$13,554,000))
<u>\$16,316,000</u>	
Criminal Justice Treatment Account--State	
Appropriation	(\$14,568,000))
<u>\$14,285,000</u>	
Problem Gambling Account--State Appropriation.....	\$1,450,000
TOTAL APPROPRIATION.....	(\$441,325,000))
<u>\$447,711,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Within the amounts appropriated in this section, the department may contract with the University of Washington and community-based providers for the provision of the parent-child assistance program or other specialized chemical dependency case management providers for pregnant, post-partum, and parenting women. For all contractors: (a) Service and other outcome data must be provided to the department by request; (b) program modifications needed to maximize access to federal medicaid matching funds will be phased in over the course of the 2013-2015 fiscal biennium; and (c) indirect charges for administering the program shall not exceed ten percent of the total contract amount.

(2) Within the amounts appropriated in this section, the department shall continue to provide for chemical dependency treatment services for adult medicaid eligible, pregnant and parenting women, disability lifeline, and alcoholism and drug addiction treatment and support act, and medical care services clients.

(3) In accordance with RCW 70.96A.090 and 43.135.055, the department is authorized to adopt fees for the review and approval of treatment programs in fiscal years 2014 and 2015 as necessary to support the costs of the regulatory program. The department's fee schedule shall have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower cost of licensing for these programs than for other organizations which are not accredited.

(4) \$3,500,000 of the general fund--federal appropriation (from the substance abuse prevention and treatment federal block grant) is provided solely for the continued funding of existing county drug and alcohol use prevention programs.

(5) \$2,600,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the department to transition 128 beds from settings that are considered institutions for mental diseases to facilities with no more than 16 beds that are able to claim federal match for services provided to medicaid clients or individuals covered under the department's section 1115 medicaid waiver. The department may conduct a request for proposal process to fulfill this requirement and adopt rates that are comparable to the pilot projects implemented in the 2011-13 fiscal biennium. The department may use these funds to assist with the costs of providers in setting up or converting to 16- bed facilities. This funding may also be used for providers that are developing new capacity for clients who will become eligible for services under the affordable care act medicaid expansion. The number of beds available for pregnant and parenting women must not be reduced.

(6) \$283,000 of the ~~((criminal justice treatment account))~~ general fund--state appropriation is provided solely for transitional funding for the family drug court in Pierce county.

(7) Within the amounts appropriated in this section, the department shall review differential rates paid for alcohol and substance abuse assessment and treatment services for medicaid and nonmedicaid clients and the impact to providers as previously uninsured clients become eligible for services through the medicaid expansion under the federal patient protection and affordable care act. By December 1, 2014, the department must submit a report to the legislature which provides: (a) The estimated impact on providers for each type of medicaid reimbursable service as newly eligible clients shift from nonmedicaid to medicaid rates; (b) identification of which types of providers will be most significantly impacted by these shifts; (c) identification of the estimated annual costs for increasing rates for each level of service; and (d) a summary of federal requirements that must be considered in determining how any future rate increase must be implemented.

Sec. 209. 2013 2nd sp.s. c 4 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--VOCATIONAL REHABILITATION PROGRAM

General Fund--State Appropriation (FY 2014)	(\$16,478,000))
<u>\$16,568,000</u>	
General Fund--State Appropriation (FY 2015)	(\$16,459,000))
<u>\$11,477,000</u>	
General Fund--Federal Appropriation	(\$99,413,000))

<u>\$99,397,000</u>	
TOTAL APPROPRIATION	((\$132,350,000))
<u>\$127,442,000</u>	

The appropriations in this section are subject to the following conditions and limitations: \$5,006,000 of the general fund--state appropriation for fiscal year 2014 (~~and \$5,094,000 of the general fund--state appropriation for fiscal year 2015 are~~) is provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

Sec. 210. 2013 2nd sp.s. c 4 s 210 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--SPECIAL COMMITMENT PROGRAM

General Fund--State Appropriation (FY 2014)	((\$36,420,000))
<u>\$37,796,000</u>	
General Fund--State Appropriation (FY 2015)	((\$35,813,000))
<u>\$37,017,000</u>	
TOTAL APPROPRIATION	((\$72,233,000))
<u>\$74,813,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of social and health services shall transfer the stewardship of McNeil Island to the department of corrections industries program, effective September 1, 2013. The transferred responsibilities shall include marine operations, waste water treatment, water treatment, road maintenance, and any other general island maintenance that is not site specific to the operations of the special commitment center or the Pierce county secure community transition facility. Facility maintenance within the perimeter of the special commitment center shall remain the responsibility of the department of social and health services. Capital repairs and maintenance necessary to maintain the special commitment center on McNeil Island shall be managed by the department of social and health services. The legislature directs both departments to enter into an interagency agreement by August 1, 2013. The office of financial management shall oversee the negotiations of the interagency agreement. The interagency agreement must describe equipment that will transfer between the departments, warehouse space that will be shared by the departments, and occupancy requirements for any shops outside the perimeter of the special commitment center. The office of financial management will make the final determination on any disagreements between the departments on the details of the interagency agreement.

(2) (~~(\$3,120,000)~~) \$3,042,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$3,120,000)~~) \$3,024,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for operational costs specific to island operations of the special commitment center and the Pierce county secure community transition facility. The department shall establish an accounting structure that enables it to track and report on costs specific to island operations.

(3) All employees of the department of social and health services engaged in performing the powers, functions, and duties transferred to the department of corrections industries program under this subsection, are transferred to the department of corrections.

(4) All classified employees of the department of social and health services assigned to the department of corrections under this subsection whose positions are within an existing bargaining unit description at the department of corrections shall become a part of the existing bargaining unit at the department of corrections and shall be considered an appropriate inclusion or modification of the existing bargaining unit under the provisions of chapter 41.80 RCW.

(5) By November 1, 2014, the department of social and health services shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's costs for certain medical and pharmacy costs for its residents within the special commitment center. The department as part of its evaluation shall consult with the health care authority, the health benefits exchange, and the department of corrections. At a minimum, the report should look at the following items: (a) Obtaining medicaid eligibility for residents; (b) feasibility of obtaining insurance for residents through the health benefit exchange; (c) utilizing multistate consortiums for the purchase of pharmaceuticals to reduce costs; and (d) consolidating contracts for medical inpatient and outpatient services with western state hospital.

Sec. 211. 2013 2nd sp.s. c 4 s 211 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	((\$30,127,000))
<u>\$29,773,000</u>	
General Fund--State Appropriation (FY 2015)	((\$29,333,000))
<u>\$28,989,000</u>	
General Fund--Federal Appropriation	((\$37,150,000))
<u>\$37,157,000</u>	
General Fund--Private/Local Appropriation	\$654,000
TOTAL APPROPRIATION	((\$97,264,000))
<u>\$96,573,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$395,000 of the general fund--state appropriation for fiscal year 2014, \$228,000 of the general fund--state appropriation for fiscal year 2015, and \$335,000 of the general fund--federal appropriation are provided solely to implement chapter 320, Laws of 2013 (ESHB 1519) and chapter 338, Laws of 2013 (2SSB 5732).

(2) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state mentors program to continue its public-private partnerships to provide technical assistance and training to mentoring programs that serve at-risk youth.

(3) \$82,000 of the general fund--state appropriation for fiscal year 2014, \$44,000 of the general fund--state appropriation for fiscal year 2015, and \$28,000 of the general fund--federal appropriation are provided solely to develop a report on state efforts to prevent and control diabetes. The

department, the health care authority, and the department of health shall submit a coordinated report to the governor and the appropriate committees of the legislature by December 31, 2014, on the following:

- (a) The financial impacts and reach that diabetes of all types and undiagnosed gestational diabetes are having on the programs administered by each agency and individuals, including children with mothers with undiagnosed gestational diabetes, enrolled in those programs. Items in this assessment must include: (i) The number of lives with diabetes and undiagnosed gestational diabetes impacted or covered by the programs administered by each agency; (ii) the number of lives with diabetes, or at risk for diabetes, and family members impacted by prevention and diabetes control programs implemented by each agency; (iii) the financial toll or impact diabetes and its complications, and undiagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs in comparison to other chronic diseases and conditions; and (iv) the financial toll or impact diabetes and its complications, and diagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs;
- (b) An assessment of the benefits of implemented and existing programs and activities aimed at controlling all types of diabetes and preventing the disease. This assessment must also document the amount and source for any funding directed to each agency for the programs and activities aimed at reaching those with diabetes of all types;
- (c) A description of the level of coordination existing between the agencies on activities, programmatic activities, and messaging on managing, treating, or preventing all types of diabetes and its complications;
- (d) The development or revision of detailed policy-related action plans and budget recommendations for battling diabetes and undiagnosed gestational diabetes that includes a range of actionable items for consideration by the legislature. The plans and budget recommendations must identify proposed action steps to reduce the impact of diabetes, prediabetes, related diabetes complications, and undiagnosed gestational diabetes. The plans and budget recommendations must also identify expected outcomes of the action steps proposed in the following biennium while also establishing benchmarks for controlling and preventing all types of diabetes; and
- (e) An estimate of savings, efficiencies, costs, and budgetary savings and resources required to implement the plans and budget recommendations identified in (d) of this subsection (5).

Sec. 212. 2013 2nd sp.s. c 4 s 212 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--PAYMENTS TO OTHER AGENCIES PROGRAM

General Fund--State Appropriation (FY 2014)	((\$60,470,000))
<u>\$62,399,000</u>	
General Fund--State Appropriation (FY 2015)	((\$60,511,000))
<u>\$63,540,000</u>	
General Fund--Federal Appropriation	((\$55,264,000))
<u>\$57,061,000</u>	
TOTAL APPROPRIATION	((\$176,245,000))
<u>\$183,000,000</u>	

Sec. 213. 2013 2nd sp.s. c 4 s 213 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY

General Fund--State Appropriation (FY 2014)	((\$2,131,026,000))
<u>\$2,145,141,000</u>	
General Fund--State Appropriation (FY 2015)	((\$2,114,731,000))
<u>\$2,164,368,000</u>	
General Fund--Federal Appropriation	((\$7,245,749,000))
<u>\$7,906,018,000</u>	
General Fund--Private/Local Appropriation.....	((\$57,780,000))
<u>\$56,407,000</u>	
Emergency Medical Services and Trauma Care Systems	
Trust Account--State Appropriation.....	\$15,082,000
Hospital Safety Net Assessment Fund--State	
Appropriation	\$669,381,000
Health Benefit Exchange Account--State Appropriation	((\$17,277,000))
<u>\$16,207,000</u>	
State Health Care Authority Administration Account--	
State Appropriation	((\$34,809,000))
<u>\$31,463,000</u>	
Medical Aid Account--State Appropriation	\$528,000
Medicaid Fraud Penalty Account--State Appropriation	\$21,206,000
TOTAL APPROPRIATION	((\$12,307,569,000))
<u>\$13,025,801,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

- (1) (~~(\$1,143,994,000)~~) \$1,900,484,000 of the general fund--federal appropriation is provided solely to implement the medicaid expansion as defined in the social security act, section 1902(a)(10)(A)(i)(VIII), subject to the conditions and limitations in this subsection. If the federal medical assistance percentage for the medicaid expansion falls below the percentages in section 1905(y) of the social security act as of July 1, 2013, the authority shall ensure that the state does not incur any additional state costs above what would have been incurred had the federal medical assistance percentages remained at the percentages in section 1905(y) as of July 1, 2013. The director is authorized to make any necessary program adjustments to comply with this requirement, including adding or adjusting premiums, modifying benefits, or reducing optional programs. To the extent a waiver is needed to accomplish this, the director shall promptly apply for such waiver. If a necessary waiver is not approved, the medicaid expansion program shall be terminated upon appropriate notification to the legislature and enrollees.

(2) The requirements of this subsection apply to the basic health plan. This subsection is null and void and has no further effect upon implementation of the medicaid expansion under subsection (1) of this section.

(a) Within amounts appropriated in this section and sections 205 and 206 of this act, the health care authority shall continue to provide an enhanced basic health plan subsidy for foster parents licensed under chapter 74.15 RCW and workers in state-funded home care programs. Under this enhanced subsidy option, foster parents eligible to participate in the basic health plan as subsidized enrollees and home care workers with family incomes below 200 percent of the federal poverty level shall be allowed to enroll in the basic health plan at the minimum premium amount charged to enrollees with incomes below sixty-five percent of the federal poverty level.

(b) The health care authority shall require organizations and individuals that are paid to deliver basic health plan services and that choose to sponsor enrollment in the subsidized basic health plan to pay 133 percent of the premium amount which would otherwise be due from the sponsored enrollees.

(c) The administrator shall take at least the following actions to assure that persons participating in the basic health plan are eligible for the level of assistance they receive: (a) Require submission of (i) income tax returns, and recent pay history, from all applicants, or (ii) other verifiable evidence of earned and unearned income from those persons not required to file income tax returns; (b) check employment security payroll records at least once every twelve months on all enrollees; (c) require enrollees whose income as indicated by payroll records exceeds that upon which their subsidy is based to document their current income as a condition of continued eligibility; (d) require enrollees for whom employment security payroll records cannot be obtained to document their current income at least once every six months; (e) not reduce gross family income for self-employed persons by noncash-flow expenses such as, but not limited to, depreciation, amortization, and home office deductions, as defined by the United States internal revenue service; and (f) pursue repayment and civil penalties from persons who have received excessive subsidies, as provided in RCW 70.47.060(9).

(d) Enrollment in the subsidized basic health plan shall be limited to only include persons who qualify as subsidized enrollees as defined in RCW 70.47.020 and who (a) qualify for services under 1115 medicaid demonstration project number 11-W-00254/10; or (b) are foster parents licensed under chapter 74.15 RCW.

(3) The legislature finds that medicaid payment rates, as calculated by the health care authority pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that the cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(4) Based on quarterly expenditure reports and caseload forecasts, if the health care authority estimates that expenditures for the medical assistance program will exceed the appropriations, the health care authority shall take steps including but not limited to reduction of rates or elimination of optional services to reduce expenditures so that total program costs do not exceed the annual appropriation authority.

(5) In determining financial eligibility for medicaid-funded services, the health care authority is authorized to disregard recoveries by Holocaust survivors of insurance proceeds or other assets, as defined in RCW 48.104.030.

(6) The legislature affirms that it is in the state's interest for Harborview medical center to remain an economically viable component of the state's health care system.

(7) When a person is ineligible for medicaid solely by reason of residence in an institution for mental diseases, the health care authority shall provide the person with the same benefits as he or she would receive if eligible for medicaid, using state-only funds to the extent necessary.

(8) \$4,261,000 of the general fund--state appropriation for fiscal year 2014, \$4,261,000 of the general fund--state appropriation for fiscal year 2015, and \$8,522,000 of the general fund--federal appropriation are provided solely for low-income disproportionate share hospital payments.

(9) \$400,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$400,000)~~ \$200,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$800,000)~~ \$600,000 of the general fund--federal appropriation are provided solely for disproportionate share hospital payments to rural hospitals certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, with less than one hundred fifty acute care licensed beds in fiscal year 2011 that do not participate in the certified public expenditures program. The authority shall discontinue these payments on January 1, 2015.

(10) \$100,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$100,000)~~ \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for grants to rural hospitals in Clallam county that were certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, with less than one hundred fifty acute care licensed beds in fiscal year 2011. The authority shall discontinue these payments on January 1, 2015.

(11) Within the amounts appropriated in this section, the health care authority shall provide disproportionate share hospital payments to hospitals that provide services to children in the children's health program who are not eligible for services under Title XIX or XXI of the federal social security act due to their citizenship status.

(12) \$6,000,000 of the general fund--federal appropriation is provided solely for supplemental payments to nursing homes operated by public hospital districts. The public hospital district shall be responsible for providing the required nonfederal match for the supplemental payment, and the payments shall not exceed the maximum allowable under federal rules. It is the legislature's intent that the payments shall be supplemental to and shall not in any way offset or reduce the payments calculated and provided in accordance with part E of chapter 74.46 RCW. It is the legislature's further intent that costs otherwise allowable for rate-setting and settlement against payments under chapter 74.46 RCW shall not be disallowed solely because such costs have been paid by revenues retained by the nursing home from these supplemental payments. The supplemental payments are subject to retrospective interim and final cost settlements based on the nursing homes' as-filed and final medicare cost reports. The timing of the interim and final cost settlements shall be at the health care authority's discretion. During either the interim cost settlement or the final cost settlement, the health care authority shall recoup from the public hospital districts the supplemental payments that exceed the medicaid cost limit and/or the medicare upper payment limit. The health care authority shall apply federal rules for identifying the eligible incurred medicaid costs and the medicare upper payment limit.

(13) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2013-2015 fiscal biennium. The program shall apply to all public hospitals, including those owned or operated by the state, except those classified as critical access hospitals or state psychiatric institutions. The health care authority shall submit reports to the governor and legislature by November 1, 2013, and by November 1, 2014, that evaluate whether savings continue to exceed costs for this program. If the certified public expenditures (CPE) program in its current form is no longer cost-effective to maintain, the health care authority shall submit a report to the governor and legislature detailing cost-

effective alternative uses of local, state, and federal resources as a replacement for this program. During fiscal year 2014 and fiscal year 2015, hospitals in the program shall be paid and shall retain one hundred percent of the federal portion of the allowable hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance and one hundred percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. Inpatient medicaid payments shall be established using an allowable methodology that approximates the cost of claims submitted by the hospitals. Payments made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount will be determined by the total of (a) the inpatient claim payment amounts that would have been paid during the fiscal year had the hospital not been in the CPE program based on the reimbursement rates developed, implemented, and consistent with policies approved in the 2013-2015 biennial operating appropriations act and in effect on July 1, 2013, (b) one-half of the indigent assistance disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005, and (c) all of the other disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 to the extent the same disproportionate share hospital programs exist in the 2013-2015 fiscal biennium. If payments during the fiscal year exceed the hospital's baseline amount, no additional payments will be made to the hospital except the federal portion of allowable disproportionate share hospital payments for which the hospital can certify allowable match. If payments during the fiscal year are less than the baseline amount, the hospital will be paid a state grant equal to the difference between payments during the fiscal year and the applicable baseline amount. Payment of the state grant shall be made in the applicable fiscal year and distributed in monthly payments. The grants will be recalculated and redistributed as the baseline is updated during the fiscal year. The grant payments are subject to an interim settlement within eleven months after the end of the fiscal year. A final settlement shall be performed. To the extent that either settlement determines that a hospital has received funds in excess of what it would have received as described in this subsection, the hospital must repay the excess amounts to the state when requested. (~~(\$3,860,000)~~) \$11,928,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$1,137,000)~~) \$14,821,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state grants for the participating hospitals.

(14) The health care authority shall seek public-private partnerships and federal funds that are or may become available to provide on-going support for outreach and education efforts under the federal children's health insurance program reauthorization act of 2009.

(15) The health care authority shall target funding for maternity support services towards pregnant women with factors that lead to higher rates of poor birth outcomes, including hypertension, a preterm or low birth weight birth in the most recent previous birth, a cognitive deficit or developmental disability, substance abuse, severe mental illness, unhealthy weight or failure to gain weight, tobacco use, or African American or Native American race. The health care authority shall prioritize evidence-based practices for delivery of maternity support services. To the extent practicable, the health care authority shall develop a mechanism to increase federal funding for maternity support services by leveraging local public funding for those services.

(16) \$170,000 of the general fund--state appropriation for fiscal year 2014, \$121,000 of the general fund--state appropriation for fiscal year 2015, and \$292,000 of the general fund--federal appropriation are provided solely to implement Engrossed Substitute House Bill No. 1519 (service coordination organizations) and Second Substitute Senate Bill No. 5732 (behavioral health services). If neither of the bills is enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(17) \$57,000 of the general fund--state appropriation for fiscal year 2014, \$40,000 of the general fund--state appropriation for fiscal year 2015, and \$55,000 of the general fund--federal appropriation are provided solely to develop a report on state efforts to prevent and control diabetes. The authority, the department of social and health services, and the department of health shall submit a coordinated report to the governor and the appropriate committees of the legislature by December 31, 2014, on the following:

(a) The financial impacts and reach that diabetes of all types and undiagnosed gestational diabetes are having on the programs administered by each agency and individuals, including children with mothers with undiagnosed gestational diabetes, enrolled in those programs. Items in this assessment must include: (i) The number of lives with diabetes and undiagnosed gestational diabetes impacted or covered by the programs administered by each agency; (ii) the number of lives with diabetes, or at risk for diabetes, and family members impacted by prevention and diabetes control programs implemented by each agency; (iii) the financial toll or impact diabetes and its complications, and undiagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs in comparison to other chronic diseases and conditions; and (iv) the financial toll or impact diabetes and its complications, and diagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs;

(b) An assessment of the benefits of implemented and existing programs and activities aimed at controlling all types of diabetes and preventing the disease. This assessment must also document the amount and source for any funding directed to each agency for the programs and activities aimed at reaching those with diabetes of all types;

(c) A description of the level of coordination existing between the agencies on activities, programmatic activities, and messaging on managing, treating, or preventing all types of diabetes and its complications;

(d) The development or revision of detailed policy-related action plans and budget recommendations for battling diabetes and undiagnosed gestational diabetes that includes a range of actionable items for consideration by the legislature. The plans and budget recommendations must identify proposed action steps to reduce the impact of diabetes, prediabetes, related diabetes complications, and undiagnosed gestational diabetes. The plans and budget recommendations must also identify expected outcomes of the action steps proposed in the following biennium while also establishing benchmarks for controlling and preventing all types of diabetes; and

(e) An estimate of savings, efficiencies, costs, and budgetary savings and resources required to implement the plans and budget recommendations identified in (d) of this subsection (17).

(18) Within the amounts appropriated in this section, the authority shall identify strategies to improve patient adherence to treatment plans for diabetes and implement these strategies as a pilot through one health home program to be identified by the authority. The authority shall report to the governor and the legislature in December 2014 on the progress of strategy implementation. The authority shall report to the governor and legislature in December 2015 on patient outcomes and cost savings derived from new adherence strategies in the health home model and make recommendations for improving the strategies.

(19) Effective January 1, 2014, managed care contracts must incorporate accountability measures that monitor patient health and improved health outcomes, and shall include an expectation that each patient receive a wellness examination that documents the baseline health status and allows for monitoring of health improvements and outcome measures.

(20) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--federal appropriation are provided solely for the development of recommendations for funding integrated school nursing and outreach services. The authority shall collaborate with

the office of the superintendent of public instruction to develop recommendations for increasing federal financial participation for providing nursing services in schools with the goals of integrating nursing and outreach services and supporting one nurse for every four hundred fifty students in elementary schools and one nurse for every seven hundred fifty students in secondary schools. In developing these recommendations, the authority shall inquire with the federal centers for medicare and medicaid services about state plan amendment or waiver options for receiving additional federal matching funds for school nursing services provided to children enrolled in apple health for kids. The recommendations shall include proposals for funding training and reimbursement for nurses that provide outreach services to help eligible students enroll in apple health for kids and other social services programs. The authority and the office of the superintendent of public instruction shall provide these recommendations to the governor and the legislature by December 1, 2013.

(21) \$430,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--federal appropriation are provided solely to complete grant requirements for the health information exchange.

(22) \$143,000 of the medicaid fraud penalty account--state appropriation and \$423,000 of the general fund--federal appropriation are provided solely for the rebasing of outpatient and inpatient payment methods.

(23) \$1,163,000 of the medicaid fraud penalty account--state appropriation and \$9,710,000 of the general fund--federal appropriation are provided solely to implement the conversion to the tenth version of the world health organization's international classification of diseases.

(24) \$111,000 of the general fund--state appropriation for fiscal year 2014, \$35,000 of the general fund--state appropriation for fiscal year 2015, and \$359,000 of the general fund--federal appropriation are provided solely to update the medicaid information technology architecture state self-assessment and to develop the five year road map for the medicaid information technology architecture architect.

(25) \$62,000 of the general fund--state appropriation for fiscal year 2014, \$62,000 of the general fund--state appropriation for fiscal year 2015, and \$126,000 of the general fund--federal appropriation are provided solely to support the Robert Bree collaborative's efforts to disseminate evidence-based best practices for preventing and treating health problems.

(26) Within the amounts appropriated in this section, the authority shall increase reimbursement rates for primary care services provided by independent nurse practitioners to medicare levels for the period from July 1, 2013, to December 31, 2014.

(27) The authority shall seek a medicaid state plan amendment to create a professional services supplemental payment managed care program for professional services delivered to managed care recipients by University of Washington medicine and other public professional providers. This program shall be effective as soon as administratively possible and shall operate concurrently with the existing professional services supplemental payment program. The authority shall apply federal rules for identifying the difference between average commercial rates and fee-for-service medicaid payments. This difference will be multiplied by the number of managed care encounters and incorporated into the managed care plan capitation rates by a certified actuary. The managed care plans will pay the providers the difference attributable to the increased capitation rate. Participating providers shall be solely responsible for providing the local funds required to obtain federal matching funds. Any incremental costs incurred by the authority in the development, implementation, and maintenance of this program shall be the responsibility of the participating providers. Participating providers shall retain the full amount of supplemental payments provided under this program, net of any costs related to the program that are disallowed due to audits or litigation against the state.

(28) Sufficient amounts are appropriated in this section for the authority to provide an adult dental benefit beginning January 1, 2014.

(29) To the extent allowed under federal law, the authority shall require an adult client to enroll in full medicaid coverage instead of family planning-only coverage unless the client is at risk of domestic violence.

(30) The authority shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the authority and its contractors. Prior to open enrollment, the authority shall coordinate with the department of social and health services to provide referrals to the Washington health benefit exchange for clients that will be ineligible for the medicaid expansion but are enrolled in coverage that will be eliminated in the transition to the medicaid expansion.

(31) \$90,000 of the general fund--state appropriation for fiscal year 2014, \$90,000 of the general fund--state appropriation for fiscal year 2015, and \$180,000 of the general fund--federal appropriation are provided solely to continue operation by a nonprofit organization of a toll-free hotline that assists families to learn about and enroll in the apple health for kids program.

(32) Within the amounts appropriated in this section, the authority shall reduce premiums for children with family incomes above 200 percent of the federal poverty level in the state-funded children's health program who are not eligible for coverage under the federal children's health insurance program. Premiums in the state and federal children's health insurance program shall be equal.

(33) The appropriations in this section reflect savings and efficiencies by transferring children receiving medical care provided through fee-for-service to medical care provided through managed care.

(34) \$150,000 of the general fund--state appropriation for fiscal year 2014, \$436,000 of the general fund--state appropriation for fiscal year 2015, and \$170,561,000 of the general fund--federal appropriation are provided solely for the provider incentive program and other initiatives related to the health information technology medicaid plan.

~~((37) \$1,531,000)~~ (35) \$1,528,000 of the general fund--state appropriation for fiscal year 2014, ~~((280,000))~~ \$2,206,000 of the general fund--state appropriation for fiscal year 2015, and ~~((10,803,000))~~ \$17,912,000 of the general fund--federal appropriation are provided solely to implement phase two of the project to create a single provider payment system that consolidates medicaid medical and social services payments and replaces the social service payment system. The amounts provided in this subsection are conditioned on the authority satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

~~((39))~~ (36) Within the amounts appropriated in this section, the health care authority and the department of social and health services shall implement the state option to provide health homes for enrollees with chronic conditions under section 2703 of the federal affordable care act. The total state match for enrollees who are dually-eligible for both medicare and medicaid and not enrolled in managed care shall be no more than the net savings to the state from the enhanced match rate for its medicaid-only managed care enrollees under section 2703.

~~((39))~~ (37) The health care authority shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The health care authority may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the health care authority receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees.

As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

~~((40))~~ (38) Within the amounts appropriated in this section, the authority shall reimburse for primary care services provided by naturopathic physicians.

~~((41))~~ (39) Within amounts appropriated, the health care authority shall conduct a review of its management and staffing structure to identify efficiencies and opportunities to reduce full time equivalent employees and other administrative costs. A report summarizing the review and the authority's recommendations to reduce costs and full time equivalent employees must be submitted to the governor and legislature by November 1, 2013.

~~((42))~~ ~~\$17,279,000~~ (40) \$16,209,000 of the health benefit exchange account--state appropriation and ~~((2,721,000))~~ \$3,791,000 of the general fund--federal appropriation are provided solely to support the operations of the Washington health benefit exchange from January 1, 2015, to June 30, 2015. The Washington state health insurance pool administrator shall transfer \$20,838,000 of pool contributions to the treasurer for deposit into the health benefit exchange account in calendar year 2014. The receipt and use of medicaid funds provided to the health benefit exchange from the health care authority are subject to compliance with state and federal regulations and policies governing the Washington apple health programs, including timely and proper application, eligibility, and enrollment procedures.

~~((43))~~ (41) Within the amounts appropriated in this section, the authority shall continue to provide coverage after December 31, 2013, for pregnant teens that qualify under existing pregnancy medical programs, but whose eligibility for pregnancy related services would otherwise end due to the application of the new modified adjusted gross income eligibility standard.

~~((44))~~ (42) ~~((Upon implementation of the medicaid expansion under subsection (1) of this section, the breast and cervical cancer treatment program is eliminated. To maintain continuity of coverage, the authority shall offer the option to stay in a fee for service program to clients that are already enrolled in the breast and cervical cancer treatment program and will be transitioned into the new adult group upon implementation of the medicaid expansion. The authority will continue to provide coverage to clients that are already enrolled in the breast and cervical cancer treatment program at the time of program elimination until their courses of treatment are completed))~~ Sufficient amounts are appropriated in this section to restore medicaid coverage under the breast and cervical cancer treatment program.

~~((45))~~ (43) \$40,000 of the general fund--state appropriation for fiscal year 2014 and \$40,000 of the general fund--federal appropriation are provided solely for the authority to create a new position to provide adequate oversight and assistance to managed care organizations, rural health clinics, and federally qualified health centers under a new administratively streamlined payment methodology. Effective July 1, 2013, or upon obtaining any necessary federal approval, but in no case during the first quarter of a calendar year, the authority shall implement an administratively streamlined payment methodology for federally qualified health centers and rural health clinics. The authority's payments to managed care organizations shall include the full encounter payment comprised of both the standard and enhancement payments for federally qualified health centers and rural health clinics as defined in the medicaid state plan and in accordance with section 1902(bb) of the social security act (42 U.S.C. 1396a(bb)). At no time will a managed care organization be at risk for or have any claim to the supplemental payment portion of the rate which will be reconciled to ensure accurate payment and full pass through of the obligated funds. For any services eligible for encounter payments, as defined in the medicaid state plan, managed care organizations shall be required to pay at least the full published encounter rates directly to each clinic or center, and payments will be reconciled on at least an annual basis between the managed care organization and the authority, with final review and approval by the authority. At the option of any clinic, the enhancement payment can be received from the managed care organization on a per member per month basis for all assigned managed care enrollees in an amount prescribed by the authority. Nothing in this section is intended to disrupt mutually agreeable contractual arrangements between managed care organizations and clinics that impact how the standard payment for services is paid. The authority will require participating managed care organizations to reimburse federally qualified health centers and rural health clinics for clean claims in strict adherence to the timeliness of payment standards established under contract and specified for the medicaid fee-for-service program in section 1902(a)(37) of the social security act (42 U.S.C. 1396a(a)(37)), 42 C.F.R. Sec. 447.46, and specified for health carriers in WAC 284-43-321. The authority shall exercise all necessary options under its existing sanctions policy to enforce timely payment of claims. The authority shall ensure necessary staff and resources are identified to actively monitor and enforce the timeliness and accuracy of payments to federally qualified health centers and rural health clinics. By January 1, 2014, and after collaboration with federally qualified health centers, rural health clinics, managed care plans, and the centers for medicare and medicaid services, the authority will produce a report that provides options for a new payment methodology that rewards innovation and outcomes over volume of services delivered, and which maintains the integrity of the rural health clinic and federally qualified health center programs as outlined under federal law. The report will detail necessary federal authority for implementation and provide the benefits and drawbacks of each option.

~~((46))~~ (44) \$3,605,000 of the general fund--state appropriation for fiscal year 2014 is provided solely to proportionally reduce the amounts that rural health clinics owe the state under the calendar year 2009 recoupment.

~~((47))~~ (45) Sufficient amounts are appropriated in this section to remove the mental health visit limit and to provide the shingles vaccine and screening, brief intervention, and referral to treatment benefits that are available in the medicaid alternative benefit plan in the current medicaid benefit plan beginning January 1, 2014. ~~((The authority shall monitor the costs of the habilitative benefit as part of the forecasting process but shall not provide this benefit in the current medicaid benefit plan without a direct appropriation in the omnibus appropriations act.~~

~~((48))~~ (46) The appropriations in this section reflect savings and efficiencies achieved by modifying dispensing methods of contraceptive drugs. The authority must make arrangements for all medicaid programs offered through managed care plans or fee-for-service programs to require dispensing of contraceptive drugs with a one-year supply provided at one time unless a patient requests a smaller supply or the prescribing physician instructs that the patient must receive a smaller supply. Contracts with managed care plans must allow on-site dispensing of the prescribed contraceptive drugs at family planning clinics. Dispensing practices must follow clinical guidelines for appropriate prescribing and dispensing to ensure the health of the patient while maximizing access to effective contraceptive drugs.

~~((49))~~ (47)(a) \$75,000 of the general fund--state appropriation for fiscal year 2014 and \$75,000 of the general fund--federal appropriation are provided solely for preparing options with an expert consultant for possible implementation of a targeted premium assistance program and possible implementation of the federal basic health option. \$75,000 of the amounts appropriated in this subsection is provided solely for the development of options related to the targeted premium assistance program. The authority shall develop options for a waiver request to the federal centers for medicare and medicaid services to implement a targeted premium assistance program for the expansion adults, identified in section 1902(a)(10)(A)(i)(VIII) of the social security act, with incomes above one hundred percent of the federal poverty level, and for children covered in the children's health insurance program with incomes above two hundred percent of the federal poverty level, with a goal of providing seamless

coverage through the health benefit exchange and improving opportunities for families to be covered in the same health plans. The options must include the possibility of applying premiums for individuals and cost-sharing that may exceed the five percent of family income cap under federal law, and the options must include recommendations to make the targeted premium assistance program cost neutral. The authority shall submit a report on the options to the legislature and the governor by January 1, 2014. The authority is encouraged to be creative, use subject matter experts, and exhaust all possible options to achieve cost neutrality. The report shall also include a detailed plan and timeline. \$75,000 of the amounts appropriated in this subsection is provided solely for the development of options related to the federal basic health option. The authority shall prepare options for implementing the federal basic health option as federal guidance becomes available. The authority shall submit a report on the options to the legislature and the governor by January 1, 2014, or ninety days following the release of federal guidance. The report must include a comparison of the premiums and cost-sharing under the federal basic health option with the premium assistance options described in this subsection, options for implementing the federal basic health option in combination with a premium assistance program, a detailed fiscal analysis for each coverage approach, including the estimated costs for system design and implementation, and information about impacted populations.

(b) Where possible, the authority shall leverage the same expert consultants to review each proposal and compare and contrast the approaches to ensure seamless coordination with the health benefit exchange.

(c) The authority shall collaborate with the joint select committee on health care oversight in the development of these options.

(48) \$229,000 of the general fund--state appropriation for fiscal year 2015 and \$195,000 of the general fund--federal appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 2639 (mental health, chemical dependency) and Engrossed Second Substitute House Bill No. 2315 (suicide prevention). If Engrossed Second Substitute House Bill No. 2639 (mental health, chemical dependency) is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(49) \$500,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Engrossed Substitute House Bill No. 2594 (federal basic health program). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(50) \$604,000 of the general fund--state appropriation for fiscal year 2014, \$597,000 of the general fund--state appropriation for fiscal year 2015, and \$18,320,000 of the general fund--federal appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 2572 (health care purchasing, delivery). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(51) \$306,000 of the general fund--state appropriation for fiscal year 2015 and \$306,000 of the general fund--federal appropriation are provided solely to implement Substitute House Bill No. 2310 (provider safety equipment). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(52) The health care authority may contract with any managed health care system to provide medicaid services to the extent that minimum contracting requirements defined by the authority are met for a given region. The authority shall respond to any request to contract from a managed health care system with a written explanation of the preliminary decision within ninety days, with a final decision contingent on successful completion of an onsite readiness review process conducted by the authority. New managed health care systems will only be considered for inclusion during annual contract renewal periods, and requests must be submitted no later than June 1 to be considered for the next contract year. The authority must heavily weigh the benefit of medicaid-exchange alignment in reaching its decision.

(53) The appropriations to the authority in this act shall be expended for the purposes and in the amounts specified in this act. To the extent that appropriations in this section are insufficient to fund actual expenditures in excess of caseload forecasts and utilization assumptions, the authority, after May 1, 2014, may transfer general fund--state appropriations for fiscal year 2014 that are provided solely for a specified purpose. The authority shall not transfer funds, and the director of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any allotment modifications or transfers under this subsection. The written notification shall include a narrative explanation and justification of changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

(54) Moneys appropriated in this section shall not be used to pay hospital owned physician practices or clinics a higher payment rate than the maximum resource based relative value scale fee rate received by nonhospital owned physician practices or clinics for the same procedure.

(55) By January 1, 2015, the authority shall increase the fee-for- service reimbursement rates for private duty nursing services for medically fragile children, increase fee-for-service rates for home health care services, and add licensed clinical medical social services as covered home health services only to the extent that the authority determines that the provider rate increases and the additional covered services will not increase payment rates under healthy options managed care contracts.

Sec. 214. 2013 2nd sp.s. c 4 s 214 (uncodified) is amended to read as follows:

FOR THE HUMAN RIGHTS COMMISSION

General Fund--State Appropriation (FY 2014)	(\$2,077,000)
<u>\$2,059,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,996,000)
<u>\$2,073,000</u>	
General Fund--Federal Appropriation	\$2,185,000
TOTAL APPROPRIATION	(\$6,258,000)
<u>\$6,317,000</u>	

The appropriations in this section are subject to the following conditions and limitations: \$218,000 of the general fund--federal appropriation is provided for additional financial resources from the U.S. department of housing and urban development for the investigation of discrimination cases involving service animals.

Sec. 215. 2013 2nd sp.s. c 4 s 215 (uncodified) is amended to read as follows:

FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

Worker and Community Right-to-Know Account--State

Appropriation	\$10,000
Accident Account--State Appropriation	(\$19,763,000)
<u>\$19,775,000</u>	
Medical Aid Account--State Appropriation	(\$19,763,000)

<u>\$19,775,000</u>	
TOTAL APPROPRIATION.....	(\$39,536,000)
<u>\$39,560,000</u>	
Sec. 216. 2013 2nd sp.s. c 4 s 216 (uncodified) is amended to read as follows:	
FOR THE CRIMINAL JUSTICE TRAINING COMMISSION	
General Fund--State Appropriation (FY 2014)	(\$14,257,000)
<u>\$14,538,000</u>	
General Fund--State Appropriation (FY 2015)	(\$14,159,000)
<u>\$14,178,000</u>	
General Fund--Private/Local Appropriation.....	(\$3,059,000)
<u>\$4,201,000</u>	
Death Investigations Account--State Appropriation.....	\$148,000
Municipal Criminal Justice Assistance Account--	
State Appropriation	\$460,000
Washington Auto Theft Prevention Authority Account--	
State Appropriation	\$8,597,000
TOTAL APPROPRIATION.....	(\$40,680,000)
<u>\$42,122,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$5,000,000 of the general fund--state appropriation for fiscal year 2014 and \$5,000,000 of the general fund--state appropriation for fiscal year 2015, are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of registered sex offenders and kidnapping offenders under RCW 9A.44.130.

(2) (~~\$340,000~~) \$378,000 of the general fund--local appropriation is provided solely to purchase ammunition for the basic law enforcement academy. Jurisdictions shall reimburse to the criminal justice training commission the costs of ammunition, based on the average cost of ammunition per cadet, for cadets that they enroll in the basic law enforcement academy.

(3) The criminal justice training commission may not run a basic law enforcement academy class of fewer than 30 students.

(4) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a school safety program. The commission, in collaboration with the school safety center advisory committee, shall provide the school safety training for all school administrators and school safety personnel hired after the effective date of this section.

(5) \$96,000 of the general fund--state appropriation for fiscal year 2014 and \$96,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the school safety center within the commission. The safety center shall act as an information dissemination and resource center when an incident occurs in a school district in Washington or in another state, coordinate activities relating to school safety, and review and approve manuals and curricula used for school safety models and training. Through an interagency agreement, the commission shall provide funding for the office of the superintendent of public instruction to continue to develop and maintain a school safety information web site. The school safety center advisory committee shall develop and revise the training program, using the best practices in school safety, for all school safety personnel. The commission shall provide research-related programs in school safety and security issues beneficial to both law enforcement and schools.

(6) \$123,000 of the general fund--state appropriation for fiscal year 2014 and \$123,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the costs of providing statewide advanced driving training with the use of a driving simulator.

(7) \$165,000 of the general fund--state appropriation for fiscal year 2014 and \$165,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for crisis intervention training for peace officers. The commission shall incorporate eight hours of crisis intervention curriculum into its basic law enforcement academy and shall offer an eight-hour in-service crisis intervention training course.

(8) \$35,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for a study to collect data on the number of reserve officers statewide. By December 31, 2014, the commission shall report to the legislature on the number of reserve peace officers who are employed at each local law enforcement agency in Washington.

Sec. 217. 2013 2nd sp.s. c 4 s 217 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund--State Appropriation (FY 2014)	(\$17,158,000)
<u>\$17,234,000</u>	
General Fund--State Appropriation (FY 2015)	(\$17,733,000)
<u>\$18,228,000</u>	
General Fund--Federal Appropriation	\$11,876,000
Asbestos Account--State Appropriation	\$366,000
Electrical License Account--State Appropriation	(\$37,124,000)
<u>\$40,274,000</u>	
Farm Labor Contractor Account--State Appropriation	\$28,000
Worker and Community Right-to-Know Account--	
State Appropriation	\$903,000
Public Works Administration Account--State	
Appropriation	(\$6,252,000)
<u>\$7,860,000</u>	
Manufactured Home Installation Training Account--	
State Appropriation	\$353,000
Accident Account--State Appropriation	(\$258,440,000)
<u>\$259,475,000</u>	

Accident Account--Federal Appropriation	\$13,626,000
Medical Aid Account--State Appropriation	((278,697,000))
<u>\$279,711,000</u>	
Medical Aid Account--Federal Appropriation	\$3,186,000
Plumbing Certificate Account--State Appropriation	((1,732,000))
<u>\$1,746,000</u>	
Pressure Systems Safety Account--State	
Appropriation	\$4,193,000
TOTAL APPROPRIATION	((651,667,000))
<u>\$659,059,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Pursuant to RCW 43.135.055, the department is authorized to increase elevator fees by up to 13.1 percent during the 2013-2015 fiscal biennium. This increase is necessary to support expenditures authorized in this section, consistent with chapter 70.87 RCW.

(2) \$1,336,000 of the medical aid account--state appropriation is provided solely for implementation of Substitute Senate Bill No. 5362 (workers' compensation/vocational rehabilitation). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(3) \$279,000 of the public works administration account--state appropriation, \$4,000 of the medical aid account--state appropriation, and \$4,000 of the accident account--state appropriation are provided solely for implementation of Substitute House Bill No. 1420 (transportation improvement projects). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(4) \$104,000 of the general fund--state appropriation for fiscal year 2014 and \$104,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement Substitute Senate Bill No. 5123 (farm internships). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((6))~~ (5) \$210,000 of the medical aid account--state appropriation and \$630,000 of the accident account--state appropriation are provided solely for the contract costs and one staff position at the department for the purpose of implementing the logging safety initiative in an effort to reduce the frequency and severity of injuries in manual, or nonmechanized, logging. The department shall reduce \$840,000 of workers compensation funding used for the safety and health investment project to maintain cost neutrality. Additional costs for the implementation of the logging safety initiative shall be accomplished by the department within existing resources to include the assignment of two full-time auditors specifically for this purpose. The department is directed to include \$420,000 of these costs in its calculation of workers' compensation premiums for the forest products industry for 2014, 2015, and 2016 rates. The department shall report to the legislature by December 31, 2014, an approach for using a third party safety certification vendor, accomplishments of the taskforce, accomplishments on this effort to-date, and future plans. The report must identify options for future funding and make recommendations for permanent funding for this program.

(6) \$132,000 of the accident account--state appropriation and \$130,000 of the medical aid account--state appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 1467 (unpaid wages collection). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(7) \$399,000 of the general fund--state appropriation for fiscal year 2015 and \$21,000 of the electrical license account--state appropriation are provided solely to implement Substitute House Bill No. 2146 (labor and industries appeal bonds). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(8) \$457,000 of the public works administration account--state appropriation is provided solely to implement Substitute House Bill No. 2331 (public works payroll records). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(9) \$129,000 of the accident account--state appropriation and \$130,000 of the medical aid account--state appropriation are provided solely to implement Substitute House Bill No. 2333 (employee antiretaliation act). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(10) \$330,000 of the accident account--state appropriation and \$330,000 of the medical aid account--state appropriation are provided solely to implement House Bill No. 2334 (employee status). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(11) \$33,000 of the medical aid account--state appropriation is provided solely to implement Engrossed House Bill No. 2617 (interpreter services). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(12) \$15,000 of the general fund--state appropriation for fiscal year 2014, and \$35,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department of labor and industries to convene and provide support to a work group on agricultural and agricultural labor-related issues. The goals of the work group are to educate participants on relevant areas of regulation and business practices of the agricultural industry and to foster substantive, respectful, problem-solving oriented communication between multiple state agencies and those in and affected by the agricultural industry. The work group must strive to identify mutual points of interest and concern, and collaborate to find administrative solutions to issues affecting agriculture, including but not limited to, housing, workplace standards, and agricultural labor supply.

(a) The work group must consist of ten members appointed by the governor with balanced and diverse representation that must include representatives from growers, agricultural industries, farmworker advocates, and labor.

(b) State agencies including the department of agriculture, the employment security department, the department of labor and industries, the department of health, and the commission on Hispanic affairs must each identify a representative to participate on the work group as an ex officio member. The work group may invite other agencies to participate as needed.

(c) The department of labor and industries must provide a facilitator and coordinate no more than six meetings in 2014 with the final number of meetings to be determined by the work group.

(d) The facilitator, who may be an employee or contractor identified by the department of labor and industries, must assist work group members to identify a list of issues that may be implemented administratively for consideration by the work group and develop a work plan for implementation.

(e) The department of labor and industries must submit a report by December 1, 2014, to the office of financial management and to the appropriate fiscal and policy committees of the legislature. The report must include the following:

(i) The list of work group members;

(ii) The list of all issues identified by the work group that may be implemented administratively, including those that are agreed to by the entire

work group and those that are supported by some members of the work group but not all; and
 (iii) The agreed upon work plan of administrative actions to be taken, including progress made, status as of the date of the report, and next steps.

(f) Work group members are entitled to be reimbursed for travel expenses under RCW 43.03.050, 43.03.060, and 43.03.049.

Sec. 218. 2013 2nd sp.s. c 4 s 218 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF VETERANS AFFAIRS

(1) HEADQUARTERS

General Fund--State Appropriation (FY 2014)	\$1,996,000
General Fund--State Appropriation (FY 2015)	(\$1,900,000)
<u>\$1,902,000</u>	
Charitable, Educational, Penal, and Reformatory	
Institutions Account--State Appropriation	\$10,000
TOTAL APPROPRIATION	(\$3,906,000)
<u>\$3,908,000</u>	

(2) FIELD SERVICES

General Fund--State Appropriation (FY 2014)	(\$5,340,000)
<u>\$5,348,000</u>	
General Fund--State Appropriation (FY 2015)	(\$5,316,000)
<u>\$5,322,000</u>	
General Fund--Federal Appropriation	(\$3,455,000)
<u>\$3,460,000</u>	
General Fund--Private/Local Appropriation	(\$4,418,000)
<u>\$4,550,000</u>	
Veteran Estate Management Account--Private/Local	
Appropriation	\$1,104,000
TOTAL APPROPRIATION	(\$19,633,000)
<u>\$19,784,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations: \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund-- state appropriation for fiscal year 2015 are provided solely to provide crisis and emergency relief and education, training, and employment assistance to veterans and their families in their communities through the veterans innovation program.

(3) INSTITUTIONAL SERVICES

General Fund--State Appropriation (FY 2014)	(\$102,000)
<u>\$239,000</u>	
General Fund--State Appropriation (FY 2015)	(\$20,000)
<u>\$156,000</u>	
General Fund--Federal Appropriation	(\$68,981,000)
<u>\$69,622,000</u>	
General Fund--Private/Local Appropriation	(\$39,355,000)
<u>\$25,656,000</u>	
TOTAL APPROPRIATION	(\$108,458,000)
<u>\$95,673,000</u>	

Sec. 219. 2013 2nd sp.s. c 4 s 219 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

General Fund--State Appropriation (FY 2014)	(\$60,230,000)
<u>\$60,103,000</u>	
General Fund--State Appropriation (FY 2015)	(\$59,198,000)
<u>\$64,363,000</u>	
General Fund--Federal Appropriation	(\$536,074,000)
<u>\$535,692,000</u>	
General Fund--Private/Local Appropriation	(\$139,455,000)
<u>\$139,290,000</u>	
Hospital Data Collection Account--State Appropriation	\$222,000
Health Professions Account--State Appropriation	(\$104,722,000)
<u>\$104,898,000</u>	
Aquatic Lands Enhancement Account--State Appropriation	\$604,000
Emergency Medical Services and Trauma Care Systems	
Trust Account--State Appropriation	(\$12,319,000)
<u>\$11,198,000</u>	
Safe Drinking Water Account--State Appropriation	(\$5,267,000)
<u>\$5,255,000</u>	
Drinking Water Assistance Account--Federal	
Appropriation	(\$14,806,000)

<u>\$14,747,000</u>	
Waterworks Operator Certification--State	
Appropriation	\$1,560,000
Drinking Water Assistance Administrative Account--	
State Appropriation	\$339,000
Site Closure Account--State Appropriation	\$159,000
Biotoxin Account--State Appropriation	\$1,323,000
State Toxics Control Account--State Appropriation	((\$3,949,000))
<u>\$3,935,000</u>	
Medical Test Site Licensure Account--State	
Appropriation	((\$4,737,000))
<u>\$4,730,000</u>	
Youth Tobacco Prevention Account--State Appropriation	\$1,512,000
Public Health Supplemental Account--Private/Local	
Appropriation	\$3,236,000
Accident Account--State Appropriation	\$304,000
Medical Aid Account--State Appropriation	\$50,000
Medicaid Fraud Penalty Account--State	
Appropriation	\$987,000
TOTAL APPROPRIATION	((\$951,053,000))
<u>\$954,507,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) The department of health shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department of health and the state board of health shall not implement any new or amended rules pertaining to primary and secondary school facilities until the rules and a final cost estimate have been presented to the legislature, and the legislature has formally funded implementation of the rules through the omnibus appropriations act or by statute. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(b) The joint administrative rules review committee shall review the new or amended rules pertaining to primary and secondary school facilities under (a) of this subsection. The review committee shall determine whether (i) the rules are within the intent of the legislature as expressed by the statute that the rule implements, (ii) the rule has been adopted in accordance with all applicable provisions of law, or (iii) that the agency is using a policy or interpretive statement in place of a rule. The rules review committee shall report to the appropriate policy and fiscal committees of the legislature the results of committee's review and any recommendations that the committee deems advisable.

(2) In accordance with RCW 43.70.250 and 43.135.055, the department is authorized to establish and raise fees in fiscal year 2014 as necessary to meet the actual costs of conducting business and the appropriation levels in this section. This authorization applies to fees required for newborn screening, and fees associated with the following professions: Agency affiliated counselors; certified counselors; and certified advisors.

(3) \$150,000 of the state toxics control account--state appropriation is provided solely to provide water filtration systems for low-income households with individuals at high public health risk from nitrate-contaminated wells in the lower Yakima basin.

(4)(a) \$64,000 of the medicaid fraud penalty account--state appropriation is provided solely for the department to integrate the prescription monitoring program into the coordinated care electronic tracking program developed in response to section 213, chapter 7, Laws of 2012, 2nd sp. sess., commonly referred to as the seven best practices in emergency medicine.

(b) The integration must provide prescription monitoring program data to emergency department personnel when the patient registers in the emergency department. Such exchange may be a private or public joint venture, including the use of the state health information exchange.

(c) As part of the integration, the department shall request insurers and third-party administrators that provide coverage to residents of Washington state to provide the following to the coordinated care electronic tracking program:

(i) Any available information regarding the assigned primary care provider, and the primary care provider's telephone and fax numbers. This information is to be used for real-time communication to an emergency department provider when caring for a patient; and

(ii) Information regarding any available care plans or treatment plans for patients with higher utilization of services on a regular basis. This information is to be provided to the treating provider.

(5) \$270,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the Washington autism alliance to assist autistic individuals and families with autistic children during the transition to federal health reform.

(6) \$6,000 of the general fund--state appropriation for fiscal year 2014 and \$5,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to convene a work group to study and recommend language for standardized clinical affiliation agreements for clinical placements associated with the education and training of physicians licensed under chapter 18.71 RCW, osteopathic physicians and surgeons licensed under chapter 18.57 RCW, and nurses licensed under chapter 18.79 RCW. The work group shall develop one recommended standardized clinical affiliation agreement for each profession or one recommended standardized clinical affiliation agreement for all three professions.

(a) When choosing members of the work group, the department shall consult with the health care personnel shortage task force and shall attempt to ensure that the membership of the work group is geographically diverse. The work group must, at a minimum, include representatives of the following:

(i) Two-year institutions of higher education;

- (ii) Four-year institutions of higher education;
- (iii) The University of Washington medical school;
- (iv) The college of osteopathic medicine at the Pacific Northwest University of Health Sciences;
- (v) The health care personnel shortage task force;
- (vi) Statewide organizations representing hospitals and other facilities that accept clinical placements;
- (vii) A statewide organization representing physicians;
- (viii) A statewide organization representing osteopathic physicians and surgeons;
- (ix) A statewide organization representing nurses;
- (x) A labor organization representing nurses; and
- (xi) Any other groups deemed appropriate by the department in consultation with the health care personnel shortage task force.

(b) The work group shall report its findings to the governor and the appropriate standing committees of the legislature no later than November 15, 2014.

(7) \$65,000 of the general fund--state appropriation for fiscal year 2014 and \$65,000 of the general fund--state appropriation for fiscal year 2015 are for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge no more than five hundred twenty-five dollars annually for new or renewed licenses for the midwifery program.

(8) During the 2013-2015 biennium, each person subject to RCW 43.70.110(3)(c) is required to pay only one surcharge of up to twenty-five dollars annually for the purposes of RCW 43.70.112, regardless of how many professional licenses the person holds.

(9) \$654,000 of the health professions account--state appropriation is provided solely for the implementation of Engrossed Senate Bill No. 5206 (health sciences library). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(10) \$35,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1003 (health professions licensees). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(11) \$10,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1270 (board of denturists). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(12) \$10,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1271 (denturism). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(13) \$11,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1330 (dental hygienists, assistants). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~(14) (\$1,008,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1343 (nurses surcharge). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.~~

~~(15))~~ \$34,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1376 (suicide assessment training). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((46))~~ (15) \$10,000 of the health professions account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1515 (medical assistants). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((47))~~ (16) \$2,185,000 of the health professions account--state appropriation is provided solely for the implementation of Second Substitute House Bill No. 1518 (disciplinary authorities). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((48))~~ (17) \$141,000 of the general fund--private/local appropriation is provided solely for the implementation of Substitute House Bill No. 1525 (birth certificates). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((49))~~ (18) \$220,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1534 (impaired dentist program). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((20))~~ (19) \$51,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1609 (board of pharmacy). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((21))~~ (20) \$12,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1629 (home care aide continuing education). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((22))~~ (21) \$18,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1737 (physician assistants). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((23))~~ (22) \$77,000 of the general fund--state appropriation for fiscal year 2014 and \$38,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to develop a report on state efforts to prevent and control diabetes. The department, the health care authority, and the department of social and health services shall submit a coordinated report to the governor and the appropriate committees of the legislature by December 31, 2014, on the following:

(a) The financial impacts and reach that diabetes of all types and undiagnosed gestational diabetes are having on the programs administered by each agency and individuals, including children with mothers with undiagnosed gestational diabetes, enrolled in those programs. Items in this assessment must include: (i) The number of lives with diabetes and undiagnosed gestational diabetes impacted or covered by the programs administered by each agency; (ii) the number of lives with diabetes, or at risk for diabetes, and family members impacted by prevention and diabetes control programs implemented by each agency; (iii) the financial toll or impact diabetes and its complications, and undiagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs in comparison to other chronic diseases and conditions; and (iv) the financial toll or impact diabetes and its complications, and diagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs;

(b) An assessment of the benefits of implemented and existing programs and activities aimed at controlling all types of diabetes and preventing the disease. This assessment must also document the amount and source for any funding directed to each agency for the programs and activities aimed at reaching those with diabetes of all types;

(c) A description of the level of coordination existing between the agencies on activities, programmatic activities, and messaging on managing, treating, or preventing all types of diabetes and its complications;

(d) The development or revision of detailed policy-related action plans and budget recommendations for battling diabetes and undiagnosed gestational diabetes that includes a range of actionable items for consideration by the legislature. The plans and budget recommendations must identify proposed action steps to reduce the impact of diabetes, prediabetes, related diabetes complications, and undiagnosed gestational diabetes.

The plans and budget recommendations must also identify expected outcomes of the action steps proposed in the following biennium while also establishing benchmarks for controlling and preventing all types of diabetes; and

(e) An estimate of savings, efficiencies, costs, and budgetary savings and resources required to implement the plans and budget recommendations identified in (d) of this subsection (23).

~~((24))~~ (23) Within the general fund--state amounts appropriated in this section, the department of health will develop and administer the certified home care aide examination translated into at least seven languages in addition to the languages in which the examination is available on the effective date of this act. The purpose of offering the examination in additional languages is to encourage an adequate supply of certified home care aides to meet diverse long-term care client needs.

~~(24)~~ \$350,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Second Substitute House Bill No. 2643 (healthiest next generation). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

~~(25)~~ \$2,950,000 of the general fund--state appropriation for fiscal year 2015 and \$78,000 of the health professions account--state appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 2149 (medical marijuana). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

~~(26)~~ \$68,000 of the health professions account--state appropriation is provided solely to implement Engrossed Substitute House Bill No. 2160 (physical therapists). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

~~(27)~~ \$251,000 of the health professions account--state appropriation is provided solely to implement Engrossed Substitute House Bill No. 2315 (suicide prevention). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

~~(28)~~(a) Within the appropriations provided in this section, the department shall update its hepatitis C strategic plan for the state to include recommended actions pertaining to, at a minimum:

- ~~(i)~~ Using prevalence data to determine the number of undiagnosed hepatitis C patients in the state;
- ~~(ii)~~ How to best reach undiagnosed patients, with special consideration to people born between 1945 and 1965, and new infections;
- ~~(iii)~~ The status of the more than sixty thousand state residents who have already been diagnosed with hepatitis C;
- ~~(iv)~~ A framework for improving hepatitis C testing and linkage to medical care; and
- ~~(v)~~ A framework for the prevention of hepatitis C.

~~(b)~~ The department of health shall present its updated strategic hepatitis C plan to the appropriate committees of the legislature by September 15, 2014.

Sec. 220. 2013 2nd sp.s. c 4 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

The appropriations to the department of corrections in this act must be expended for the programs and in the amounts specified in this section. However, after May 1, 2014, after approval by the director of financial management and unless specifically prohibited by this act, the department may transfer general fund--state appropriations for fiscal year 2014 between programs. The department may not transfer funds, and the director of financial management may not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any deviations from appropriation levels. The written notification must include a narrative explanation and justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

(1) ADMINISTRATION AND SUPPORT SERVICES

General Fund--State Appropriation (FY 2014)	(\$56,437,000)
\$56,357,000	
General Fund--State Appropriation (FY 2015)	(\$54,779,000)
\$55,197,000	
Data Processing Revolving Account--State	
Appropriation	\$1,249,000
TOTAL APPROPRIATION	(\$112,465,000)
\$112,803,000	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$35,000 of the general fund--state appropriation for fiscal year 2014 and \$35,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the support of a statewide council on mentally ill offenders that includes as its members representatives of community-based mental health treatment programs, current or former judicial officers, and directors and commanders of city and county jails and state prison facilities. The council will investigate and promote cost-effective approaches to meeting the long-term needs of adults and juveniles with mental disorders who have a history of offending or who are at-risk of offending, including their mental health, physiological, housing, employment, and job training needs.

(b) \$150,000 of the general fund--state appropriation for fiscal year 2014 and \$75,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to contract with a consultant who can facilitate and provide project expertise on the implementation of community and prison based offender programming that follows the risk-needs-responsivity model.

(i) By September 1, 2013, the department shall provide to the consultant an inventory of all existing programming both in prisons and in community operations. The department shall consult with the Washington state institute for public policy (WSIPP) to determine whether programs are evidence-based or research-based using definitions provided by WSIPP and shall include this information on the inventory.

(ii) By ~~((October 1, 2013))~~ March 1, 2014, the consultant shall report to the department, the office of financial management, and legislative fiscal committees on the department's current plans and processes for managing offender programming including processes for phasing-out ineffective programs and implementing evidence-based or research-based programs. All department programs should be considered by the consultant regardless of whether they are included on the most recent list of WSIPP approved identifiable evidence-based practices in (b)(i) of this subsection.

(iii) The WSIPP, in consultation with the department, shall systematically review selected programs to determine the effectiveness of these programs at reducing recidivism or other outcomes. The WSIPP shall conduct a benefit-cost analysis of these programs when feasible and shall report to the legislature by December 1, 2013.

(iv) Based on the report provided by the consultant and the WSIPP review of programs, the department shall work collaboratively with the consultant to develop and complete a written comprehensive implementation plan by ~~((January 15, 2014))~~ June 30, 2014. The implementation plan must clearly identify the types of programs to be included, the recommended locations where the programs will be sited, an implementation timeline, and a phasing of the projected number of participants needed to meet the threshold of available program funds.

(v) Using the written implementation plan as a guide, the department must have programs in place and fully phased-in no later than ~~((June 30, 2015))~~ January 1, 2016.

(vi) The department shall hold the consultant on retainer to assist the department as needed throughout the implementation process. The consultant shall review quarterly the actual implementation compared to the written implementation plan and shall provide a report to the secretary of the department. The department shall provide reports to the office of financial management and legislative fiscal committees as follows:

- (A) The written comprehensive implementation plan shall be provided by January 15, 2014; and
- (B) Written progress updates shall be provided by July 1, 2014, and by December 1, 2014.

(2) CORRECTIONAL OPERATIONS

General Fund--State Appropriation (FY 2014)	((\$605,039,000))
<u>\$599,248,000</u>	
General Fund--State Appropriation (FY 2015)	((\$604,704,000))
<u>\$601,804,000</u>	
General Fund--Federal Appropriation	((\$3,322,000))
<u>\$3,356,000</u>	
Washington Auto Theft Prevention Authority Account--	
State Appropriation	\$7,585,000
Environmental Legacy Stewardship Account--State	
Appropriation	\$105,000
County Criminal Justice Assistance Account--State	
Appropriation	\$390,000
TOTAL APPROPRIATION	((\$1,221,145,000))
<u>\$1,212,488,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) During the 2013-2015 fiscal biennium, when contracts are established or renewed for offender pay phone and other telephone services provided to inmates, the department shall select the contractor or contractors primarily based on the following factors: (i) The lowest rate charged to both the inmate and the person paying for the telephone call; and (ii) the lowest commission rates paid to the department, while providing reasonable compensation to cover the costs of the department to provide the telephone services to inmates and provide sufficient revenues for the activities funded from the institutional welfare betterment account.

(b) \$501,000 of the general fund--state appropriation for fiscal year 2014 and \$501,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to maintain the facility, property, and assets at the institution formerly known as the maple lane school in Rochester. The department may not house incarcerated offenders at the maple lane site until specifically directed to do so by the legislature.

(c) By ~~((December 1, 2013))~~ March 31, 2014, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's inmate intake processes and expenditures and makes recommendations for improvements. The evaluation must include an analysis of lean management processes that, if adopted, could improve the efficiency and cost effectiveness of inmate intake.

(d) By December 1, 2013, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's use of partial confinement and work release programs and makes recommendations for improving public safety and decreasing recidivism through increasing participation in partial confinement re-entry and work release programs. In making its recommendations, the department shall identify:

- (i) Options for increasing the capacity of work release beds to meet the number of eligible offenders;
- (ii) Potential cost savings to the state through contracting for or building new work release capacity;
- (iii) Options for expanding eligibility for partial confinement, including creation of a structured re-entry program that includes stable housing, mandatory participation in evidence-based programs, and intensive supervision; and
- (iv) Potential cost savings to the state from creation of a structured re-entry program.

(e) By December 1, 2013, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's community parenting alternative program, and makes recommendations for increasing participation in the program with the goals of increasing public safety and decreasing recidivism. The evaluation shall include recommendations for increasing the placement of eligible offenders into the program and increasing eligibility to other populations. In making its recommendations, the department shall identify the percent of the eligible population currently entering the program, outcomes to-date for program participants, and potential cost savings from increasing placement of offenders into the program.

(f) The department of corrections shall contract with local and tribal governments for the provision of jail capacity to house offenders who violate the terms of their community supervision. A contract shall not have a cost of incarceration in excess of \$85 per day per offender. A contract shall not have a year-to-year increase in excess of three percent per year. The contracts may include rates for the medical care of offenders which exceed the daily cost of incarceration and the limitation on year-to-year increase, provided that medical payments conform to the department's offender health plan, pharmacy formulary, and all off-site medical expenses are preapproved by department utilization management staff.

(g)(i) The legislature finds that it has taken several steps to mitigate the demand for prison capacity including funding evidence-based programming for offenders which is proven to reduce recidivism, funding evidence-based treatment alternatives to incarceration for drug-addicted

offenders, standardizing inconsistencies in the drug sentencing grid, and authorizing the department to rent local jail beds. These steps will also assist the department's implementation of additional operational efficiencies by reducing costs related to offender intake, processing, and transportation.

(ii) Up to \$1,119,000 of the general fund--state appropriation for fiscal year 2014 and up to \$1,322,000 of the general fund--state appropriation for fiscal year 2015 may be used by the department to rent jail capacity for short-term offenders. In contracting for jail beds for short-term offenders, the department shall rent capacity from local and tribal governments to house offenders with an earned release date of less than one hundred twenty days remaining on his or her sentence at the time the offender would otherwise be transferred to a state correctional facility. The contracted daily costs for these offenders shall not exceed \$70 per offender including medical costs.

(h) The department of corrections shall issue a competitive solicitation by August 1, 2013, to contract with local jurisdictions for the use of inmate bed capacity in lieu of prison beds operated by the state. The department may contract for up to 300 beds statewide to the extent that it is at no net cost to the department. The department shall calculate and report the average cost per offender per day, inclusive of all services, on an annual basis for a facility that is representative of average medium or lower offender costs. The duration of the contracts may be for up to four years. The department shall not pay a rate greater than \$65 per day per offender for all costs associated with the offender while in the local correctional facility to include programming and health care costs, or the equivalent of \$65 per day per bed including programming and health care costs for full units. The capacity provided at local correctional facilities must be for offenders whom the department of corrections defines as medium or lower security offenders. Programming provided for inmates held in local jurisdictions is included in the rate, and details regarding the type and amount of programming, and any conditions regarding transferring offenders will be negotiated with the department as part of any contract. Local jurisdictions must provide health care to offenders that meet standards set by the department. The local jail will provide all medical care including unexpected emergent care. The department must utilize a screening process to ensure that offenders with existing extraordinary medical/mental health needs are not transferred to local jail facilities. If extraordinary medical conditions develop for an inmate while at a jail facility the jail may transfer the offender back to the department, subject to terms of the negotiated agreement. Health care costs incurred prior to transfer will be the responsibility of the jail. The department will report to legislative fiscal committees and the office of financial management by November 1, 2013, to provide a status update on implementation.

(i) The department shall convene a work group to develop health care cost containment strategies at local jail facilities. The work group shall identify cost containment strategies in place at the department and at local jail facilities, identify the costs and benefits of implementing strategies in jail health-care facilities, and make recommendations on implementing beneficial strategies. The work group shall submit a report on its findings and recommendations to the fiscal committees of the legislature by October 1, 2013. The work group shall include jail administrators, representatives from health care facilities at the local jail level and the state prisons level, and other representatives as deemed necessary.

(j) \$1,026,000 of the general fund--state appropriation for fiscal year 2014 and \$781,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to expand the piloted risk-needs-responsivity model to include the use of cognitive behavioral therapy with evidence-based programming at two minimum security prison facilities and at the Monroe correctional complex.

(k) \$23,653,000 of the general fund--state appropriation for fiscal year 2014 and \$24,919,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for offender programming. Pursuant to section 220(1) of this act, the department shall develop and implement a written comprehensive plan for offender programming that prioritizes programs which follow the risk-needs-responsivity model, are evidence-based, and have measurable outcomes. The department is authorized to discontinue ineffective programs and to repurpose underspent funds according to the priorities in the written plan.

(l) \$36,000 of the general fund--state appropriation for fiscal year 2014 and \$36,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Senate Bill No. 5484 (assault in the third-degree). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(m) \$48,000 of the general fund--state appropriation for fiscal year 2014 and \$48,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Substitute House Bill No. 1383 (stalking protection orders). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(n) \$36,000 of the general fund--state appropriation for fiscal year 2014 and \$36,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Senate Bill No. 5149 (crimes against pharmacies). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(o) \$24,000 of the general fund--state appropriation for fiscal year 2014 and \$24,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5669 (trafficking). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(p) \$24,000 of the general fund--state appropriation for fiscal year 2014 and \$24,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Senate Bill No. 5053 (vehicle prowling). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(q) \$96,000 of the county criminal justice assistance--state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5105 (rental vouchers for offenders). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(r) \$239,000 of the general fund--state appropriation for fiscal year 2014, and \$1,431,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to contract with Yakima county for the use of inmate bed capacity in lieu of prison beds operated by the state. The contract must conform to the provisions of subsection (h) of this section.

(s) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department to evaluate the provision of post-secondary education to offenders in the prison system and prepare a report of the findings. The report is due to the office of financial management and the appropriate policy and fiscal committees of the legislature by December 1, 2014. The report must include an evaluation of the need for post-secondary education for the offender population, the opportunities that exist to provide this program, the available curriculum, the cost per participant, the impact on recidivism, prison safety and public safety, and the options available after the offender's release to assist with the reentry and the continuation of education for program participants.

(t) The department shall assess possible uses for the Yakima county jail facility, including but not limited to, housing for short-term offenders; housing for community supervision violators or absconders; housing for offenders with special program needs such as offenders with mental health issues; and housing for older or infirm offenders. The department shall report to the appropriate policy and fiscal committees of the legislature by December 1, 2014, with findings, cost estimates, and recommendations for the use of the facility.

(3) COMMUNITY SUPERVISION

General Fund--State Appropriation (FY 2014)	(\$130,568,000)
<u>\$149,938,000</u>	
General Fund--State Appropriation (FY 2015)	(\$131,973,000)
<u>\$153,322,000</u>	
<u>General Fund--Federal Appropriation</u>	<u>\$750,000</u>
County Criminal Justice Assistance Account--State	\$2,249,000
Ignition Interlock Device Revolving Account--State	\$2,200,000
TOTAL APPROPRIATION	(\$266,990,000)
<u>\$308,459,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,906,000 of the county criminal justice assistance account-- state appropriation and \$2,200,000 of the ignition interlock device revolving account--state appropriation are provided solely for the department to contract for additional residential drug offender sentencing alternative treatment slots. By December 1, 2013, the department shall provide a report to the appropriate fiscal committees of the house of representatives and the senate on the use of the additional treatment slots.

(b) \$4,186,000 of the general fund--state appropriation for fiscal year 2014 and \$6,362,000 of the general fund--state appropriation for fiscal year 2015 must be expended on evidence-based programs that follow the risk-needs-responsivity model. The department is authorized to use up to ten percent of these funds as necessary to secure physical space as needed to maximize program delivery of evidence-based treatment to all high-risk, high-need offenders in community supervision. Funding may be prioritized by the department to any program recognized as evidence-based for adult offenders by the Washington state institute for public policy.

(c) \$16,513,000 of the general fund--state appropriation for fiscal year 2014 and \$16,527,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for offender programming. Pursuant to section 220 (1) of this act, the department shall develop and implement a written comprehensive plan for offender programming that prioritizes programs which follow the risk-needs-responsivity model, are evidence-based, and have measurable outcomes. The department is authorized to discontinue ineffective programs and to repurpose underspent funds according to the priorities in the written plan.

(d) \$107,000 of the county criminal justice--state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5105 (rental vouchers for offenders). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(e) \$250,000 of the general fund--state appropriation for fiscal year 2015 and \$750,000 of the general fund--federal appropriation are provided solely for the second chance reentry grant demonstration project.

(4) CORRECTIONAL INDUSTRIES

General Fund--State Appropriation (FY 2014)	(\$6,780,000)
<u>\$6,830,000</u>	
General Fund--State Appropriation (FY 2015)	\$7,182,000
TOTAL APPROPRIATION	(\$13,962,000)
<u>\$14,012,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$3,293,000 of the general fund--state appropriation for fiscal year 2014 and \$3,707,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the stewardship of McNeil island. The department shall assume responsibility of all island maintenance excluding site specific maintenance operations for the special commitment center and the Pierce county secure transitional facility. The department shall as part of its industries program provide job skills to offenders while providing the minimum maintenance and preservation necessary for the state to be in compliance with the federal deed for McNeil island. The department shall report on efficiencies and potential cost reductions to the office of financial management and legislative fiscal committees by December 15, 2013.

(b)(i) The department of social and health services shall transfer the stewardship of McNeil Island to the department of corrections industries program, effective September 1, 2013. The transferred responsibilities shall include marine operations, waste water treatment, water treatment, road maintenance, and any other general island maintenance that is not site specific to the operations of the special commitment center or the Pierce county secure community transition facility. Facility maintenance within the perimeter of the special commitment center shall remain the responsibility of the department of social and health services. Capital repairs and maintenance necessary to maintain the special commitment center on McNeil Island shall be managed by the department of social and health services. The legislature directs both departments to enter into an interagency agreement by August 1, 2013. The office of financial management shall oversee the negotiations of the interagency agreement. The interagency agreement must describe equipment that will transfer between the departments, warehouse space that will be shared by the departments, and occupancy requirements for any shops outside the perimeter of the special commitment center. The office of financial management will make the final determination on any disagreements between the departments on the details of the interagency agreement.

(ii) All employees of the department of social and health services engaged in performing the powers, functions, and duties transferred to the department of corrections industries program under this subsection, are transferred to the department of corrections.

(iii) All classified employees of department of social and health services assigned to the department of corrections under this subsection whose positions are within an existing bargaining unit description at the department of corrections shall become a part of the existing bargaining unit at the department of corrections and shall be considered an appropriate inclusion or modification of the existing bargaining unit under the provisions of chapter 41.80 RCW.

(5) INTERAGENCY PAYMENTS

General Fund--State Appropriation (FY 2014)	(\$35,345,000)
<u>\$41,726,000</u>	

General Fund--State Appropriation (FY 2015)	(\$32,115,000))
<u>\$38,111,000</u>	
TOTAL APPROPRIATION	(\$67,460,000))
<u>\$79,837,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations: The state prison medical facilities may use funds appropriated in this subsection to purchase goods and supplies through hospital or other group purchasing organizations when it is cost effective to do so.

Sec. 221. 2013 2nd sp.s. c 4 s 221 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SERVICES FOR THE BLIND

General Fund--State Appropriation (FY 2014)	(\$2,242,000))
<u>\$2,227,000</u>	
General Fund--State Appropriation (FY 2015)	(\$2,197,000))
<u>\$2,217,000</u>	
General Fund--Federal Appropriation	(\$21,060,000))
<u>\$21,078,000</u>	
General Fund--Private/Local Appropriation.....	\$60,000
TOTAL APPROPRIATION	(\$25,559,000))
<u>\$25,582,000</u>	

Sec. 222. 2013 2nd sp.s. c 4 s 222 (uncodified) is amended to read as follows:

FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund--Federal Appropriation	(\$269,977,000))
<u>\$269,835,000</u>	
General Fund--Private/Local Appropriation.....	(\$34,206,000))
<u>\$34,177,000</u>	
Unemployment Compensation Administration Account--	
Federal Appropriation	(\$320,006,000))
<u>\$332,472,000</u>	
Administrative Contingency Account--State	
Appropriation	(\$22,728,000))
<u>\$22,484,000</u>	
Employment Service Administrative Account--State	
Appropriation	(\$35,567,000))
<u>\$36,548,000</u>	
TOTAL APPROPRIATION	(\$682,484,000))
<u>\$695,516,000</u>	

The appropriations in this subsection are subject to the following conditions and limitations:

(1) \$5,000,000 of the unemployment compensation administration account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for continuing current unemployment insurance functions and department services to employers and job seekers.

(2) ~~(\$12,386,000))~~ \$23,585,000 of the unemployment compensation administration account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for the replacement of the unemployment insurance tax information system for the employment security department. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) \$3,735,000 of the unemployment compensation account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for the replacement of call center technology to improve the integration of the telephone and computing systems to increase efficiency and improve customer service.

(4) \$182,000 of the employment services administrative account-- state appropriation is provided for costs associated with the second stage of the review and evaluation of the training benefits program as directed in section 15(2), chapter 4, Laws of 2011 (unemployment insurance program). This second stage shall be developed and conducted by the joint legislative audit and review committee and shall consist of further work on the process study and net-impact/cost-benefit analysis components of the evaluation.

(5) \$240,000 of the administrative contingency account--state appropriation is provided solely for the employment security department to contract with a center for workers in King county. The amount appropriated in this subsection shall be used by the contracted center for workers to support initiatives that generate high-skill, high-wage jobs; improve workforce and training systems; improve service delivery for dislocated workers; and build alliances with community and environmental organizations.

(6) The department is prohibited from expending amounts appropriated in this section for implementation of chapter 49.86 RCW.

(7) The employment security department shall collaborate with the workforce training and education coordinating board, the state board for community and technical colleges, the economic service administration, and the local workforce development councils to coordinate a comprehensive report on short-term and long-term workforce programs outcomes and funding. The employment security department shall compile a single report and submit it to the governor and appropriate committees of the legislature by December 1, 2014. Specifically:

(a) The state board for community and technical colleges, in coordination with the economic services administration, shall report on short-term and long-term training outcomes for WorkFirst funded programs by activity (basic education, vocational education iBest, life skills, and any other related activities that are provided for WorkFirst students), including but not limited to:

(i) The number and percent of individuals that complete educational activities;

(ii) The number and percent of individuals employed within one quarter after program completion and their average wage;
 (iii) The number and percent of individuals employed within three quarters after program completion and their average wage;
 (iv) The number of students enrolled in short-term certificate programs by certificate type;
 (v) The number and percent of students who earn short-term certificates by certificate type;
 (vi) The number of students who accumulate at least forty-five credits and an industry recognized credential; and
 (vii) The amount of WorkFirst funds spent.
 The report shall also include recommendations for improving student retention and completion rates and any other system improvement recommendations.

(b) The employment security department shall work with the workforce training and education coordinating board, the state board for community and technical colleges, and the local workforce development councils to map the flow of federal workforce investment act funds from initial receipt by the employment security department to final expenditure. The report shall include:

(i) The total amount spent on direct training provided by the community and technical colleges from workforce investment act funds;
 (ii) The total amount spent by the employment security department on direct service provision;
 (iii) The number of students who enroll in short-term certificate programs;
 (iv) The number and percent of students who earn short-term certificates; and
 (v) The number and percent of students who accumulate at least forty-five credits and an industry recognized credential.

(8) \$3,809,000 of the unemployment compensation administration account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for the replacement of the unemployment insurance benefit system for the employment security department. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(End of part)

PART III
NATURAL RESOURCES

Sec. 301. 2013 2nd sp.s. c 4 s 301 (uncodified) is amended to read as follows:

FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund--State Appropriation (FY 2014) ((\$445,000))
\$442,000
 General Fund--State Appropriation (FY 2015) ((\$446,000))
\$458,000
 General Fund--Federal Appropriation \$31,000
 General Fund--Private/Local Appropriation..... ((\$874,000))
\$883,000
 TOTAL APPROPRIATION ((\$1,796,000))
\$1,814,000

Sec. 302. 2013 2nd sp.s. c 4 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

General Fund--State Appropriation (FY 2014) ((\$25,929,000))
\$25,983,000
 General Fund--State Appropriation (FY 2015) ((\$25,506,000))
\$25,524,000
 General Fund--Federal Appropriation ((\$105,230,000))
\$103,230,000
 General Fund--Private/Local Appropriation..... \$16,912,000
 Reclamation Account--State Appropriation ((\$3,735,000))
\$3,998,000
 Flood Control Assistance Account--State Appropriation \$1,985,000
 State Emergency Water Projects Revolving
 Account--State Appropriation..... \$40,000
 Waste Reduction/Recycling/Litter Control--State
 Appropriation ((\$9,722,000))
\$9,726,000
 State Drought Preparedness Account--State Appropriation \$204,000
 State and Local Improvements Revolving Account
 (Water Supply Facilities)--State Appropriation \$426,000
 Environmental Legacy Stewardship Account--State
 Appropriation ((\$43,748,000))
\$44,384,000
 Aquatic Algae Control Account--State Appropriation \$513,000
 Water Rights Tracking System Account--State
 Appropriation \$46,000

Site Closure Account--State Appropriation.....	\$556,000
Wood Stove Education and Enforcement Account--State Appropriation	\$612,000
Worker and Community Right-to-Know Account--State Appropriation	\$1,701,000
Water Rights Processing Account--State Appropriation	\$135,000
State Toxics Control Account--State Appropriation.....	(\$124,238,000)
<u>\$124,377,000</u>	
State Toxics Control Account--Private/Local Appropriation	\$979,000
Local Toxics Control Account--State Appropriation	(\$3,774,000)
<u>\$3,779,000</u>	
Water Quality Permit Account--State Appropriation	(\$40,982,000)
<u>\$41,845,000</u>	
Underground Storage Tank Account--State Appropriation	(\$3,347,000)
<u>\$3,351,000</u>	
Biosolids Permit Account--State Appropriation.....	(\$1,848,000)
<u>\$2,147,000</u>	
Hazardous Waste Assistance Account--State Appropriation	(\$6,037,000)
<u>\$6,040,000</u>	
Air Pollution Control Account--State Appropriation	(\$3,128,000)
<u>\$3,133,000</u>	
Oil Spill Prevention Account--State Appropriation.....	(\$5,684,000)
<u>\$6,496,000</u>	
Air Operating Permit Account--State Appropriation.....	(\$3,132,000)
<u>\$3,149,000</u>	
Freshwater Aquatic Weeds Account--State Appropriation	\$1,409,000
Oil Spill Response Account--State Appropriation.....	\$7,076,000
Water Pollution Control Revolving Account--State Appropriation	\$356,000
Water Pollution Control Revolving Account--Federal Appropriation	\$1,505,000
Water Pollution Control Revolving Administration Account--State Appropriation.....	\$1,021,000
Radioactive Mixed Waste Account--State Appropriation	(\$13,800,000)
<u>\$14,336,000</u>	
TOTAL APPROPRIATION.....	(\$455,316,000)
<u>\$456,974,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$170,000 of the oil spill prevention account--state appropriation is provided solely for a contract with the University of Washington's sea grant program to continue an educational program targeted to small spills from commercial fishing vessels, ferries, cruise ships, ports, and marinas.

(2) Pursuant to RCW 43.135.055, the department is authorized to increase the following fees as necessary to meet the actual costs of conducting business and the appropriation levels in this section: Wastewater discharge permit, not more than 4.55 percent in fiscal year 2014 and 4.63 percent in fiscal year 2015; mixed waste management service charge authorized in RCW 70.105.280, not more than 1.82 percent in fiscal year 2014 and 0.62 percent in fiscal year 2015; and reasonably available control technology fee.

(3) \$1,981,000 of the state toxics control account--state appropriation is for the department to provide training regarding the benefits of low-impact development including, but not limited to, when the use of low-impact development is appropriate and feasible, and the design, installation, maintenance, and best practices of low-impact development. The department will consult with Washington State University extension low-impact development technical center and others in the development of the low-impact technical training. As appropriate, the department may contract with the Washington State University extension low-impact development technical center, private sector vendors, associations, and others to deliver the technical training. The training must be provided free of cost to phase I and phase II permittees and the private development community including builders, engineers, and other industry professionals. The training must be sequenced geographically and provided in time for local jurisdictions to comply with RCW 90.48.260 and 36.70A.130(5). By August 1, 2013, the department of ecology shall provide the governor and appropriate legislative committees a plan for how low-impact development training funds will be spent during fiscal years 2014 through 2017.

(4) \$440,000 of the state toxics control account--state appropriation is provided solely for administering the water pollution control facilities financial assistance program authorized in chapter 90.50A RCW.

(5) \$350,000 of the state toxics control account--state appropriation is provided solely for the Spokane river regional toxics task force to support their efforts to address elevated levels of polychlorinated biphenyls in the Spokane river. Funding will be used to determine the extent of the cleanup required, implement cleanup actions to meet applicable water quality standards, and prevent recontamination.

(6) \$516,000 of the state toxics control account--state appropriation is provided solely for the department to support an ultrafine particulate study to determine how, if at all, the biomass cogeneration facilities in Port Townsend and Port Angeles may impact air quality and the health of citizens in the region.

(7) \$65,000 of the water quality permit account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1245 (derelict and abandoned vessels). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((9))~~ (8) The department shall collaborate with the middle snake river watershed, WRIA 35 planning unit in implementing its watershed plan.

~~((10))~~ (9)(a) \$14,000,000 of the general fund--state appropriation for fiscal year 2014 and \$14,000,000 of the general fund--state appropriation for fiscal year 2015 are for activities within the water resources program.

(b) Of the amounts provided in (a) of this subsection, \$500,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for processing water right permit applications only if the department of ecology issues at least five hundred water right decisions in fiscal year 2014, and if the department of ecology does not issue at least five hundred water right decisions in fiscal year 2014 the amount provided in this subsection shall lapse and remain unexpended. Permit decisions for the Columbia river basin count toward the five hundred water rights decisions under this subsection. The department of ecology shall submit a report to the office of financial management and the state treasurer by June 30, 2014, that documents whether five hundred water right decisions were issued in fiscal year 2014. For the purposes of this subsection, applications that are voluntarily withdrawn by an applicant do not count towards the five hundred water right decision requirement. For the purposes of water budget-neutral requests under chapter 173-539A WAC, multiple domestic connections authorized within a single water budget-neutral decision are considered one decision for the purposes of this subsection.

~~((11))~~ (10) The department of ecology, in consultation with the office of financial management, shall prepare a facilities plan to reduce the agency's facilities obligation and the agency's cost per FTE for its facilities by 2017 to align with comparable state agencies. The plan must be submitted to the office of financial management and the appropriate legislative fiscal committees by November 1, 2013. The plan must include:

- (a) An inventory of all currently owned and leased buildings, consistent with the data provided through the state's facilities inventory process prescribed by the office of financial management annually by September 1st;
- (b) a list of facilities solutions that will reduce costs with an emphasis on consolidation, collocation, and alternative space solutions such as shared workspace and mobile work; and
- (c) a department-wide coordinated process and plan for regularly evaluating facility needs.

(11) \$157,000 of the oil spill prevention account--state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2347 (oil transportation safety). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 303. 2013 2nd sp.s. c 4 s 303 (uncodified) is amended to read as follows:

FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund--State Appropriation (FY 2014)	((\$4,254,000))
<u>\$4,308,000</u>	
General Fund--State Appropriation (FY 2015)	((\$4,254,000))
<u>\$4,430,000</u>	
General Fund--Federal Appropriation	\$6,014,000
Winter Recreation Program Account--State	
Appropriation	((\$2,065,000))
<u>\$2,465,000</u>	
ORV and Nonhighway Vehicle Account--State Appropriation	\$215,000
Snowmobile Account--State Appropriation	\$4,859,000
Aquatic Lands Enhancement Account--State Appropriation	\$363,000
Parks Renewal and Stewardship Account--State	
Appropriation	((\$103,065,000))
<u>\$105,935,000</u>	
Parks Renewal and Stewardship Account--Private/Local	
Appropriation	\$300,000
Waste Reduction/Recycling/Litter Control Account--State	
Appropriation	\$1,700,000
TOTAL APPROPRIATION	((\$127,089,000))
<u>\$130,589,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$79,000 of the general fund--state appropriation for fiscal year 2014 and \$79,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant for the operation of the Northwest weather and avalanche center.

(2) Prior to closing any state park, the commission must notify all affected local governments and relevant nonprofit organizations of the intended closure and provide an opportunity for the notified local governments and nonprofit organizations to elect to acquire, or enter into, a maintenance and operating contract with the commission that would allow the park to remain open.

(3) The commission shall prepare a report on its efforts to increase revenue from all sources, including the discover pass. The report shall also include a status update on the fiscal health of the state parks system, and shall be submitted to the office of financial management and the appropriate committees of the legislature by October 28, 2013.

(4) \$54,000 of the general fund--state appropriation for fiscal year 2014 and \$51,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Substitute House Bill No. 2331 (public works payroll records). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(5) \$25,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2192 (state agency permitting). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 304. 2013 2nd sp.s. c 4 s 304 (uncodified) is amended to read as follows:

FOR THE RECREATION AND CONSERVATION FUNDING BOARD

General Fund--State Appropriation (FY 2014)	((\$823,000))
<u>\$896,000</u>	
General Fund--State Appropriation (FY 2015)	((\$815,000))
<u>\$902,000</u>	

General Fund--Federal Appropriation	\$3,425,000
General Fund--Private/Local Appropriation.....	(((\$24,000))
<u>\$124,000</u>	
Aquatic Lands Enhancement Account--State Appropriation	\$480,000
Firearms Range Account--State Appropriation	\$37,000
Recreation Resources Account--State Appropriation.....	(((\$3,086,000))
<u>\$3,165,000</u>	
NOVA Program Account--State Appropriation	\$964,000
TOTAL APPROPRIATION.....	(((\$9,654,000))
<u>\$9,993,000</u>	

Sec. 305. 2013 2nd sp.s. c 4 s 305 (uncodified) is amended to read as follows:

FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE

General Fund--State Appropriation (FY 2014)	(((\$2,227,000))
<u>\$2,210,000</u>	
General Fund--State Appropriation (FY 2015)	(((\$2,147,000))
<u>\$2,192,000</u>	
TOTAL APPROPRIATION.....	(((\$4,374,000))
<u>\$4,402,000</u>	

Sec. 306. 2013 2nd sp.s. c 4 s 306 (uncodified) is amended to read as follows:

FOR THE CONSERVATION COMMISSION

General Fund--State Appropriation (FY 2014)	(((\$6,841,000))
<u>\$6,819,000</u>	
General Fund--State Appropriation (FY 2015)	(((\$6,738,000))
<u>\$6,760,000</u>	
General Fund--Federal Appropriation	\$2,301,000
State Toxics Control Account--State Appropriation.....	\$1,000,000
TOTAL APPROPRIATION.....	\$16,880,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Within the amounts appropriated in this section, the conservation commission, in consultation with conservation districts, must submit to the office of financial management and legislative fiscal committees by December 10, 2013, a report outlining opportunities to minimize districts' overhead costs, including consolidation of conservation districts within counties in which there is more than one district. The report must include details on the anticipated future savings that could be expected from implementing these efficiencies starting on July 1, 2014.

(2) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$246,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement the voluntary stewardship program in Thurston and Chelan counties. These amounts may not be used to fund agency indirect and administrative expenses.

(3) \$1,000,000 of the general fund--federal appropriation is provided solely to implement the voluntary stewardship program statewide. The commission shall place the appropriation in this subsection in unallotted status, and may not allot any of these funds until the federal government has provided funding to the commission for the purpose of implementing the voluntary stewardship program.

(4) The conservation commission must evaluate the current system for the election of conservation district board supervisors and recommend improvements to ensure the highest degree of public involvement in these elections. The commission must engage with stakeholder groups and conservation districts to gather a set of options for improvement to district elections, which must include an option aligning district elections with state and local general elections. The commission must submit a report detailing the options to the office of financial management and appropriate committees of the legislature by December 10, 2013.

(5) \$975,000 of the general fund--state appropriation for fiscal year 2014 and \$975,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state conservation commission category one funding distribution to conservation districts in the amount of \$25,000 in fiscal year 2014 and \$25,000 in fiscal year 2015 for each county. If a county contains only one conservation district, the county may receive more funding at the discretion of the state conservation commission.

(6) The state conservation commission may provide additional funding to a conservation district if the conservation district conducts elections at such times as and consistent with the general election law, chapter 29A.04 RCW.

Sec. 307. 2013 2nd sp.s. c 4 s 307 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

General Fund--State Appropriation (FY 2014)	(((\$30,321,000))
<u>\$30,732,000</u>	
General Fund--State Appropriation (FY 2015)	(((\$28,999,000))
<u>\$30,291,000</u>	
General Fund--Federal Appropriation	(((\$107,585,000))
<u>\$107,914,000</u>	
General Fund--Private/Local Appropriation.....	(((\$58,784,000))
<u>\$58,680,000</u>	
ORV and Nonhighway Vehicle Account--State Appropriation	\$397,000
Aquatic Lands Enhancement Account--State Appropriation	(((\$15,919,000))
<u>\$15,941,000</u>	
Recreational Fisheries Enhancement--State Appropriation	(((\$2,590,000))

<u>\$2,617,000</u>	
Environmental Legacy Stewardship Account--State	
Appropriation	\$1,224,000
Warm Water Game Fish Account--State Appropriation	(\$2,507,000)
<u>\$2,509,000</u>	
Eastern Washington Pheasant Enhancement Account--State	
Appropriation	\$849,000
Aquatic Invasive Species Enforcement Account--State	
Appropriation	\$209,000
Aquatic Invasive Species Prevention Account--State	
Appropriation	\$737,000
State Wildlife Account--State Appropriation	(\$103,460,000)
<u>\$103,522,000</u>	
Special Wildlife Account--State Appropriation	\$2,405,000
Special Wildlife Account--Federal Appropriation	\$500,000
Special Wildlife Account--Private/Local Appropriation	\$3,446,000
Wildlife Rehabilitation Account--State Appropriation	\$259,000
Hydraulic Project Approval Account--State	
Appropriation	(\$674,000)
<u>\$966,000</u>	
Regional Fisheries Enhancement Salmonid Recovery	
Account--Federal Appropriation	\$5,001,000
Oil Spill Prevention Account--State Appropriation	(\$917,000)
<u>\$941,000</u>	
Oyster Reserve Land Account--State Appropriation	\$773,000
TOTAL APPROPRIATION	(\$367,556,000)
<u>\$369,913,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) (~~(\$130,000)~~) \$675,000 of the general fund--state appropriation for fiscal year 2014 and \$130,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to pay for emergency fire suppression costs. These amounts may not be used to fund agency indirect and administrative expenses.

(2) Prior to submitting its 2015-2017 biennial operating and capital budget request related to state fish hatcheries to the office of financial management, the department shall contract with the hatchery scientific review group (HSRG) to review this request. This review shall: (a) Determine if the proposed requests are consistent with HSRG recommendations; (b) prioritize the components of the requests based on their contributions to protecting wild salmonid stocks and meeting the recommendations of the HSRG; and (c) evaluate whether the proposed requests are being made in the most cost effective manner. The department shall provide a copy of the HSRG review to the office of financial management with their agency budget proposal.

(3) \$400,000 of the general fund--state appropriation for fiscal year 2014 and \$400,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a state match to support the Puget Sound nearshore partnership between the department and the U.S. army corps of engineers.

(4) Within the amounts appropriated in this section, the department shall identify additional opportunities for partnerships in order to keep fish hatcheries operational. Such partnerships shall aim to maintain fish production and salmon recovery with less reliance on state operating funds.

(5) During the 2013-2015 fiscal biennium, the department must retain ownership and continue to occupy the downtown Olympia office building at 600 Capitol Way.

(6) \$1,000,000 of the state wildlife account--state appropriation is provided solely to the department for resources that serve to promote and engage nonlethal deterrence methods relating to wolf and livestock interaction with a priority given to funding cooperative agreements with livestock producers, and of this amount, \$250,000 in fiscal year 2014 is provided solely for compensation for injury or loss of livestock caused by wolves as prescribed in chapter 77.36 RCW.

(7) \$100,000 of the state wildlife account--state appropriation is provided solely for the transfer of trout from the Clarks creek hatchery to the Lakewood hatchery.

(8) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the production of steelhead, coho, and Chinook salmon at the Clarks creek hatchery.

(9) \$200,000 of the state wildlife account--state appropriation, \$50,000 of the general fund--state appropriation for fiscal year 2014, and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to increase production of juvenile fall Chinook on the Cowlitz river. The funds provided may be used to match or leverage funds from private or public sources for the same purpose.

(10) \$596,000 of the general fund--state appropriation for fiscal year 2014 and \$596,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for weed assessments and for payments in lieu of real property taxes to counties that elect to receive the payments for department owned game lands within the county.

(11) \$10,000 of the aquatic lands enhancement account--state appropriation is provided solely for development of an aquatic invasive species passport program to improve the efficiency and effectiveness of watercraft inspections by expediting aquatic invasive species watercraft inspections for watercraft at low risk of transmitting invasive species and prioritizing the use of available resources for the inspection of high risk vessels.

(12) Within the amounts appropriated in this section, the department must deploy additional wildlife conflict specialists to provide landowner assistance and address wildlife conflicts, with at least one additional specialist primarily assigned to each of the following areas: Administrative region six of the department; Okanogan and Chelan counties in administrative region two of the department; and Whatcom and Skagit counties in administrative region four of the department.

(13) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of House Bill No. 1112 (science and public policy). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(14) Within the amounts appropriated in this section the department shall work with the regional fisheries enhancement groups to identify a revenue source or sources capable of providing long-term funding to support the community-based salmon restoration work of regional fisheries enhancement groups. The department shall work with the regional fisheries enhancement group coalition to submit a report to the office of financial management and the appropriate legislative committees by December 1, 2013, with the outcomes and recommendations.

(15) \$24,000 of the oil spill prevention account--state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2347 (oil transportation safety). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 308. 2013 2nd sp.s. c 4 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund--State Appropriation (FY 2014)	(\$42,515,000)
<u>\$51,674,000</u>	
General Fund--State Appropriation (FY 2015)	(\$45,092,000)
<u>\$45,073,000</u>	
General Fund--Federal Appropriation	\$26,963,000
General Fund--Private/Local Appropriation.....	\$2,372,000
Forest Development Account--State Appropriation	(\$49,054,000)
<u>\$50,687,000</u>	
ORV and Nonhighway Vehicle Account--State Appropriation	\$4,494,000
Surveys and Maps Account--State Appropriation	(\$2,170,000)
<u>\$1,680,000</u>	
Aquatic Lands Enhancement Account--State	
Appropriation	(\$3,634,000)
<u>\$3,628,000</u>	
Snowmobile Account--State Appropriation	\$100,000
Environmental Legacy Stewardship Account--State	
Appropriation	\$3,948,000
Resources Management Cost Account--State	
Appropriation	(\$111,073,000)
<u>\$116,498,000</u>	
Surface Mining Reclamation Account--State	
Appropriation	(\$3,972,000)
<u>\$3,969,000</u>	
Disaster Response Account--State Appropriation	\$5,000,000
Forest and Fish Support Account--State Appropriation	\$11,759,000
Aquatic Land Dredged Material Disposal Site	
Account--State Appropriation.....	(\$843,000)
<u>\$463,000</u>	
Natural Resources Conservation Areas Stewardship	
Account--State Appropriation.....	\$34,000
Marine Resources Stewardship Trust Account--State	
Appropriation	\$3,700,000
State Toxics Control Account--State Appropriation.....	\$80,000
Forest Practices Application Account--State	
Appropriation	\$1,697,000
Air Pollution Control Account--State Appropriation	\$785,000
NOVA Program Account--State Appropriation	\$950,000
Derelict Vessel Removal Account--State Appropriation.....	\$1,770,000
Agricultural College Trust Management Account--State	
Appropriation	\$2,712,000
TOTAL APPROPRIATION.....	(\$324,717,000)
<u>\$340,036,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,389,000 of the general fund--state appropriation for fiscal year 2014 and \$1,323,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for deposit into the agricultural college trust management account and are provided solely to manage approximately 70,700 acres of Washington State University's agricultural college trust lands.

(2) (~~(\$19,099,000)~~) \$28,271,000 of the general fund--state appropriation for fiscal year 2014, \$19,099,000 of the general fund-- state appropriation for fiscal year 2015, and \$5,000,000 of the disaster response account--state appropriation are provided solely for emergency fire suppression. None of the general fund and disaster response account amounts provided in this subsection may be used to fund agency indirect and administrative expenses. Agency indirect and administrative costs shall be allocated among the agency's remaining accounts and appropriations. The department of natural resources shall submit a quarterly report to the office of financial management and the legislative fiscal committees detailing information on current and planned expenditures from the disaster response account. This work shall be done in coordination with the military department.

(3) \$5,000,000 of the forest and fish support account--state appropriation is provided solely for outcome-based, performance contracts with tribes to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect costs set at or below the rate in the contracting tribe's indirect cost agreement with the federal government. If federal funding for this purpose is reinstated, the amount provided in this subsection shall lapse.

(4) \$518,000 of the forest and fish support account--state appropriation is provided solely for outcome-based performance contracts with nongovernmental organizations to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect cost set at or below a rate of eighteen percent.

(5) \$717,000 of the forest and fish support account--state appropriation is provided solely to fund interagency agreements with the department of ecology and the department of fish and wildlife as part of the adaptive management process.

(6) \$440,000 of the state general fund--state appropriation for fiscal year 2014 and \$440,000 of the state general fund--state appropriation for fiscal year 2015 are provided solely for forest work crews that support correctional camps and are contingent upon continuing operations of Naselle youth camp.

(7) \$2,382,000 of the resource management cost account--state appropriation is for addressing the growing backlog of expired aquatic leases and new aquatic lease applications. The department shall implement a Lean process to improve the lease review process and further reduce the backlog, and submit a report on its progress in addressing the backlog and implementation of the Lean process to the governor and the appropriate committees of the legislature by October 1, 2013.

(8) \$1,948,000 of the environmental legacy stewardship account-- state appropriation is provided solely for the department to pay a portion of the costs to complete remedial investigation work at Whitmarsh landfill and Mill site A and perform final-year maintenance of the Olympic view triangle site in Commencement Bay.

(9) \$265,000 of the resources management cost account--state appropriation is provided solely for implementation of Second Substitute House Bill No. 1764 (geoduck diver licenses). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(10) \$425,000 of the derelict vessel removal account--state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1245 (derelict and abandoned vessels). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(11) \$3,700,000 of the marine resources stewardship trust account-- state appropriation is provided solely for implementation of priority marine management planning efforts including mapping activities, ecological assessment, data tools, stakeholder engagement, and all other work identified in Engrossed Senate Bill No. 5603 (marine advisory councils) during the 2013-2015 fiscal biennium.

Sec. 309. 2013 2nd sp.s. c 4 s 309 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF AGRICULTURE

General Fund--State Appropriation (FY 2014)	(\$15,300,000)
<u>\$15,274,000</u>	
General Fund--State Appropriation (FY 2015)	(\$15,294,000)
<u>\$16,333,000</u>	
General Fund--Federal Appropriation	(\$23,098,000)
<u>\$23,054,000</u>	
General Fund--Private/Local Appropriation.....	\$192,000
Aquatic Lands Enhancement Account--State	
Appropriation	(\$2,837,000)
<u>\$2,839,000</u>	
State Toxics Control Account--State Appropriation.....	(\$5,203,000)
<u>\$5,206,000</u>	
Water Quality Permit Account--State Appropriation	(\$70,000)
<u>\$73,000</u>	
TOTAL APPROPRIATION.....	(\$61,994,000)
<u>\$62,971,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$5,308,445 of the general fund--state appropriation for fiscal year 2014 and ~~(\$5,302,905)~~ \$6,302,905 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementing the food assistance program as defined in RCW 43.23.290.

(2) Pursuant to RCW 43.135.055 and 16.57.220, the department is authorized to institute livestock inspection fees in the 2013-2015 fiscal biennium for calves less than thirty days old.

(3) Pursuant to RCW 43.135.055 and 16.36.150, the department is authorized to establish a fee for the sole purpose of purchasing and operating a database and any other technology or software needed to administer animal disease traceability activities for cattle sold or slaughtered in the state or transported out of the state.

(4) Within the amounts appropriated in this section, the department of agriculture must convene and facilitate a work group with appropriate stakeholders to review fees supporting programs within the department that are also supported with state general fund. In developing strategies to make the program work more self-supporting, the workgroup will consider, at minimum, the length of time since the last fee increase, similar fees that exist in neighboring states, and fee increases that will ensure reasonable competitiveness in the respective industries. The workgroup must submit a report containing recommendations that will make each of the fee supported programs within the department less reliant on state general fund to the office of financial management and legislative fiscal committees by December 1, 2013.

(5) \$72,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of House Bill No. 2405 (hemp/commercial animal feed). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 310. 2013 2nd sp.s. c 4 s 310 (uncodified) is amended to read as follows:

FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM

Pollution Liability Insurance Program Trust

Account--State Appropriation.....	(\$987,000)
<u>\$1,000,000</u>	

Sec. 311. 2013 2nd sp.s. c 4 s 311 (uncodified) is amended to read as follows:

FOR THE PUGET SOUND PARTNERSHIP

General Fund--State Appropriation (FY 2014)	(\$2,416,000))
<u>\$2,398,000</u>	
General Fund--State Appropriation (FY 2015)	(\$2,318,000))
<u>\$2,403,000</u>	
General Fund--Federal Appropriation	(\$11,570,000))
<u>\$11,630,000</u>	
Aquatic Lands Enhancement Account--State Appropriation	\$1,920,000
State Toxics Control Account--State Appropriation.....	(\$676,000))
<u>\$682,000</u>	
TOTAL APPROPRIATION.....	(\$18,900,000))
<u>\$19,033,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$788,000 of the aquatic lands enhancement account--state appropriation is provided solely for coordinating a study of Puget Sound juvenile steelhead marine survival conducted by the department of fish and wildlife and based on a study plan developed in cooperation with federal, tribal, and nongovernmental entities.

(2) By October 1, 2014, the Puget Sound partnership shall provide the governor a single, prioritized list of state agency 2015-2017 capital and operating budget requests related to Puget Sound restoration.

(End of part)

**PART IV
TRANSPORTATION**

Sec. 401. 2013 2nd sp.s. c 4 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

General Fund--State Appropriation (FY 2014)	(\$1,103,000))
<u>\$1,087,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,341,000))
<u>\$1,326,000</u>	
Architects' License Account--State Appropriation	\$902,000
Professional Engineers' Account--State Appropriation	(\$3,558,000))
<u>\$3,545,000</u>	
Real Estate Commission Account--State Appropriation	(\$9,929,000))
<u>\$9,935,000</u>	
Uniform Commercial Code Account--State Appropriation	(\$3,154,000))
<u>\$3,145,000</u>	
Real Estate Education Account--State Appropriation	\$276,000
Real Estate Appraiser Commission Account--State Appropriation	(\$1,703,000))
<u>\$1,705,000</u>	
Business and Professions Account--State Appropriation	(\$17,454,000))
<u>\$17,596,000</u>	
Funeral and Cemetery Account--State Appropriation	\$5,000
Landscape Architects' License Account--State Appropriation	\$4,000
Appraisal Management Company Account--State Appropriation	\$4,000
Real Estate Research Account--State Appropriation.....	\$415,000
Wildlife Account--State Appropriation	\$32,000
Geologists' Account--State Appropriation.....	\$52,000
Derelict Vessel Removal Account--State Appropriation.....	\$31,000
TOTAL APPROPRIATION.....	(\$39,963,000))
<u>\$40,060,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$566,000 of the business and professions account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1552 (scrap metal theft reduction). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(2) \$166,000 of the business and professions account--state appropriation in fiscal year 2014 only is provided solely for the implementation of Substitute House Bill No. 1779 (esthetics). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(3) \$592,000 of the business and professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1822 (debt collection practices). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(4) \$32,000 of the state wildlife account--state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5193 (wolf conflict management). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(5) \$112,000 of the business and professions account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 2512 (cosmetology, hair design, etc.). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 402. 2013 2nd sp.s. c 4 s 402 (uncodified) is amended to read as follows:

FOR THE STATE PATROL

General Fund--State Appropriation (FY 2014)	(\$34,653,000)
<u>\$35,679,000</u>	
General Fund--State Appropriation (FY 2015)	(\$32,485,000)
<u>\$34,407,000</u>	
General Fund--Federal Appropriation	(\$16,189,000)
<u>\$15,882,000</u>	
General Fund--Private/Local Appropriation.....	\$3,020,000
Death Investigations Account--State Appropriation.....	(\$9,956,000)
<u>\$9,960,000</u>	
Enhanced 911 Account--State Appropriation.....	\$3,480,000
County Criminal Justice Assistance Account--State Appropriation	\$3,332,000
Municipal Criminal Justice Assistance Account--State Appropriation	\$1,351,000
Fire Service Trust Account--State Appropriation	\$131,000
Disaster Response Account--State Appropriation	\$8,000,000
Fire Service Training Account--State Appropriation	\$9,797,000
Aquatic Invasive Species Enforcement Account--State Appropriation	\$54,000
State Toxics Control Account--State Appropriation.....	\$516,000
Fingerprint Identification Account--State Appropriation	(\$10,747,000)
<u>\$10,841,000</u>	
Vehicle License Fraud Account--State Appropriation	(\$447,000)
<u>\$337,000</u>	
TOTAL APPROPRIATION.....	(\$134,158,000)
<u>\$136,787,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$200,000 of the fire service training account--state appropriation is provided solely for two FTEs in the office of the state director of fire protection to exclusively review K-12 construction documents for fire and life safety in accordance with the state building code. It is the intent of this appropriation to provide these services only to those districts that are located in counties without qualified review capabilities.

(2) \$8,000,000 of the disaster response account--state appropriation is provided solely for Washington state fire service resource mobilization costs incurred in response to an emergency or disaster authorized under RCW 43.43.960 through 43.43.964. The state patrol shall submit a report quarterly to the office of financial management and the legislative fiscal committees detailing information on current and planned expenditures from this account. This work shall be done in coordination with the military department.

(3) \$700,000 of the fire service training account--state appropriation is provided solely for the firefighter apprenticeship training program.

(4) \$3,480,000 of the enhanced 911 account--state appropriation is provided solely for upgrades to the Washington state identification system and the Washington crime information center. Amounts provided in this subsection may not be expended until the office of the chief information officer approves a plan to move the Washington state patrol's servers and data center equipment into the state data center in the 1500 Jefferson building, and the office of the chief information officer certifies that the Washington state patrol has begun the move. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(5) \$154,000 of the fingerprint identification account--state appropriation is provided solely for implementation of Substitute House Bill No. 1612 (firearms offenders). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(6) \$94,000 of the fingerprint identification account--state appropriation is provided solely for implementation of House Bill No. 2534 (fingerprint background checks). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(End of part)

**PART V
EDUCATION**

Sec. 501. 2013 2nd sp.s. c 4 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund--State Appropriation (FY 2014)	(\$27,264,000)
<u>\$27,325,000</u>	
General Fund--State Appropriation (FY 2015)	(\$26,041,000)
<u>\$27,394,000</u>	
General Fund--Federal Appropriation	(\$63,826,000)
<u>\$71,064,000</u>	
General Fund--Private/Local Appropriation.....	\$4,005,000
Performance Audits of Government Account--State Appropriation	\$200,000
TOTAL APPROPRIATION.....	(\$121,336,000)
<u>\$129,988,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of ~~(\$16,881,000)~~ \$17,048,000 of the general fund-- state appropriation for fiscal year 2014 and ~~(\$16,602,000)~~ \$17,595,000 of the general fund--state appropriation for fiscal year 2015 is for state agency operations.

(a) ~~(\$8,846,000)~~ \$9,013,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$8,940,000)~~ \$8,838,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(i) Within the amounts provided in this subsection (1)(a), the superintendent shall recognize the extraordinary accomplishments of four students who have demonstrated a strong understanding of the civics essential learning requirements to receive the Daniel J. Evans civic education award.

(ii) Districts shall report to the office of the superintendent of public instruction daily student unexcused absence data by school, using a uniform definition of unexcused absence as established by the superintendent.

(iii) By September of each year, the office of the superintendent of public instruction shall produce an annual status report of the budget provisos in sections 501 and 513 of this act. The status report of each proviso shall include, but not be limited to, the following information: Purpose and objective, number of staff, number of contractors, status of proviso implementation, number of beneficiaries by year, list of beneficiaries, and proviso outcomes and achievements.

(iv) The superintendent of public instruction shall update the program prepared and distributed under RCW 28A.230.150 for the observation of temperance and good citizenship day to include providing an opportunity for eligible students to register to vote at school.

~~((vi) Appropriations in this section are sufficient for the office of the superintendent of public instruction to conduct ongoing consolidated program reviews of alternative learning experience programs and dropout reengagement programs established under chapter 20, Laws of 2010. The office of the superintendent of public instruction shall include alternative learning education and dropout reengagement programs in their ongoing consolidated program reviews, as well as provide outreach and training to school districts regarding implementation of the programs. Findings from the program reviews will be used to support and prioritize office of the superintendent outreach and education efforts that assist school districts in implementing the programs in accordance with statute and legislative intent, as well as to support financial and performance audit work conducted by the office of the state auditor.))~~

(b) \$1,017,000 of the general fund--state appropriation for fiscal year 2014 and \$1,017,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for activities associated with the implementation of new school finance systems required by chapter 236, Laws of 2010 (K-12 education funding) and chapter 548, Laws of 2009 (state's education system), including technical staff, systems reprogramming, and workgroup deliberations, including the quality education council and the data governance working group.

(c) \$1,012,000 of the general fund--state appropriation for fiscal year 2014 and \$1,012,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the operation and expenses of the state board of education, including basic education assistance activities. Of these amounts, \$161,000 of the general fund--state appropriation for fiscal year 2014 and \$161,000 of the general fund-- state appropriation for fiscal year 2015 are provided for implementation of Initiative Measure No. 1240 (charter schools).

(d) \$1,325,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$1,325,000)~~ \$1,642,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to the professional educator standards board for the following:

(i) \$1,050,000 in fiscal year 2014 and \$1,050,000 in fiscal year 2015 are for the operation and expenses of the Washington professional educator standards board;

(ii) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are for mentor stipends provided through the alternative routes to certification program administered by the professional educator standards board, including the pipeline for paraeducators program and the retooling to teach conditional loan programs. Funding within this subsection (1)(d)(ii) is also provided for the recruiting Washington teachers program; ~~(and)~~

(iii) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the professional educator standards board to develop educator interpreter standards and identify interpreter assessments that are available to school districts. Interpreter assessments should meet the following criteria: (A) Include both written assessment and performance assessment; (B) be offered by a national organization of professional sign language interpreters and transliterators; and (C) be designed to assess performance in more than one sign system or sign language. The board shall establish a performance standard, defining what constitutes a minimum assessment result, for each educational interpreter assessment identified. The board shall publicize the standards and assessments for school district use;

(iv) \$24,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the professional educator standards board to: (A) Disseminate information about principles of language acquisition as a critical knowledge and skill for educators in support of instruction for English language learners; and (B) in conjunction with the office of the superintendent of public instruction, revise the model framework and curriculum for high school career and technical education courses related to careers in education to incorporate standards of cultural competence, new research on educator preparation, and curriculum and activities from the recruiting Washington teacher program; and

(v) \$293,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 2365 (paraeducator development). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(e) \$133,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$133,000))~~ \$266,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 240, Laws of 2010, including staffing the office of equity and civil rights.

(f) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the ongoing work of the education opportunity gap oversight and accountability committee.

(g) \$45,000 of the general fund--state appropriation for fiscal year 2014 and \$45,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 380, Laws of 2009 (enacting the interstate compact on educational opportunity for military children).

(h) \$131,000 of the general fund--state appropriation for fiscal year 2014 and \$131,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Initiative Measure No. 1240 (charter schools).

(i) \$1,826,000 of the general fund--state appropriation for fiscal year 2014 and \$1,802,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementing a comprehensive data system to include financial, student, and educator data, including development and maintenance of the comprehensive education data and research system (CEDARS).

(j) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for project citizen, a program sponsored by the national conference of state legislatures and the center for civic education to promote participation in government by middle school students.

(k) \$1,500,000 of the general fund--state appropriation for fiscal year 2014 and \$1,500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for collaborative schools for innovation and success authorized under chapter 53, Laws of 2012. The office of the superintendent of public instruction shall award \$500,000 per year in funding for each collaborative school for innovation and success selected for participation in the pilot program during 2012.

(l) \$123,000 of the general fund--state appropriation for fiscal year 2014 and \$123,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of chapter 163, Laws of 2012 (foster care outcomes). The office of the superintendent of public instruction shall annually report each December on the implementation of the state's plan of cross-system collaboration to promote educational stability and improve education outcomes of foster youth.

(m) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of chapter 178, Laws of 2012 (open K-12 education resources).

(n) \$93,000 of the general fund--state appropriation for fiscal year 2014 and \$93,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for chapter 185, Laws of 2011 (bullying prevention, which requires the office of the superintendent of public instruction to convene an ongoing workgroup on school bullying and harassment prevention. Within the amounts provided, \$140,000 is for youth suicide prevention activities.

(o) \$138,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of House Bill No. 1336 (troubled youth in school). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(p) \$68,000 of the general fund--state appropriation for fiscal year 2014 and \$14,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of House Bill No. 1134 (state-tribal education compacts). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(q) \$62,000 of the general fund--state appropriation for fiscal year 2014 and \$62,000 of the general fund--state appropriation for fiscal year 2015 are for competitive grants to school districts to increase the capacity of high schools to offer AP computer science courses. In making grant allocations, the office of the superintendent of public instruction must give priority to schools and districts in rural areas, with substantial enrollment of low-income students, and that do not offer AP computer science. School districts may apply to receive either or both of the following grants:

(i) A grant to establish partnerships to support computer science professionals from private industry serving on a voluntary basis as coinstructors along with a certificated teacher, including via synchronous video, for AP computer science courses; or

(ii) A grant to purchase or upgrade technology and curriculum needed for AP computer science, as well as provide opportunities for professional development for classroom teachers to have the requisite knowledge and skills to teach AP computer science.

(r) \$27,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of House Bill No. 1556 (cardiac arrest education).

(s) \$50,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the development of recommendations for funding integrated school nursing and outreach services. The office of the superintendent of public instruction shall collaborate with the health care authority to develop recommendations for increasing federal financial participation for providing nursing services in schools with the goals of integrating nursing and outreach services and supporting one nurse for every four-hundred fifty students in elementary schools and one nurse for every seven-hundred fifty students in secondary schools. The recommendations shall include proposals for funding training and reimbursement for nurses that provide outreach services to help eligible students enroll in apple health for kids and other social services programs. The authority and the office of the superintendent of public instruction shall provide these recommendations to the governor and the legislature by December 1, 2013.

(t) \$50,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the office of the superintendent of public instruction to contract with an organization to develop a model plan for evaluating the outcomes of state funded pilot education programs, including guidelines for standard data that must be gathered throughout any education pilot program, as well as guidance for data and evaluation methods depending on the design of the program and the target population. The contract must also include a provision to provide guidance for the evaluation of existing pilot programs.

(u) \$10,000 of the general fund--state appropriation for fiscal year 2014 and \$10,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the superintendent of public instruction to convene a committee for the selection and recognition of Washington innovative schools. The committee shall select and recognize Washington innovative schools based on the selection criteria established by the office of the superintendent of public instruction, in accordance with chapter 202, Laws of 2011 (innovation schools-- recognition) and chapter 260, Laws of 2011 (innovation schools and zones).

(v) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Mobius science center to expand mobile outreach of science, technology, engineering, and mathematics (STEM) education to students in rural, tribal, and low-income communities.

(w) \$28,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction to create a clearinghouse of research-based best practices for school districts to provide academic and nonacademic support for students while they

are subject to disciplinary action and after their reengagement in school.

(x) \$49,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction, in collaboration with the educational opportunity gap oversight and accountability committee, the professional educator standards board, colleges of education, and representatives from diverse communities and community-based organizations, to develop a content outline for professional development and training in cultural competence for school staff, which educational service districts and school districts are encouraged to use.

(y) \$117,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction to convene a task force to design a performance-based assistance and accountability system for the transitional bilingual instruction program. The office must submit a report with recommendations from the task force to the education and fiscal committees of the legislature by January 15, 2016.

(z) \$134,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction to perform on-going program reviews of alternative learning experience programs and dropout reengagement programs. Appropriations in this subsection are sufficient for the office of the superintendent of public instruction to conduct ongoing consolidated program reviews of alternative learning experience programs and dropout reengagement programs established under chapter 20, Laws of 2010. The office of the superintendent of public instruction shall include alternative learning education and dropout reengagement programs in its ongoing consolidated program reviews, as well as provide outreach and training to school districts regarding implementation of the programs. Findings from the program reviews will be used to support and prioritize the office of the superintendent of public instruction outreach and education efforts that assist school districts in implementing the programs in accordance with statute and legislative intent, as well as to support financial and performance audit work conducted by the office of the state auditor.

(aa) \$287,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Second Substitute House Bill No. 2540 (career and tech course equivalencies). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(bb) Appropriations in this section are sufficient for the office of the superintendent of public instruction to implement Second Substitute House Bill No. 2166 (students/military families).

(cc) Appropriations in this section are sufficient for the office of the superintendent of public instruction to implement Substitute House Bill No. 2536 (breakfast after the bell).

(dd) Appropriations in this section are sufficient for the office of the superintendent of public instruction to implement Engrossed Second Substitute House Bill No. 2383 (career and college readiness).

(2) \$200,000 of the performance audits of government account--state appropriation is provided solely for a one-time workload increase to address additional audit resolutions and appeals in the alternative learning experience programs.

(3) \$10,277,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$9,565,000)~~ \$9,799,000 of the general fund--state appropriation for fiscal year 2015 are for statewide programs.

(a) HEALTH AND SAFETY

(i) \$2,541,000 of the general fund--state appropriation for fiscal year 2014 and \$2,541,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a corps of nurses located at educational service districts, as determined by the superintendent of public instruction, to be dispatched to the most needy schools to provide direct care to students, health education, and training for school staff.

(ii) \$135,000 of the general fund--state appropriation for fiscal year 2014 and \$135,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a nonviolence and leadership training program provided by the institute for community leadership.

(b) TECHNOLOGY

\$1,221,000 of the general fund--state appropriation for fiscal year 2014 and \$1,221,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for K-20 telecommunications network technical support in the K-12 sector to prevent system failures and avoid interruptions in school utilization of the data processing and video-conferencing capabilities of the network. These funds may be used to purchase engineering and advanced technical support for the network.

(c) GRANTS AND ALLOCATIONS

(i) \$1,875,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$1,875,000)~~ \$2,109,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state achievers scholarship program. The funds shall be used to support community involvement officers that recruit, train, and match community volunteer mentors with students selected as achievers scholars.

(ii) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and \$1,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for contracting with a college scholarship organization with expertise in conducting outreach to students concerning eligibility for the Washington college bound scholarship consistent with chapter 405, Laws of 2007.

(iii) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and \$1,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for dropout prevention, intervention, and reengagement programs, including the jobs for America's graduates (JAG) program and the building bridges statewide program. Students in the foster care system shall be given priority by districts offering the jobs for America's graduates program.

(iv) \$2,112,000 of the general fund--state appropriation for fiscal year 2014 and \$1,400,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 340, Laws of 2011 and chapter 51, Laws of 2012. This includes the development and implementation of the Washington kindergarten inventory of developing skills (WaKIDS).

(v) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to subsidize advanced placement exam fees and international baccalaureate class fees and exam fees for low-income students. To be eligible for the subsidy, a student must be either enrolled or eligible to participate in the federal free or reduced price lunch program, and the student must have maximized the allowable federal contribution. The office of the superintendent of public instruction shall set the subsidy in an amount so that the advanced placement exam fee does not exceed \$15.00 and the combined class and exam fee for the international baccalaureate does not exceed \$14.50.

(vi) \$293,000 of the general fund--state appropriation for fiscal year 2014 and \$293,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of the superintendent of public instruction to support ~~((the dissemination of the navigation 101 curriculum to all districts))~~ district implementation of comprehensive guidance and planning programs consistent with RCW 28A.600.045.

Sec. 502. 2013 2nd sp.s. c 4 s 502 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR GENERAL APPORTIONMENT

General Fund--State Appropriation (FY 2014)	(\$5,395,289,000))
<u>\$5,386,820,000</u>	
General Fund--State Appropriation (FY 2015)	(\$5,581,336,000))
<u>\$5,571,788,000</u>	
Education Legacy Trust Account--State	
Appropriation	(\$328,563,000))
<u>\$410,655,000</u>	
TOTAL APPROPRIATION	(\$11,305,188,000))
<u>\$11,369,263,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b) For the 2013-14 and 2014-15 school years, the superintendent shall allocate general apportionment funding to school districts as provided in the funding formulas and salary schedules in sections 502 and 503 of this act, excluding (c) of this subsection.

(c) From July 1, 2013, to August 31, 2013, the superintendent shall allocate general apportionment funding to school districts programs as provided in sections 502 and 503, chapter 50, Laws of 2011 1st sp. sess., as amended.

(d) The enrollment of any district shall be the annual average number of full-time equivalent students and part-time students as provided in RCW 28A.150.350, enrolled on the fourth day of school in September and on the first school day of each month October through June, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. Any school district concluding its basic education program in May must report the enrollment of the last school day held in May in lieu of a June enrollment.

(2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

Allocations for certificated instructional staff salaries for the 2013-14 and 2014-15 school years are determined using formula-generated staff units calculated pursuant to this subsection.

(a) Certificated instructional staff units, as defined in RCW 28A.150.410, shall be allocated to reflect the minimum class size allocations, requirements, and school prototypes assumptions as provided in RCW 28A.150.260, except that the allocation for guidance counselors in a middle school shall be 1.216 and the allocation for guidance counselors in a high school shall be 2.009, which enhancements are within the program of basic education. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent student enrollment in each grade.

(b) Additional certificated instructional staff units provided in this subsection (2) that exceed the minimum requirements in RCW 28A.150.260 are enhancements outside the program of basic education, except as otherwise provided in this section.

(c)(i) The superintendent shall base allocations for each level of prototypical school on the following regular education average class size of full-time equivalent students per teacher, except as provided in (c)(ii) of this subsection:

General education class size:

Grade	RCW 28A.150.260	2013-14 School Year	2014-15 School Year
Grades K-3		25.23	25.23
Grade 4		27.00	27.00
Grades 5-6		27.00	27.00
Grades 7-8		28.53	28.53
Grades 9-12		28.74	28.74

The superintendent shall base allocations for career and technical education (CTE) and skill center programs average class size as provided in RCW 28A.150.260.

(ii) For each level of prototypical school at which more than fifty percent of the students were eligible for free and reduced-price meals in the prior school year, the superintendent shall allocate funding based on the following average class size of full-time equivalent students per teacher:

(A) General education class size in high poverty schools:

Grade	RCW 28A.150.260
Grade 2	24.10
Grade 3	24.10

Grade 4	27.00
Grades 5-6	27.00
Grades 7-8	28.53
Grades 9-12	28.74

(B) For grades K-1, class size of 20.85 is provided for high poverty schools for the 2013-14 school year;

(C) For grades K through 1, the superintendent shall, at a minimum, allocate funding to high-poverty schools for the 2014-15 school year based on an average class size of 24.10 full-time equivalent students per teacher. The superintendent shall provide enhanced funding for class size reduction in grades K through 1 to the extent of, and proportionate to, the school's demonstrated actual average class size up to a class size of 20.30 full-time equivalent students per teacher. The office of the superintendent of public instruction shall develop rules to implement the enhanced funding authorized under (ii)(C) of this subsection and shall distribute draft rules for review no later than December 1, 2013. The office of the superintendent of public instruction shall report the draft rules and proposed methodology to the governor and the appropriate policy and fiscal committees of the legislature by December 1, 2013.

(D) The enhancement in this subsection (2)(c)(ii) is within the program of basic education.

(iii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher planning period, expressed as a percentage of a teacher work day, is:

~~(A) 13.42 percent in grades K-6(, and 16.67 percent in grades 7-12; and) for the 2013-14 and 2014-15 school years; and~~
(B) 16.67 percent in grades 7-12 for the 2013-14 school year, and 22.14 percent in grades 7-12 for the 2014-15 school year. The enhancement in this subsection (2)(c)(iii)(B) is within the program of basic education and is sufficient to fund increased instructional hours under 28A.150.220(2)(a). School districts shall implement the increased instructional hours for the program of basic education required under the provisions of RCW 28A.150.220(2)(a) beginning with the 2014-15 school year.

(iv) Laboratory science, advanced placement, and international baccalaureate courses are funded at the same class size assumptions as general education schools in the same grade; and

(d)(i) Funding for teacher librarians, school nurses, social workers, school psychologists, and guidance counselors is allocated based on the school prototypes as provided in RCW 28A.150.260 and (a) of this subsection and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii) Students in approved career and technical education and skill center programs generate certificated instructional staff units to provide for the services of teacher librarians, school nurses, social workers, school psychologists, and guidance counselors at the following combined rate per 1000 students:

Career and Technical Education students.....	2.02 per 1000 student FTE's
Skill Center students	2.36 per 1000 student FTE's

(3) ADMINISTRATIVE STAFF ALLOCATIONS

(a) Allocations for school building-level certificated administrative staff salaries for the 2013-14 and 2014-15 school years for general education students are determined using the formula generated staff units calculated pursuant to this subsection. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent enrollment in each grade. The following prototypical school values shall determine the allocation for principals, assistance principals, and other certificated building level administrators:

Prototypical School Building:

Elementary School	1.253
Middle School	1.353
High School	1.880

(b) Students in approved career and technical education and skill center programs generate certificated school building-level administrator staff units at per student rates that are a multiple of the general education rate in (a) of this subsection by the following factors: Career and Technical Education students 1.025
 Skill Center students 1.198

(4) CLASSIFIED STAFF ALLOCATIONS

Allocations for classified staff units providing school building- level and district-wide support services for the 2013-14 and 2014-15 school years are determined using the formula-generated staff units provided in RCW 28A.150.260, and adjusted based on each district's annual average full-time equivalent student enrollment in each grade, except that the allocation for parent involvement coordinators in an elementary school shall be 0.0825, which enhancement is within the program of basic education.

(5) CENTRAL OFFICE ALLOCATIONS

In addition to classified and administrative staff units allocated in subsections (3) and (4) of this section, classified and administrative staff units are provided for the 2013-14 and 2014-15 school year for the central office administrative costs of operating a school district, at the following rates:

(a) The total central office staff units provided in this subsection (5) are calculated by first multiplying the total number of eligible certificated instructional, certificated administrative, and classified staff units providing school-based or district-wide support services, as identified in RCW 28A.150.260(6)(b), by 5.3 percent.

(b) Of the central office staff units calculated in (a) of this subsection, 74.53 percent are allocated as classified staff units, as generated in subsection (4) of this section, and 25.47 percent shall be allocated as administrative staff units, as generated in subsection (3) of this section.

(c) Staff units generated as enhancements outside the program of basic education to the minimum requirements of RCW 28A.150.260, and staff units generated by skill center and career-technical students, are excluded from the total central office staff units calculation in (a) of this subsection.

(d) For students in approved career-technical and skill center programs, central office classified units are allocated at the same staff unit per student rate as those generated for general education students of the same grade in this subsection (5), and central office administrative staff units are allocated at staff unit per student rates that exceed the general education rate established for students in the same grade in this subsection (5) by 1.71 percent in the 2013-14 school year and ~~((2.00))~~ 1.99 percent in the 2014-15 school year for career and technical education students, and ~~((21.60))~~ 21.57 percent in the 2013-14 school year and ~~((15.98))~~ 16.00 percent in the 2014-15 school year for skill center students.

(6) FRINGE BENEFIT ALLOCATIONS

Fringe benefit allocations shall be calculated at a rate of 18.68 percent in the 2013-14 school year and 18.68 percent in the 2014-15 school year for certificated salary allocations provided under subsections (2), (3), and (5) of this section, and a rate of 20.95 percent in the 2013-14 school year and 20.95 percent in the 2014-15 school year for classified salary allocations provided under subsections (4) and (5) of this section.

(7) INSURANCE BENEFIT ALLOCATIONS

Insurance benefit allocations shall be calculated at the maintenance rate specified in section 504 of this act, based on the number of benefit units determined as follows:

(a) The number of certificated staff units determined in subsections (2), (3), and (5) of this section; and

(b) The number of classified staff units determined in subsections (4) and (5) of this section multiplied by 1.152. This factor is intended to adjust allocations so that, for the purposes of distributing insurance benefits, full-time equivalent classified employees may be calculated on the basis of 1440 hours of work per year, with no individual employee counted as more than one full-time equivalent.

(8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

Funding is allocated per annual average full-time equivalent student for the materials, supplies, and operating costs (MSOC) incurred by school districts, consistent with the requirements of RCW 28A.150.260.

(a) MSOC funding for general education students are allocated at the following per student rates:

MSOC RATES/STUDENT FTE

MSOC Component	2013-14 SCHOOL YEAR	2014-15 SCHOOL YEAR
Technology	\$77.46	((82.16)) <u>\$89.13</u>
Utilities and Insurance	\$210.46	((223.23)) <u>\$242.18</u>
Curriculum and Textbooks	\$83.17	((88.21)) <u>\$95.69</u>
Other Supplies and Library Materials	\$176.56	((187.27)) <u>\$203.16</u>
Instructional Professional Development for Certificated and Classified Staff	\$12.86	((13.64)) <u>\$14.80</u>
Facilities Maintenance	\$104.27	((110.59)) <u>\$119.97</u>
Security and Central Office	\$72.24	((76.62)) <u>\$83.12</u>
TOTAL BASIC EDUCATION MSOC/STUDENT FTE	\$737.02	((781.72)) <u>\$848.04</u>

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,244.25 for the 2013-14 school year and ~~((1,262.92))~~ \$1,260.41 for the 2014-15 school year.

(c) Students in approved exploratory and preparatory career and technical education programs generate a per student MSOC allocation of \$1,399.30 for the 2013-14 school year and ~~((1,420.29))~~ \$1,417.48 for the 2014-15 school year.

(d) Students in laboratory science courses generate per student FTE MSOC allocations which equal the per student FTE rate for general education students established in (a) of this subsection.

(9) SUBSTITUTE TEACHER ALLOCATIONS

For the 2013-14 and 2014-15 school years, funding for substitute costs for classroom teachers is based on four (4) funded substitute days per classroom teacher unit generated under subsection (2) of this section, at a daily substitute rate of \$151.86.

(10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

(a) Amounts provided in this section from July 1, 2013, to August 31, 2013, are adjusted to reflect provisions of chapter 34, Laws of 2011 1st sp. sess. (allocation of funding for students enrolled in alternative learning experiences).

(b) Amounts provided in this section beginning September 1, 2013, are adjusted to reflect modifications to alternative learning experience courses in Engrossed Substitute Senate Bill No. 5946 (student educational outcomes).

(c) The superintendent of public instruction shall require all districts receiving general apportionment funding for alternative learning experience (ALE) programs as defined in WAC 392-121-182 to provide separate financial accounting of expenditures for the ALE programs offered in district or with a provider, including but not limited to private companies and multidistrict cooperatives, as well as accurate, monthly headcount and FTE enrollment claimed for basic education, including separate counts of resident and nonresident students.

(11) DROPOUT REENGAGEMENT PROGRAM

The superintendent shall adopt rules to require students claimed for general apportionment funding based on enrollment in dropout reengagement programs authorized under RCW 28A.175.100 through 28A.175.115 to meet requirements for at least weekly minimum instructional contact, starting with the 2014-15 school year. Districts must also provide separate financial accounting of expenditures for the programs offered by the district or under contract with a provider, as well as accurate monthly headcount and full-time equivalent enrollment claimed for basic education, including separate enrollment counts of resident and nonresident students.

(12) VOLUNTARY FULL DAY KINDERGARTEN PROGRAMS

Funding in this section is sufficient to fund voluntary full day kindergarten programs in qualifying high poverty schools, pursuant to RCW 28A.150.220 and 28A.150.315. Each kindergarten student who enrolls for the voluntary full-day program in a qualifying school shall count as one-half of one full-time equivalent student for purpose of making allocations under this section. Funding in this section provides full-day kindergarten programs for 43.75 percent of kindergarten enrollment in the 2013-14 school year and 43.75 percent in the 2014-15 school year, which enhancement is within the program of basic education.

~~((12) INCREASED INSTRUCTIONAL HOURS FOR GRADES SEVEN THROUGH TWELVE~~

~~(a) School districts shall implement the increased instructional hours for the instructional program of basic education required under the provisions of RCW 28A.150.220(2)(a) beginning with the 2014-15 school year, which enhancement is within the program of basic education.~~

~~(b) Amounts provided in this section are sufficient to fund increased instructional hours in grades seven through twelve. For the 2014-15 school year, the superintendent shall allocate funding to school districts for increased instructional hours. In calculating the allocations, the superintendent shall assume the following averages: (a) Additional instruction of 2.2222 hours per week per full-time equivalent student in grades seven through twelve in school year 2014-15; (b) the general education average class sizes specified in section 502(2)(c); (c) 36 instructional weeks per year; (d) 900 instructional hours per teacher; and (e) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.)~~

(13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND NECESSARY PLANTS

For small school districts and remote and necessary school plants within any district which have been judged to be remote and necessary by the superintendent of public instruction, additional staff units are provided to ensure a minimum level of staffing support. Additional administrative and certificated instructional staff units provided to districts in this subsection shall be reduced by the general education staff units, excluding career and technical education and skills center enhancement units, otherwise provided in subsections (2) through (5) of this section on a per district basis.

(a) For districts enrolling not more than twenty-five average annual full-time equivalent students in grades K-8, and for small school plants within any school district which have been judged to be remote and necessary by the superintendent of public instruction and enroll not more than twenty-five average annual full-time equivalent students in grades K-8:

(i) For those enrolling no students in grades 7 and 8, 1.76 certificated instructional staff units and 0.24 certificated administrative staff units for enrollment of not more than five students, plus one-twentieth of a certificated instructional staff unit for each additional student enrolled; and

(ii) For those enrolling students in grades 7 or 8, 1.68 certificated instructional staff units and 0.32 certificated administrative staff units for enrollment of not more than five students, plus one-tenth of a certificated instructional staff unit for each additional student enrolled;

(b) For specified enrollments in districts enrolling more than twenty-five but not more than one hundred average annual full-time equivalent students in grades K-8, and for small school plants within any school district which enroll more than twenty-five average annual full-time equivalent students in grades K-8 and have been judged to be remote and necessary by the superintendent of public instruction:

(i) For enrollment of up to sixty annual average full-time equivalent students in grades K-6, 2.76 certificated instructional staff units and 0.24 certificated administrative staff units; and

(ii) For enrollment of up to twenty annual average full-time equivalent students in grades 7 and 8, 0.92 certificated instructional staff units and 0.08 certificated administrative staff units;

(c) For districts operating no more than two high schools with enrollments of less than three hundred average annual full-time equivalent students, for enrollment in grades 9-12 in each such school, other than alternative schools, except as noted in this subsection:

(i) For remote and necessary schools enrolling students in any grades 9-12 but no more than twenty-five average annual full-time equivalent students in grades K-12, four and one-half certificated instructional staff units and one-quarter of a certificated administrative staff unit;

(ii) For all other small high schools under this subsection, nine certificated instructional staff units and one-half of a certificated administrative staff unit for the first sixty average annual full-time equivalent students, and additional staff units based on a ratio of 0.8732 certificated instructional staff units and 0.1268 certificated administrative staff units per each additional forty-three and one-half average annual full-time equivalent students;

(iii) Districts receiving staff units under this subsection shall add students enrolled in a district alternative high school and any grades nine through twelve alternative learning experience programs with the small high school enrollment for calculations under this subsection;

(d) For each nonhigh school district having an enrollment of more than seventy annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-8 program or a grades 1-8 program, an additional one-half of a certificated instructional staff unit;

(e) For each nonhigh school district having an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-6 program or a grades 1-6 program, an additional one-half of a certificated instructional staff unit;

(f)(i) For enrollments generating certificated staff unit allocations under (a) through (e) of this subsection, one classified staff unit for each 2.94 certificated staff units allocated under such subsections;

(ii) For each nonhigh school district with an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, an additional one-half of a classified staff unit; and

(g) School districts receiving additional staff units to support small student enrollments and remote and necessary plants under this subsection (12) shall generate additional MSOC allocations consistent with the nonemployee related costs (NERC) allocation formula in place for the 2010-11 school year as provided section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually for inflation.

(14) Any school district board of directors may petition the superintendent of public instruction by submission of a resolution adopted in a public meeting to reduce or delay any portion of its basic education allocation for any school year. The superintendent of public instruction shall approve such reduction or delay if it does not impair the district's financial condition. Any delay shall not be for more than two school years. Any reduction or delay shall have no impact on levy authority pursuant to RCW 84.52.0531 and local effort assistance pursuant to chapter 28A.500 RCW.

(15) The superintendent may distribute funding for the following programs outside the basic education formula during fiscal years 2014 and 2015 as follows:

(a) \$605,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$614,000)~~) \$613,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for fire protection for school districts located in a fire protection district as now or hereafter established pursuant to chapter 52.04 RCW.

(b) \$436,000 of the general fund--state appropriation for fiscal year 2014 and \$436,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for programs providing skills training for secondary students who are enrolled in extended day school-to-work programs, as approved by the superintendent of public instruction. The funds shall be allocated at a rate not to exceed \$500 per full-time equivalent student enrolled in those programs.

(16) \$214,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$217,000)~~) \$216,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for school district emergencies as certified by the superintendent of public instruction. At the close of the fiscal year the superintendent of public instruction shall report to the office of financial management and the appropriate fiscal committees of the legislature on the allocations provided to districts and the nature of the emergency.

(17) Funding in this section is sufficient to fund a maximum of 1.6 FTE enrollment for skills center students pursuant to chapter 463, Laws of 2007.

(18) Students participating in running start programs may be funded up to a combined maximum enrollment of 1.2 FTE including school district and institution of higher education enrollment. In calculating the combined 1.2 FTE, the office of the superintendent of public instruction may average the participating student's September through June enrollment to account for differences in the start and end dates for courses provided by the high school and higher education institution. Additionally, the office of the superintendent of public instruction, in consultation with the state board for community and technical colleges, the student achievement council, and the education data center, shall annually track and report to the fiscal committees of the legislature on the combined FTE experience of students participating in the running start program, including course load analyses at both the high school and community and technical college system.

(19) If two or more school districts consolidate and each district was receiving additional basic education formula staff units pursuant to subsection (12) of this section, the following apply:

(a) For three school years following consolidation, the number of basic education formula staff units shall not be less than the number of basic education formula staff units received by the districts in the school year prior to the consolidation; and

(b) For the fourth through eighth school years following consolidation, the difference between the basic education formula staff units received by the districts for the school year prior to consolidation and the basic education formula staff units after consolidation pursuant to subsection (12) of this section shall be reduced in increments of twenty percent per year.

(20)(a) Indirect cost charges by a school district to approved career and technical education middle and secondary programs shall not exceed 15 percent of the combined basic education and career and technical education program enhancement allocations of state funds. Middle and secondary career and technical education programs are considered separate programs for funding and financial reporting purposes under this section.

(b) Career and technical education program full-time equivalent enrollment shall be reported on the same monthly basis as the enrollment for students eligible for basic support, and payments shall be adjusted for reported career and technical education program enrollments on the same monthly basis as those adjustments for enrollment for students eligible for basic support.

(21) Appropriations in this section are sufficient for the office of the superintendent of public instruction to implement House Bill No. 2207 (basic education funding).

Sec. 503. 2013 2nd sp.s. c 4 s 505 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PUPIL TRANSPORTATION

General Fund--State Appropriation (FY 2014)	(\$365,120,000)
<u>\$365,048,000</u>	
General Fund--State Appropriation (FY 2015)	(\$427,408,000)
<u>\$429,312,000</u>	
TOTAL APPROPRIATION.....	(\$792,528,000)
<u>\$794,360,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school district programs for the transportation of eligible students as provided in RCW 28A.160.192. Funding in this section for school year 2014-15 constitutes full implementation of RCW 28A.160.192, which enhancement is within the program of basic education. Students are considered eligible only if meeting the definitions provided in RCW 28A.160.160.

(b) For the 2014-15 school year, the superintendent shall allocate funding for approved and operating charter schools as provided in RCW 28A.710.220(3). Per-student allocations for pupil transportation must be calculated using the allocation for the previous school year to the school district in which the charter school is located and the total number of students in the district, and must be distributed to the charter school based on the total number of students enrolled.

~~((b))~~ (c) From July 1, 2013 to August 31, 2013, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 505, chapter 50, Laws of 2011 1st sp. sess., as amended.

(3) \$558,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for pupil transportation expected cost funding formula adjustments as provided under this subsection. School districts whose efficiency rating is at least ninety-five percent and whose actual prior year costs exceed the expected cost allocations provided through the pupil transportation funding formula due to exceptional circumstances may apply to the superintendent of public instruction to receive a supplemental funding adjustments for a one- year period to offset the excess costs in whole or in part. The superintendent shall adopt criteria for review of applications, which may include exceptional issues related to geography, student demographics, or other one-time circumstances that are not otherwise addressed in the expected cost model. Differences in costs related to district philosophy, service delivery choice, or accounting practices are not a legitimate basis for transportation adjustments. School districts that receive adjustments under this subsection are not guaranteed adjustments in future years and must reapply. Adjustments may not exceed the total appropriation provided in this subsection for fiscal year 2015.

~~((3))~~ (4) A maximum of \$892,000 of this fiscal year 2014 appropriation and a maximum of \$892,000 of the fiscal year 2015 appropriation may be expended for regional transportation coordinators and related activities. The transportation coordinators shall ensure that data submitted by school districts for state transportation funding shall, to the greatest extent practical, reflect the actual transportation activity of each district.

~~((4))~~ (5) The office of the superintendent of public instruction shall provide reimbursement funding to a school district for school bus purchases only after the superintendent of public instruction determines that the school bus was purchased from the list established pursuant to RCW 28A.160.195(2) or a comparable competitive bid process based on the lowest price quote based on similar bus categories to those used to establish the list pursuant to RCW 28A.160.195.

~~((5))~~ (6) The superintendent of public instruction shall base depreciation payments for school district buses on the pre-sales tax five-year average of lowest bids in the appropriate category of bus. In the final year on the depreciation schedule, the depreciation payment shall be based on the lowest bid in the appropriate bus category for that school year.

~~((6))~~ (7) Funding levels in this section reflect waivers granted by the state board of education for four-day school weeks as allowed under RCW 28A.305.141.

~~((7))~~ (8) The office of the superintendent of public instruction shall annually disburse payments for bus depreciation in August.

Sec. 504. 2013 2nd sp.s. c 4 s 506 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL FOOD SERVICE PROGRAMS

General Fund--State Appropriation (FY 2014)	\$7,111,000
General Fund--State Appropriation (FY 2015)	\$7,111,000
General Fund--Federal Appropriation	(\$473,326,000)
<u>\$501,326,000</u>	
TOTAL APPROPRIATION.....	(\$487,548,000)
<u>\$515,548,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$7,111,000 of the general fund--state appropriation for fiscal year 2014 and \$7,111,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state matching money for federal child nutrition programs, and may support the meals for kids program through the following allowable uses:

- (a) Elimination of breakfast copays for eligible public school students and lunch copays for eligible public school students in grades kindergarten through third grade who are eligible for reduced price lunch;
- (b) Assistance to school districts and authorized public and private nonprofit organizations for supporting summer food service programs, and initiating new summer food service programs in low-income areas;
- (c) Reimbursements to school districts for school breakfasts served to students eligible for free and reduced price lunch, pursuant to chapter 287, Laws of 2005; and
- (d) Assistance to school districts in initiating and expanding school breakfast programs.

The office of the superintendent of public instruction shall report annually to the fiscal committees of the legislature on annual expenditures in (a), (b), and (c) of this subsection.

Sec. 505. 2013 2nd sp.s. c 4 s 507 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SPECIAL EDUCATION PROGRAMS

General Fund--State Appropriation (FY 2014)	(\$702,149,000)
<u>\$693,894,000</u>	
General Fund--State Appropriation (FY 2015)	(\$738,043,000)
<u>\$731,244,000</u>	
General Fund--Federal Appropriation	(\$462,022,000)
<u>\$476,122,000</u>	
Education Legacy Trust Account--State Appropriation	(\$46,151,000)
<u>\$56,122,000</u>	

TOTAL APPROPRIATION.....(~~\$1,948,365,000~~)
\$1,957,382,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts shall ensure that special education students as a class receive their full share of the general apportionment allocation accruing through sections 502 and 504 of this act. To the extent a school district cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment allocation, it shall provide services through the special education excess cost allocation funded in this section.

(2)(a) The superintendent of public instruction shall ensure that:

- (i) Special education students are basic education students first;
- (ii) As a class, special education students are entitled to the full basic education allocation; and
- (iii) Special education students are basic education students for the entire school day.

(b) The superintendent of public instruction shall continue to implement the full cost method of excess cost accounting, as designed by the committee and recommended by the superintendent, pursuant to section 501(1)(k), chapter 372, Laws of 2006.

(3) Each fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(4)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school district programs for special education students as provided in RCW 28A.150.390, except that the calculation of the base allocation also includes allocations for increased instructional hours (~~for grades seven through twelve~~) as provided under section 502(~~(12)(b), which enhancement is~~) (2)(c)(iii)(B); allocations for parent involvement coordinators in prototypical elementary schools as provided under section 502(4); and guidance counselors in prototypical middle and high schools as provided under section 502(2)(a), which enhancements are within the program of basic education.

(b) From July 1, 2013 to August 31, 2013, the superintendent shall allocate funding to school district programs for special education students as provided in section 507, chapter 50, Laws of 2011 1st sp. sess., as amended.

(5) The following applies throughout this section: The definitions for enrollment and enrollment percent are as specified in RCW 28A.150.390(3). Each district's general fund--state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 12.7 percent.

(6) At the request of any interdistrict cooperative of at least 15 districts in which all excess cost services for special education students of the districts are provided by the cooperative, the maximum enrollment percent shall be calculated in accordance with RCW 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate rather than individual district units. For purposes of this subsection, the average basic education allocation per full-time equivalent student shall be calculated in the aggregate rather than individual district units.

(7) (~~(\$22,263,000)~~) \$17,578,000 of the general fund--state appropriation for fiscal year 2014, (~~(\$34,392,000)~~) \$29,948,000 of the general fund--state appropriation for fiscal year 2015, and \$29,574,000 of the general fund--federal appropriation are provided solely for safety net awards for districts with demonstrated needs for special education funding beyond the amounts provided in subsection (4) of this section. If the federal safety net awards based on the federal eligibility threshold exceed the federal appropriation in this subsection (7) in any fiscal year, the superintendent shall expend all available federal discretionary funds necessary to meet this need. At the conclusion of each school year, the superintendent shall recover safety net funds that were distributed prospectively but for which districts were not subsequently eligible.

(a) For the 2013-14 and 2014-15 school years, safety net funds shall be awarded by the state safety net oversight committee as provided in section 109(1) chapter 548, Laws of 2009 (ESHB 2261).

(b) The office of the superintendent of public instruction shall make award determinations for state safety net funding in August of each school year. Determinations on school district eligibility for state safety net awards shall be based on analysis of actual expenditure data from the current school year.

(8) A maximum of \$678,000 may be expended from the general fund-- state appropriations to fund 5.43 full-time equivalent teachers and 2.1 full-time equivalent aides at children's orthopedic hospital and medical center. This amount is in lieu of money provided through the home and hospital allocation and the special education program.

(9) The superintendent shall maintain the percentage of federal flow-through to school districts at 85 percent. In addition to other purposes, school districts may use increased federal funds for high- cost students, for purchasing regional special education services from educational service districts, and for staff development activities particularly relating to inclusion issues.

(10) A school district may carry over from one year to the next year up to 10 percent of the general fund--state funds allocated under this program; however, carryover funds shall be expended in the special education program.

(11) \$252,000 of the general fund--state appropriation for fiscal year 2014 and \$252,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for two additional full-time equivalent staff to support the work of the safety net committee and to provide training and support to districts applying for safety net awards.

(12) \$50,000 of the general fund--state appropriation for fiscal year 2014(~~(\$50,000 of the general fund--state appropriation for fiscal year 2015,))~~ and (~~(\$100,000)~~) \$50,000 of the general fund-- federal appropriation shall be expended to support a special education ombudsman program within the office of superintendent of public instruction.

(13) Beginning in fiscal year 2015, the superintendent of public instruction must enter into an interagency agreement with the office of the education ombuds to provide special education ombuds services. Up to \$50,000 of the general fund--federal appropriation may be used for this purpose.

Sec. 506. 2013 2nd sp.s. c 4 s 508 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR EDUCATIONAL SERVICE DISTRICTS

General Fund--State Appropriation (FY 2014)(~~(\$8,143,000)~~)
\$8,121,000

General Fund--State Appropriation (FY 2015)(~~(\$8,151,000)~~)
\$8,224,000

TOTAL APPROPRIATION.....(~~(\$16,294,000)~~)
\$16,345,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

(2) Funding within this section is provided for regional professional development related to mathematics and science curriculum and instructional strategies aligned with common core state standards and next generation science standards. Funding shall be distributed among the educational service districts in the same proportion as distributions in the 2007-2009 biennium. Each educational service district shall use this funding solely for salary and benefits for a certificated instructional staff with expertise in the appropriate subject matter and in professional development delivery, and for travel, materials, and other expenditures related to providing regional professional development support.

(3) The educational service districts, at the request of the state board of education pursuant to RCW 28A.310.010 and 28A.305.130, may receive and screen applications for school accreditation, conduct school accreditation site visits pursuant to state board of education rules, and submit to the state board of education post-site visit recommendations for school accreditation. The educational service districts may assess a cooperative service fee to recover actual plus reasonable indirect costs for the purposes of this subsection.

(4) \$100,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for educational service district no. 101 to design, develop, and implement an authentic-learning crowdsourcing platform prototype.

Sec. 507. 2013 2nd sp.s. c 4 s 509 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR LOCAL EFFORT ASSISTANCE

General Fund--State Appropriation (FY 2014)	((<u>\$311,174,000</u>))
<u>\$311,882,000</u>	
General Fund--State Appropriation (FY 2015)	((<u>\$335,533,000</u>))
<u>\$340,444,000</u>	
TOTAL APPROPRIATION.....	((<u>\$646,707,000</u>))
<u>\$652,326,000</u>	

The appropriations in this section are subject to the following conditions and limitations: For purposes of RCW 84.52.0531, the increase per full-time equivalent student is 4.914 percent from the 2012-13 school year to the 2013-14 school year and 4.914 percent from the 2013-14 school year to the 2014-15 school year.

Sec. 508. 2013 2nd sp.s. c 4 s 510 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR INSTITUTIONAL EDUCATION PROGRAMS

General Fund--State Appropriation (FY 2014)	((<u>\$15,291,000</u>))
<u>\$13,968,000</u>	
General Fund--State Appropriation (FY 2015)	((<u>\$15,493,000</u>))
<u>\$13,964,000</u>	
TOTAL APPROPRIATION.....	((<u>\$30,784,000</u>))
<u>\$27,932,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund--state fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2) State funding provided under this section is based on salaries and other expenditures for a 220-day school year. The superintendent of public instruction shall monitor school district expenditure plans for institutional education programs to ensure that districts plan for a full-time summer program.

(3) State funding for each institutional education program shall be based on the institution's annual average full-time equivalent student enrollment. Staffing ratios for each category of institution shall remain the same as those funded in the 1995-97 biennium.

(4) The funded staffing ratios for education programs for juveniles age 18 or less in department of corrections facilities shall be the same as those provided in the 1997-99 biennium.

(5) (~~(\$1,070,000)~~) \$569,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$1,070,000)~~) \$569,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to maintain at least one certificated instructional staff and related support services at an institution whenever the K-12 enrollment is not sufficient to support one full-time equivalent certificated instructional staff to furnish the educational program. The following types of institutions are included: Residential programs under the department of social and health services for developmentally disabled juveniles, programs for juveniles under the department of corrections, programs for juveniles under the juvenile rehabilitation administration, and programs for juveniles operated by city and county jails.

(6) Ten percent of the funds allocated for each institution may be carried over from one year to the next.

Sec. 509. 2013 2nd sp.s. c 4 s 511 (uncodified) is amended to read as follows:

FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS

General Fund--State Appropriation (FY 2014)	((<u>\$9,555,000</u>))
<u>\$9,539,000</u>	
General Fund--State Appropriation (FY 2015)	((<u>\$9,677,000</u>))
<u>\$9,685,000</u>	
TOTAL APPROPRIATION.....	((<u>\$19,232,000</u>))
<u>\$19,224,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school district programs for highly capable students as provided in RCW 28A.150.260(10)(c). In calculating the allocations, the superintendent shall assume the following: (i) Additional

instruction of 2.1590 hours per week per funded highly capable program student; (ii) fifteen highly capable program students per teacher; (iii) 36 instructional weeks per year; (iv) 900 instructional hours per teacher; and (v) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.

(b) From July 1, 2013, to August 31, 2013, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 511, chapter 50, Laws of 2011 1st sp. sess., as amended.

(3) \$85,000 of the general fund--state appropriation for fiscal year 2014 and \$85,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the centrum program at Fort Worden state park.

Sec. 510. 2013 2nd sp.s. c 4 s 512 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR MISCELLANEOUS--NO CHILD LEFT BEHIND ACT

General Fund--Federal Appropriation ((~~\$4,052,000~~))
\$4,302,000

Sec. 511. 2013 2nd sp.s. c 4 s 513 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--EDUCATION REFORM PROGRAMS

General Fund--State Appropriation (FY 2014) ((~~\$121,840,000~~))
\$114,798,000

General Fund--State Appropriation (FY 2015) ((~~\$104,524,000~~))
\$101,692,000

General Fund--Federal Appropriation ((~~\$206,234,000~~))
\$217,834,000

General Fund--Private/Local Appropriation..... \$4,002,000

Education Legacy Trust Account--State Appropriation..... \$1,599,000

TOTAL APPROPRIATION..... ((~~\$438,199,000~~))

\$439,925,000

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) ((~~\$44,575,000~~)) \$38,031,000 of the general fund--state appropriation for fiscal year 2014, ((~~\$27,134,000~~)) \$23,131,000 of the general fund--state appropriation for fiscal year 2015, \$1,350,000 of the education legacy trust account--state appropriation, and \$15,868,000 of the general fund--federal appropriation are provided solely for development and implementation of the Washington state assessment system, including: (i) Development and implementation of retake assessments for high school students who are not successful in one or more content areas and (ii) development and implementation of alternative assessments or appeals procedures to implement the certificate of academic achievement. The superintendent of public instruction shall report quarterly on the progress on development and implementation of alternative assessments or appeals procedures. Within these amounts, the superintendent of public instruction shall contract for the early return of 10th grade student assessment results, on or around June 10th of each year. State funding to districts shall be limited to one collection of evidence payment per student, per content-area assessment.

(b) The superintendent of public instruction shall modify the statewide student assessment system and implement assessments developed with a multistate consortium beginning in the 2014-15 school year to assess student proficiency on the standards adopted under RCW 28A.655.071 and including the provisions of House Bill No. 1450.

(2) \$356,000 of the general fund--state appropriation for fiscal year 2014 and \$356,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state leadership and assistance for science education reform (LASER) regional partnership activities coordinated at the Pacific science center, including instructional material purchases, teacher and principal professional development, and school and community engagement events.

(3) \$5,851,000 of the general fund--state appropriation for fiscal year 2014 and \$3,935,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of a new performance-based evaluation for certificated educators and other activities as provided in chapter 235, Laws of 2010 (education reform) and chapter 35, Laws of 2012 (certificated employee evaluations).

(4)(a) ((~~\$45,263,000~~)) \$44,879,000 of the general fund--state appropriation for fiscal year 2014 and ((~~\$49,673,000~~)) \$48,746,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations:

(i) For national board certified teachers, a bonus of \$5,090 per teacher in the 2013-14 and 2014-15 school years;

(ii) An additional \$5,000 annual bonus shall be paid to national board certified teachers who teach in either: (A) High schools where at least 50 percent of student headcount enrollment is eligible for federal free or reduced price lunch, (B) middle schools where at least 60 percent of student headcount enrollment is eligible for federal free or reduced price lunch, or (C) elementary schools where at least 70 percent of student headcount enrollment is eligible for federal free or reduced price lunch;

(iii) The superintendent of public instruction shall adopt rules to ensure that national board certified teachers meet the qualifications for bonuses under (a)(ii) of this subsection for less than one full school year receive bonuses in a pro-rated manner. All bonuses in (a)(i) and (ii) of this subsection will be paid in July of each school year. Bonuses in (a)(i) and (ii) of this subsection shall be reduced by a factor of 40 percent for first year NBPTS certified teachers, to reflect the portion of the instructional school year they are certified; and

(iv) During the 2013-14 and 2014-15 school years, and within available funds, certificated instructional staff who have met the eligibility requirements and have applied for certification from the national board for professional teaching standards may receive a conditional loan of two thousand dollars or the amount set by the office of the superintendent of public instruction to contribute toward the current assessment fee, not including the initial up-front candidacy payment. The fee shall be an advance on the first annual bonus under RCW 28A.405.415. The conditional loan is provided in addition to compensation received under a district's salary schedule and shall not be included in calculations of a district's average salary and associated salary limitation under RCW 28A.400.200. Recipients who fail to receive certification after three years are required to repay the conditional loan. The office of the superintendent of public instruction shall adopt rules to define the terms for initial grant of the assessment fee and repayment, including applicable fees. To the extent necessary, the superintendent may use revenues from the repayment of conditional loan scholarships to ensure payment of all national board bonus payments required by this section in each school year.

(5) \$477,000 of the general fund--state appropriation for fiscal year 2014 and \$477,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the leadership internship program for superintendents, principals, and program administrators.

(6) \$950,000 of the general fund--state appropriation for fiscal year 2014 and \$950,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington reading corps. The superintendent shall allocate reading corps members to low- performing schools and school districts that are implementing comprehensive, proven, research-based reading programs. Two or more schools may combine their Washington reading corps programs.

(7) \$810,000 of the general fund--state appropriation for fiscal year 2014 and \$810,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the development of a leadership academy for school principals and administrators. The superintendent of public instruction shall contract with an independent organization to operate a state-of-the-art education leadership academy that will be accessible throughout the state. Semiannually the independent organization shall report on amounts committed by foundations and others to support the development and implementation of this program. Leadership academy partners shall include the state level organizations for school administrators and principals, the superintendent of public instruction, the professional educator standards board, and others as the independent organization shall identify.

(8) \$2,000,000 of the general fund--state appropriation for fiscal year 2014 and \$2,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a statewide information technology (IT) academy program. This public-private partnership will provide educational software, as well as IT certification and software training opportunities for students and staff in public schools.

(9) \$1,277,000 of the general fund--state appropriation for fiscal year 2014 and \$1,277,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for secondary career and technical education grants pursuant to chapter 170, Laws of 2008. If equally matched by private donations, \$300,000 of the 2014 appropriation and \$300,000 of the 2015 appropriation shall be used to support FIRST robotics programs. Of the amounts in this subsection, \$100,000 of the fiscal year 2014 appropriation and \$100,000 of the fiscal year 2015 appropriation are provided solely for the purpose of statewide supervision activities for career and technical education student leadership organizations.

(10) \$125,000 of the general fund--state appropriation for fiscal year 2014 and \$125,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for (a) staff at the office of the superintendent of public instruction to coordinate and promote efforts to develop integrated math, science, technology, and engineering programs in schools and districts across the state; and (b) grants of \$2,500 to provide twenty middle and high school teachers each year with professional development training for implementing integrated math, science, technology, and engineering programs in their schools.

(11) \$135,000 of the general fund--state appropriation for fiscal year 2014 and \$135,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for science, technology, engineering and mathematics lighthouse projects, consistent with chapter 238, Laws of 2010.

(12) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and \$1,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a beginning educator support program. School districts and/or regional consortia may apply for grant funding. The superintendent shall implement this program in 5 to 15 school districts and/or regional consortia. The program provided by a district and/or regional consortia shall include: A paid orientation; assignment of a qualified mentor; development of a professional growth plan for each beginning teacher aligned with professional certification; release time for mentors and new teachers to work together; and teacher observation time with accomplished peers. \$250,000 may be used to provide statewide professional development opportunities for mentors and beginning educators.

(13) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for advanced project lead the way courses at ten high schools. To be eligible for funding in 2014, a high school must have offered a foundational project lead the way course during the 2012-13 school year. The 2014 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2013-14 school year. To be eligible for funding in 2015, a high school must have offered a foundational project lead the way course during the 2013-14 school year. The 2015 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2014-15 school year. The office of the superintendent of public instruction and the education research and data center at the office of financial management shall track student participation and long-term outcome data.

(14) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for annual start-up grants for aerospace and manufacturing technical programs housed at four skill centers. The grants are provided for start-up equipment and curriculum purchases. To be eligible for funding, the skill center must agree to provide regional high schools with access to a technology laboratory, expand manufacturing certificate and course offerings at the skill center, and provide a laboratory space for local high school teachers to engage in professional development in the instruction of courses leading to student employment certification in the aerospace and manufacturing industries. Once a skill center receives a start-up grant, it is ineligible for additional start-up funding in the following school year. The office of the superintendent of public instruction shall administer the grants in consultation with the center for excellence for aerospace and advanced materials manufacturing.

(15) \$150,000 of the general fund--state appropriation for fiscal year 2014 and \$150,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for annual start-up grants to six high schools to implement the aerospace assembler program. Participating high schools must agree to offer the aerospace assembler training program to students by spring semester of school year 2013-14. Once a high school receives a start-up grant, it is ineligible for additional start-up funding in the following school year. The office of the superintendent of public instruction and the education research and data center at the office of financial management shall track student participation and long-term outcome data.

(16) \$10,000,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$5,000,000)~~ \$5,027,000 of the general fund-- state appropriation for fiscal year 2015 are provided solely for the provision of training for teachers in the performance-based teacher principal evaluation program. Of the amounts appropriated in this subsection, \$5,000,000 for fiscal year 2014 is a one-time appropriation, and \$27,000 for fiscal year 2015 is a one-time appropriation provided solely for the office of the superintendent of public instruction to include foundational elements of cultural competence that are aligned with standards developed by the professional educator standards board within the content of the training.

(17) \$3,600,000 of the general fund--state appropriation for fiscal year 2014 and \$6,681,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5329 (persistently failing schools). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(18) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to promote the financial literacy of students. The effort will be coordinated through the financial literacy public-private partnership.

(19) \$109,000 of the general fund--state appropriation for fiscal year 2014 and \$99,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of the superintendent of public instruction to implement a youth dropout prevention program that incorporates partnerships between community- based organizations, schools, food banks and farms or gardens. The office of the superintendent of public instruction shall select one school district that must partner with an organization that is operating an existing similar program and that also has the ability to serve at least 40 students. Of the amount appropriated in this subsection, up to \$10,000 may be used by the office of the superintendent of public instruction for administration of the program.

(20) ~~(\$2,399,000)~~ \$2,285,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$2,035,000)~~ \$1,912,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement Engrossed Substitute Senate Bill No. 5946 (strengthening student educational outcomes). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(21) \$1,110,000 of the general fund--state appropriation for fiscal year 2014 and \$1,061,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for chapter 184, Laws of 2013 (Second Substitute House Bill No. 1642) (academic acceleration). Of the amount appropriated in this section, forty-nine thousand is provided as one-time funding.

(22) \$200,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of House Bill No. 2553 (lowest-achieving schools). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(23) \$1,994,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for grants to school districts to provide a continuum of care for children and families to help children become ready to learn. Grant proposals from school districts shall contain local plans designed collaboratively with community service providers. If a continuum of care program exists in the area in which the school district is located, the local plan shall provide for coordination with existing programs to the greatest extent possible. Grant funds shall be allocated pursuant to RCW 70.190.040.

Sec. 512. 2013 2nd sp.s. c 4 s 514 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR TRANSITIONAL BILINGUAL PROGRAMS

General Fund--State Appropriation (FY 2014)	(\$95,500,000)
<u>\$97,796,000</u>	
General Fund--State Appropriation (FY 2015)	(\$106,120,000)
<u>\$110,084,000</u>	
General Fund--Federal Appropriation	(\$71,016,000)
<u>\$72,116,000</u>	
TOTAL APPROPRIATION.....	(\$272,636,000)
<u>\$279,996,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school districts for transitional bilingual programs under RCW 28A.180.010 through 28A.180.080, including programs for exited students, as provided in RCW 28A.150.260(10)(b) and the provisions of this section. In calculating the allocations, the superintendent shall assume the following averages: (i) Additional instruction of 4.7780 hours per week per transitional bilingual program student in grades kindergarten through twelve in school years 2013-14 and 2014-15; (ii) additional instruction of 3.0000 hours per week in school year 2013-14 for the head count number of students who have exited the transitional bilingual instruction program within the previous school year based on their performance on the English proficiency assessment; (iii) additional instruction of 3.0000 hours per week in school year 2014-15 for the head count number of students who have exited the transitional bilingual instruction program within the previous two years based on their performance on the English proficiency assessment; (iv) fifteen transitional bilingual program students per teacher; (v) 36 instructional weeks per year; (vi) 900 instructional hours per teacher; and (vii) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.

(b) From July 1, 2013, to August 31, 2013, the superintendent shall allocate funding to school districts for transitional bilingual instruction programs as provided in section 514, chapter 50, Laws of 2011 1st sp. sess., as amended.

(3) The superintendent may withhold allocations to school districts in subsection (2) of this section solely for the central provision of assessments as provided in RCW 28A.180.090 (1) and (2) up to the following amounts: ~~((4.76))~~ 1.70 percent for school year 2013-14 and ~~((4.59))~~ 1.53 percent for school year 2014-15.

(4) The general fund--federal appropriation in this section is for migrant education under Title I Part C and English language acquisition, and language enhancement grants under Title III of the elementary and secondary education act.

(5) \$35,000 of the general fund--state appropriation for fiscal year 2014 and \$35,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to track current and former transitional bilingual program students.

Sec. 513. 2013 2nd sp.s. c 4 s 515 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR THE LEARNING ASSISTANCE PROGRAM

General Fund--State Appropriation (FY 2014)	(\$196,356,000)
<u>\$194,728,000</u>	
General Fund--State Appropriation (FY 2015)	(\$218,335,000)
<u>\$214,877,000</u>	
General Fund--Federal Appropriation	(\$448,434,000)
<u>\$450,534,000</u>	
TOTAL APPROPRIATION.....	(\$863,125,000)
<u>\$860,139,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) The general fund--state appropriations in this section are subject to the following conditions and limitations:

(a) The appropriations include such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b)(i) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school districts for learning assistance programs as provided in RCW 28A.150.260(10)(a), except that the allocation for the additional instructional hours shall be enhanced as provided in this section, which enhancements are within the program of the basic education. In calculating the allocations, the superintendent shall assume the following averages: (A) Additional instruction of 2.3975 hours per week per funded learning assistance program student for the 2013-14 school year and the 2014-15 school year; (B) fifteen learning assistance program students per teacher; (C) 36 instructional weeks per year; (D) 900 instructional hours per teacher; and (E) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.

(ii) From July 1, 2013, to August 31, 2013, the superintendent shall allocate funding to school districts for learning assistance programs as provided in section 515, chapter 50, Laws of 2011 1st sp. sess., as amended.

(c) A school district's funded students for the learning assistance program shall be the sum of the district's full-time equivalent enrollment in grades K-12 for the prior school year multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced price lunch in the prior school year. Starting with the allocation for the 2014-15 school year, the prior school year's October headcount enrollment for free and reduced price lunch shall be as reported in the comprehensive education data and research system.

(2) Allocations made pursuant to subsection (1) of this section shall be adjusted to reflect ineligible applications identified through the annual income verification process required by the national school lunch program, as recommended in the report of the state auditor on the learning assistance program dated February, 2010.

(3) The general fund--federal appropriation in this section is provided for Title I Part A allocations of the no child left behind act of 2001.

(4) A school district may carry over from one year to the next up to 10 percent of the general fund--state funds allocated under this program; however, carryover funds shall be expended for the learning assistance program.

Sec. 514. 2013 2nd sp.s. c 4 s 516 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

(1) Amounts distributed to districts by the superintendent through part V of this act are for allocations purposes only, unless specified by part V of this act, and do not entitle a particular district, district employee, or student to a specific service, beyond what has been expressly provided in statute. Part V of this act restates the requirements of various sections of Title 28A RCW. If any conflict exists, the provisions of Title 28A RCW control unless this act explicitly states that it is providing an enhancement. Any amounts provided in part V of this act in excess of the amounts required by Title 28A RCW provided in statute, are not within the program of basic education unless clearly stated by this act.

(2) To the maximum extent practicable, when adopting new or revised rules or policies relating to the administration of allocations in part V of this act that result in fiscal impact, the office of the superintendent of public instruction shall attempt to seek legislative approval through the budget request process.

(3) Appropriations made in this act to the office of the superintendent of public instruction shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act, except as expressly provided in subsection

(4) of this section.

(4) The appropriations to the office of the superintendent of public instruction in this act shall be expended for the programs and amounts specified in this act. However, after May 1, 2014, unless specifically prohibited by this act and after approval by the director of financial management, the superintendent of public instruction may transfer state general fund appropriations for fiscal year 2014 among the following programs to meet the apportionment schedule for a specified formula in another of these programs: General apportionment; employee compensation adjustments; pupil transportation; special education programs; institutional education programs; transitional bilingual programs; highly capable; and learning assistance programs.

(5) The director of financial management shall notify the appropriate legislative fiscal committees in writing prior to approving any allotment modifications or transfers under this section.

NEW SECTION. Sec. 515. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE WASHINGTON STATE CHARTER SCHOOL COMMISSION

General Fund--State Appropriation (FY 2014)	\$466,000
General Fund--State Appropriation (FY 2015)	\$572,000
TOTAL APPROPRIATION	\$1,038,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$125,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the office of the attorney general costs related to *League of Women Voters v. State of Washington*.

(2) \$137,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for charter school evaluation and oversight.
(End of part)

PART VI

HIGHER EDUCATION

Sec. 601. 2013 2nd sp.s. c 4 s 602 (uncodified) is amended to read as follows:

(1) Within the amounts appropriated in this act and chapter 1, Laws of 2013 3rd sp. sess. (aerospace industry appropriations), each institution of higher education is expected to enroll and educate at least the following numbers of full-time equivalent state-supported students per academic year:

	2013-14 Annual Average	2014-15 Annual Average
University of Washington	37,162	37,162
Washington State University	22,228	((22,228)) <u>22,538</u>
Central Washington University	9,105	9,105
Eastern Washington University	8,734	8,734
The Evergreen State College	((4,335)) <u>4,213</u>	((4,335)) <u>4,213</u>
Western Washington University	((42,740)) <u>11,762</u>	((42,740)) <u>11,762</u>
State Board for Community & Technical Colleges		
Adult Students	139,237	((139,237)) <u>139,927</u>
Running Start Students	11,558	11,558

(2) In achieving or exceeding these enrollment targets, each institution shall seek to:

(a) Maintain and to the extent possible increase enrollment opportunities at branch campuses;

(b) Maintain and to the extent possible increase enrollment opportunities at university centers and other partnership programs that enable students to earn baccalaureate degrees on community college campuses; and

(c) Eliminate and consolidate programs of study for which there is limited student or employer demand, or that are not areas of core academic strength for the institution, particularly when such programs duplicate offerings by other in-state institutions.

(3) For purposes of monitoring and reporting statewide enrollment, the University of Washington and Washington State University shall notify the office of financial management of the number of full-time student equivalent enrollments budgeted for each of their campuses.

Sec. 602. 2013 2nd sp.s. c 4 s 603 (uncodified) is amended to read as follows:

PUBLIC BACCALAUREATE INSTITUTIONS

(1) In order to operate within the state funds appropriated in this act, the governing boards of the state research universities, the state regional universities, and The Evergreen State College are authorized to adopt and adjust tuition and fees for the 2013-14 and 2014-15 academic years as provided in this section.

(2) For the purposes of chapter 28B.15 RCW, the omnibus appropriations act assumes no increase of tuition levels for resident undergraduate students over the amounts charged to resident undergraduate students for the prior year.

(3) Appropriations in sections 606 through 611 of this act are sufficient to maintain resident undergraduate tuition levels at the levels charged to resident undergraduate students during the 2012-13 academic year. As a result, for the 2013-14 academic year, the institutions of higher education shall not adopt resident undergraduate tuition levels that are greater than the tuition levels assumed in subsection (2) of this section. For the 2014-15 academic year, the institutions of higher education are authorized to adopt tuition levels for resident undergraduate students that are less than, equal to, or greater than tuition levels assumed in the omnibus appropriations act in subsection (2) of this section. However, ~~((to the extent))~~ every year that tuition levels ~~((exceed the))~~ are maintained above tuition ~~((levels))~~ increases assumed in subsection (2) of this section and section 603, chapter 50, Laws of 2011, the institution of higher education shall be subject to the conditions and limitations provided in RCW 28B.15.102.

(4) Each governing board is authorized to increase tuition charges to graduate and professional students, and to nonresident undergraduate students, by amounts judged reasonable and necessary by the governing board.

(5) Each governing board is authorized to increase summer quarter or semester tuition fees for resident and nonresident undergraduate, graduate, and professional students pursuant to RCW 28B.15.067.

(6) Each governing board is authorized to adopt or increase charges for fee-based, self-sustaining degree programs, credit courses, noncredit workshops and courses, and special contract courses by amounts judged reasonable and necessary by the governing board.

(7) Each governing board is authorized to adopt or increase services and activities fees for all categories of students as provided in RCW 28B.15.069.

(8) Each governing board is authorized to adopt or increase technology fees as provided in RCW 28B.15.069.

(9) Each governing board is authorized to adopt or increase special course and lab fees, and health and counseling fees, to the extent necessary to cover the reasonable and necessary exceptional cost of the course or service.

(10) Each governing board is authorized to adopt or increase administrative fees such as, but not limited to, those charged for application, matriculation, special testing, and transcripts by amounts judged reasonable and necessary by the governing board.

(11) The state universities, the regional universities, and The Evergreen State College must accept the transfer of college-level courses taken by running start students if a student seeking a transfer of the college-level courses has been admitted to the state university, the regional university, or The Evergreen State College, and if the college-level courses are recognized as transferrable by the admitting institution of higher education.

(12) Appropriations in sections 606 through 611 of this act are sufficient to implement 2013-2015 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW. The institutions may also use these funds for any other purpose including restoring prior compensation reductions, increasing compensation, and implementing other collective bargaining agreements.

Sec. 603. 2013 2nd sp.s. c 4 s 604 (uncodified) is amended to read as follows:

STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

(1) In order to operate within the state funds appropriated in this act, the state board is authorized to adopt and adjust tuition and fees for the 2013-14 and 2014-15 academic years as provided in this section.

(2) For the purposes of chapter 28B.15 RCW, appropriations in the omnibus appropriations act assumes no increase in tuition levels for resident undergraduate students over the amounts charged to resident undergraduate students for the prior year. For the 2014-15 academic year, the state board is authorized to adopt tuition levels for resident undergraduate students that are less than, equal to, or greater than tuition levels assumed in the omnibus appropriations act in this subsection. However, to the extent that tuition levels exceed the tuition levels assumed in this subsection, the state board shall retain an additional one percent of operating fees above what is already retained pursuant to RCW 28B.15.031 for the purposes of RCW 28B.15.820. ~~((For the 2013-2015 fiscal biennium.))~~ When expending this additional retained amount, the community and technical colleges are subject to the conditions and limitations in RCW 28B.15.102.

(3) For the 2013-14 and 2014-15 academic years, the state board may increase tuition fees charged to resident undergraduates enrolled in upper division applied baccalaureate programs as specified in subsection (2) of this section.

(4) Appropriations in section 605 include the restoration of the three percent reduction in compensation costs taken in the 2011-2013 fiscal biennium. This funding is sufficient to implement 2013-2015 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW. The colleges may also use the restored funds for any other purpose including restoring prior compensation reductions, increasing compensation, and implementing other collective bargaining agreements.

(5) The state board may increase the tuition fees charged to nonresident students by amounts judged reasonable and necessary by the board.

(6) The trustees of the technical colleges are authorized to either (a) increase operating fees by no more than the percentage increases authorized for community colleges by the state board; or (b) fully adopt the tuition fee charge schedule adopted by the state board for community colleges.

(7) For academic years 2013-14 and 2014-15, the trustees of the technical colleges are authorized to increase building fees by an amount judged reasonable in order to progress toward parity with the building fees charged students attending the community colleges.

(8) The state board is authorized to increase the maximum allowable services and activities fees as provided in RCW 28B.15.069. The trustees of the community and technical colleges are authorized to increase services and activities fees up to the maximum level authorized by the state board.

(9) The trustees of the community and technical colleges are authorized to adopt or increase charges for fee-based, self-sustaining programs such as summer session, international student contracts, and special contract courses by amounts judged reasonable and necessary by the trustees.

(10) The trustees of the community and technical colleges are authorized to adopt or increase special course and lab fees to the extent necessary to cover the reasonable and necessary exceptional cost of the course or service.

(11) The trustees of the community and technical colleges are authorized to adopt or increase administrative fees such as but not limited to those charged for application, matriculation, special testing, and transcripts by amounts judged reasonable and necessary by the trustees.

Sec. 604. 2013 2nd sp.s. c 4 s 605 (uncodified) is amended to read as follows:

FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

General Fund--State Appropriation (FY 2014)	(\$570,262,000)
<u>\$570,075,000</u>	
General Fund--State Appropriation (FY 2015)	(\$568,999,000)
<u>\$568,035,000</u>	
Community/Technical College Capital Projects	
Account--State Appropriation.....	\$17,548,000
Education Legacy Trust Account--State	
Appropriation	\$95,373,000
TOTAL APPROPRIATION	(\$1,252,182,000)
<u>\$1,251,031,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$33,261,000 of the general fund--state appropriation for fiscal year 2014 and \$33,261,000 of the general fund--state appropriation for fiscal year 2015 are provided solely as special funds for training and related support services, including financial aid, as specified in RCW 28C.04.390. Funding is provided to support at least 7,170 full-time equivalent students in fiscal year 2014 and at least 7,170 full-time equivalent students in fiscal year 2015.

(2) \$5,450,000 of the education legacy trust account--state appropriation is provided solely for administration and customized training contracts through the job skills program. The state board shall make an annual report by January 1st of each year to the governor and to the appropriate policy and fiscal committees of the legislature regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.

(3) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the aerospace center of excellence currently hosted by Everett community college to:

(a) Increase statewide communications and outreach between industry sectors, industry organizations, businesses, K-12 schools, colleges, and universities;

(b) Enhance information technology to increase business and student accessibility and use of the center's web site; and

(c) Act as the information entry point for prospective students and job seekers regarding education, training, and employment in the industry.

(4) \$181,000 of the general fund--state appropriation for fiscal year 2014 and \$181,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the opportunity center for employment and education internet technology integration project at north Seattle community college.

(5) \$255,000 of the general fund--state appropriation for fiscal year 2014 and \$255,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of a maritime industries training program at south Seattle community college.

(6) \$5,250,000 of the general fund--state appropriation for fiscal year 2014 and \$5,250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the student achievement initiative.

(7) \$500,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Second Substitute Senate Bill No. 5624 (STEM or career and tech ed). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(8) \$300,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for Seattle community college to conduct planning for establishing a health training center at the Pacific medical center.

(9) \$350,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for a pilot project to embed the year up model within community college campuses.

(10) \$13,000 of the general fund--state appropriation for fiscal year 2014 and \$168,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Substitute House Bill No. 2365 (paraeducator development). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(11) \$410,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the mathematics engineering science achievement community college programs.

~~((8))~~ (12) Community and technical colleges are not required to send mass mailings of course catalogs to residents of their districts. Community and technical colleges shall consider lower cost alternatives, such as mailing postcards or brochures that direct individuals to online information and other ways of acquiring print catalogs.

~~((9))~~ (13) The state board for community and technical colleges shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 605. 2013 2nd sp.s. c 4 s 606 (uncodified) is amended to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

General Fund--State Appropriation (FY 2014)	(\$246,897,000)
<u>\$247,277,000</u>	
General Fund--State Appropriation (FY 2015)	(\$245,200,000)
<u>\$246,732,000</u>	
Geoduck Aquaculture Research Account--State	
Appropriation	\$300,000
Education Legacy Trust Account--State Appropriation	\$13,998,000
Economic Development Strategic Reserve Account--	
State Appropriation	\$3,000,000
Biotoxin Account--State Appropriation.....	\$390,000
Accident Account--State Appropriation	\$6,741,000
Medical Aid Account--State Appropriation	\$6,546,000
Aquatic Land Enhancement Account--State Appropriation.....	\$700,000
State Toxics Control Account--State Appropriation.....	\$1,120,000
TOTAL APPROPRIATION	(\$524,892,000)
<u>\$526,804,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$300,000 of the geoduck aquaculture research account--state appropriation is provided solely for the University of Washington sea grant program to commission scientific research studies that examine possible negative and positive effects, including the cumulative effects and the economic contribution, of evolving shellfish aquaculture techniques and practices on Washington's economy and marine ecosystems. The research conducted for the studies is not intended to be a basis for an increase in the number of shellfish harvesting permits available and should be coordinated with any research efforts related to ocean acidification. The University of Washington must submit an annual report detailing any findings and outline the progress of the study, consistent with RCW 43.01.036, to the appropriate legislative committees by December 1st of each year.

(2) \$52,000 of the general fund--state appropriation for fiscal year 2014 and \$52,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the center for international trade in forest products in the college of forest resources.

(3) \$4,459,000 of the general fund--state appropriation for fiscal year 2014 and \$4,459,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2014, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2012- 2013 academic year baseline.

(4) \$3,000,000 of the general fund--state appropriation for fiscal year 2014 and \$3,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for creation of a clean energy institute. The institute shall integrate physical sciences and engineering with a research focus on energy storage and solar energy.

(5) \$3,000,000 of the economic development strategic reserve account appropriation is provided solely to support the joint center for aerospace innovation technology.

(6) Within existing resources the University of Washington may: (a) Form and implement an integrated innovation institute and research, planning, and outreach initiatives at the Olympic national resources center; and (b) accredit a four-year undergraduate forestry program from the society of American foresters. Accreditation may occur in conjunction with reaccreditation of the master of forest resources program.

(7) \$700,000 of the aquatic lands enhancement account--state appropriation and \$1,120,000 of the state toxics control account--state appropriation are provided solely for the center on ocean acidification and related work necessary to implement the recommendations of the governor's blue ribbon task force on ocean acidification. The university shall provide staffing for this purpose.

(8) \$1,000,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the institute of protein design to support the commercialization of translational projects.

(9) \$150,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the Burke museum's hands-on science curriculum.

~~((8))~~ (10) The University of Washington shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 606. 2013 2nd sp.s. c 4 s 607 (uncodified) is amended to read as follows:

FOR WASHINGTON STATE UNIVERSITY

General Fund--State Appropriation (FY 2014)	(\$156,616,000))
<u>\$157,108,000</u>	
General Fund--State Appropriation (FY 2015)	(\$157,701,000))
<u>\$160,494,000</u>	
Education Legacy Trust Account--State Appropriation	\$33,995,000
TOTAL APPROPRIATION	(\$348,312,000))
<u>\$351,597,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) Within existing resources, Washington State University shall establish an accredited forestry program.

(2) \$2,856,000 of the general fund--state appropriation for fiscal year 2014 and \$2,857,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2014, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2012- 2013 academic year baseline.

(3) \$25,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the Ruckelshaus center to collaborate with local governments, the media, and representatives of the public regarding public record requests made to local government. The center shall facilitate meetings and discussions and report to the appropriate committees of the legislature. The report shall include information on:

- (a) Recommendations related to balancing open public records with concerns of local governments related to interfering with the work of the local government;
- (b) Resources necessary to accommodate requests;
- (c) Potential harassment of government employees;
- (d) Potential safety concerns of people named in the record;
- (e) Potentially assisting criminal activity; and
- (f) Other issues brought forward by the participants.

The center shall report to the appropriate committees of the legislature by December 15, 2013.

(4) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington State University agricultural research center to conduct public outreach and education related to nonlethal methods of mitigating conflicts between livestock and large wild carnivores. Of the amounts provided in this subsection, \$200,000 of the general fund--state appropriation for fiscal year 2014 and \$200,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to the center to conduct a detailed analysis of such methods. The amounts appropriated in this subsection may not be subject to an administrative fee or charge, and must be used for costs directly associated with the research and analysis.

(5) \$2,400,000 of the general fund--state appropriation for fiscal year 2014 and \$3,600,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for expansion of medical education and biomedical research in Spokane.

(6) \$1,989,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the transfer of the university center of north Puget Sound from the state board of community and technical colleges to the Washington State University. Funding is sufficient to support 310 full-time equivalent students.

(7) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state match requirements related to the federal aviation administration grant.

(8) \$300,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2347 (oil transportation safety). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

~~((6))~~ (9) Washington State University shall not use funds appropriated in this section to support intercollegiate athletic programs.

Sec. 607. 2013 2nd sp.s. c 4 s 608 (uncodified) is amended to read as follows:

FOR EASTERN WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2014)	(\$31,674,000))
<u>\$31,428,000</u>	
General Fund--State Appropriation (FY 2015)	(\$31,619,000))
<u>\$31,374,000</u>	
Education Legacy Trust Account--State Appropriation	\$15,470,000
TOTAL APPROPRIATION	(\$78,763,000))
<u>\$78,272,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) At least \$200,000 of the general fund--state appropriation for fiscal year 2014 and at least \$200,000 of the general fund--state appropriation for fiscal year 2015 shall be expended on the Northwest autism center.

(2) Eastern Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 608. 2013 2nd sp.s. c 4 s 609 (uncodified) is amended to read as follows:

FOR CENTRAL WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2014)	(\$29,719,000))
<u>\$29,764,000</u>	
General Fund--State Appropriation (FY 2015)	(\$29,533,000))
<u>\$29,577,000</u>	

Education Legacy Trust Account--State Appropriation	\$19,076,000
TOTAL APPROPRIATION	(\$78,328,000)
<u>\$78,417,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$25,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the college of education to conduct a study identifying the duties encompassed in a state-funded teacher's typical work day. The study must include an estimate of the percent of a teacher's typical day that is spent on teaching related duties and the percentage of the teacher's day that is spent on duties that are not directly related to teaching. The university shall submit a report to the appropriate committees of the legislature by December 1, 2013.

(2) Amounts appropriated in this section are sufficient for the university to develop a plan to create an online degree granting entity that awards degrees based on an alternative credit model. The university shall submit a final plan by December 1, 2013, to the higher education committees of the legislature.

(3) Central Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 609. 2013 2nd sp.s. c 4 s 610 (uncodified) is amended to read as follows:

FOR THE EVERGREEN STATE COLLEGE

General Fund--State Appropriation (FY 2014)	(\$18,563,000)
<u>\$18,368,000</u>	
General Fund--State Appropriation (FY 2015)	(\$17,911,000)
<u>\$18,079,000</u>	
Education Legacy Trust Account--State Appropriation	\$5,450,000
TOTAL APPROPRIATION	(\$41,924,000)
<u>\$41,897,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

~~((3))~~ (1) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state institute for public policy to conduct a comprehensive retrospective outcome evaluation and return on investment analysis of the early learning childhood program pursuant to Senate Bill No. 5904 (high quality early learning). This evaluation is due December 15, 2014. If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((4))~~ (2) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state institute for public policy to develop a risk assessment instrument for patients committed for involuntary treatment in Washington state.

~~((5))~~ (3) \$58,000 of the general fund--state appropriation for fiscal year 2014 and \$27,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state institute for public policy to prepare an inventory of evidence-based and research-based effective practices, activities, and programs for use by school districts in the learning assistance program pursuant to Engrossed Second Substitute Senate Bill No. 5946 (student educational outcomes). The initial inventory is due by August 1, 2014, and shall be updated every two years thereafter. If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

~~((6))~~ (4) \$50,000 of the general fund--state appropriation for fiscal year 2014 are provided solely for the Washington state institute for public policy to provide expertise to the department of corrections on the implementation of programming that follows the risk needs responsivity model. In consultation with the department of corrections, the institute will systematically review selected programs for outcome measures.

(5) The Washington state institute for public policy shall examine the drug offender sentencing alternative for offenders sentenced to residential treatment in the community. The institute shall examine its effectiveness on recidivism and conduct a benefit-cost analysis. The institute shall report its findings by December 1, 2014.

(6) \$98,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Substitute House Bill No. 2610 (homeless youth population). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(7) Funding provided in this section is sufficient for The Evergreen State College to continue operations of the Longhouse Center and the Northwest Indian applied research institute.

~~((9))~~ (8) Notwithstanding other provisions in this section, the board of directors for the Washington state institute for public policy may adjust due dates for projects included on the institute's 2013-2015 work plan as necessary to efficiently manage workload.

~~((10))~~ (9) The Evergreen State College shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 610. 2013 2nd sp.s. c 4 s 611 (uncodified) is amended to read as follows:

FOR WESTERN WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2014)	(\$44,542,000)
<u>\$44,552,000</u>	
General Fund--State Appropriation (FY 2015)	(\$44,377,000)
<u>\$44,386,000</u>	
Education Legacy Trust Account--State Appropriation	\$13,050,000
TOTAL APPROPRIATION	(\$101,969,000)
<u>\$101,988,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,497,000 of the general fund--state appropriation for fiscal year 2014 and \$1,498,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2014, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any

process changes or best- practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2012- 2013 academic year baseline.

(2) Western Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 611. 2013 2nd sp.s. c 4 s 612 (uncodified) is amended to read as follows:

FOR THE STUDENT ACHIEVEMENT COUNCIL--POLICY COORDINATION AND ADMINISTRATION

General Fund--State Appropriation (FY 2014)	(\$5,307,000))
<u>\$5,320,000</u>	
General Fund--State Appropriation (FY 2015)	(\$5,318,000))
<u>\$5,403,000</u>	
General Fund--Federal Appropriation	\$4,817,000
TOTAL APPROPRIATION	(\$15,442,000))
<u>\$15,540,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) The student achievement council is authorized to increase or establish fees for initial degree authorization, degree authorization renewal, degree authorization reapplication, new program applications, and new site applications pursuant to RCW 28B.85.060.

(2) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the student achievement council to convene a task force of representatives from the four-year institutions of higher education and the state board for community and technical colleges in consultation with the office of financial management. The council shall also invite other independent research organizations and experts to participate. The task force shall provide a report to the legislature by December 1, 2014, including a series of strategy options for future directions in tuition, state higher education funding, and student aid policy in order to support the postsecondary certificate, credential, and degree production goals set forth in the council's ten- year roadmap report prepared under RCW 28B.77.020. The task force shall focus on affordability and access for low-income and other populations that have been historically underrepresented in higher education, as well as students who do not have access to traditional need-based aid. The task force must consider the full range of financial aid, tuition waivers, and work study programs, projections for high school graduates and the demography of this student population, and the counseling and other student support measures needed to assure the cost-effective investment of state funding toward high levels of student success in light of the evolving needs of the state for growing numbers of increasingly educated citizens. The task force must report its progress to the joint higher education committee at intervals during the work program. The taskforce shall work in coordination with the work group created in Engrossed Substitute Senate Bill No. 6436 (college bound scholarship).

(3) \$17,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of House Bill No. 2285 (dual credit coursework). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 612. 2013 2nd sp.s. c 4 s 613 (uncodified) is amended to read as follows:

FOR THE STUDENT ACHIEVEMENT COUNCIL--OFFICE OF STUDENT FINANCIAL ASSISTANCE

General Fund--State Appropriation (FY 2014)	(\$245,122,000))
<u>\$245,124,000</u>	
General Fund--State Appropriation (FY 2015)	(\$244,674,000))
<u>\$244,676,000</u>	
General Fund--Federal Appropriation	(\$11,648,000))
<u>\$11,655,000</u>	
General Fund--Private/Local Appropriation.....	(\$34,000))
<u>\$334,000</u>	
Education Legacy Trust Account--State Appropriation	(\$36,036,000))
<u>\$54,297,000</u>	
Washington Opportunity Pathways Account--State Appropriation	(\$147,000,000))
<u>\$141,000,000</u>	
TOTAL APPROPRIATION	(\$684,514,000))
<u>\$697,086,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$237,454,000 of the general fund--state appropriation for fiscal year 2014, \$237,455,000 of the general fund--state appropriation for fiscal year 2015, \$6,000,000 of the education legacy trust account--state appropriation, and (\$147,000,000) \$141,000,000 of the Washington opportunity pathways account--state appropriation are provided solely for student financial aid payments under the state need grant and state work study programs including up to four percent administrative allowance for the state work study program. Of the amounts provided in this subsection, \$100,000 of the general fund-- state appropriation for fiscal year 2015 is provided solely for the council to develop an alternative financial aid application system to implement Senate Bill No. 6523 (higher education opportunities).

(2) Changes made to the state need grant program in the 2011-2013 fiscal biennium are continued in the 2013-2015 fiscal biennium including aligning increases in awards given to private institutions with the annual tuition increases for public research institutions or the private institution's average annual tuition increase experience of 3.5 percent per year, whichever is less, and reducing the awards for students who first enrolled as a new student in for-profit institutions as of the 2011-2012 academic year or thereafter by fifty percent, except that one-half of the fifty percent reduction shall be restored on July 1, 2013, for students attending regionally accredited for- profit institutions.

(3) Changes made to the state work study program in the 2009-2011 and 2011-2013 fiscal biennia are continued in the 2013-2015 fiscal biennium including maintaining the increased required employer share of wages; adjusted employer match rates; discontinuation of nonresident student eligibility for the program; and revising distribution methods to institutions by taking into consideration other factors such as off- campus job development, historical utilization trends, and student need.

(4) Within the funds appropriated in this section, eligibility for the state need grant shall include students with family incomes at or below 70 percent of the state median family income (MFI), adjusted for family size, and shall include students enrolled in three to five credit-bearing quarter

credits, or the equivalent semester credits. Awards for all students shall be adjusted by the estimated amount by which Pell grant increases exceed projected increases in the noninstructional costs of attendance. Awards for students with incomes between 51 and 70 percent of the state median shall be prorated at the following percentages of the award amount granted to those with incomes below 51 percent of the MFI: 70 percent for students with family incomes between 51 and 55 percent MFI; 65 percent for students with family incomes between 56 and 60 percent MFI; 60 percent for students with family incomes between 61 and 65 percent MFI; and 50 percent for students with family incomes between 66 and 70 percent MFI.

(5)(a) Students who are eligible for the college bound scholarship shall be given priority for the state need grant program if the students have applied by the institution's priority financial aid deadline and have completed their financial aid file in a timely manner. These eligible college bound students whose family incomes are in the 0-65 median family income ranges shall be awarded the maximum state need grant for which they are eligible under state policies and may not be denied maximum state need grant funding due to institutional policies or delayed awarding of college bound scholarship students.

(b) In calculating the college bound award, public institutions of higher education shall be subject to the conditions and limitations in RCW 28B.15.102 and shall not utilize college bound funds to offset tuition costs from rate increases in excess of levels authorized in section 603, chapter 50, Laws of 2011 and those assumed in section 602 or 603 of this act.

(6) ~~((\$36,036,000))~~ \$48,297,000 of the education legacy trust account--state appropriation is provided solely for the college bound scholarship program and may support scholarships for summer session. This amount assumes that college bound scholarship recipients will receive priority for state need grant awards in fiscal year 2014 and fiscal year 2015. If this policy of prioritization is not fully achieved, it is the intent of this legislation to provide supplemental appropriations in the 2014 supplemental operating budget.

(7) \$2,236,000 of the general fund--state appropriation for fiscal year 2014 and \$2,236,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the passport to college program. The maximum scholarship award shall be \$5,000. The board shall contract with a nonprofit organization to provide support services to increase student completion in their postsecondary program and shall, under this contract, provide a minimum of \$500,000 in fiscal years 2014 and 2015 for this purpose.

(8) The amounts provided in this section are sufficient for implementation of Engrossed Second Substitute House Bill No. 2694 (higher ed/low-income students).

(9) In developing the skilled and educated workforce report pursuant to RCW 28B.77.080(3), the council shall use the bureau of labor statistics analysis of the education and training requirements of occupations, in addition to any other method the council may choose to use, to assess the number and type of higher education and training credentials required to match employer demand for a skilled and educated workforce.

Sec. 613. 2013 2nd sp.s. c 4 s 614 (uncodified) is amended to read as follows:

FOR THE WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD

General Fund--State Appropriation (FY 2014)	((<u>\$1,582,000</u>))
<u>\$1,556,000</u>	
General Fund--State Appropriation (FY 2015)	((<u>\$1,478,000</u>))
<u>\$1,464,000</u>	
General Fund--Federal Appropriation	((<u>\$54,260,000</u>))
<u>\$54,823,000</u>	
<u>General Fund--Private/Local</u>	<u>\$44,000</u>
TOTAL APPROPRIATION	((<u>\$57,320,000</u>))
<u>\$57,887,000</u>	

The appropriations in this section are subject to the following conditions and limitations: For the 2013-2015 fiscal biennium the board shall not designate recipients of the Washington award for vocational excellence or recognize them at award ceremonies as provided in RCW 28C.04.535.

Sec. 614. 2013 2nd sp.s. c 4 s 615 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF EARLY LEARNING

General Fund--State Appropriation (FY 2014)	((<u>\$34,253,000</u>))
<u>\$30,609,000</u>	
General Fund--State Appropriation (FY 2015)	((<u>\$48,689,000</u>))
<u>\$49,940,000</u>	
General Fund--Federal Appropriation	((<u>\$293,652,000</u>))
<u>\$295,427,000</u>	
<u>General Fund--Private/Local</u>	<u>\$50,000</u>
Opportunity Pathways Account--State Appropriation.....	\$80,000,000
Home Visiting Services Account--State Appropriation	\$2,868,000
Home Visiting Services Account--Federal Appropriation	((<u>\$22,756,000</u>))
<u>\$22,757,000</u>	
Children's Trust Account--State Appropriation	\$180,000
TOTAL	APPROPRIATION
((<u>\$482,398,000</u>))	
<u>\$481,831,000</u>	

The appropriations in this section are subject to the following conditions and limitations:

(1) \$20,229,000 of the general fund--state appropriation for fiscal year 2014, \$36,474,000 of the general fund--state appropriation for fiscal year 2015, and \$80,000,000 of the opportunity pathways account appropriation are provided solely for the early childhood education assistance program services. Of these amounts, \$10,284,000 is a portion of the biennial amount of state maintenance of effort dollars required to receive federal child care and development fund grant dollars.

- (2) \$638,000 of the general fund--state appropriation for fiscal year 2014, and \$638,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for child care resource and referral network services.
- (3) \$200,000 of the general fund--state appropriation for fiscal year 2014 and \$200,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to develop and provide culturally relevant supports for parents, family, and other caregivers.
- (4) The department is the lead agency for and recipient of the federal child care and development fund grant. Amounts within this grant shall be used to fund child care licensing, quality initiatives, agency administration, and other costs associated with child care subsidies. The department shall transfer a portion of this grant to the department of social and health services to fund the child care subsidies paid by the department of social and health services on behalf of the department of early learning.
- (5) \$1,434,000 of the general fund--state appropriation for fiscal year 2014, \$1,434,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for expenditure into the home visiting services account. This funding is intended to meet federal maintenance of effort requirements and to secure private matching funds.
- (6)(a) \$153,717,000 of the general fund--federal appropriation is provided solely for the working connections child care program under RCW 43.215.135.
- (b) In addition to groups that were given prioritized access to the working connections child care program effective March 1, 2011, the department shall also give prioritized access into the program to families in which a parent of a child in care is a minor who is not living with a parent or guardian and who is a full-time student in a high school that has a school-sponsored on-site child care center.
- (c) Within the amounts provided in (a) of this subsection, the department is authorized to serve up to 20 percent of the working connections households through contracted slots. The department may achieve this by contracting with the working connections child care providers and with early childhood education assistance program providers to braid funding between working connection child care program and the education assistance program to support a full-day preschool experience for eligible children.
- (7) Within available amounts, the department in consultation with the office of financial management and the department of social and health services shall report quarterly enrollments and active caseload for the working connections child care program to the legislative fiscal committees and the legislative-executive WorkFirst oversight task force. The report shall also identify the number of cases participating in both temporary assistance for needy families and working connections child care. The department must also report on the number of children served through contracted slots.
- (8) ~~(\$1,025,000)~~ \$1,194,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$1,025,000)~~ \$1,738,000 of the general fund--state appropriation for fiscal year 2015, and \$13,424,000 of the general fund--federal appropriation are provided solely for the seasonal child care program. If federal sequestration cuts are realized, cuts to the seasonal child care program must be proportional to other federal reductions made within the department.
- (9) ~~(\$3,572,000)~~ \$4,438,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$2,522,000)~~ \$4,674,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$4,304,000)~~ \$236,000 of the general fund--federal appropriation are provided solely for the medicaid treatment child care (MTCC) program. The department shall contract for MTCC services to provide therapeutic child care and other specialized treatment services to abused, neglected, at-risk, and/or drug-affected children. Priority for services shall be given to children referred from the department of social and health services children's administration. In addition to referrals made by children's administration, the department shall authorize services for children referred to the MTCC program, as long as the children meet the eligibility requirements as outlined in the Washington state plan for the MTCC program.
- (a) Of the amounts appropriated in this subsection, \$60,000 per fiscal year may be used by the department for administering the MTCC program, if needed.
- (b) Of the amounts provided in this subsection, ~~(\$1,050,000)~~ \$1,916,000 of the general fund--state appropriation for fiscal year 2014 is provided solely to continue providing services in the event of losing federal funding for the MTCC program. To the extent that the moneys provided in this subsection (9)(b) are not necessary for this purpose, the amounts provided shall lapse.
- (10) \$150,000 of the general fund--state appropriation for fiscal year 2014 and \$150,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a contract with a nonprofit entity experienced in the provision of promoting early literacy for children through pediatric office visits.
- (11) \$721,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the department to complete development work of the electronic benefits transfer system.
- (12) ~~(\$793,000)~~ \$221,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$796,000)~~ \$1,233,577 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of an electronic benefits transfer system. To the maximum extent possible, the department shall work to integrate this system with the department of social and health services payment system. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.
- (13) \$32,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Second Substitute Senate Bill No. 5595 (child care reform). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.
- (14)(a)(i) The department of early learning is required to provide to the education research and data center, housed at the office of financial management, data on all state-funded early childhood programs. These programs include the early support for infants and toddlers, early childhood education and assistance program (ECEAP), and the working connections and seasonal subsidized childcare programs including license exempt facilities or family, friend, and neighbor care. The data provided by the department to the education research data center must include information on children who participate in these programs, including their name and date of birth, and dates the child received services at a particular facility.
- (ii) The ECEAP early learning professionals must enter qualifications into the department's professional development registry during the 2013-14 school year. By October 2015, the department must provide ECEAP early learning professional data to the education research data center.
- (iii) The department must request federally funded head start programs to voluntarily provide data to the department and the education research data center that is equivalent to what is being provided for state-funded programs.
- (iv) The education research and data center must provide a report on early childhood program participation and K-12 outcomes to the house of representatives appropriations committee and the senate ways and means committee using available data by November 2013 for the school year ending in 2012 and again in March 2014 for the school year ending in 2013.

(b) The department, in consultation with the department of social and health services, must withhold payment for services to early childhood programs that do not report on the name, date of birth, and the dates a child received services at a particular facility.

(15) Appropriations in this section are sufficient for the department to maintain the early achievers program, improve program data collection and evaluation, implement contracted child care slots, continue the early childhood education and assistance program expansion, and develop a single set of licensing standards for child care and early childhood education and assistance programs pursuant to Engrossed Second Substitute House Bill No. 2377 (early care and education).

Sec. 615. 2013 2nd sp.s. c 4 s 616 (uncodified) is amended to read as follows:

FOR THE STATE SCHOOL FOR THE BLIND

General Fund--State Appropriation (FY 2014)	(\$6,032,000)
<u>\$5,975,000</u>	
General Fund--State Appropriation (FY 2015)	(\$5,805,000)
<u>\$5,951,000</u>	
General Fund--Private/Local Appropriation.....	\$15,000
TOTAL APPROPRIATION.....	(\$11,852,000)
<u>\$11,941,000</u>	

Sec. 616. 2013 2nd sp.s. c 4 s 617 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

General Fund--State Appropriation (FY 2014)	(\$8,615,000)
<u>\$8,764,000</u>	
General Fund--State Appropriation (FY 2015)	(\$8,591,000)
<u>\$8,739,000</u>	
TOTAL APPROPRIATION.....	(\$17,206,000)
<u>\$17,503,000</u>	

Sec. 617. 2013 2nd sp.s. c 4 s 618 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund--State Appropriation (FY 2014)	(\$1,125,000)
<u>\$1,093,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,101,000)
<u>\$1,120,000</u>	
General Fund--Federal Appropriation	\$2,074,000
General Fund--Private/Local Appropriation.....	(\$12,000)
<u>\$31,000</u>	
TOTAL APPROPRIATION.....	(\$4,312,000)
<u>\$4,318,000</u>	

Sec. 618. 2013 2nd sp.s. c 4 s 619 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund--State Appropriation (FY 2014)	(\$2,123,000)
<u>\$2,134,000</u>	
General Fund--State Appropriation (FY 2015)	(\$2,150,000)
<u>\$2,159,000</u>	
TOTAL APPROPRIATION.....	(\$4,273,000)
<u>\$4,293,000</u>	

The appropriations in this section are subject to the following conditions and limitations: The Washington state historical society shall operate the state capital historical museum as a heritage outreach center. The structure is to be used to support the mission of the society, including but not limited to leasing of the building, the proceeds of which shall be retained by the society as a source of funding for mission-related activities.

Sec. 619. 2013 2nd sp.s. c 4 s 620 (uncodified) is amended to read as follows:

FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund--State Appropriation (FY 2014)	(\$1,600,000)
<u>\$1,624,000</u>	
General Fund--State Appropriation (FY 2015)	(\$1,530,000)
<u>\$1,612,000</u>	
TOTAL APPROPRIATION.....	(\$3,130,000)
<u>\$3,236,000</u>	

(End of part)

**PART VII
SPECIAL APPROPRIATIONS**

Sec. 701. 2013 2nd sp.s. c 4 s 701 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

General Fund--State Appropriation (FY 2014)	.....	(\$741,362,000)			
<u>\$812,140,000</u>						
General Fund--State Appropriation (FY 2015)	.....	(\$1,060,322,000)			
<u>\$991,532,000</u>						
State Building Construction Account--State						
Appropriation	.....	(\$4,297,000)			
<u>\$8,164,000</u>						
Columbia River Basin Water Supply Development						
Account--State Appropriation	.....	(\$269,000)			
<u>\$473,000</u>						
State Taxable Building Construction Account--State						
Appropriation	.....	(\$211,000)			
<u>\$2,621,000</u>						
Debt-Limit Reimbursable Bond Retire Account--State						
Appropriation	.....	\$2,320,000			
<u>Hood</u>	<u>Canal</u>	<u>Aquatic</u>	<u>Rehabilitation</u>	<u>Bond</u>	<u>Account--State</u>	
<u>Appropriation</u>					<u>\$1,000</u>	
<u>Columbia</u>	<u>River</u>	<u>Basin</u>	<u>Taxable</u>	<u>Bond</u>	<u>Water</u>	<u>Supply</u>
<u>Development Account--State Appropriation</u>						<u>\$182,000</u>
TOTAL APPROPRIATION	.....	(\$1,808,781,000)			
<u>\$1,817,433,000</u>						

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2014 shall be expended into the debt-limit general fund bond retirement account by June 30, 2014.

Sec. 702. 2013 2nd sp.s. c 4 s 702 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED BY ENTERPRISE ACTIVITIES

Accident Account--State Appropriation	.....	(\$4,138,000)
<u>\$4,139,000</u>		
Medical Aid Account--State Appropriation	.....	(\$4,138,000)
<u>\$4,139,000</u>		
TOTAL APPROPRIATION	.....	(\$8,276,000)
<u>\$8,278,000</u>		

Sec. 703. 2013 2nd sp.s. c 4 s 703 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE

General Fund--State Appropriation (FY 2014)	.....	\$25,636,000
General Fund--State Appropriation (FY 2015)	.....	(\$16,102,000)
<u>\$16,103,000</u>		
Nondebt-Limit Reimbursable Bond Retirement Account--State		
Appropriation	.....	(\$140,215,000)
<u>\$139,953,000</u>		
TOTAL APPROPRIATION	.....	(\$181,953,000)
<u>\$181,692,000</u>		

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriation is for expenditure into the nondebt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2014 shall be expended into the nondebt-limit general fund bond retirement account by June 30, 2014.

Sec. 704. 2013 2nd sp.s. c 4 s 704 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES

General Fund--State Appropriation (FY 2014)	.....	(\$1,726,000)		
<u>\$1,401,000</u>					
General Fund--State Appropriation (FY 2015)	.....	(\$1,726,000)		
<u>\$1,401,000</u>					
State Building Construction Account--State					
Appropriation	.....	(\$867,000)		
<u>\$2,156,000</u>					
Columbia River Basin Water Supply Development					
Account--State Appropriation	.....	(\$57,000)		
<u>\$66,000</u>					
State Taxable Building Construction Account--State					
Appropriation	.....	(\$45,000)		
<u>\$324,000</u>					
<u>Hood</u>	<u>Canal</u>	<u>Aquatic</u>	<u>Rehabilitation</u>	<u>Bond</u>	<u>Account--State</u>

<u>Appropriation</u>							<u>\$1,000</u>
Columbia	River	Basin	Taxable	Bond	Water	Supply	
<u>Development Account--State Appropriation</u>							<u>\$18,000</u>
TOTAL APPROPRIATION.....							<u>(((\$4,421,000))</u>
<u>\$5,367,000</u>							

Sec. 705. 2013 2nd sp.s. c 4 s 710 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--COUNTY PUBLIC HEALTH ASSISTANCE

General Fund--State Appropriation (FY 2014)	\$36,386,000
General Fund--State Appropriation (FY 2015)	\$36,386,000
TOTAL APPROPRIATION.....	\$72,772,000

The appropriations in this section are subject to the following conditions and limitations: The state treasurer shall distribute the appropriations to the following counties and health districts in the amounts designated to support public health services, including public health nursing:

Health District	FY 2014	FY 2015	2013-15 Biennium
Adams County Health District	\$121,213	\$121,213	\$242,426
Asotin County Health District	\$159,890	\$159,890	\$319,780
Benton-Franklin Health District	\$1,614,337	\$1,614,337	\$3,228,674
Chelan-Douglas Health District	\$399,634	\$399,634	\$799,268
Clallam County Health and Human Services Department	\$291,401	\$291,401	\$582,802
Clark County Health District	\$1,767,341	\$1,767,341	\$3,534,682
Skamania County Health Department	\$111,327	\$111,327	\$222,654
Columbia County Health District	\$119,991	\$119,991	\$239,982
Cowlitz County Health Department	\$477,981	\$477,981	\$955,962
Garfield County Health District	\$93,154	\$93,154	\$186,308
Grant County Health District	\$297,761	\$297,762	\$595,523
Grays Harbor Health Department	\$335,666	\$335,666	\$671,332
Island County Health Department	\$255,224	\$225,224	\$510,448
Jefferson County Health and Human Services	\$184,080	\$184,080	\$368,160
Seattle-King County Department of Public Health	\$10,558,598	(\$10,558,598) <u>\$12,685,521</u>	(\$21,117,196) <u>\$23,244,119</u>
Bremerton-Kitsap County Health District	\$997,476	\$997,476	\$1,994,952
Kittitas County Health Department	\$198,979	\$198,979	\$397,958
Klickitat County Health Department	\$153,784	\$153,784	\$307,568
Lewis County Health Department	\$263,134	\$263,134	\$526,268
Lincoln County Health Department	\$113,917	\$113,917	\$227,834
Mason County Department of Health Services	\$227,448	\$227,448	\$454,896
Okanogan County Health District	\$169,882	\$169,882	\$339,764
Pacific County Health Department	\$169,075	\$169,075	\$338,150
Tacoma-Pierce County Health Department	\$4,143,169	\$4,143,169	\$8,286,338
San Juan County Health and Community Services	\$2,253,493	(\$2,253,493) <u>\$126,569</u>	(\$4,506,986) <u>\$2,380,062</u>

Skagit County Health Department	\$449,745	\$449,745	\$899,490
Snohomish Health District	\$3,433,291	\$3,433,291	\$6,866,582
Spokane County Health District	\$2,877,318	\$2,877,318	\$5,574,636
Northeast Tri-County Health District	\$249,303	\$249,303	\$498,606
Thurston County Health Department	\$1,046,897	\$1,046,897	\$2,093,794
Wahkiakum County Health Department	\$93,181	(\$9,180)	(\$186,364)
		<u>\$93,181</u>	<u>\$186,362</u>
Walla Walla County-City Health Department	\$302,173	\$302,173	\$604,346
Whatcom County Health Department	\$1,214,301	\$1,214,301	\$2,428,602
Whitman County Health Department	\$189,355	\$189,355	\$378,710
Yakima Health District	\$1,052,482	\$1,052,482	\$2,104,964
TOTAL APPROPRIATIONS	\$36,386,001	\$36,386,001	\$72,772,002

NEW SECTION. Sec. 706. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR SUNDRY CLAIMS

The following sums, or so much thereof as may be necessary, are appropriated from the general fund for fiscal year 2014, unless otherwise indicated, for relief of various individuals, firms, and corporations for sundry claims. These appropriations are to be disbursed on vouchers approved by the director of the department of enterprise services, except as otherwise provided, for reimbursement of criminal defendants acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as follows:

(1) Tony M. Noble, claim number 99970075	\$5,670
(2) Patrick Earl, claim number 99970076	\$2,799
(3) Stephen J. Felice, claim number 99970076.....	\$17,275
(4) Michael Felice, claim number 99970076	\$93,809
(5) Noe Angel Aranda Hernandez, claim number 99970077	\$12,500
(6) Anderson Durham, claim number 99970071	\$11,000
(7) Chase Balzer, claim number 99970078.....	\$5,953
(8) Kent Wescott, claim number 99970079	\$13,447
(9) Tommy Villanueva, claim number 99970080.....	\$70,099

NEW SECTION. Sec. 707. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--CONTRIBUTIONS FOR STATE EMPLOYEE HEALTH INSURANCE

General Fund--State Appropriation (FY 2015)	(\$62,932,000)
General Fund--Federal Appropriation	(\$9,175,000)
General Fund--Local Appropriation	(\$1,177,000)
Other Dedicated Funds Appropriations	(\$15,698,000)
TOTAL APPROPRIATION.....	(\$88,982,000)

The appropriations in this section are subject to the following conditions and limitations:

(1) The appropriations in this section are provided solely to reduce agency and institution appropriations to reflect the reductions in the state employer funding rate for health insurance, and decreased employer health insurance costs consistent with the contribution rates included in sections 901, 902, and 904 of this act.

(2) To facilitate the transfer of moneys from dedicated funds and accounts, the state treasurer shall transfer sufficient moneys from each dedicated fund or account in accordance with LEAP document H010 dated February 22, 2014, and schedules provided by the office of financial management. The office shall reduce allotments for all agencies to reflect these savings.

NEW SECTION. Sec. 708. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--THURSTON COUNTY CAPITAL FACILITIES ACCOUNT

General Fund--State Appropriation (FY 2014)	\$900,000
---	-----------

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the Thurston county capital facilities account--state.

NEW SECTION. Sec. 709. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--PARKLAND TRUST REVOLVING ACCOUNT

General Fund--State Appropriation (FY 2014)	\$639,000
---	-----------

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the Parkland trust revolving account--state.

NEW SECTION. Sec. 710. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--EXTRAORDINARY CRIMINAL JUSTICE COSTS

General Fund--State Appropriation (FY 2014) \$343,000

The appropriation in this section is subject to the following conditions and limitations: The director of financial management shall distribute funds to Clallam county for extraordinary criminal justice costs.

NEW SECTION. Sec. 711. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--COMMON SCHOOL CONSTRUCTION ACCOUNT

General Fund--State Appropriation (FY 2015) \$444,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the common school construction account--state on July 1, 2015, for an interest payment pursuant to RCW 90.38.130.

NEW SECTION. Sec. 712. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--NATURAL RESOURCES REAL PROPERTY REPLACEMENT ACCOUNT

General Fund--State Appropriation (FY 2015) \$222,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the natural resources real property replacement account--state on July 1, 2015, for an interest payment pursuant to RCW 90.38.130.

NEW SECTION. Sec. 713. 2013 2nd sp.s. c 4 s 720 (uncodified) is repealed.

NEW SECTION. Sec. 714. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--OFFICE OF ATTORNEY GENERAL

General Fund--State Appropriation (FY 2014) \$994,000

General Fund--State Appropriation (FY 2015) \$994,000

General Fund--Federal Appropriation \$636,000

Other Appropriated Funds \$2,284,000

TOTAL APPROPRIATION \$4,908,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section reflect increases in agency appropriations related to corresponding increases in the office of the attorney general's billing authority. The office of financial management shall increase allotments in the amounts specified, and to the state agencies specified in LEAP omnibus document 92E1-2014, dated February 22, 2014, and adjust appropriation schedules accordingly.

NEW SECTION. Sec. 715. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--OFFICE OF THE CHIEF INFORMATION OFFICER

General Fund--State Appropriation (FY 2015) \$67,000

General Fund--Federal Appropriation \$13,000

General Fund--Local/Private Appropriation \$2,000

Other Appropriated Funds \$36,000

TOTAL APPROPRIATION \$118,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section reflect increases in agency appropriations related to corresponding increases in the office of the chief information officer's billing authority. The office of financial management shall increase allotments in the amounts specified, and to the state agencies specified in LEAP omnibus document 92F-2014, dated February 24, 2014, and adjust appropriation schedules accordingly.

NEW SECTION. Sec. 716. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--OFFICE OF ADMINISTRATIVE HEARINGS

Minority and Business Account--State Appropriation \$67,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section reflects increases in agency appropriations related to the office of administrative hearings. The office of financial management shall increase allotments in the amounts specified, and to the state agencies specified in LEAP omnibus document 92G-2014, dated February 24, 2014, and adjust appropriation schedules accordingly.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2013 2nd sp.s. c 4 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance

premium distributions ((\$8,248,000))
\$8,591,000

General Fund Appropriation for public utility

district excise tax distributions	(\$50,894,000)
<u>\$53,709,000</u>	
General Fund Appropriation for prosecuting attorney distributions.....	(\$6,068,000)
<u>\$5,985,000</u>	
General Fund Appropriation for boating safety and education distributions.....	\$4,000,000
General Fund Appropriation for other tax distributions	\$65,000
General Fund Appropriation for habitat conservation program distributions	(\$3,000,000)
<u>\$3,154,000</u>	
Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies	\$3,158,000
Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distribution.....	\$146,000
Timber Tax Distribution Account Appropriation for distribution to "timber" counties	(\$72,120,000)
<u>\$76,932,000</u>	
County Criminal Justice Assistance Appropriation	(\$78,983,000)
<u>\$78,861,000</u>	
Municipal Criminal Justice Assistance Appropriation	(\$30,550,000)
<u>\$30,519,000</u>	
City-County Assistance Account Appropriation for local government financial assistance distribution	(\$17,134,000)
<u>\$19,584,000</u>	
Liquor Excise Tax Account Appropriation for liquor excise tax distribution.....	(\$24,744,000)
<u>\$23,906,000</u>	
Streamlined Sales and Use Tax Mitigation Account Appropriation for distribution to local taxing jurisdictions to mitigate the unintended revenue redistribution effect of the sourcing law changes.....	(\$50,488,000)
<u>\$49,420,000</u>	
Columbia River Water Delivery Account Appropriation for the Confederated Tribes of the Colville Reservation.....	(\$7,760,000)
<u>\$7,752,000</u>	
Columbia River Water Delivery Account Appropriation for the Spokane Tribe of Indians	(\$5,025,000)
<u>\$5,011,000</u>	
Liquor Revolving Account Appropriation for liquor profits distribution	\$98,876,000
TOTAL APPROPRIATION.....	(\$434,259,000)
<u>\$469,667,000</u>	

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

Sec. 802. 2013 2nd sp.s. c 4 s 802 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT

Impaired Driver Safety Account Appropriation	(\$2,469,000)
<u>\$2,409,000</u>	

The appropriation in this section is subject to the following conditions and limitations: The amount appropriated in this section shall be distributed quarterly during the 2013-2015 fiscal biennium in accordance with RCW 82.14.310. This funding is provided to counties for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

Sec. 803. 2013 2nd sp.s. c 4 s 803 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT

Impaired Driver Safety Account Appropriation ~~(\$1,646,000)~~
\$1,606,000

The appropriation in this section is subject to the following conditions and limitations: The amount appropriated in this section shall be distributed quarterly during the 2013-2015 fiscal biennium to all cities ratably based on population as last determined by the office of financial management. The distributions to any city that substantially decriminalizes or repeals its criminal code after July 1, 1990, and that does not reimburse the county for costs associated with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county in which the city is located. This funding is provided to cities for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

Sec. 804. 2013 2nd sp.s. c 4 s 804 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--FEDERAL REVENUES FOR DISTRIBUTION

General Fund Appropriation for federal flood control
 funds distribution..... \$66,000
 General Fund Appropriation for federal grazing fees
 distribution \$1,706,000
 Forest Reserve Fund Appropriation for federal forest
 reserve fund distribution..... ~~(\$5,636,000)~~
\$24,446,000
TOTAL APPROPRIATION..... ~~(\$7,408,000)~~
\$26,218,000

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

Sec. 805. 2013 2nd sp.s. c 4 s 805 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

State Treasurer's Service Account: For transfer to
 the state general fund, \$10,100,000 for fiscal
 year 2014 (~~and \$10,100,000 for fiscal year 2015~~) ~~\$20,200,000)~~
\$10,100,000
 Drinking Water Assistance Account: For transfer to
 the drinking water assistance repayment account \$32,000,000
 General Fund: For transfer to the streamlined sales
 and use tax account, ~~(\$25,284,000)~~ \$24,436,000
 for fiscal year 2014 and ~~(\$25,204,000)~~ \$24,984,000
 for fiscal year 2015..... ~~(\$50,488,000)~~
\$49,420,000
 Public Works Assistance Account: For transfer to the
 education legacy trust account, \$138,622,000 for
 fiscal year 2014 and \$138,622,000 for fiscal year
 2015..... \$277,244,000
 Local Toxics Control Account: For transfer to the
 state general fund, \$9,000,000 for fiscal year
 2014 and \$9,000,000 for fiscal year 2015 \$18,000,000
 State Taxable Building Construction Account: For
 transfer to the Columbia River basin taxable bond
 water supply development account, an amount not to
 exceed..... \$32,000,000
 Employment Training Finance Account: For transfer to
 the state general fund, \$1,000,000 for fiscal year
 2014 (~~and \$1,000,000 for fiscal year 2015~~) ~~\$2,000,000)~~
\$1,000,000
 Tuition Recovery Trust Account: For transfer to the
 state general fund, \$1,250,000 for fiscal year 2014
 (~~and \$1,250,000 for fiscal year 2015~~) ~~\$2,500,000)~~
\$1,250,000
 General Fund: For transfer to the child and family
 reinvestment account, ~~(\$3,800,000)~~ \$1,656,000
 for fiscal year 2014 and ~~(\$2,691,000)~~ \$992,000
 for fiscal year 2015..... ~~(\$6,491,000)~~
\$2,648,000
 Flood Control Assistance Account: For transfer to the
 state general fund, \$1,000,000 for fiscal year 2014
 and \$1,000,000 for fiscal year 2015 \$2,000,000
 Tobacco Settlement Account: For transfer to the state

general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account \$157,221,000

Tobacco Settlement Account: For transfer to the state general fund from the amounts deposited in the account that are attributable to the annual strategic contribution payment received in fiscal year 2014 \$17,000,000

~~((Tobacco Settlement Account: For transfer to the state general fund from the amounts deposited in the account that are attributable to the annual strategic contribution payment received in fiscal year 2015 \$17,000,000))~~

~~Tobacco Settlement Account: For transfer to the education legacy trust account that are attributed to the annual strategic contribution payment received in fiscal year 2014 \$600,000~~

~~Tobacco Settlement Account: For transfer to the education legacy trust account that are attributed to the annual strategic contribution payment received in fiscal year 2015 \$17,100,000~~

Tobacco Settlement Account: For transfer to the life sciences discovery fund, in an amount not to exceed the actual remaining amount of the annual strategic contribution payment to the tobacco settlement account for fiscal year 2014..... \$9,515,000

Tobacco Settlement Account: For transfer to the life sciences discovery fund, in an amount not to exceed the actual remaining amount of the annual strategic contribution payment to the tobacco settlement account for fiscal year 2015..... \$9,515,000

The transfer to the life sciences discovery fund is subject to the following conditions:

(1) The life sciences discovery fund authority board of trustees shall begin preparing to become a self-sustaining entity capable of operating without direct state subsidy by the time the tobacco strategic contribution supplemental payments end in fiscal year 2017.

(2) \$250,000 of the appropriation in fiscal year 2014 and \$250,000 of the appropriation in fiscal year 2015 are provided solely to promote the development and delivery of global health technologies and products.

(a) The life sciences discovery fund authority must either administer a grant application, review, and reward process, or contract with a qualified nonprofit organization for these services. State moneys must be provided for grants to entities for the development, production, promotion, and delivery of global health technologies and products. Grant award criteria must include:

(i) The quality of the proposed research or the proposed technical assistance in product development or production process design. Any grant funds awarded for research activities must be awarded for nonbasic research that will assist in the commercialization or manufacture of global health technologies;

(ii) The potential for the grant recipient to improve global health outcomes;

(iii) The potential for the grant to leverage additional funding for the development of global health technologies and products;

(iv) The potential for the grant to stimulate, or promote technical skills training for, employment in the development of global health technologies in the state; and

(v) The willingness of the grant recipient, when appropriate, to enter into royalty or licensing income agreements with the authority.

(b) The authority, or the contractor of the authority, must report information including the types of products and research funded, the funding leveraged by the grants, and the number and types of jobs created as a result of the grants, to the economic development committees of the legislature by December 1, 2014.

Aquatic Lands Enhancement Account: For transfer to the geoduck aquaculture research account, \$150,000 for fiscal year 2014 and \$150,000 for fiscal year 2015 \$300,000

Health Benefit Exchange Account: For transfer to the state general fund for fiscal year 2015 \$21,514,000

Criminal Justice Treatment Account: For transfer to the state general fund, \$437,000 for fiscal year 2014 and \$2,746,000 for fiscal year 2015 \$3,183,000

Resources Management Cost Account--Aquatics: For transfer to the marine resources stewardship trust account, \$1,850,000 for fiscal year 2014 and \$1,850,000 for fiscal year 2015 \$3,700,000

Legal Services Revolving Account: For transfer to the state general fund, \$976,000 for fiscal year 2014

((and \$1,477,000 for fiscal year 2015	.....	\$2,453,000))
<u>\$976,000</u>		
Personnel Service Account: For transfer to the state general fund, \$733,000 for fiscal year 2014		
.....	.....	((and \$1,466,000))
<u>\$733,000</u>		
Data Processing Revolving Account: For transfer to the state general fund, \$4,069,000 for fiscal year 2014		
.....	.....	(\$8,139,000))
<u>\$4,069,000</u>		
Home Security Fund Account: For transfer to the transitional housing operating and rent account.....		\$7,500,000
Professional Engineers' Account: For transfer to the state general fund, \$956,000 for fiscal year 2014 and \$957,000 for fiscal year 2015.....		\$1,913,000
Electrical License Account: For transfer to the state general fund, \$1,700,000 for fiscal year 2014 and \$1,700,000 for fiscal year 2015.....		\$3,400,000
Business and Professions Account: For transfer to the state general fund, \$1,838,000 for fiscal year 2014 and \$1,800,000 for fiscal year 2015.....		\$3,638,000
Energy Freedom Account: For transfer to the state general fund, \$1,000,000 for fiscal year 2014		
.....	.....	(\$2,000,000))
<u>\$1,000,000</u>		
Pollution Liability Insurance Program Trust Account: For transfer to the state general fund, \$2,500,000 for fiscal year 2014 and \$2,500,000 for fiscal year 2015.....		\$5,000,000
Real Estate Commission Account: For transfer to the state general fund, \$1,700,000 for fiscal year 2014 and \$1,700,000 for fiscal year 2015.....		\$3,400,000
State Lottery Account: For transfer to the education legacy trust account, \$6,050,000 for fiscal year 2014 and \$6,050,000 for fiscal year 2015.....		\$12,100,000
State Toxics Control Account: For transfer to the radioactive mixed waste account, \$2,000,000 for fiscal year 2014.....		\$2,000,000
<u>Energy Freedom Account: For transfer to the education legacy trust account, \$1,000,000 for fiscal year 2015.....</u>		<u>\$1,000,000</u>
<u>Legal Services Revolving Account: For transfer to the education legacy trust account, \$1,477,000 for fiscal year 2015.....</u>		<u>\$1,477,000</u>
<u>Employment Training Finance Account: For transfer to the education legacy trust account, \$1,000,000 for fiscal year 2015.....</u>		<u>\$1,000,000</u>
<u>Tuition Recovery Trust Account: For transfer to the education legacy trust account, \$1,250,000 for fiscal year 2015.....</u>		<u>\$1,250,000</u>
<u>State Treasurer's Service Account: For transfer to the education legacy trust account, \$10,100,000 for fiscal year 2015.....</u>		<u>\$10,100,000</u>
<u>Personnel Service Account: For transfer to the education legacy trust account, \$733,000 for fiscal year 2015.....</u>		<u>\$733,000</u>
<u>Data Processing Revolving Account: For transfer to the education legacy trust account, \$4,070,000 for fiscal year 2015.....</u>		<u>\$4,070,000</u>

(End of part)

PART IX

MISCELLANEOUS

Sec. 901. 2013 2nd sp.s. c 4 s 932 (uncodified) is amended to read as follows:

COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS

No agreement was reached between the governor and the health care super coalition under the provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Appropriations for fiscal year 2014 in this act for state agencies, including institutions of higher education are sufficient to continue the provisions of the 2011-2013 collective bargaining agreement. An agreement for the period beginning July 1, 2014, and ending on June 30, 2015, was reached between the governor and the health care super coalition under the provisions of chapter 41.80 RCW. The agreement includes employer contributions to premiums at 85 percent of the total weighted average of the projected health care premiums. Appropriations in this act for fiscal year 2015 for state agencies, including institutions of higher education, are sufficient to fund the provisions of the collective bargaining agreement during the period between July 1, 2014, and June 30, 2015, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$782 per eligible employee for fiscal year 2014. For fiscal year 2015 the monthly employer funding rate shall not exceed (~~(\$763)~~) \$658 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with RCW 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month surcharge to the premiums due from members who use tobacco products and a surcharge of not less than \$50 per month to the premiums due from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in other employer-based group health insurance that has benefits and premiums with an actuarial value of not less than 95 percent of the actuarial value of the public employees' benefits board plan with the largest enrollment.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(d) To the extent that the agreement between the governor and the super coalition contains terms that are effective after June 30, 2015, those terms exceed the fiscal biennium and are outside the bounds permitted by RCW 41.80.001. Nothing in this section obligates the legislature for funding after June 30, 2015.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. The subsidy provided for calendar years 2014 and 2015 shall be up to \$150 per month.

Sec. 902. 2013 2nd sp.s. c 4 s 933 (uncodified) is amended to read as follows:

COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for represented employees outside the super coalition for health benefits, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$782 per eligible employee for fiscal year 2014. For fiscal year 2015 the monthly employer funding rate shall not exceed (~~(\$763)~~) \$658 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with RCW 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month surcharge to the premiums due from members who use tobacco products and a surcharge of not less than \$50 per month to the premiums due from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in other employer-based group health insurance that has benefits and premiums with an actuarial value of not less than 95 percent of the actuarial value of the public employees' benefits board plan with the largest enrollment.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. The subsidy provided for calendar years 2014 and 2015 shall be up to \$150 per month.

Sec. 903. 2013 2nd sp.s. c 4 s 937 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES--SEIU LOCAL 925 CHILDCARE WORKERS

(1) An agreement has been reached between the governor and the service employees international union local 925 under the provisions of chapter 41.56 RCW for the 2013-2015 fiscal biennium. Funding is provided for increases to health care, scholarship funding and non-standard hours bonus.

(2) An agreement has been reached between the governor and the service employees international union local 925 under the provisions of chapter 41.56 RCW for fiscal year 2015. Funding is provided to increase the child care subsidy rates for licensed and exempt family child care providers by four percent on July 1, 2014, and another four percent on January 1, 2015. Two million dollars is also provided to fund an early achievers tiered reimbursement pilot project for licensed family child care providers.

Sec. 904. 2013 2nd sp.s. c 4 s 939 (uncodified) is amended to read as follows:

COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$782 per eligible employee for fiscal year 2014. For fiscal year 2015 the monthly employer funding rate shall not exceed ~~(((\$763))~~ \$658 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with RCW 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month surcharge to the premiums due from members who use tobacco products and a surcharge of not less than \$50 per month to the premiums due from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in other employer-based group health insurance that has benefits and premiums with an actuarial value of not less than 95 percent of the actuarial value of the public employees' benefits board plan with the largest enrollment.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. The subsidy provided for calendar years 2014 and 2015 shall be up to \$150 per month.

(3) Technical colleges, school districts, and educational service districts shall remit to the health care authority for deposit into the public employees' and retirees' insurance account established in RCW 41.05.120 the following amounts:

(a) For each full-time employee, \$64.40 per month beginning September 1, 2013, and ~~(((\$70.39))~~ \$66.70 beginning September 1, 2014; and

(b) For each part-time employee, who at the time of the remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit contributions for basic benefits, \$64.40 each month beginning September 1, 2013, and ~~(((\$70.39))~~ \$66.70 beginning September 1, 2014, prorated by the proportion of employer fringe benefit contributions for a full-time employee that the part-time employee receives. The remittance requirements specified in this subsection (3) shall not apply to employees of a technical college, school district, or educational service district who purchase insurance benefits through contracts with the health care authority.

Sec. 905. 2013 2nd sp.s. c 4 s 943 (uncodified) is amended to read as follows:

ACQUISITION OF INFORMATION TECHNOLOGY PROJECTS THROUGH FINANCIAL CONTRACTS

(1) Financial contracts for the acquisition of the information technology projects authorized in this section must be approved jointly by the office of the financial management and the office of the chief information officer. Information technology projects funded under this section shall meet the following requirements:

(a) The project reduces costs and achieves economies of scale by leveraging statewide investments in systems and data and other common or enterprise-wide solutions within and across state agencies;

(b) The project begins or continues replacement of legacy information technology systems and replacing these systems with modern and more efficient information technology systems;

(c) The project improves the ability of an agency to recover from major disaster;

(d) The project provides future savings and efficiencies for an agency through reduced operating costs, improved customer service, or increased revenue collections; and

(e) Preference for project approval must be given to an agency that has prior approval from the office of the chief information officer, an approved business plan, and where the primary hurdle to project funding is the lack of funding capacity.

(2) The following state agencies may enter into financial contracts to finance expenditures for the acquisition and implementation of the following information technology projects for up to the respective amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW:

(a) Subject to subsection (4) of this section, ~~(((\$10,000,000))~~ \$13,500,000 for the department of enterprise services time, leave, and attendance pilot project;

(b) \$3,867,000 for the Washington state patrol for continuation of the mobile office platform;

(c) ~~(((\$8,500,000 for the department of social and health services conversion to the tenth version of the world health organization's international classification of~~

~~—(d) \$5,558,000))~~ \$3,314,670 for the department of early learning system implementation of electronic benefit transfers;

~~(((\$)))~~ (d) \$4,323,000 for the department of corrections for radio infrastructure upgrades.

(3) The office of financial management with assistance from the office of the chief information officer will report to the governor and fiscal committees of the legislature by November 1st of each year on the status of distributions and expenditures on information technology projects and improved statewide or agency performance results achieved by project funding.

(4) If the Washington state department of transportation enters into financial contracts pursuant to chapter 39.94 RCW for the acquisition and implementation of a time, leave, and labor distribution system, the authorization provided to the department of enterprise services in subsection (2)(a) of this section expires.

Sec. 906. RCW 28B.67.030 and 2013 2nd sp.s. c 4 s 961 are each amended to read as follows:

(1) All payments received from a participant in the Washington customized employment training program created in RCW 28B.67.020 must be deposited into the employment training finance account, which is hereby created in the custody of the state treasurer. Only the state board for community and technical colleges may authorize expenditures from the account and no appropriation is required for expenditures. The money in the account must be used solely for training allowances under the Washington customized employment training program created in RCW 28B.67.020 and for providing up to seventy-five thousand dollars per year for training, marketing, and facilitation services to increase the use of the program. The deposit of payments under this section from a participant ceases when the board specifies that the participant has met the monetary

obligations of the program. During the 2013-2015 fiscal biennium, the legislature may transfer from the employment training finance account to the state general fund and the education legacy trust account such amounts as reflect the excess fund balance in the account.

(2) All revenue solicited and received under the provisions of RCW 28B.67.020(4) must be deposited into the employment training finance account to provide training allowances.

(3) The definitions in RCW 28B.67.010 apply to this section.

(4) This section expires July 1, 2017.

Sec. 907. RCW 28C.10.082 and 2013 2nd sp.s. c 4 s 965 are each amended to read as follows:

The tuition recovery trust fund is hereby established in the custody of the state treasurer. The agency shall deposit in the fund all moneys received under RCW 28C.10.084. Moneys in the fund may be spent only for the purposes under RCW 28C.10.084. Disbursements from the fund shall be on authorization of the agency. During the 2013-2015 fiscal biennium, the legislature may transfer from the tuition recovery trust fund to the state general fund and the education legacy trust account such amounts as reflect the excess fund balance in the fund. The fund is subject to the allotment procedure provided under chapter 43.88 RCW, but no appropriation is required for disbursements.

Sec. 908. RCW 36.28A.300 and 2013 2nd sp.s. c 35 s 23 are each amended to read as follows:

There is created a 24/7 sobriety program to be administered by the (~~Washington traffic safety~~) criminal justice training commission in conjunction with the Washington association of sheriffs and police chiefs. The program shall coordinate efforts among various local government entities for the purpose of implementing alternatives to incarceration for offenders convicted under RCW 46.61.502 or 46.61.504 with one or more prior convictions under RCW 46.61.502 or 46.61.504.

Sec. 909. RCW 36.28A.320 and 2013 2nd sp.s. c 35 s 25 are each amended to read as follows:

There is hereby established in the state treasury the 24/7 sobriety account. The account shall be maintained and administered by the (~~Washington traffic safety~~) criminal justice training commission to reimburse the state for costs associated with establishing the program and the Washington association of sheriffs and police chiefs for ongoing program administration costs. (~~The Washington traffic safety~~) criminal justice training commission may accept for deposit in the account money from donations, gifts, grants, participation fees, and user fees or payments. Expenditures from the account shall be budgeted through the normal budget process.

Sec. 910. RCW 41.06.280 and 2013 2nd sp.s. c 4 s 968 are each amended to read as follows:

There is hereby created a fund within the state treasury, designated as the "personnel service fund," to be used by the office of financial management as a revolving fund for the payment of salaries, wages, and operations required for the administration of the provisions of this chapter, applicable provisions of chapter 41.04 RCW, and chapter 41.60 RCW. An amount not to exceed one and one-half percent of the salaries and wages for all positions in the classified service in each of the agencies subject to this chapter, except the institutions of higher education, shall be charged to the operations appropriations of each agency and credited to the personnel service fund as the allotments are approved pursuant to chapter 43.88 RCW. Subject to the above limitations, the amount shall be charged against the allotments pro rata, at a rate to be fixed by the director from time to time which, together with income derived from services rendered under RCW 41.06.080, will provide the office of financial management with funds to meet its anticipated expenditures during the allotment period, including the training requirements in RCW 41.06.50041.06.530. All revenues, net of expenditures, previously derived from services provided by the department of enterprise services under RCW 41.06.080 must be transferred to the enterprise services account.

The director shall fix the terms and charges for services rendered by the office of financial management pursuant to RCW 41.06.080, which amounts shall be credited to the personnel service fund and charged against the proper fund or appropriation of the recipient of such services on a monthly basis. Payment for services so rendered under RCW 41.06.080 shall be made on a monthly basis to the state treasurer and deposited in the personnel service fund.

Moneys from the personnel service fund shall be disbursed by the state treasurer by warrants on vouchers duly authorized by the office of financial management.

During the 2013-2015 fiscal biennium, the legislature may transfer from the personnel service fund to the state general fund and the education legacy trust account such amounts as reflect the excess fund balance of the account.

Sec. 911. RCW 43.08.190 and 2013 2nd sp.s. c 4 s 973 are each amended to read as follows:

There is hereby created a fund within the state treasury to be known as the "state treasurer's service fund." Such fund shall be used solely for the payment of costs and expenses incurred in the operation and administration of the state treasurer's office.

Moneys shall be allocated monthly and placed in the state treasurer's service fund equivalent to a maximum of one percent of the trust and treasury average daily cash balances from the earnings generated under the authority of RCW 43.79A.040 and 43.84.080 other than earnings generated from investment of balances in funds and accounts specified in RCW 43.79A.040(4)(c). The allocation shall precede the distribution of the remaining earnings as prescribed under RCW 43.79A.040 and 43.84.092. The state treasurer shall establish a uniform allocation rate for all funds and accounts; except that the state treasurer may negotiate a different allocation rate with any state agency that has independent authority over funds not statutorily required to be held in the state treasury or in the custody of the state treasurer. In no event shall the rate be less than the actual costs incurred by the state treasurer's office. If no rate is separately negotiated, the default rate for any funds held shall be the rate set for funds held pursuant to statute.

During the 2009-2011 fiscal biennium and the 2011-2013 and 2013-2015 fiscal biennia, the legislature may transfer from the state treasurer's service fund to the state general fund such amounts as reflect the excess fund balance of the fund. Additionally, during the 2013-2015 fiscal biennium, the legislature may transfer from the state treasurer's service fund to the education legacy trust account such amounts as reflect the excess balance of the fund.

Sec. 912. RCW 43.10.150 and 2013 2nd sp.s. c 4 s 975 are each amended to read as follows:

A legal services revolving fund is hereby created in the state treasury for the purpose of a centralized funding, accounting, and distribution of the actual costs of the legal services provided to agencies of the state government by the attorney general. During the 2013-2015 fiscal biennium, the legislature may transfer from the legal services revolving account to the state general fund and the education legacy trust account such amounts as reflect the excess fund balance of the account.

Sec. 913. RCW 43.19.791 and 2013 2nd sp.s. c 4 s 976 are each amended to read as follows:

There is created a revolving fund to be known as the data processing revolving fund in the custody of the state treasurer. The revolving fund shall be used for the acquisition of equipment, software, supplies, and services and the payment of salaries, wages, and other costs incidental to the acquisition, development, operation, and administration of information services, telecommunications, systems, software, supplies and equipment,

including the payment of principal and interest on bonds issued for capital projects, by the department, Washington State University's computer services center, the department of enterprise services' personnel information systems group and financial systems management group, and other users as determined by the office of financial management. The revolving fund is subject to the allotment procedure provided under chapter 43.88 RCW. The chief information officer or the chief information officer's designee, with the approval of the technology services board, is authorized to expend up to one million dollars per fiscal biennium for the technology services board to conduct independent technical and financial analysis of proposed information technology projects, and such an expenditure does not require an appropriation. Disbursements from the revolving fund for the services component of the department are not subject to appropriation. Disbursements for the strategic planning and policy component of the department are subject to appropriation. All disbursements from the fund are subject to the allotment procedures provided under chapter 43.88 RCW. The department shall establish and implement a billing structure to assure all agencies pay an equitable share of the costs.

During the 2011-2013 and the 2013-2015 fiscal biennia, the legislature may transfer from the data processing revolving account to the state general fund such amounts as reflect the excess fund balance and may use the data processing revolving account for information technology projects. Additionally, during the 2013-2015 fiscal biennium, the legislature may transfer from the data processing revolving account to the education legacy trust account such amounts as reflect the excess balance of the fund.

As used in this section, the word "supplies" shall not be interpreted to delegate or abrogate the division of purchasing's responsibilities and authority to purchase supplies as described in RCW 43.19.190 and 43.19.200.

Sec. 914. RCW 43.79.480 and 2013 2nd sp.s. c 4 s 980 are each amended to read as follows:

(1) Moneys received by the state of Washington in accordance with the settlement of the state's legal action against tobacco product manufacturers, exclusive of costs and attorneys' fees, shall be deposited in the tobacco settlement account created in this section except as these moneys are sold or assigned under chapter 43.340 RCW.

(2) The tobacco settlement account is created in the state treasury. Moneys in the tobacco settlement account may only be transferred to the state general fund, and to the tobacco prevention and control account for purposes set forth in this section. The legislature shall transfer amounts received as strategic contribution payments as defined in RCW 43.350.010 to the life sciences discovery fund created in RCW 43.350.070. During the 2009-2011 and 2011-2013 fiscal biennia, the legislature may transfer less than the entire strategic contribution payments, and may transfer amounts attributable to strategic contribution payments into the basic health plan stabilization account. During the 2013-2015 fiscal biennium, the legislature may transfer less than the entire strategic contribution payments, and may transfer amounts attributable to strategic contribution payments into the state general fund and the education legacy trust account.

(3) The tobacco prevention and control account is created in the state treasury. The source of revenue for this account is moneys transferred to the account from the tobacco settlement account, investment earnings, donations to the account, and other revenues as directed by law. Expenditures from the account are subject to appropriation. During the 2009-2011 fiscal biennium, the legislature may transfer from the tobacco prevention and control account to the state general fund such amounts as represent the excess fund balance of the account.

Sec. 915. RCW 43.325.040 and 2013 2nd sp.s. c 4 s 984 are each amended to read as follows:

(1) The energy freedom account is created in the state treasury. All receipts from appropriations made to the account and any loan payments of principal and interest derived from loans made under the energy freedom account must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for financial assistance for further funding for projects consistent with this chapter or otherwise authorized by the legislature.

(2) The green energy incentive account is created in the state treasury as a subaccount of the energy freedom account. All receipts from appropriations made to the green energy incentive account shall be deposited into the account, and may be spent only after appropriation. Expenditures from the account may be used only for:

(a) Refueling projects awarded under this chapter;

(b) Pilot projects for plug-in hybrids, including grants provided for the electrification program set forth in RCW 43.325.110; and

(c) Demonstration projects developed with state universities as defined in RCW 28B.10.016 and local governments that result in the design and building of a hydrogen vehicle fueling station.

(3)(a) The energy recovery act account is created in the state treasury. State and federal funds may be deposited into the account and any loan payments of principal and interest derived from loans made from the energy recovery act account must be deposited into the account. Moneys in the account may be spent only after appropriation.

(b) Expenditures from the account may be used only for loans, loan guarantees, and grants that encourage the establishment of innovative and sustainable industries for renewable energy and energy efficiency technology, including but not limited to:

(i) Renewable energy projects or programs that require interim financing to complete project development and implementation;

(ii) Companies with innovative, near-commercial or commercial, clean energy technology; and

(iii) Energy efficiency technologies that have a viable repayment stream from reduced utility costs.

(c) The director shall establish policies and procedures for processing, reviewing, and approving applications for funding under this section. When developing these policies and procedures, the department must consider the clean energy leadership strategy developed under section 2, chapter 318, Laws of 2009.

(d) The director shall enter into agreements with approved applicants to fix the term and rates of funding provided from this account.

(e) The policies and procedures of this subsection (3) do not apply to assistance awarded for projects under RCW 43.325.020(3).

(4) Any state agency receiving funding from the energy freedom account is prohibited from retaining greater than three percent of any funding provided from the energy freedom account for administrative overhead or other deductions not directly associated with conducting the research, projects, or other end products that the funding is designed to produce unless this provision is waived in writing by the director.

(5) Any university, institute, or other entity that is not a state agency receiving funding from the energy freedom account is prohibited from retaining greater than fifteen percent of any funding provided from the energy freedom account for administrative overhead or other deductions not directly associated with conducting the research, projects, or other end products that the funding is designed to produce.

(6) Subsections (2), (4), and (5) of this section do not apply to assistance awarded for projects under RCW 43.325.020(3).

(7) During the 2013-2015 fiscal biennium, the legislature may transfer from the energy freedom account to the state general fund and the education legacy trust account such amounts as reflect the excess fund balance of the account.

Sec. 916. RCW 67.70.260 and 2011 1st sp.s. c 50 s 962 are each amended to read as follows:

There is hereby created the lottery administrative account in the state treasury. The account shall be managed, controlled, and maintained by the director. The legislature may appropriate from the account for the payment of costs incurred in the operation and administration of the lottery. During the 2001-2003 fiscal biennium, the legislature may transfer from the lottery administrative account to the state general fund such amounts as reflect the appropriations reductions made by the 2002 supplemental appropriations act for administrative efficiencies and savings. During the ~~((2011-2013))~~ 2013-2015 fiscal biennium, the lottery administrative account may also be used to fund an independent forecast of the lottery revenues conducted by the economic and revenue forecast council.

Sec. 917. RCW 77.36.170 and 2013 c 329 s 2 are each amended to read as follows:

(1) The department may pay no more than fifty thousand dollars per fiscal year from the state wildlife account created in RCW 77.12.170 for claims and assessment costs for injury or loss of livestock caused by wolves submitted under RCW 77.36.100.

(2) Notwithstanding other provisions of this chapter, the department may also accept and expend money from other sources to address injury or loss of livestock or other property caused by wolves consistent with the requirements on that source of funding.

(3) If any wildlife account expenditures authorized under subsections (1) and (4) of this section are unspent as of June 30th of a fiscal year, the state treasurer shall transfer the unspent amount to the wolf-livestock conflict account created in RCW 77.36.180.

(4) During the 2014 fiscal year, the department may pay no more than two hundred and fifty thousand dollars from the state wildlife account created in RCW 77.12.170 for claims and assessment costs for injury or loss of livestock caused by wolves submitted under RCW 77.36.100.

Sec. 918. RCW 82.08.160 and 2013 2nd sp.s. c 4 s 1003 are each amended to read as follows:

(1) On or before the twenty-fifth day of each month, all taxes collected under RCW 82.08.150 during the preceding month must be remitted to the state department of revenue, to be deposited with the state treasurer. Except as provided in subsections (2), (3), and (4) of this section, upon receipt of such moneys the state treasurer must credit sixty-five percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) and one hundred percent of the sums collected and remitted under RCW 82.08.150 (3) and (4) to the state general fund and thirty-five percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) to a fund which is hereby created to be known as the "liquor excise tax fund."

(2) During the 2012 fiscal year, 66.19 percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the state general fund and the remainder collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the liquor excise tax fund.

(3) During fiscal year 2013, all funds collected under RCW 82.08.150 (1), (2), (3), and (4) must be deposited into the state general fund.

(4) During the 2013-2015 fiscal biennium, ~~((eighty-two))~~ seventy-seven and one-half percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the state general fund and the remainder collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the liquor excise tax fund. The amendments in this section are curative, clarifying, and remedial and apply retroactively to July 1, 2013.

Sec. 919. 2013 2nd sp.s. c 35 s 39 (uncodified) is amended to read as follows:

The sum of one hundred seventy-six thousand dollars of the state general fund for the fiscal year ending June 30, 2014, and one hundred seventy-six thousand dollars of the state general fund for the fiscal year ending June 30, 2015, or as much thereof as may be necessary, are appropriated to the ~~((Washington traffic safety))~~ criminal justice training commission solely for the purposes of ~~((section 25 of this act))~~ RCW 36.28A.320.

NEW SECTION. **Sec. 920.** 2013 2nd sp.s. c 35 s 40 (uncodified) is repealed.

NEW SECTION. **Sec. 921.** A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

The sum of one hundred seventy thousand dollars from the state general fund for the fiscal year ending June 30, 2014, and two hundred twenty-seven thousand dollars of the state general fund for the fiscal year ending June 30, 2015, or as much thereof as may be necessary, are appropriated for expenditure into the county criminal justice assistance account. The treasurer shall make quarterly distributions from the county criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.310 for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The first distribution for fiscal year 2014 shall include amounts from previous quarters for which distributions were not made. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

NEW SECTION. **Sec. 922.** A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

The sum of one hundred thousand dollars from the state general fund for the fiscal year ending June 30, 2014, and one hundred thirty-three thousand dollars from the state general fund for the fiscal year ending June 30, 2015, or as much thereof as may be necessary, are appropriated for expenditure into the municipal criminal justice assistance account. The treasurer shall make quarterly distributions from the municipal criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.320, for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The first distribution for fiscal year 2014 shall include amounts from previous quarters for which distributions were not made. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

NEW SECTION. **Sec. 923.** Section 915 of this act expires June 30, 2016.

Sec. 924. 2007 c 465 s 3 (uncodified) is amended to read as follows:

This act expires June 30, ~~((2014))~~ 2015.

Sec. 925. 2009 c 520 s 96 (uncodified) is amended to read as follows:

Section 63 of this act expires June 30, ~~((2014))~~ 2015.

NEW SECTION. **Sec. 926.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 927.** This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

(End of Bill)"

ACQUISITION OF INFORMATION TECHNOLOGY PROJECTS THROUGH FINANCIAL CONTRACTS	262
ADMINISTRATOR FOR THE COURTS	8
ATTORNEY GENERAL	19
BOARD FOR VOLUNTEER FIREFIGHTERS	48
BOARD OF ACCOUNTANCY	45
BOARD OF INDUSTRIAL INSURANCE APPEALS	116
BOARD OF TAX APPEALS	40
CASELOAD FORECAST COUNCIL	22
CENTRAL WASHINGTON UNIVERSITY	226
CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS	19
COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES	
SEIU LOCAL 925 CHILDCARE WORKERS	260
COLUMBIA RIVER GORGE COMMISSION	148
COMMISSION ON AFRICAN-AMERICAN AFFAIRS	36
COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS	18
COMMISSION ON HISPANIC AFFAIRS	36
COMMISSION ON JUDICIAL CONDUCT	7
COMPENSATION	
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS	261
REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS	259
REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS	258
CONSERVATION COMMISSION	155
COURT OF APPEALS	7
CRIMINAL JUSTICE TRAINING COMMISSION	117
DEPARTMENT OF AGRICULTURE	163
DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION	48
DEPARTMENT OF COMMERCE	23
DEPARTMENT OF CORRECTIONS	132
DEPARTMENT OF EARLY LEARNING	234
DEPARTMENT OF ECOLOGY	148
DEPARTMENT OF ENTERPRISE SERVICES	46
DEPARTMENT OF FISH AND WILDLIFE	156
DEPARTMENT OF HEALTH	124
DEPARTMENT OF LABOR AND INDUSTRIES	119
DEPARTMENT OF LICENSING	166
DEPARTMENT OF NATURAL RESOURCES	160
DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS	36
DEPARTMENT OF REVENUE	38
DEPARTMENT OF SERVICES FOR THE BLIND	143
DEPARTMENT OF SOCIAL AND HEALTH SERVICES	50
ADMINISTRATION AND SUPPORTING SERVICES PROGRAM	96
AGING AND ADULT SERVICES PROGRAM	79
ALCOHOL AND SUBSTANCE ABUSE PROGRAM	91
CHILDREN AND FAMILY SERVICES PROGRAM	53
DEVELOPMENTAL DISABILITIES PROGRAM	75
ECONOMIC SERVICES PROGRAM	88
JUVENILE REHABILITATION PROGRAM	59
MENTAL HEALTH PROGRAM	64
PAYMENTS TO OTHER AGENCIES PROGRAM	98
SPECIAL COMMITMENT PROGRAM	94
VOCATIONAL REHABILITATION PROGRAM	94
DEPARTMENT OF VETERANS AFFAIRS	123
EASTERN WASHINGTON STATE HISTORICAL SOCIETY	240
EASTERN WASHINGTON UNIVERSITY	226
ECONOMIC AND REVENUE FORECAST COUNCIL	29
EMPLOYMENT SECURITY DEPARTMENT	144
ENVIRONMENTAL AND LAND USE HEARINGS OFFICE	154
EVERGREEN STATE COLLEGE	227
GAMBLING COMMISSION	49
GOVERNOR'S OFFICE OF INDIAN AFFAIRS	17
HORSE RACING COMMISSION	45
HOUSE OF REPRESENTATIVES	1
HUMAN RIGHTS COMMISSION	116
INSURANCE COMMISSIONER	40
JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE	2

JOINT LEGISLATIVE SYSTEMS COMMITTEE	6
LAW LIBRARY	7
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE	5
LIEUTENANT GOVERNOR	14
LIQUOR CONTROL BOARD	41
MILITARY DEPARTMENT	43
OFFICE OF ADMINISTRATIVE HEARINGS	35
OFFICE OF CIVIL LEGAL AID	12
OFFICE OF FINANCIAL MANAGEMENT	30
COMMON SCHOOL CONSTRUCTION ACCOUNT	247
CONTRIBUTIONS FOR STATE EMPLOYEE HEALTH INSURANCE	245
EXTRAORDINARY CRIMINAL JUSTICE COSTS	246
NATURAL RESOURCES REAL PROPERTY REPLACEMENT ACCOUNT	247
OFFICE OF ADMINISTRATIVE HEARINGS	248
OFFICE OF ATTORNEY GENERAL	247
OFFICE OF THE CHIEF INFORMATION OFFICER	248
PARKLAND TRUST REVOLVING ACCOUNT	246
THURSTON COUNTY CAPITAL FACILITIES ACCOUNT	246
OFFICE OF LEGISLATIVE SUPPORT SERVICES	6
OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES	40
OFFICE OF PUBLIC DEFENSE	12
OFFICE OF THE GOVERNOR	13
OFFICE OF THE STATE ACTUARY	6
PROGRAMS FOR HIGHLY CAPABLE STUDENTS	201
PUBLIC BACCALAUREATE INSTITUTIONS	216
PUBLIC DISCLOSURE COMMISSION	14
PUBLIC EMPLOYMENT RELATIONS COMMISSION	45
PUGET SOUND PARTNERSHIP	164
RECREATION AND CONSERVATION FUNDING BOARD	154
SECRETARY OF STATE	15
SENATE	1
STATE AUDITOR	18
STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES	218, 219
STATE HEALTH CARE AUTHORITY	98
STATE INVESTMENT BOARD	41
STATE PARKS AND RECREATION COMMISSION	153
STATE PATROL	167
STATE SCHOOL FOR THE BLIND	239
STATE TREASURER	18, 249
BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION	241, 242
COUNTY PUBLIC HEALTH ASSISTANCE	243
FEDERAL REVENUES FOR DISTRIBUTION	251
FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT	250
MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT	251
TRANSFERS	252
STATUTE LAW COMMITTEE	6
STUDENT ACHIEVEMENT COUNCIL	
OFFICE OF STUDENT FINANCIAL ASSISTANCE	231
POLICY COORDINATION AND ADMINISTRATION	230
SUNDRY CLAIMS	245
SUPERINTENDENT OF PUBLIC INSTRUCTION	170, 213
EDUCATION REFORM PROGRAMS	202
EDUCATIONAL SERVICE DISTRICTS	199
GENERAL APPORTIONMENT	180
INSTITUTIONAL EDUCATION PROGRAMS	200
LEARNING ASSISTANCE PROGRAM	211
LOCAL EFFORT ASSISTANCE	200
MISCELLANEOUS--NO CHILD LEFT BEHIND ACT	202
PUPIL TRANSPORTATION	193
SCHOOL FOOD SERVICE PROGRAMS	195
SPECIAL EDUCATION PROGRAMS	195
TRANSITIONAL BILINGUAL PROGRAMS	210
SUPREME COURT	7
UNIVERSITY OF WASHINGTON	222
UTILITIES AND TRANSPORTATION COMMISSION	42
WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM	164

WASHINGTON STATE ARTS COMMISSION 239
WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS 239
WASHINGTON STATE CHARTER SCHOOL COMMISSION 214
WASHINGTON STATE HISTORICAL SOCIETY 240
WASHINGTON STATE LOTTERY 36
WASHINGTON STATE UNIVERSITY 224
WESTERN WASHINGTON UNIVERSITY 229
WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD 234"

Correct the title.

Representative Pollet moved the adoption of amendment (830) to the striking amendment (812):

On page 14, after line 9, insert the following:

"(6) Within appropriated funds, the office of the education ombuds shall develop a scope of work and proposed plan for a task force on success for students with special needs that will: (a) Define and assess barriers that students placed or qualified to be placed in special education and students with a plan for accommodation under section 504 of the federal rehabilitation act of 1973 face in earning a high school diploma and fully accessing the educational program provided by the public schools; and (b) outline recommendations for systemic changes and successful models for education and service delivery, including improved coordination of early learning through postsecondary education and career preparation. With input from interested parents, educators, state agencies, and organizations representing students placed or qualified to be placed in special education and students with a section 504 plan, the office of the education ombuds shall invite representative individuals to participate in the task force. The office of the education ombuds shall submit the scope of work and proposed task force plan to the education and fiscal committees of the legislature by December 1, 2014, along with a request for additional funds necessary to implement the plan. To the extent possible within appropriated funds, the office of the education ombuds may convene the task force and commence its work before June 30, 2015."

Representatives Pollet and Dahlquist spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (830) to the striking amendment (812) was adopted.

Representative Chandler moved the adoption of amendment (814) to the striking amendment (812):

On page 15, line 11, increase the public records, efficiency, preservation, and access account--state appropriation by \$813,000

On page 15, line 21, correct the total.

Representative Chandler spoke in favor of the adoption of the amendment to the striking amendment.

Representative Hunter spoke against the adoption of the amendment to the striking amendment.

Amendment (814) to the striking amendment (812) was not adopted.

Representative Sawyer moved the adoption of amendment (837) to the striking amendment (812):

On page 29, after line 30, insert the following:

"(30) If Engrossed Substitute House Bill 2368 (homeless housing surcharge) is not enacted by June 30, 2014, the department must, within the amounts appropriated in this section, conduct a study on the impacts in the fiscal year 2015-17 and fiscal year 2017-19 biennia of the scheduled reduction of the local homeless housing and assistance document surcharge from \$40 in the current biennium to \$30 in 2015, and to \$10 in 2017. The study must look at a variety of areas including but not limited to estimated impacts on local housing programs, rates of homelessness, criminal justice systems, and private rental markets. The department must submit a report on the findings of this study, to the extent it is required in this subsection, by December 1, 2014."

Representative Sawyer spoke in favor of the adoption of the amendment to the striking amendment.

Representative Chandler spoke against the adoption of the amendment to the striking amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 56 - YEAS; 41 - NAYS.

Amendment (837) to the striking amendment (812) was adopted.

Representative Schmick moved the adoption of amendment (828) to the striking amendment (812):

On page 30, line 10, increase the general fund-state appropriation for fiscal year 2015 by \$300,000

On page 30, line 26, correct the total appropriation

On page 35, after line 15, insert the following:

"(13) \$300,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for an evidence-based comprehensive study and progress report of staffing ratios and safety assessments in department of corrections facilities. For the purposes of this study, "department of corrections facilities" means facilities operated by the department of corrections to house persons convicted of a criminal offense who are in full confinement. The office of financial management shall contract with consultants with expertise related to the subject matters included in this study. The office of financial management and the consultants shall consult with (i) the department of corrections, (ii) stakeholder groups that represent the people served in these institutions, (iii) labor organizations that represent employees who work in these institutions; and (iv) other persons or entities with expertise in the areas being studied. In conducting this study, the consultants shall consider the following factors as appropriate: (i) the number and type of staff at each of the department of corrections facilities; (ii) the adequacy and costs of current staffing at department of corrections facilities; (iii) the need, availability, and costs of improving staffing at department of corrections facilities; (iv) the geographic factors associated with staffing department of corrections facilities, including the impact of staffing on the local economy and the economic impact of reducing or increasing staffing at department of corrections facilities; (v) the safety of employees at department of corrections facilities including all reported incidents of assault or other crimes committed against such employees; (vi) a review of the all security-related policies and procedures at department of corrections facilities; (vi) the implementation and consistent application of policy recommendations resulting from the national institute of corrections review of prison safety and the statewide security advisory committee regarding security issues in department of corrections facilities as provided for in Chapter 252 Laws of 2011, (ESB 5907). The office of financial management shall submit a final report to the governor, the house of representatives and the appropriate policy and fiscal committees of the legislature by December 1, 2014. The report shall provide any recommendations and a plan, if necessary, to improve staffing ratios and employee safety at department of corrections facilities. The report shall include an individual assessment of staffing and safety at each department of corrections facility, and any costs or savings associated with each recommendation. The office of financial management shall submit a report on the progress by the department of corrections of implementing the recommendations and plan to the same committees of the legislature no later than December 1, 2015."

Representatives Schmick, Hudgins and Ross spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (828) to the striking amendment (812) was adopted.

Representative Sullivan moved the adoption of amendment (863) to the striking amendment (812):

On page 30, line 10, reduce the general fund--state appropriation for fiscal year 2015 by \$200,000

On page 30, line 26, correct the total appropriation

On page 33, line 22, strike all of subsection 8

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 224, line 13, increase the general fund--state appropriation for fiscal year 2015 by \$50,000

On page 224, line 16, correct the total appropriation

On page 225, after line 14, insert the following:

"(4) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the William D. Ruckelshaus Center to convene and facilitate a collaborative process to address issues related to public records requests of local governments. A task force shall be convened by the Ruckelshaus Center representing a balanced cross-section of parties and interests (not to exceed 20 individuals), in order to collaboratively seek solutions for issues identified in the Ruckelshaus Center's December 2013 report to the legislature on public records requests made to local governments. The Ruckelshaus Center will facilitate one meeting of the task force every two months, and one meeting per month of a framing group comprised of leaders representing the various perspectives, selected by the Ruckelshaus Center. The Ruckelshaus Center shall provide a report containing the task force's recommendations to appropriate committees of the legislature by December 15, 2014."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Sullivan, Manweller, Pollet and Takko spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (863) to the striking amendment (812) was adopted.

Representative Hunter moved the adoption of amendment (865) to the striking amendment (812):

One page 53, line 22, increase the general fund--federal appropriation by \$65,000

On page 53, line after line 29, insert the following:

"Education Legacy Trust Account--State
Appropriation \$446,000"

On page 53, line 31, correct the total.

On page 59, after line 11, insert the following:

"(20) \$446,000 of the education legacy trust account--state appropriation and \$65,000 of the general fund--federal appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2377 (early care and education). This funding is provided for costs related to the 2 percent quality payments and tiered reimbursement rate increases."

On page 88, after line 17, insert the following:

"Education Legacy Trust Account--State
Appropriation \$4,996,000"

On page 88, line 19, correct the total.

On page 88, line 24, after "2015," insert "\$4,996,000 of the Education Legacy Trust Account appropriation."

On page 89, line 29, after ~~"(\$367,676,000)~~ strike "\$354,360,000" and insert "\$358,992,000"

On page 89, line 31, after "RCW 43.215.135." insert "The working connections child care program is capped at 30,000 households per month. \$4,632,000 of the education legacy trust account appropriation in subsection (1)(a) is provided solely for implementation of Engrossed Second Substitute House Bill No 2377 (early care and education)."

On page 89, line 32, after ~~"((\$142,124,000))~~ strike "\$170,999,000" and insert "\$171,363,000"

On page 89, line 34, after "overhead." insert "\$364,000 of the education legacy trust account appropriation in subsection (1)(a) is provided solely for implementation of Engrossed Second Substitute House Bill No 2377 (early care and education)."

On page 227, line 28, increase the education legacy trust account--state appropriation by \$39,000

On page 227, line 30, correct the total.

On page 228, line 36, after "(7)" insert the following:

"\$39,000 of the education legacy trust account--state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2377 (early care and education). (8)"

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 235, after line 1, insert the following:

"Education Legacy Trust Account--State
Appropriation \$8,030,000"

On page 235, line 3, correct the total.

On page 238, line 31, after "(15)" strike the remainder of the section and insert the following:

"\$8,030,000 of the education legacy trust account--state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2377 (early care and education). Of the amounts in this subsection:

(a) \$2,603,000 of the education legacy trust account--state appropriation is provided solely for the department to implement early achievers tiered reimbursement for child care center providers. The department shall establish tiered reimbursement for providers in levels III, IV, and V of early achievers. The tiered reimbursement rates shall be implemented equitably across provider type. The department shall base the rates for tiered reimbursement on the child care cost model study completed in 2013 and factor in any increases in the base subsidy rate in establishing the tier reimbursement rates. The department shall continue to use a child care cost model as the basis for developing rates in the future. The working connections child care program is capped at 30,000 households per month.

(b) \$804,000 of the education legacy trust account--state appropriation is provided solely for the department to implement a substitute pool and establish need-based grants consistent with Section 4 of Engrossed Second Substitute House Bill No. 2377 (early education and care)."

On page 273, after line 3, insert the following:

"Sec. 919. RCW 83.100.230 and 2012 1st sp.s. c 10 s 7 are each amended to read as follows:

The education legacy trust account is created in the state treasury. Money in the account may be spent only after appropriation. Expenditures from the account may be used only for support of the common schools, and for expanding access to higher education through funding for new enrollments and financial aid, and other educational improvement efforts. During the 2013-15 fiscal biennium, the education legacy trust account may be used for expenditures related to Engrossed Second Substitute House Bill No. 2377 (Early care and education)."

Renumber remaining sections consecutively and correct any internal references accordingly.

Representative Hunter spoke in favor of the adoption of the amendment to the striking amendment.

Representative Wilcox spoke against the adoption of the amendment to the striking amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 56 - YEAS; 41 - NAYS.

Amendment (865) to the striking amendment (812) was adopted.

Representative Taylor moved the adoption of amendment (842) to the striking amendment (812):

On page 75, line 7, increase the general fund--state appropriation for fiscal year 2014 by \$1,750,000

On page 75, line 9, increase the general fund--state appropriation for fiscal year 2015 by \$7,000,000

On page 75, line 11, increase the general fund--federal appropriation by \$8,650,000

On page 75, line 15, correct the total.

On page 77, line 27, after "disabilities by" strike "thirty cents" and insert "one dollar"

On page 79, line 16, increase the general fund--state appropriation for fiscal year 2014 by \$2,373,000

On page 79, line 18, increase the general fund--state appropriation for fiscal year 2015 by \$9,489,000

On page 79, line 28, correct the total.

On page 88, after line 5, insert "(23) \$2,373,000 of the general fund--state appropriation for fiscal year 2014 and \$9,489,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for an expansion of the family caregiver support program."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 98, line 26, decrease the general fund--state appropriation for fiscal year 2014 by \$2,930,000

On page 98, line 28, decrease the general fund--state appropriation for fiscal year 2015 by \$11,719,000

On page 98, line 30, decrease the general fund--federal appropriation by \$16,333,000

On page 99, line 9, correct the total.

On page 116, after line 16, insert the following:

"(56) None of the amounts provided in this section may be used to provide grants to or reimburse, through managed care or fee-for-service, for services provided by planned parenthood.

(57) None of the amounts provided in this section may be used to pay for abortions."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 123, line 16, increase the general fund--state appropriation for fiscal year 2014 by \$622,000

On page 123, line 18, increase the general fund--state appropriation for fiscal year 2014 by \$2,489,000

On page 123, line 26, correct the total.

On page 123, line 28, after "limitations:" insert "(a)"

On page 123, after line 33, insert "(b) 622,000 of the general fund--state appropriation for fiscal year 2014 and \$2,489,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for an expansion of programs that serve disabled veterans."

On page 124, line 13, decrease the general fund--state appropriation for fiscal year 2014 by \$1,815,000

On page 124, line 15, decrease the general fund--state appropriation for fiscal year 2015 by \$7,259,000

On page 124, line 17, decrease the general fund--federal appropriation by \$1,514,000

On page 125, line 14, correct the total.

On page 132, after line 15, insert the following:

"(29) None of the amounts provided in this section may be used to provide grants to or reimburse, through managed care or fee-for-service, for services provided by planned parenthood.

(30) None of the amounts provided in this section may be used to pay for abortions."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Taylor, Overstreet, Klippert, Shea, G. Hunt, Overstreet (again) and Ross spoke in favor of the adoption of the amendment to the striking amendment.

Representatives Takko, Jinkins and Hunter spoke against the adoption of the amendment to the striking amendment.

Amendment (842) to the striking amendment (812) was not adopted.

Representative Cody moved the adoption of amendment (854) to the striking amendment (812):

On page 79, line 34, after "described in (a)" strike "and" and insert "((and))"

On page 79, line 34, after "(b)" insert ", (g), (h), and (i)"

On page 80, line 25, strike "\$3.15" and insert "the industry weighted average rate of \$4.22"

On page 80, line 37, after "section" insert "the support services add-on found in subsection (1)(h) of this section, the therapy care add-on found in subsection (1)(i) of this section"

On page 81, line 11, after "section" insert "the support services add-on found in subsection (1)(h) of this section, the therapy care add-on found in subsection (1)(i) of this section"

On page 81, line 26, after "(d)" strike ", and (g)" and insert ", (g), (h), and (i)"

On page 81, line 29, strike "applied evenly across all nursing facilities of no more than six percent of the direct care payment rate calculated according to chapter 74.46 RCW" and insert "of \$3.63 per patient day"

On page 81, after line 32, insert

"(h) For fiscal year 2015, the department shall provide a support services rate add-on of \$0.85 per patient day. This subsection (h) is subject to the reconciliation and settlement process provided in RCW 74.46.022(6).

(i) For fiscal year 2015, the department shall provide a therapy care rate add-on of \$0.05 per patient day. This subsection (h) is subject to the reconciliation and settlement process provided in RCW 74.46.022(6)."

Representative Cody spoke in favor of the adoption of the amendment to the striking amendment.

Representative Schmick spoke against the adoption of the amendment to the striking amendment.

Amendment (854) to the striking amendment (812) was adopted.

Representative Hunter moved the adoption of amendment (864) to the striking amendment (812):

On page 98, line 28, increase the general fund--state appropriation for fiscal year 2015 by \$3,856,000

On page 98, line 30, increase the general fund--federal appropriation by \$3,689,000

On page 99, line 9, correct the total.

On page 116, beginning on line 4, strike all of subsection 54

Re-number the remaining subsections consecutively and correct any internal references accordingly.

Representatives Hunter and Schmick spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (864) to the striking amendment (812) was adopted.

Representative Riccelli moved the adoption of amendment (821) to the striking amendment (812):

On page 114, beginning on line 33, after "solely to" strike all material through "lapse" on line 31 and insert "begin the necessary econometric modeling of the federal basic health program option to analyze the program enrollment, and the costs and impacts to the state, the enrollees, health care provider and facility reimbursement, and the insurance marketplace. By December 31, 2014, the authority shall publish a report on the findings of the econometric modeling. The report shall include impacts on:

(a) Reimbursement levels affecting provider participation and its relationship to network adequacy in the program;

(b) The financial stability of the Washington health benefit exchange, including enrollment, risk profile, and fees for operational sustainability; and

(c) Continuity of care, access, and affordability of coverage for potential enrollees in the federal basic health program compared to the insurance marketplace"

Representatives Riccelli and Hunter spoke in favor of the adoption of the amendment to the striking amendment.

Representative Manweller spoke against the adoption of the amendment to the striking amendment.

Amendment (821) to the striking amendment (812) was adopted.

Representative Habib moved the adoption of amendment (819) to the striking amendment (812):

On page 166, line 7, increase the general fund--state appropriation for fiscal year 2014 by \$19,000

On page 166, line 9, increase the general fund--state appropriation for fiscal year 2015 by \$48,000

On page 166, line 35, correct the total appropriation

On page 167, after line 27 insert:

"(6) \$19,000 of the general fund--state appropriation for fiscal year 2014 and \$48,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for a pilot identicard program to assist and prepare offenders for release from prison and reentry into the community. The goal of the pilot identicard program is to provide proper state identification to offenders to facilitate access to services, employment, housing, and various other opportunities upon release to the community. By September 1, 2014, the department of licensing, working in conjunction with the department of corrections, must implement the pilot identicard program in accordance with the following:

(a) The pilot program must provide an original, renewal, or replacement identicard to offenders that: (i) prove their identity as required by RCW 46.20.035; (ii) are under the custody of the department of corrections; (iii) have been sentenced to an incarceration period exceeding one year and one day; and (iv) are incarcerated within the Monroe correctional complex and within two months or less of release.

(b) For purposes of verifying an offender's identity and eligibility for the program, a valid identification card issued by the department of corrections serves as sufficient proof of identity and residency for an offender to apply for and obtain a Washington state identicard.

(c) For the purposes of the pilot program, and notwithstanding the provisions of chapter 46.20.117 RCW, the department of licensing must (i) waive the requirement that the offender not hold a valid Washington driver's license in order to receive an identicard; (ii) set an expiration date for an identicard issued under the pilot program for the first anniversary of the offender's birthdate after issuance; and (iii) not charge any fee to an applicant for an identicard issued as part of the pilot program.

(d) The department of licensing, in consultation with the department of corrections, must report to the governor and the appropriate committees of the legislature on the results of the pilot identicard program and any recommendations for improvement by June 30, 2015."

Representatives Habib and Klippert spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (819) to the striking amendment (812) was adopted.

Representative Santos moved the adoption of amendment (825) to the striking amendment (812):

On page 170, line 9, increase the general fund--state appropriation for fiscal year 2015 by \$100,000

On page 170, line 16, correct the total

On page 170, at the beginning of line 21, strike "\$17,595,000" and insert "\$17,695,000"

On page 178, after line 2, insert the following:

"(ee) \$100,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the Washington civil liberties education program."

Representative Santos spoke in favor of the adoption of the amendment to the striking amendment.

Representative Dahlquist spoke against the adoption of the amendment to the striking amendment.

Amendment (825) to the striking amendment (812) was adopted.

Representative Hayes moved the adoption of amendment (848) to the striking amendment (812):

On page 170, line 9, increase general fund--state appropriation for fiscal year 2015 by \$50,000

On page 170, line 16, correct the total

On page 170, beginning on line 21, strike "\$17,595,000" and insert "\$17,645,000"

On page 178, after line 2, insert the following:

"(ee) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the superintendent of public instruction to convene a workgroup to examine state and federal audit

requirements. The work group may include, but is not limited to, representatives from small, medium and large school districts; a representative of the office of the state auditor; a representative of the Washington state school directors' association; and legislators. The work group must identify state and federal audit requirements that are duplicative and make recommendations to the legislature to reduce school district costs and workload related to duplicative audit requirements. The superintendent shall submit the findings and recommendations of the work group to the legislature by December 1, 2015."

Representatives Hayes and Hunter spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (848) to the striking amendment (812) was adopted.

Representative Hunter moved the adoption of amendment (866) to the striking amendment (812):

On page 180, line 10, decrease the general fund--state appropriation for fiscal year 2015 by \$1,776,000

On page 180, line 15, correct the total

On page 181, line 9, after "1.216" insert "for the 2013-14 and 2014-15 school years"

On page 181, line 10, after "2.009" insert "for the 2013-14 school year and 2.539 for the 2014-15 school year"

On page 181, line 30, after "allocations for" insert "laboratory science,"

On page 182, beginning on line 32, after "K-6" strike all material through "school year." on page 183, line 6, and insert ", and 16.67 percent in grades 7-12; and"

On page 183, line 7, after "(iv)" strike "Laboratory science, advanced" and insert "~~(Laboratory science)~~ Advanced"

On page 183, line 7, after "placement" strike "," and insert "(c)"

On page 183, line 21, after "FTE's" insert "for the 2013-14 school year, and 2.72 per 1000 student FTE's for the 2014-15 school year"

On page 183, line 22, after "FTE's" insert "for the 2013-14 school year, and 3.06 per 1000 student FTE's for the 2014-15 school year"

On page 185, line 10, after "~~(2.00)~~" strike "1.99" and insert "0.90"

On page 185, line 12, after "~~(45.98)~~" strike "16.00" and insert "17.29"

On page 186, beginning on line 27, after "Students in" strike all material through "subsection." on line 29 and insert "~~(laboratory science courses generate per student FTE MSOC allocations which equal the per student FTE rate for general education students established in (a) of this subsection.)~~ grades 9-12 generate per student FTE MSOC allocations in addition to the allocation provided in (a) of this subsection at the following rate:

	<u>2014-15</u> <u>School Year</u>
<u>Technology</u>	<u>\$36.35</u>
<u>Curriculum and Textbooks</u>	<u>\$39.02</u>
<u>Other Supplies and Library Materials</u>	<u>\$82.84</u>
<u>Instructional Professional Development for Certificated and Classified Staff</u>	<u>\$6.04</u>
<u>TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE</u>	<u>\$164.25</u>

On page 196, line 5, increase the general fund--state appropriation for fiscal year 2015 by \$1,129,000

On page 196, line 11, correct the total

On page 197, line 1, after "allocations" strike "for increased instructional hours (~~for grades seven through twelve~~) as" and insert "~~(for increased instructional hours for grades seven through twelve as)~~"

On page 197, beginning on line 4, strike "~~(2)(c)(iii)(B); allocations~~"

Representatives Hunter and Dahlquist spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (866) to the striking amendment (812) was adopted.

Representative Haigh moved the adoption of amendment (823) to the striking amendment (812):

On page 187, line 24, after "contact," insert "academic counseling, career counseling, or case management contact,"

Representatives Haigh, Dahlquist, Hunter, Wilcox and Dahlquist (again) spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (823) to the striking amendment (812) was adopted.

Representative Dunshee moved the adoption of amendment (881) to the striking amendment (812):

On page 192, after line 34, insert the following:

"**Sec. 503.** 2013 2nd sp.s. c 4 s 503 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--BASIC EDUCATION EMPLOYEE COMPENSATION

(1) The following calculations determine the salaries used in the state allocations for certificated instructional, certificated administrative, and classified staff units as provided in RCW 28A.150.280 and under section 502 of this act:

(a) Salary allocations for certificated instructional staff units are determined for each district by multiplying the district's certificated instructional total base salary shown on LEAP Document 2 by the district's average staff mix factor for certificated instructional staff in that school year, computed using LEAP document 1; and

(b) Salary allocations for certificated administrative staff units and classified staff units for each district are determined based on the district's certificated administrative and classified salary allocation amounts shown on LEAP Document 2.

(2) For the purposes of this section:

(a) "LEAP Document 1" means the staff mix factors for certificated instructional staff according to education and years of experience, as developed by the legislative evaluation and accountability program committee on ~~(June 1, 2013 at 08:06 hours)~~ February 23, 2014, at 9:06 hours; and

(b) "LEAP Document 2" means the school year salary allocations for certificated administrative staff and classified staff and derived and total base salaries for certificated instructional staff as developed by the legislative evaluation and accountability program committee on ~~(June 1, 2013 at 01:29 hours)~~ February 23, 2014, at 12:29 hours.

(3) Incremental fringe benefit factors are applied to salary adjustments at a rate of 18.04 percent for school year 2013-14 and 18.04 percent for school year 2014-15 for certificated instructional and certificated administrative staff and 17.45 percent for school year 2013-14 and 17.45 percent for the 2014-15 school year for classified staff.

(4)(a) Pursuant to RCW 28A.150.410, the following state-wide salary allocation schedules for certificated instructional staff are established for basic education salary allocations:

Table Of Total Base Salaries For Certificated Instructional Staff
For School Year 2013-14

*** Education Experience ***

*** Education Experience ***

Years of Service	Education Experience ***									Years of Service	Education Experience ***									
	B	B	B	B	BA	M		OR		B	B	B	B	BA	M		OR			
	A	A+	A+	A+	A+	+13	A	A+	Ph.D.	A	A+	A+	A+	A+	+13	A	A+	Ph.D.		
0	34,04	34,96	35,92	36,87	39,93	41,913	40,82	43,88	45,86	0	34,04	34,96	35,92	36,87	39,93	41,913	40,82	43,88	45,86	0
1	34,08	35,08	36,00	37,05	40,09	42,04	41,04	44,05	46,00	1	34,08	35,08	36,00	37,05	40,09	42,04	41,04	44,05	46,00	1
2	34,50	35,43	36,30	37,40	40,49	42,459	41,27	44,37	46,33	2	34,50	35,43	36,30	37,40	40,49	42,459	41,27	44,37	46,33	2
3	34,06	35,09	36,03	37,06	41,06	43,04	41,01	44,08	46,02	3	34,06	35,09	36,03	37,06	41,06	43,04	41,01	44,08	46,02	3
4	34,34	35,34	36,32	37,43	41,51	43,549	42,16	45,24	47,27	4	34,34	35,34	36,32	37,43	41,51	43,549	42,16	45,24	47,27	4
5	35,03	36,04	37,09	38,08	41,04	43,04	42,08	45,08	47,05	5	35,03	36,04	37,09	38,08	41,04	43,04	42,08	45,08	47,05	5
6	35,83	36,82	37,81	38,96	42,06	44,110	42,61	45,71	47,76	6	35,83	36,82	37,81	38,96	42,06	44,110	42,61	45,71	47,76	6
7	36,04	37,08	38,08	39,04	42,06	44,0673	43,08	46,16	48,25	7	36,04	37,08	38,08	39,04	42,06	44,0673	43,08	46,16	48,25	7
8	36,29	37,28	38,28	39,49	43,58	45,673	43,08	46,16	48,25	8	36,29	37,28	38,28	39,49	43,58	45,673	43,08	46,16	48,25	8
9	36,00	37,07	38,08	40,06	43,06	45,00	43,09	46,06	48,06	9	36,00	37,07	38,08	40,06	43,06	45,00	43,09	46,06	48,06	9
10	36,75	37,73	38,76	40,03	43,11	45,211	43,55	46,62	48,72	10	36,75	37,73	38,76	40,03	43,11	45,211	43,55	46,62	48,72	10
11	37,09	38,09	39,09	40,09	44,03	46,02	44,02	47,06	49,03	11	37,09	38,09	39,09	40,09	44,03	46,02	44,02	47,06	49,03	11
12	37,58	38,57	39,62	40,96	44,07	46,235	44,43	47,55	49,71	12	37,58	38,57	39,62	40,96	44,07	46,235	44,43	47,55	49,71	12
13	38,02	39,02	40,01	42,09	45,08	47,08	45,06	48,03	51,03	13	38,02	39,02	40,01	42,09	45,08	47,08	45,06	48,03	51,03	13
14	38,78	39,83	40,90	42,35	45,51	47,751	45,83	48,99	51,22	14	38,78	39,83	40,90	42,35	45,51	47,751	45,83	48,99	51,22	14
15	39,07	41,13	42,26	43,76	46,99	49,310	47,24	50,47	52,78	15	39,07	41,13	42,26	43,76	46,99	49,310	47,24	50,47	52,78	15
16	39,55	43,63	45,74	48,91	50,913	52,913	48,72	50,00	54,39	16	39,55	43,63	45,74	48,91	50,913	52,913	48,72	50,00	54,39	16
17	40,05	44,52	47,44	50,44	52,50	55,50	50,44	53,00	56,00	17	40,05	44,52	47,44	50,44	52,50	55,50	50,44	53,00	56,00	17
18	41,05	46,52	50,44	54,44	58,50	60,50	54,44	58,00	62,00	18	41,05	46,52	50,44	54,44	58,50	60,50	54,44	58,00	62,00	18
19	42,05	48,52	53,44	58,44	62,50	65,50	58,44	62,00	66,00	19	42,05	48,52	53,44	58,44	62,50	65,50	58,44	62,00	66,00	19
20	43,05	50,52	56,44	61,44	65,50	68,50	61,44	65,00	69,00	20	43,05	50,52	56,44	61,44	65,50	68,50	61,44	65,00	69,00	20
21	44,05	52,52	59,44	65,44	69,50	72,50	65,44	69,00	71,00	21	44,05	52,52	59,44	65,44	69,50	72,50	65,44	69,00	71,00	21
22	45,05	54,52	61,44	67,44	71,50	74,50	67,44	71,00	73,00	22	45,05	54,52	61,44	67,44	71,50	74,50	67,44	71,00	73,00	22
23	46,05	56,52	63,44	69,44	73,50	76,50	69,44	73,00	75,00	23	46,05	56,52	63,44	69,44	73,50	76,50	69,44	73,00	75,00	23
24	47,05	58,52	65,44	71,44	75,50	78,50	71,44	75,00	77,00	24	47,05	58,52	65,44	71,44	75,50	78,50	71,44	75,00	77,00	24
25	48,05	60,52	67,44	73,44	77,50	80,50	73,44	77,00	79,00	25	48,05	60,52	67,44	73,44	77,50	80,50	73,44	77,00	79,00	25
26	49,05	62,52	69,44	75,44	79,50	82,50	75,44	79,00	81,00	26	49,05	62,52	69,44	75,44	79,50	82,50	75,44	79,00	81,00	26
27	50,05	64,52	71,44	77,44	81,50	84,50	77,44	81,00	83,00	27	50,05	64,52	71,44	77,44	81,50	84,50	77,44	81,00	83,00	27
28	51,05	66,52	73,44	79,44	83,50	86,50	79,44	83,00	85,00	28	51,05	66,52	73,44	79,44	83,50	86,50	79,44	83,00	85,00	28
29	52,05	68,52	75,44	81,44	85,50	88,50	81,44	85,00	87,00	29	52,05	68,52	75,44	81,44	85,50	88,50	81,44	85,00	87,00	29
30	53,05	70,52	77,44	83,44	87,50	90,50	83,44	87,00	89,00	30	53,05	70,52	77,44	83,44	87,50	90,50	83,44	87,00	89,00	30
31	54,05	72,52	79,44	85,44	89,50	92,50	85,44	89,00	91,00	31	54,05	72,52	79,44	85,44	89,50	92,50	85,44	89,00	91,00	31
32	55,05	74,52	81,44	87,44	91,50	94,50	87,44	91,00	93,00	32	55,05	74,52	81,44	87,44	91,50	94,50	87,44	91,00	93,00	32
33	56,05	76,52	83,44	89,44	93,50	96,50	89,44	93,00	95,00	33	56,05	76,52	83,44	89,44	93,50	96,50	89,44	93,00	95,00	33
34	57,05	78,52	85,44	91,44	95,50	98,50	91,44	95,00	97,00	34	57,05	78,52	85,44	91,44	95,50	98,50	91,44	95,00	97,00	34
35	58,05	80,52	87,44	93,44	97,50	100,50	93,44	97,00	99,00	35	58,05	80,52	87,44	93,44	97,50	100,50	93,44	97,00	99,00	35
36	59,05	82,52	89,44	95,44	99,50	102,50	95,44	99,00	101,00	36	59,05	82,52	89,44	95,44	99,50	102,50	95,44	99,00	101,00	36
37	60,05	84,52	91,44	97,44	101,50	104,50	97,44	101,00	103,00	37	60,05	84,52	91,44	97,44	101,50	104,50	97,44	101,00	103,00	37
38	61,05	86,52	93,44	99,44	103,50	106,50	99,44	103,00	105,00	38	61,05	86,52	93,44	99,44	103,50	106,50	99,44	103,00	105,00	38
39	62,05	88,52	95,44	101,44	105,50	108,50	101,44	105,00	107,00	39	62,05	88,52	95,44	101,44	105,50	108,50	101,44	105,00	107,00	39
40	63,05	90,52	97,44	103,44	107,50	110,50	103,44	107,00	109,00	40	63,05	90,52	97,44	103,44	107,50	110,50	103,44	107,00	109,00	40
41	64,05	92,52	99,44	105,44	109,50	112,50	105,44	109,00	111,00	41	64,05	92,52	99,44	105,44	109,50	112,50	105,44	109,00	111,00	41
42	65,05	94,52	101,44	107,44	111,50	114,50	107,44	111,00	113,00	42	65,05	94,52	101,44	107,44	111,50	114,50	107,44	111,00	113,00	42
43	66,05	96,52	103,44	109,44	113,50	116,50	109,44	113,00	115,00	43	66,05	96,52	103,44	109,44	113,50	116,50	109,44	113,00	115,00	43
44	67,05	98,52	105,44	111,44	115,50	118,50	111,44	115,00	117,00	44	67,05	98,52	105,44	111,44	115,50	118,50	111,44	115,00	117,00	44
45	68,05	100,52	107,44	113,44	117,50	120,50	113,44	117,00	119,00	45	68,05	100,52	107,44	113,44	117,50	120,50	113,44	117,00	119,00	45
46	69,05	102,52	109,44	115,44	119,50	122,50	115,44	119,00	121,00	46	69,05	102,52	109,44	115,44	119,50	122,50	115,44	119,00	121,00	46
47	70,05	104,52	111,44	117,44	121,50	124,50	117,44	121,00	123,00	47	70,05	104,52	111,44	117,44	121,50	124,50	117,44	121,00	123,00	47
48	71,05	106,52	113,44	119,44	123,50	126,50	119,44	123,00	125,00	48	71,05	106,52	113,44	119,44	123,50	126,50	119,44	123,00	125,00	48
49	72,05	108,52	115,44	121,44	125,50	128,50	121,44	125,00	127,00	49	72,05	108,52	115,44	121,44	125,50	128,50	121,44	125,00	127,00	49
50	73,05	110,52	117,44	123,44	127,50	130,50	123,44	127,00	129,00	50	73,05	110,52	117,44	123,44	127,50	130,50	123,44	127,00	129,00	50

Years of Service	B	B	B	B	B	BA	M	M	Ph.
	A	A+	A+	A+	A+	+13	A	A+	D.
0	34	35	36	37	40	42	41	44	46
	45	38	35	31	41	416	31	41	41
1	7	8	2	8	9		1	2	1
	34	35	36	37	40	42	41	44	46
	92	86	84	85	98	969	77	90	88
2	1	4	1	0	3		0	3	9
	35	36	37	38	41	43	42	45	47
	36	31	30	38	51	520	23	35	36
3	3	5	2	9	3		3	6	4
	35	36	37	38	42	44	42	45	47
	81	78	77	89	01	072	67	78	84
4	8	0	7	9	7		1	7	4
	36	37	38	39	42	44	43	46	48
	26	26	27	43	56	639	13	26	33
5	5	9	2	2	9		0	7	8
	36	37	38	39	43	45	43	46	48
	72	73	74	97	09	210	59	72	83
6	6	5	8	3	8		7	3	5
	37	38	39	40	43	45	44	47	49
	20	18	23	52	63	754	07	18	30
7	0	7	5	0	0		6	6	8
	38	39	40	41	44	46	44	48	50
	03	03	09	45	60	790	97	12	31
8	3	5	7	2	8		2	7	0
	39	40	41	42	46	48	46	49	51
	25	30	39	86	06	325	38	58	84
9	3	9	6	4	2		3	2	3
		41	42	44	47	49	47	51	53
		62	77	29	56	903	80	08	42
10		9	0	4			8	4	2
			44	45	49	51	49	52	55
			15	79	10	524	30	62	04
11			9	0	7		9	7	3
				47	50	53	50	54	56
				33	72	189	85	24	70
12				4	3		3	3	7
				48	52	54	52	55	58
				82	38	921	45	90	44
13				8	3		7	2	1
					54	56	54	57	60
					08	697	11	60	21
14					2		8	1	6
					55	58	55	59	62
					79	539	82	42	05
15					0		8	1	9
					57	60	57	60	63
					24	062	27	96	67
16					2		9	6	2
or					58	61	58	62	64
more					38	262	42	18	94
re					6		4	5	5

(b) As used in this subsection, the column headings "BA+(N)" refer to the number of credits earned since receiving the baccalaureate degree.

(c) For credits earned after the baccalaureate degree but before the masters degree, any credits in excess of forty-five credits may be

counted after the masters degree. Thus, as used in this subsection, the column headings "MA+(N)" refer to the total of:

- (i) Credits earned since receiving the masters degree; and
- (ii) Any credits in excess of forty-five credits that were earned after the baccalaureate degree but before the masters degree.

(5) For the purposes of this section:

- (a) "BA" means a baccalaureate degree.
- (b) "MA" means a masters degree.
- (c) "PHD" means a doctorate degree.
- (d) "Years of service" shall be calculated under the same rules adopted by the superintendent of public instruction.

(e) "Credits" means college quarter hour credits and equivalent in-service credits computed in accordance with RCW 28A.415.020 and 28A.415.023.

(6) No more than ninety college quarter-hour credits received by any employee after the baccalaureate degree may be used to determine compensation allocations under the state salary allocation schedule and LEAP documents referenced in this part V, or any replacement schedules and documents, unless:

- (a) The employee has a masters degree; or
- (b) The credits were used in generating state salary allocations before January 1, 1992.

(7) The salary allocation schedules established in this section are for allocation purposes only except as provided in RCW 28A.400.200(2).

Sec. 504. 2013 2nd sp.s. c 4 s 504 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL EMPLOYEE COMPENSATION ADJUSTMENTS

Education Legacy Trust Account--State Appropriation\$51,157,000

The appropriation in this section is subject to the following conditions and limitations:

(1)(a) A cost-of-living adjustment of 1.2 percent effective September 1, 2014, in accordance with Initiative Measure No. 732.

(b) Additional salary adjustments as necessary to fund the base salaries for certificated instructional staff as listed for each district in LEAP Document 2, defined in section 503(2)(b) of this act. Allocations for these salary adjustments shall be provided to all districts that are not grandfathered to receive salary allocations above the statewide salary allocation schedule, and to certain grandfathered districts to the extent necessary to ensure that salary allocations for districts that are currently grandfathered do not fall below the statewide salary allocation schedule.

~~((b))~~ (c) Additional salary adjustments to certain districts as necessary to fund the per full-time-equivalent salary allocations for certificated administrative staff as listed for each district in LEAP Document 2, defined in section 503(2)(b) of this act.

~~((c))~~ (d) Additional salary adjustments to certain districts as necessary to fund the per full-time-equivalent salary allocations for classified staff as listed for each district in LEAP Document 2, defined in section 503(2)(b) of this act.

~~((d))~~ (e) The appropriations in this subsection (1) include associated incremental fringe benefit allocations at 18.04 percent for the 2013-14 school year and 18.04 percent for the 2014-15 school year for certificated instructional and certificated administrative staff and 17.45 percent for the 2013-14 school year and 17.45 percent for the 2014-15 school year for classified staff.

~~((e))~~ (f) The appropriations in this section include the increased or decreased portion of salaries and incremental fringe benefits for all relevant state-funded school programs in part V of this act. Changes for general apportionment (basic education) are based on the salary allocation schedules and methodology in sections 502 and 503 of this act. Changes for special education result from changes in each district's basic education allocation per student. Changes for educational service districts and institutional education programs are determined by the

superintendent of public instruction using the methodology for general apportionment salaries and benefits in sections 502 and 503 of this act.

((#)) (g) The appropriations in this section include no salary adjustments for substitute teachers.

(2) The maintenance rate for insurance benefit allocations is \$768.00 per month for the 2013-14 and 2014-15 school years. The appropriations in this section reflect the incremental change in cost of allocating rates of \$768.00 per month for the 2013-14 school year and \$768.00 per month for the 2014-15 school year.

(3) The rates specified in this section are subject to revision each year by the legislature."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 215, after line 2, insert the following:

"**Sec. 601.** 2013 2nd sp.s. c 4 s 601 (uncodified) is amended to read as follows:

The appropriations in sections 605 through 611 of this act are subject to the following conditions and limitations:

(1) "Institutions" means the institutions of higher education receiving appropriations under sections 605 through 611 of this act.

(2) The legislature, the office of financial management, and other state agencies need consistent and accurate personnel data from institutions of higher education for policy planning purposes. Institutions of higher education shall report personnel data to the department of personnel for inclusion in the department's data warehouse. Uniform reporting procedures shall be established by the office of financial management's office of the state human resources director for use by the reporting institutions, including provisions for common job classifications and common definitions of full-time equivalent staff. Annual contract amounts, number of contract months, and funding sources shall be consistently reported for employees under contract.

(3) In addition to waivers granted under the authority of RCW 28B.15.910, the governing boards and the state board may waive all or a portion of operating fees for any student. State general fund appropriations shall not be provided to replace tuition and fee revenue foregone as a result of waivers granted under this subsection.

(4)(a) For institutions receiving appropriations in section 605 of this act, the only allowable salary increases provided are those with normally occurring promotions and increases related to faculty and staff retention, except as provided in section 604(4) of this act and for employees subject to the provisions of Initiative Measure No. 732 as provided in section 604(12) of this act. In fiscal year 2014 and fiscal year 2015, the state board for community and technical colleges may use salary and benefit savings from faculty turnover to provide salary increments and associated benefits for faculty who qualify through professional development and training.

(b) For employees under the jurisdiction of chapter 41.56 RCW, salary increases will be in accordance with the applicable collective bargaining agreement including adjustments made for employees subject to the provisions of Initiative Measure No. 732 as provided in section 604(12) of this act. However, an increase shall not be provided to any classified employee whose salary is above the approved salary range maximum for the class to which the employee's position is allocated.

(c) For each institution of higher education receiving appropriations under sections 606 through 611 of this act:

(i) The only allowable salary increases are those associated with normally occurring promotions and increases related to faculty and staff retention; and

(ii) Institutions may provide salary increases from other sources to instructional and research faculty at the universities and The Evergreen State College, exempt professional staff, teaching and research assistants, as classified by the office of financial management, and all other nonclassified staff, but not including employees under chapter

41.80 RCW. Any salary increase granted under the authority of this subsection (4)(c)(ii) shall not be included in an institution's salary base for future state funding. It is the intent of the legislature that state general fund support for an institution shall not increase during the current or any future biennium as a result of any salary increases authorized under this subsection (4)(c)(ii).

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 219, line 34, increase the education legacy trust account--state appropriation by \$4,297,000

On page 219, line 36, correct the total.

On page 221, line 28, after "(12)" insert the following:

"\$4,297,000 of the education legacy trust account--state appropriation is provided solely for increasing salaries for employees who are subject to the provisions of Initiative Measure No. 732 by

1.2 percent effective July 1, 2014.

(13)"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 239, after line 7, insert the following:

"Education Legacy Trust Account--State Appropriation.....\$20,000"

On page 239, line 10, correct the total

On Page 239, after line 10, insert the following:

"The appropriations in this section are subject to the following conditions and limitations: \$20,000 of the education legacy trust account--state appropriation is provided solely for a cost-of-living adjustment of 1.2 percent for employees subject to the provisions of Initiative Measure No. 732 effective July 1, 2014."

On page 239, after line 18, insert the following:

"Education Legacy Trust Account--State Appropriation.....\$24,000"

On page 239, line 20, correct the total

On page 239, after line 20, insert the following:

"The appropriations in this section are subject to the following conditions and limitations: \$24,000 of the education legacy trust account--state appropriation is provided solely for a cost-of-living adjustment of 1.2 percent for employees subject to the provisions of Initiative Measure No. 732 effective July 1, 2014."

Representatives Dunshee, Dahlquist, Sullivan, Hunter and Ortiz-Self spoke in favor of the adoption of the amendment to the striking amendment.

Representative Chandler spoke against the adoption of the amendment to the striking amendment.

Amendment (881) to the striking amendment (812) was adopted.

Representative Nealey moved the adoption of amendment (856) to the striking amendment (812):

On page 193, line 5, increase the general fund--state appropriation for fiscal year 2015 by \$875,000

On page 193, line 7, correct the total

On page 194, after line 11, insert the following:

"(4) \$875,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for one-time pupil transportation expected cost funding formula adjustments related to new skill center start-up costs for transportation of students to and from school districts and new skill centers that are in their first year of operation."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representative Nealey spoke in favor of the adoption of the amendment to the striking amendment.

Representative Hunter spoke against the adoption of the amendment to the striking amendment.

Amendment (856) to the striking amendment (812) was not adopted.

Representative Haler moved the adoption of amendment (824) to the striking amendment (812):

On page 222, line 7, increase the general fund--state appropriation for fiscal year 2015 by \$4,000,000

On page 222, line 19, correct the total.

On page 224, line 4, after "(10)" insert the following:

"\$4,000,000 of the general fund-state appropriation for fiscal year 2015 is provided solely for implementation of family practice residencies consistent with Substitute House Bill No. 2109 (family practice residencies).

(11)"

Representatives Haler, Schmick and Klippert spoke in favor of the adoption of the amendment to the striking amendment.

Representative Hunter spoke against the adoption of the amendment to the striking amendment.

Amendment (824) to the striking amendment (812) was not adopted.

Representative Taylor moved the adoption of amendment (847) to the striking amendment (812):

On page 248, after line 33, insert the following:

"**NEW SECTION, Sec. 717.** A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE LEGISLATIVE TASK FORCE ON THE TRANSFER OF PUBLIC LANDS

(1) (a)(i) The legislative task force on the transfer of public lands is established, with members as provided as follows:

(A) The speaker of the house of representatives shall appoint two members from each of the two largest caucuses of the house of representatives; and

(B) The president of the senate shall appoint two members from each of the two largest caucuses of the senate.

(ii) The task force shall choose its chair or cochair from among its membership.

(b) The task force shall, with guidance from other interested parties and stakeholders, prepare proposed legislation:

(i) Creating a public lands commission assigned with:

(A) Administering the transfer of title of public lands from the United States to the state of Washington; and

(B) Addressing the management of public lands and the management of multiple uses of public lands, including managing open space, access to public lands, local planning, and the sustainable yield of natural resources on public lands;

(ii) Establishing actions that must be taken to secure, preserve, and protect the state's rights and benefits related to the United States' duty to have extinguished title to public lands;

(iii) Making any necessary modifications to the definition of "public lands";

(iv) Making a determination of, or creating a process for determining, interests, rights, or uses related to:

(A) Easements;

(B) Geothermal resources;

(C) Grazing;

(D) Mining;

(E) Natural gas;

(F) Oil and other fossil fuels;

(G) Recreation;

(H) Rights of entry;

(I) Special uses;

(J) Timber;

(K) Water; or

(L) Other natural resources or other resources; and

(v) Determining what constitutes "expenses incident to the sale of public lands".

(c) The legislative task force on the transfer of public lands shall also study and determine whether to prepare proposed legislation related to:

(i) An administrative process for:

(A) The United States to extinguish title to public lands;

(B) The state to receive title to public lands from the United States;

or

(C) The state to transfer title to any public lands the state receives;

(ii) Establishing a prioritized list of management actions for the state and the political subdivisions of the state to perform on public lands:

(A) Before and after the United States extinguishes title to public lands; and

(B) To preserve and promote the state's interest in:

(I) Protecting public health and safety;

(II) Preventing catastrophic wild fire and forest insect infestation;

(III) Preserving watersheds;

(IV) Preserving and enhancing energy and the production of minerals;

(V) Preserving and improving range conditions; and

(VI) Increasing plant diversity and reducing invasive weeds on range and woodland portions of the public lands;

(VII) Establishing procedures and requirements for subjecting public lands to property taxation;

(VII) Establishing other requirements related to national forests, national recreation areas, or other public lands administered by the United States; and

(VIII) Addressing the indemnification of a political subdivision of the state.

(d) The legislative task force on the transfer of public lands also may study any other issue related to public lands as determined by the commissioner and the attorney general.

(e) The legislative task force on the transfer of public lands shall:

(i) Make preliminary reports on the study and preparation of proposed legislation to the legislature:

(A) By June 30, 2014; and

(B) By October 31, 2014; and

(ii) Deliver a final report containing findings, recommendations, and proposed legislation to the legislature by January 2, 2015.

(f) Staff support for the legislative task force on the transfer of public lands must be provided by the house of representatives office of program research and senate committee services.

(g) Legislative members of the legislative task force on the transfer of public lands must be reimbursed for travel expenses in accordance with RCW 44.04.120.

(h) The expenses of the legislative task force on the transfer of public lands must be paid jointly by the senate and the house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees."

Representatives Taylor, Wilcox, Shea and Young spoke in favor of the adoption of the amendment to the striking amendment.

Representative Hunter spoke against the adoption of the amendment to the striking amendment.

Amendment (847) to the striking amendment (812) was not adopted.

Representative Hunter moved the adoption of amendment (869) to the striking amendment (812):

On page 274, after line 16, insert the following:

"NEW SECTION. Sec. 923. (1) A joint task force on local education financing reform is established with the following members:

(a) Four members from the house of representatives, two from each major caucus, appointed by the speaker of the house of representatives;

(b) Four members from the senate, two from each major caucus, appointed by the majority leader and minority leader of the major caucuses of the senate;

(c) The governor or the governor's designee; and

(d) The superintendent of public instruction or the superintendent's designee.

(2) Appointments to the task force shall be completed within thirty days of the effective date of this section.

(3) The task force shall be cochaired by one member of the house of representatives and one member of the senate, selected by the members of the task force.

(4) The task force shall:

(a) Review the work of the levy and local effort assistance technical working group created in accordance with chapter 548, Laws of 2009, and amended by chapter 236, Laws of 2010, and other relevant studies and information;

(b) Review the use of local levies by school districts, including the level of funding and how the funding is used by school districts;

(c) Review issues related to various aspects of the local levy process, including school district levy authority, the determination of the levy base, the different levy lids, levy equalization, school choice to use excess levies rather than regular levies, and other voter approval strategies available to school districts;

(d) Review issues related to the small school factor in state funding formulas;

(e) Review the work of the compensation technical working group created in accordance with chapter 548, Laws of 2009, and amended by chapter 236, Laws of 2010, and other relevant studies and information as they relate to salary grandfathering and regional compensation differences in state funding formulas;

(f) Review issues related to grandfathered base salary allocations for certificated instructional staff in state funding formulas;

(g) Review options for addressing regional labor market differences in state funding formulas; and

(h) Recommend approaches in a report to the governor and the legislature to address a system for state and local funds that are distributed in a manner that provides all children with the opportunity to meet the state's academic standards and become prepared for postsecondary careers and education, and that provides compensation allocations that are adequate to hire and retain competent teachers.

(5) Findings and recommendations from the task force shall be reported to fiscal committees of the legislature by December 20, 2014.

(6) Staff and logistical support for the task force must be provided by the house of representatives office of program research and senate committee services, with assistance as necessary from the office of financial management and the office of the superintendent of public instruction. The first meeting of the task force shall be convened by the house of representatives office of program research and senate

committee services within forty-five days of the effective date of this section.

(7) Members of the task force shall be reimbursed for travel expenses as provided in RCW 44.04.120.

(8) This section expires June 30, 2015."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives Hunter and Dahlquist spoke in favor of the adoption of the amendment to the striking amendment.

Representative Taylor spoke against the adoption of the amendment to the striking amendment.

Amendment (869) to the striking amendment (812) was adopted.

By the adoption of amendment (869), amendment (836) was ruled out of order.

Representatives Hunter, Carlyle, Walkinshaw, Senn, Springer and Sullivan spoke in favor of the adoption of the striking amendment (812) as amended.

Representatives Chandler, Dahlquist, DeBolt, Ross, G. Hunt, Pike, Taylor, Condotta and Parker spoke against the adoption of the striking amendment (812) as amended.

Amendment (812) as amended was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Hunter and Morrell spoke in favor of the passage of the bill.

Representative Chandler spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6002, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6002, as amended by the House, and the bill passed the House by the following vote: Yeas, 53; Nays, 44; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Seaquist, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative S. Hunt.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6002, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

HOUSE BILL NO. 2517
HOUSE BILL NO. 2792
HOUSE BILL NO. 2798
SENATE BILL NO. 6141
SECOND SUBSTITUTE SENATE BILL NO. 6312

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 5, 2014, the 52nd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

HOUSE JOURNAL
OF THE
SIXTY-THIRD LEGISLATURE
OF THE
STATE OF WASHINGTON
AT
OLYMPIA, THE STATE CAPITOL

2014 Regular Session
Convened January 13, 2014
Adjourned Sine Die March 13, 2014

VOLUME 2



Frank Chopp, Speaker
Jim Moeller, Speaker Pro Tempore
Barbara Baker, Chief Clerk

Compiled and edited by Sean T. Kochaniewicz, Journal Clerk

VOLUME 1

2014 Regular Session January 13, 20141

VOLUME 2

2014 Regular Session January 13, 2014875

House Legislative Leaders1299

Roster of Members1300

Bills, Memorials and Resolutions Passed1306

Governor's Veto Messages on House Bills1312

Governor's Pardons and Commutations1318

Statewide Map of Legislative Districts1340

History of Bills1342

General Index1387

FIFTY SECOND DAY

House Chamber, Olympia, Wednesday, March 5, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Katheryn Dick and Boomer Lusink. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Tony Pittenger, Bethany Lutheran Church, Port Orchard, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1417
HOUSE BILL NO. 1607
HOUSE BILL NO. 2100
HOUSE BILL NO. 2106
HOUSE BILL NO. 2119
HOUSE BILL NO. 2140
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2191
SUBSTITUTE HOUSE BILL NO. 2195
HOUSE BILL NO. 2228
SUBSTITUTE HOUSE BILL NO. 2309
HOUSE BILL NO. 2446
HOUSE BILL NO. 2515
SUBSTITUTE HOUSE BILL NO. 2544
SUBSTITUTE HOUSE BILL NO. 2567
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2680

The Speaker called upon Representative Moeller to preside.

MESSAGES FROM THE SENATE

March 4, 2014

MR. SPEAKER:

The Senate has passed:
ENGROSSED SUBSTITUTE SENATE BILL NO. 6001
and the same are herewith transmitted.
Hunter G. Goodman, Secretary

March 4, 2014

MR. SPEAKER:

The Senate has passed:
SUBSTITUTE HOUSE BILL NO. 1634
SUBSTITUTE HOUSE BILL NO. 2057

SUBSTITUTE HOUSE BILL NO. 2261
SUBSTITUTE HOUSE BILL NO. 2262
SUBSTITUTE HOUSE BILL NO. 2448
HOUSE BILL NO. 2547
HOUSE BILL NO. 2674
ENGROSSED HOUSE BILL NO. 2733

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 4, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1417
HOUSE BILL NO. 2100
HOUSE BILL NO. 2106
HOUSE BILL NO. 2119
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2191
HOUSE BILL NO. 2228
SUBSTITUTE HOUSE BILL NO. 2309
SUBSTITUTE HOUSE BILL NO. 2544
SUBSTITUTE HOUSE BILL NO. 2567
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2680

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 4, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SENATE BILL NO. 5430
ENGROSSED SUBSTITUTE SENATE BILL NO. 6049
SUBSTITUTE SENATE BILL NO. 6057
SENATE BILL NO. 6157
SECOND SUBSTITUTE SENATE BILL NO. 6215
ENGROSSED SUBSTITUTE SENATE BILL NO. 6440
SENATE BILL NO. 6505
SUBSTITUTE SENATE BILL NO. 6515
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6518
ENGROSSED SUBSTITUTE SENATE BILL NO. 6570
SUBSTITUTE SENATE BILL NO. 6572
SENATE BILL NO. 6573

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2335, by Representatives Roberts, Parker, Kagi, Carlyle, Freeman, Goodman, Walsh, Sawyer, Senn, Zeiger, Jinkins, Muri, Reykdal and Ormsby

Concerning extended foster care services.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Early Learning & Human Services was adopted. (For Committee amendment, see Journal, Day 22, February 3, 2014).

With the consent of the house, amendment (878) was withdrawn.

Representative Roberts moved the adoption of amendment (879).

On page 2, line 2, after "employment;" insert "or"

On page 2, beginning on line 3, after "month" strike all material through "condition" on line 5

On page 2, line 18, after "(~~e~~)" strike "(~~e~~)" and insert "(d)"

On page 3, beginning on line 11, strike all of section 2

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 8, line 28, after "employment;" insert "or"

On page 8, beginning on line 29, after "month" strike all material through "condition" on line 31

Correct the title.

Representatives Roberts and Parker spoke in favor of the adoption of the amendment.

Amendment (879) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Roberts, Parker, Kagi and Morrell spoke in favor of the passage of the bill.

Representatives Scott, Shea and Overstreet spoke against the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representative S. Hunt was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2335.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2335, and the bill passed the House by the following vote: Yeas, 84; Nays, 13; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier,

Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, G. Hunt, Harris, Klippert, Kretz, Overstreet, Schmick, Scott, Shea, Short, Taylor and Vick.

Excused: Representative S. Hunt.

ENGROSSED HOUSE BILL NO. 2335, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5931, by Senators Hargrove, Becker and Keiser

Clarifying the requirements for health plans offered outside of the exchange.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Harris and Cody spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5931.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5931, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.

Excused: Representative S. Hunt.

SENATE BILL NO. 5931, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6013, by Senators Mullet and Tom

Making a technical correction to school law governing the use of epinephrine autoinjectors (EPI pens).

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6013.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6013, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative S. Hunt.

SENATE BILL NO. 6013, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6095, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Kline and Roach)

Concerning background checks for persons with whom dependent children are placed. Revised for 1st Substitute: Addressing background checks for persons who will have access to children or vulnerable adults.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Early Learning & Human Services was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Freeman, Walsh, Riccelli, Shea and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6095, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6095, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter,

Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative S. Hunt.

SUBSTITUTE SENATE BILL NO. 6095, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6137, by Senate Committee on Health Care (originally sponsored by Senators Conway, Pearson, Parlette and Keiser)

Regulating pharmacy benefit managers and pharmacy audits.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6137, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6137, as amended by the House, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.
Excused: Representative S. Hunt.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6137, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6265, by Senate Committee on Health Care (originally sponsored by Senators Frockt, Rivers, Conway, Becker, Kohl-Welles, Bailey, Cleveland, Ranker, Keiser and Tom)

Concerning state and local agencies that obtain patient health care information.

The bill was read the second time.

Representative Cody moved the adoption of amendment (833):

On page 5, line 33, after "entity" insert "not covered by the federal health insurance portability and accountability act of 1996 and its implementing regulations"

On page 5, line 35, after "assessment" strike "and recommendation of health plan options" and insert "of health plan options and eligibility"

On page 6, line 4, after "navigator" insert "or navigator's employer"

Representatives Cody and Schmick spoke in favor of the adoption of the amendment.

Amendment (833) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6265, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6265, as amended by the House, and the bill passed the House by the following vote: Yeas, 67; Nays, 30; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Kristiansen, Nealey, Orcutt, Overstreet, Parker, Pike, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Wilcox, Young and Zeiger.

Excused: Representative S. Hunt.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6265, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6283, by Senate Committee on Health Care (originally sponsored by Senators Becker, Bailey and Keiser)

Clarifying the practice of a phlebotomist.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6283, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6283, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Orcutt and Pike.

Excused: Representative S. Hunt.

SUBSTITUTE SENATE BILL NO. 6283, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6299, by Senators Becker, Keiser and Kohl-Welles

Requiring the department of health to develop and make available resources for pregnant women regarding prenatal nutrition.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6299.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6299, and the bill passed the House by the following vote: Yeas, 86; Nays, 11; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, G. Hunt, Kristiansen, Overstreet, Scott, Shea, Taylor, Vick and Young. Excused: Representative S. Hunt.

SENATE BILL NO. 6299, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6419, by Senators Cleveland, Benton, Keiser, Darneille, Frockt, Billig, Chase, Rolfes, Nelson, Dammeier, Fraser, Eide, Kohl-Welles, Kline, Pedersen, Hargrove, Ranker, Conway and McAuliffe

Concerning expanding access to medicaid programs in border communities.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Riccelli and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6419.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6419, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Young. Excused: Representative S. Hunt.

SENATE BILL NO. 6419, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6453, by Senate Committee on Health Care (originally sponsored by Senators Dammeier and Keiser)

Concerning each area agency on aging's oversight of timekeeping with regard to case management services. Revised for 1st Substitute: Concerning verification of hours worked through electronic timekeeping by area agencies on aging and home care agencies.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tharinger and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6453.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6453, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Klippert and Scott. Excused: Representative S. Hunt.

SUBSTITUTE SENATE BILL NO. 6453, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6479, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Frockt, Fain, Darneille, Kohl-Welles, Rivers and Kline)

Providing caregivers authority to allow children placed in their care to participate in normal childhood activities based on a reasonable and prudent parent standard.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Early Learning & Human Services was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6479, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6479, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative S. Hunt.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6479, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 5048, by Senators Sheldon, Benton and Hargrove

Concerning notice against trespass.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Judiciary was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 5048, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 5048, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Reykdal and Sawyer.

ENGROSSED SENATE BILL NO. 5048, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5889, by Senate Committee on Ways & Means (originally sponsored by Senators Nelson, Schlicher, Fain, Hatfield, Hewitt, Fraser and Kohl-Welles)

Modifying snowmobile parking permit and license fees. Revised for 1st Substitute: Modifying snowmobile license fees.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby, Wilcox and Condotta spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5889.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5889, and the bill passed the House by the following vote: Yeas, 75; Nays, 23; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Christian, DeBolt, Haler, Hargrove, Harris, Hayes, Holy, Klippert, Kretz, MacEwen, Orcutt, Overstreet, Parker, Pike, Schmick, Scott, Shea, Short, Stonier, Taylor and Vick.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5889, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 5958, by Senate Committee on Ways & Means (originally sponsored by Senators McAuliffe, Hargrove, Rolfes, Mullet, Hasegawa, Chase, McCoy, Fraser, Kline, Fain, Hill, Keiser, King and Rivers)

Concerning accountability in providing opportunities for certain students to participate in transition services.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 5958.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 5958, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Kristiansen, Overstreet, Scott, Shea, Taylor and Young.

SECOND SUBSTITUTE SENATE BILL NO. 5958, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 5973, by Senate Committee on Ways & Means (originally sponsored by Senators Rolfes, Pearson, Honeyford, Cleveland, Hargrove, Hewitt, Fraser, Litzow, Parlette, Kline and McAuliffe)

Creating the community forest trust account.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Warnick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 5973.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 5973, and the bill passed the House by the following vote: Yeas, 81; Nays, 17; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, DeBolt, G. Hunt, Hayes, Holy, Kretz, Nealey, Orcutt, Overstreet, Parker, Pike, Scott, Shea, Short, Taylor, Vick and Young.

SECOND SUBSTITUTE SENATE BILL NO. 5973, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6041, by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Hargrove, Pearson, Rolfes, Hewitt and Sheldon)

Regarding fish and wildlife law enforcement.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Agriculture & Natural Resources was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Blake moved the adoption of amendment (838) to the committee amendment:

On page 33, line 29 of the amendment, after "(1)" insert "(a)"

On page 33, after line 33 of the amendment, insert the following:

"(b) The department must adopt rules for permissible temporary actions that include, at a minimum, the conditions under which a person may capture or transport wildlife to a primary permittee, subpermittee, or a rehabilitation facility."

Representative Blake spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (838) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representative Blake spoke in favor of the passage of the bill.

Representative Buys spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6041, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6041, as amended by the House, and the bill passed the House by the following vote: Yeas, 76; Nays, 22; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, G. Hunt, Haler, Hayes, Holy, Klippert, Kretz, Manweller, Orcutt, Overstreet, Parker, Schmick, Scott, Shea, Short, Smith, Taylor, Vick and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6041, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6069, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Rivers, Darneille, King, Litzow, Fain, Becker, Kohl-Welles, Roach and Brown)

Modifying community custody conditions for sex offenders.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6069.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6069, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith,

Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 6069, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6078, by Senate Committee on Governmental Operations (originally sponsored by Senators McCoy, Kohl-Welles and Conway)

Recognizing "Native American Heritage Day."

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Appleton and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6078.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6078, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Klippert, Overstreet, Scott, Taylor and Vick.

SUBSTITUTE SENATE BILL NO. 6078, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6086, by Senate Committee on Energy, Environment & Telecommunications (originally sponsored by Senators Billig, Ericksen, McCoy and Rolfes)

Reducing polychlorinated biphenyls in Washington state. Revised for 1st Substitute: Reducing PCBs in products purchased by agencies.

The bill was read the second time.

Representative Short moved the adoption of amendment (841):

On page 5, after line 11, insert the following:
"(3) Nothing in this section requires the department or any other state agency to breach an existing contract or dispose of stock that has

been ordered or is in the possession of the department or other state agency as of the effective date of this section."

Representatives Short and Senn spoke in favor of the adoption of the amendment.

Amendment (841) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Senn and Short spoke in favor of the passage of the bill.

Representative Harris spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6086, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6086, as amended by the House, and the bill passed the House by the following vote: Yeas, 62; Nays, 36; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kretz, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, Halder, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Klippert, Kochmar, Kristiansen, MacEwen, Magendanz, Manweller, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Smith, Stonier, Taylor, Vick, Walsh, Warnick and Young.

SUBSTITUTE SENATE BILL NO. 6086, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6199, by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Braun and Hargrove)

Addressing wildfires caused by incendiary devices.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Agriculture & Natural Resources was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Blake and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6199, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6199, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 6199, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6208, by Senators Hill, Conway, Braun, Hobbs, Kohl-Welles, Chase and Benton

Preserving the integrity of veterans' benefit-related services.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Community Development, Housing & Tribal Affairs was adopted. (For Committee amendment, see Journal, Day 43, February 24, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Appleton and Holy spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6208, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6208, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Halder, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell,

Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Manweller.

SENATE BILL NO. 6208, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6279, by Senate Committee on Law & Justice (originally sponsored by Senators Kline, Padden, O'Ban, Pedersen and Tom)

Creating effective and timely access to magistrates for purposes of reviewing search warrant applications.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Judiciary was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Jinkins and Hayes spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6279, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6279, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 6279, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6339, by Senate Committee on Law & Justice (originally sponsored by Senators Fraser, Roach, Kohl-Welles, Benton, Hasegawa, Chase, Keiser and Kline)

Concerning coercion of involuntary servitude.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ryu and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6339.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6339, and the bill passed the House by the following vote: Yeas, 83; Nays, 15; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Holy, Johnson, Kretz, Nealey, Overstreet, Parker, Ross, Schmick, Scott, Shea, Short, Taylor and Walsh.

SUBSTITUTE SENATE BILL NO. 6339, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6358, by Senators Kohl-Welles, Bailey, Frockt, Becker, Chase and Tom

Requiring institutions of higher education to provide certain financial aid information to admitted and prospective students.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Seaquist and Haler spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6358.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6358, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist,

DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Overstreet.

SENATE BILL NO. 6358, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6450, by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Pedersen, Kohl-Welles, Pearson, Liias, Erickson and Kline)

Concerning on-water dwellings.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6450.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6450, and the bill passed the House by the following vote: Yeas, 88; Nays, 10; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, DeBolt, Dunshee, Orcutt, Overstreet, Schmick, Scott, Shea and Taylor.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6450, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 6501, by Senators Erickson and Darneille

Concerning used oil recycling.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Environment was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Fey and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6501, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6501, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SENATE BILL NO. 6501, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE JOINT MEMORIAL NO. 8003, by Senators Kohl-Welles, Padden, Kline, Roach, Fraser, Carrell, Darneille, Pearson, Conway and Chase

Requesting Congress to amend the Communications Decency Act.

The joint memorial was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the joint memorial was placed on final passage.

Representatives Habib and Smith spoke in favor of the passage of the memorial.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Joint Memorial No. 8003.

ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 8003, and the joint memorial passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SENATE JOINT MEMORIAL NO. 8003, having received the necessary constitutional majority, was declared passed.

SENATE CONCURRENT RESOLUTION NO. 8409, by Senators Bailey, Kohl-Welles, Chase, Rivers, Frockt, Parlette, Cleveland, Dammeier, McAuliffe, Keiser, Tom, Conway and Mullet

Approving the workforce training and education coordinating board's high skills high wages plan.

The resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the resolution was placed on final passage.

Representatives Sells and Manweller spoke in favor of the passage of the resolution.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Concurrent Resolution No. 8409.

ROLL CALL

The Clerk called the roll on the final passage of Senate Concurrent Resolution No. 8409, and the resolution passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.

SENATE CONCURRENT RESOLUTION NO. 8409, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2517, by Representatives Blake, Kretz and Buys

Concerning wildlife conflict funding to encourage proactive measures.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2517 was substituted for House Bill No. 2517 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2517 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2517.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2517, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND SUBSTITUTE HOUSE BILL NO. 2517, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6016, by Senate Committee on Health Care (originally sponsored by Senators Rivers, Keiser, Cleveland, Tom, Kline and McAuliffe)

Concerning continuity of care for enrollees in the Washington health benefit exchange during grace periods. Revised for 1st Substitute: Concerning the grace period for enrollees of the Washington health benefit exchange.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Cody moved the adoption of amendment (894) to the committee amendment:

On page 1, beginning on line 5 of the striking amendment, after "(1)" strike all material through "premium." on line 7 of the striking amendment and insert "The exchange must support the grace period by providing electronic information to an issuer of a qualified health plan or a qualified dental plan that complies with 45 C.F.R. Sec. 156.270 (2013) and 45 C.F.R. Sec. 155.430 (2013)."

Representatives Cody and Schmick spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (894) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Riccelli and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6016, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6016, as amended by the House, and the bill passed the House by the following vote: Yeas, 92; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea, Taylor and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6016, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

RECONSIDERATION

There being no objection, the House immediately reconsidered the vote by which ENGROSSED HOUSE BILL NO. 2335 passed the House.

There being no objection, the rules were suspended, and ENGROSSED HOUSE BILL NO. 2335 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED HOUSE BILL NO. 2335, by Representatives Roberts, Parker, Kagi, Carlyle, Freeman, Goodman, Walsh, Sawyer, Senn, Zeiger, Jinkins, Muri, Reykdal and Ormsby

Concerning extended foster care services.

There being no objection, the House deferred action on ENGROSSED HOUSE BILL NO. 2335, and the bill held its place on the second reading calendar.

HOUSE BILL NO. 2041, by Representatives Clibborn, Moscoso, Fey, Fitzgibbon, Carlyle, Tarleton, Upthegrove, Orwall, Farrell and Tharinger

Repealing the deduction for handling losses of motor vehicle fuel.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2041 was substituted for House Bill No. 2041 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2041 was read the second time.

Representative DeBolt moved the adoption of amendment (715):

On page 1, after line 10, insert the following:

"NEW SECTION. Sec. 2. A new section is added to chapter 70.94 RCW to read as follows:

The legislature finds that the repeal by section one of this act of the deduction allowed under the motor vehicle fuel and special fuel taxes for fuel handling losses incurred by businesses regulated by the department under chapter 70.94 RCW means that no fuel handling losses of significance occur after the effective date of this act. Accordingly, the department may not regulate or enforce the provisions of this chapter with respect to fuel handling losses at such businesses after the effective date of section one of this act."

Renummer remaining section consecutively and correct the title.

Representatives DeBolt, DeBolt (again), Buys and Orcutt spoke in favor of the adoption of the amendment.

Representatives Fey and Clibborn spoke against the adoption of the amendment.

Amendment (715) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Clibborn spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2041.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2041, and the bill passed the House by the following vote: Yeas, 54; Nays, 44; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Stonier, Taylor, Vick, Warnick, Wilcox, Young and Zeiger.

SECOND SUBSTITUTE HOUSE BILL NO. 2041, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2794, by Representatives Hunter, Ryu, Tarleton, Jinkins, Pollet and Roberts

Adjusting the state expenditure limit to accommodate enhancements to the prototypical school funding formula.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Hunter spoke in favor of the passage of the bill.

Representative Wilcox spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2794.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2794, and the bill passed the House by the following vote: Yeas, 55; Nays, 43; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar,

Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

HOUSE BILL NO. 2794, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5141, by Senators King, Eide, Rivers, Sheldon, Hatfield, Delvin, Ericksen, Carrell, Padden, Harper, Keiser, Rolfes, Shin, Holmquist Newbry, Roach and Kline

Allowing motorcycles to stop and proceed through traffic control signals under certain conditions.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Moscoso, DeBolt and Orcutt spoke in favor of the passage of the bill.

Representative Hayes spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5141, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5141, as amended by the House, and the bill passed the House by the following vote: Yeas, 90; Nays, 8; Absent, 0; Excused, 0.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Holy, Hope, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Freeman, Hayes, Hudgins, Ortiz-Self, Pike, Tarleton and Van De Wege.

SENATE BILL NO. 5141, as amended by the House, having received the necessary constitutional majority, was declared passed.

SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5785, by Senate Committee on Transportation (originally sponsored by Senators Ericksen, Rolfes, King, Ranker and Eide)

Modifying requirements for the display and replacement of license plates.

The bill was read the second time.

With the consent of the house, amendment (839) was withdrawn.

Representative Hawkins moved the adoption of amendment (831):

On page 4, after line 10, insert the following:

"(d) License plate replacement is not required when a change in vehicle ownership is the result of one or more of the following circumstances:

(i) When adding a lien holder to the certificate of title or removing a lien holder from the certificate of title;

(ii) When a vehicle is transferred from one spouse or registered domestic partner to another;

(iii) When removing a deceased spouse or registered domestic partner from the certificate of title;

(iv) When a vehicle is transferred by gift or inheritance to one or more members of the registered owner's immediate family;

(v) When a vehicle is transferred into or out of a trust in which the registered owner or one or more immediate family members of the registered owner is the beneficiary;

(vi) When a leaseholder buys out the leased vehicle; or

(vii) When a person changes his or her name."

On page 5, line 26, after "transferred" insert ", except as provided in subsection (4) of this section"

On page 6, after line 7, insert the following:

"(4) A vehicle registration does not expire when a change in vehicle ownership is the result of one or more of the following circumstances:

(a) When adding a lien holder to the certificate of title or removing a lien holder from the certificate of title;

(b) When a vehicle is transferred from one spouse or registered domestic partner to another;

(c) When removing a deceased spouse or registered domestic partner from the certificate of title;

(d) When a vehicle is transferred by gift or inheritance to one or more members of the registered owner's immediate family;

(e) When a vehicle is transferred into or out of a trust in which the registered owner or one or more immediate family members of the registered owner is the beneficiary;

(f) When a leaseholder buys out the leased vehicle; or

(g) When a person changes his or her name."

Representatives Hawkins and Fey spoke in favor of the adoption of the amendment.

Amendment (831) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Fey and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Engrossed Substitute Senate Bill No. 5785, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute Senate Bill No. 5785, as amended by the House, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Parker and Taylor.

SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5785, as amended by the House, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Second Engrossed Substitute Senate Bill No. 5785.

Representative Condotta, 12 District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Second Engrossed Substitute Senate Bill No. 5785.

Representative Shea, 4 District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Second Engrossed Substitute Senate Bill No. 5785.

Representative DeBolt, 20 District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Second Engrossed Substitute Senate Bill No. 5785.

Representative Haler, 8 District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Second Engrossed Substitute Senate Bill No. 5785.

Representative Short, 7 District

SUBSTITUTE SENATE BILL NO. 6007, by Senate Committee on Governmental Operations (originally sponsored by Senators Rivers, Hatfield, Braun, Tom and Benton)

Clarifying the exemption in the public records act for customer information held by public utilities.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6007.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6007, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 6007, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6134, by Senators Hobbs, Benton, Hatfield, Mullet and Fain

Addressing nondepository institutions regulated by the department of financial institutions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Vick and Kirby spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6134.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6134, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative DeBolt.

SENATE BILL NO. 6134, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6135, by Senators Benton, Mullet, Hatfield, Hobbs and Fain

Addressing banks and trust companies.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6135.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6135, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SENATE BILL NO. 6135, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6141, by Senators Roach, Hasegawa, Fain, Hobbs, Hatfield, Honeyford and Tom

Concerning the confidentiality of certain records filed with the utilities and transportation commission or the attorney general.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Government Operations & Elections was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives S. Hunt, Taylor and Pollet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6141, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6141, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta and Overstreet.

SENATE BILL NO. 6141, as amended by the House, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 6312, by Senate Committee on Ways & Means (originally sponsored by Senators Darneille, Hargrove, Rolfes, McAuliffe, Ranker, Conway, Cleveland, Fraser, McCoy, Keiser and Kohl-Welles)

Concerning state purchasing of mental health and chemical dependency treatment services.

The bill was read the second time.

There being no objection, the striking amendment by the Committee on Appropriations was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the committee amendment by the Committee on Appropriations, to the striking amendment by the Committee on Appropriations was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

Representative Cody moved the adoption of amendment (891) to the committee striking amendment:

On page 2, line 33 of the striking amendment, after "physical" insert "and behavioral health"

On page 5, beginning on line 22 of the striking amendment, after "74.09 RCW" strike all material through "integrated in" on line 24 and insert "to promote access to the services of chemical dependency professionals under chapter 18.205 RCW and mental health professionals, as defined by the department in rule, for the purpose of integrating such services into"

On page 12, line 28 of the striking amendment, after "purpose" strike "and the terms of their contract" and insert ", the terms of their contract, and federal requirements for coverage of medicaid funded services"

On page 24, line 1 of the striking amendment, after "without" insert "a contract."

On page 24, line 2 of the striking amendment, after "certification" insert "."

Representatives Cody and Schmick spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (891) to the striking amendment was adopted.

Representative Kagi moved the adoption of amendment (892) to the striking amendment:

On page 151, after line 27 of the striking amendment, insert the following:

"NEW SECTION, Sec. 94. A new section is added to chapter 70.24 RCW to read as follows:

(1) The department and the health care authority shall develop a plan to provide integrated managed health and mental health care for foster children receiving care through the medical assistance program. The plan shall detail the steps necessary to implement and operate a fully integrated program for foster children, including development of a service delivery system, benefit design, reimbursement mechanisms, and standards for contracting with health plans. The plan must be designed so that all of the requirements for providing mental health services to children under the *T.R. v. Dreyfus and Porter* settlement are met. The plan shall include an implementation timeline and funding estimate. The department and the health care authority shall submit the plan to the legislature by December 1, 2014.

(2) This section expires on July 1, 2015."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives Kagi and Schmick spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (892) to the striking amendment was adopted.

Representative G. Hunt moved the adoption of amendment (897) to the striking amendment:

On page 151, after line 27 of the striking amendment, insert the following:

"NEW SECTION, Sec. 93. A new section is added to chapter 70.320 RCW to read as follows:

The authority and the department shall establish record retention schedules for maintaining data reported by service contracting entities under RCW 70.320.020. For data elements related to the identity of individual clients, the schedules may not allow the storage of data for more than five years. The data may be stored longer if the authority or the department uses a procedure to protect against the identification of clients through directly identifiable data or the combination of multiple data elements."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives G. Hunt, Schmick and Taylor spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Cody spoke against the adoption of the amendment to the committee striking amendment.

Amendment (897) to the striking amendment was not adopted.

The committee striking amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Cody, Schmick and Holy spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 6312, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 6312, as amended by the House, and the bill passed the House by the following vote: Yeas, 69; Nays, 29; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Klippert, Kretz, Kristiansen, Manweller, Orcutt, Overstreet, Parker, Pike, Ross, Scott, Shea, Short, Smith, Taylor, Vick, Wilcox and Young.

SECOND SUBSTITUTE SENATE BILL NO. 6312, as amended by the House, having received the necessary constitutional majority, was declared passed.

The House resumed consideration of. ENGROSSED HOUSE BILL NO. 2335 on second reading.

RECONSIDERATION

ENGROSSED HOUSE BILL NO. 2335, by Representatives Roberts, Parker, Kagi, Carlyle, Freeman, Goodman, Walsh, Sawyer, Senn, Zeiger, Jinkins, Muri, Reykdal and Ormsby

Concerning extended foster care services.

The bill was read the second time.

There being no objection, the House immediately reconsidered the vote by which the committee amendment by the Committee on Early Learning & Human Services was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, was placed on final passage.

Representatives S. Hunt, MacEwen, Santos and Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2335.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2335, and the bill passed the House by the following vote: Yeas, 88; Nays, 10; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, G. Hunt, Klippert, Overstreet, Ross, Scott, Shea, Taylor and Vick.

ENGROSSED HOUSE BILL NO. 2335, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6145, by Senate Committee on Governmental Operations (originally sponsored by Senators Hatfield, Roach, Chase, Sheldon, Fraser and McAuliffe)

Declaring the *Ostrea lurida* the official oyster of the state of Washington.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Government Operations & Elections was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives S. Hunt, MacEwen, Santos and Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6145, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6145, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford,

Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Klippert, Overstreet and Scott.

SUBSTITUTE SENATE BILL NO. 6145, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

- ENGROSSED SUBSTITUTE SENATE BILL NO. 5045
- SECOND SUBSTITUTE SENATE BILL NO. 5064
- SUBSTITUTE SENATE BILL NO. 5173
- SENATE BILL NO. 5310
- SENATE BILL NO. 5775
- SUBSTITUTE SENATE BILL NO. 5859
- ENGROSSED SENATE BILL NO. 5964
- SUBSTITUTE SENATE BILL NO. 5969
- SUBSTITUTE SENATE BILL NO. 5977
- SENATE BILL NO. 5981
- SUBSTITUTE SENATE BILL NO. 5996
- SENATE BILL NO. 5999
- ENGROSSED SENATE BILL NO. 6034
- SENATE BILL NO. 6035
- SENATE BILL NO. 6047
- SENATE BILL NO. 6065
- SENATE BILL NO. 6093
- SUBSTITUTE SENATE BILL NO. 6105
- SUBSTITUTE SENATE BILL NO. 6110
- SENATE BILL NO. 6115
- SUBSTITUTE SENATE BILL NO. 6124
- SENATE BILL NO. 6128
- SUBSTITUTE SENATE BILL NO. 6129
- SECOND SUBSTITUTE SENATE BILL NO. 6163
- SENATE BILL NO. 6219
- ENGROSSED SUBSTITUTE SENATE BILL NO. 6228
- SUBSTITUTE SENATE BILL NO. 6273
- SUBSTITUTE SENATE BILL NO. 6333
- SENATE BILL NO. 6338
- SENATE BILL NO. 6405
- SENATE BILL NO. 6413
- SENATE BILL NO. 6424
- SUBSTITUTE SENATE BILL NO. 6431
- ENGROSSED SUBSTITUTE SENATE BILL NO. 6436
- SUBSTITUTE SENATE BILL NO. 6446
- SENATE BILL NO. 6519
- ENGROSSED SENATE BILL NO. 6549
- ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6552
- SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 6, 2014, the 54th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTY THIRD DAY

House Chamber, Olympia, Thursday, March 6, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Mason Watrous and Taylor Tracer. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Norma Smith, 10th district, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4698, by Representatives S. Hunt and Reykdal

WHEREAS, The Thurston Regional Planning Council (TRPC) serves as the Metropolitan Planning Organization, Regional Transportation Planning Organization, and lead agency for Commute Trip Reduction in the Thurston Region on behalf of its membership; and

WHEREAS, TRPC is celebrating the Mobile Work Exchange's International Telework Week March 3 – 7, 2014, with partners Intercity Transit and Washington State University; and

WHEREAS, TRPC has participated in International Telework Week since its inception in 2011, creating an ad campaign with "Thurston Bigfoot" as a mascot and providing technical support for worksites affected under the commute trip reduction program and for local jurisdictions; and

WHEREAS, International Telework Week was created to encourage employers to make use of telework, a work style where an employee performs his or her work off-site, typically from home one or more days a week, using telephones and the internet; and

WHEREAS, TRPC also incorporated telework efforts into its federal EPA "Changing the Way We Travel" grant which aimed to reduce vehicle miles traveled in the more rural portions of the region; and

WHEREAS, TRPC commissioned a study by Global Workplace Analytics which found that teleworking is beneficial to the environment because it reduces vehicle miles traveled and can lead to cost savings for companies, agencies, and employees; and

WHEREAS, Thurston County government and the Washington State Department of Transportation have increased the use of telework in their agencies as a result of the work of TRPC;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives honor and recognize the Thurston Regional Planning Council's work in promoting telework in Thurston County, Washington, in an effort to improve continuity and productivity in the work place, reduce traffic, greenhouse gasses, and wear and tear on the roads, and promote work and life balance; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to the Thurston Regional Planning Council.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4698.

HOUSE RESOLUTION NO. 4698 was adopted.

MESSAGES FROM THE SENATE

March 5, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6249

ENGROSSED SUBSTITUTE SENATE BILL NO. 6472

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 5, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1090

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1643

SUBSTITUTE HOUSE BILL NO. 1742

HOUSE BILL NO. 1785

SUBSTITUTE HOUSE BILL NO. 1841

SUBSTITUTE HOUSE BILL NO. 2080

SUBSTITUTE HOUSE BILL NO. 2105

HOUSE BILL NO. 2137

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2192

HOUSE BILL NO. 2208

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2298

HOUSE BILL NO. 2744

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 5, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1417

HOUSE BILL NO. 1607

SUBSTITUTE HOUSE BILL NO. 1634

SUBSTITUTE HOUSE BILL NO. 2057

HOUSE BILL NO. 2100

HOUSE BILL NO. 2106

HOUSE BILL NO. 2119

HOUSE BILL NO. 2140

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2191

SUBSTITUTE HOUSE BILL NO. 2195

HOUSE BILL NO. 2228

SUBSTITUTE HOUSE BILL NO. 2261

SUBSTITUTE HOUSE BILL NO. 2262

SUBSTITUTE HOUSE BILL NO. 2309

HOUSE BILL NO. 2446

SUBSTITUTE HOUSE BILL NO. 2448

HOUSE BILL NO. 2515
 SUBSTITUTE HOUSE BILL NO. 2544
 HOUSE BILL NO. 2547
 SUBSTITUTE HOUSE BILL NO. 2567
 HOUSE BILL NO. 2674
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2680
 ENGROSSED HOUSE BILL NO. 2733

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 6201, by Senators Hasegawa, Kohl-Welles, Chase and Conway

Creating an optional life annuity benefit for plan 2 members of the law enforcement officers' and firefighters' retirement system.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby and Chandler spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representatives Freeman, Morris and Stanford were excused. On motion of Representative Harris, Representative Overstreet was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6201.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6201, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman, Morris, Overstreet and Stanford.

SENATE BILL NO. 6201, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6216, by Senate Committee on Transportation (originally sponsored by Senators Eide and King)

Allowing certain counties to assume the administrative duties of a county ferry district.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6216.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6216, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman, Morris, Overstreet and Stanford.

SUBSTITUTE SENATE BILL NO. 6216, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6226, by Senate Committee on Commerce & Labor (originally sponsored by Senators Holmquist Newbry, King, Conway, Hewitt and Kohl-Welles)

Concerning sales by craft and general licensed distilleries of spirits for off-premise consumption and spirits samples for on-premise consumption.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hurst and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6226.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6226, and the bill passed the House by the following vote: Yeas, 93; Nays, 1; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Harris.

Excused: Representatives Freeman, Morris, Overstreet and Stanford.

SUBSTITUTE SENATE BILL NO. 6226, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6242, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators King, Rolfes, Litzow, Billig, Fain, Chase and McAuliffe)

Concerning waivers from the one hundred eighty-day school year requirement.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

With the consent of the house, amendment (899) was withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Stonier and Klippert spoke in favor of the passage of the bill.

Representative Dahlquist spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6242, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6242, as amended by the House, and the bill passed the House by the following vote: Yeas, 86; Nays, 9; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby,

Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morrell, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Dahlquist, G. Hunt, Holy, Magendanz, S. Hunt, Scott, Wilcox and Young.

Excused: Representatives Freeman, Morris and Stanford.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6242, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6272, by Senate Committee on Commerce & Labor (originally sponsored by Senators Hewitt, Conway, Holmquist Newbry, King, Fain, Hobbs, Hasegawa, Cleveland, Rolfes, Hill, Rivers, Dammeier, Keiser, Kohl-Welles and Angel)

Concerning manufacturer and new motor vehicle dealer franchise agreements.

The bill was read the second time.

With the consent of the house, amendment (902) was withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Parker spoke in favor of the passage of the bill.

Representative Condotta spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6272.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6272, and the bill passed the House by the following vote: Yeas, 94; Nays, 2; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta and Scott.

Excused: Representatives Freeman and Stanford.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6272, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6514, by Senators Kohl-Welles, Hewitt, Holmquist Newbry, Hatfield, King, Schoesler, Keiser, Tom and Kline

Modifying the definition of qualifying farmers markets for the purposes of serving and sampling beer and wine.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Condotta and Hurst spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6514.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6514, and the bill passed the House by the following vote: Yeas, 85; Nays, 12; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Green, Harris, Klippert, Nealey, Orcutt, Ormsby, Roberts, Scott, Stanford and Van De Wege.

Excused: Representative Freeman.

SENATE BILL NO. 6514, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Senate Bill No. 6514.

Representative Condotta, 12 District

ENGROSSED SUBSTITUTE SENATE BILL NO. 6517, by Senate Committee on Governmental Operations (originally sponsored by Senators Roach, Chase, Fraser and Rivers)

Exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying. Revised for 1st Substitute: Exempting agency employee driver's license numbers, identicard numbers, and identification numbers from public inspection and copying. (REVISED FOR ENGROSSED: Exempting agency employee driver's license numbers and identicard numbers from public inspection and copying.)

The bill was read the second time.

Representative S. Hunt moved the adoption of amendment (811):

On page 1, line 14, after "The" strike "residential" and insert "following information held by any public agency in personnel records, public employment related records, volunteer rosters, or included in any mailing list of employees or volunteers of any public agency: Residential"

On page 2, beginning on line 3, after "a public agency" strike all material through "agency" on line 6 and insert "~~((that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency))~~"

Representatives S. Hunt and Taylor spoke in favor of the adoption of the amendment.

Amendment (811) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives S. Hunt and Hayes spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6517, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6517, as amended by the House, and the bill passed the House by the following vote: Yeas, 91; Nays, 6; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Orcutt, Overstreet, Scott, Shea and Taylor.

Excused: Representative Freeman.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6517, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6522, by Senators Holmquist Newbry and Conway

Restricting the use of personal information gathered during the claims resolution structured settlement agreement process.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Manweller and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6522.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6522, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Freeman.

SENATE BILL NO. 6522, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6442, by Senate Committee on Commerce & Labor (originally sponsored by Senators Brown, Hatfield, Schoesler, Hobbs, Honeyford, Hewitt, Kohl-Welles, Keiser, Kline and Rolfes)

Allowing sales of growlers of cider.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives S. Hunt and Condotta spoke in favor of the passage of the bill.

Representative Harris spoke against the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Orwall was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6442.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6442, and the bill passed the House by the following vote: Yeas, 86; Nays, 10; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Goodman, Green, Harris, Morrell, Ormsby, Smith, Stanford, Tharinger and Van De Wege.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 6442, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6511, by Senate Committee on Health Care (originally sponsored by Senators Becker and King)

Addressing the prior authorization of health care services.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Cody moved the adoption of amendment (898) to the committee amendment:

On page 2, beginning on line 27 of the striking amendment, strike all of section 2

Representatives Cody and Schmick spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (898) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6511, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6511, as amended by the House, and the

bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Excused: Representatives Freeman and Orwall.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6511, as amended by the House, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2798, by Representative Hunter

Concerning payments made by the health care authority to managed health care systems.

The bill was read the second time.

Representative Schmick moved the adoption of amendment (888):

On page 2, line 7, after "RCW." insert "The health care authority may not make payments to managed health care systems participating in the federal basic health program option described in RCW 70.47.250."

Representative Schmick spoke in favor of the adoption of the amendment.

Representatives Cody and Riccelli spoke against the adoption of the amendment.

Amendment (888) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby, Schmick and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2798.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2798, and the bill passed the House by the following vote: Yeas, 85; Nays, 11; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton,

MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Kretz, Overstreet, Pike, Scott, Shea, Short, Taylor, Vick and Young.

Excused: Representatives Freeman and Orwall.

HOUSE BILL NO. 2798, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5173, by Senate Committee on Commerce & Labor (originally sponsored by Senators Hasegawa, Kline, Frockt and Chase)

Excusing work and school absences for a reason of faith or conscience. Revised for 1st Substitute: Respecting holidays of faith and conscience.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Judiciary was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Klippert moved the adoption of amendment (813) to the committee amendment:

On page 2, beginning on line 18 of the striking amendment, after "safety" strike all material through "act" on line 20.

On page 4, beginning on line 1 of the striking amendment, strike all of section 2

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representatives Klippert and Rodne spoke in favor of the adoption of the amendment to the committee amendment.

Representative Jinkins spoke against the adoption of the amendment to the committee amendment.

Amendment (813) to the committee amendment was not adopted.

The committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Jinkins, Senn and Klippert spoke in favor of the passage of the bill.

Representative Rodne spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5173, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5173, as amended by the House, and the bill passed the House by the following vote: Yeas, 64; Nays, 32; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Lytton, Magendanz, Moeller, Morrell, Morris, Moscoso, Orcutt, Ormsby, Ortiz-Self, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Johnson, Kretz, Kristiansen, MacEwen, Manweller, Muri, Nealey, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 5173, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5310, by Senators Nelson, Kohl-Welles, Chase, Harper, Keiser and Conway

Creating a senior center license.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Condotta, Hurst and Johnson spoke in favor of the passage of the bill.

Representatives Harris, Morrell and Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5310.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5310, and the bill passed the House by the following vote: Yeas, 84; Nays, 12; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Cody, DeBolt, Goodman, Green, Harris, Hawkins, Morrell, Nealey, Orcutt, Ormsby, Stanford and Van De Wege.

Excused: Representatives Freeman and Orwall.

SENATE BILL NO. 5310, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Senate Bill No. 5310.

Representative Tharinger, 24 District

SENATE BILL NO. 5775, by Senators Benton, Hobbs, Brown, Ericksen, Conway and Rivers

Allowing for a veteran designation on drivers' licenses and identicards.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Muri, Clibborn, Morrell, Muri (again) and Christian spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5775, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5775, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman and Orwall.

SENATE BILL NO. 5775, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5977, by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Hobbs and Fain)

Addressing the regulation of service contracts and protection product guarantees.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Business & Financial Services was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Kirby and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5977, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5977, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 5977, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6035, by Senators Kline, Mullet and Hargrove

Regarding the safety of ski area conveyances.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fey and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6035.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6035, and the bill passed the House by the following vote: Yeas, 84; Nays, 12; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green,

Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Hawkins, MacEwen, Overstreet, Pike, Scott, Shea, Taylor, Van De Wege, Young and Zeiger.

Excused: Representatives Freeman and Orwall.

SENATE BILL NO. 6035, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6124, by Senate Committee on Health Care (originally sponsored by Senators Keiser, Dammeyer, Hargrove, Ranker, McCoy, Hasegawa, Conway, Darneille, McAuliffe, Cleveland, Billig, Rolfes, Nelson, Mullet, Fraser, Frockt, Eide, Kohl-Welles, Kline, Hobbs, Pedersen, Hatfield, Parlette, Roach and Becker)

Developing a state Alzheimer's plan.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Tharinger and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6124.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6124, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea, Taylor and Young.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 6124, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 6163, by Senate Committee on Ways & Means (originally sponsored by

Senators Billig, Litzow, Frockt, Dammeier, McAuliffe, Rolfes, King, Tom, Kohl-Welles and Keiser)

Creating the summer knowledge improvement pilot program. Revised for 2nd Substitute: Concerning expanded learning opportunities.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Haigh and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 6163, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 6163, as amended by the House, and the bill passed the House by the following vote: Yeas, 87; Nays, 9; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Hargrove, Klippert, Overstreet, Scott, Shea, Taylor and Young.

Excused: Representatives Freeman and Orwall.

SECOND SUBSTITUTE SENATE BILL NO. 6163, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6273, by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Hobbs, Benton and Mullet)

Revising provisions governing money transmitters.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Parker spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6273.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6273, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 6273, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6405, by Senators Baumgartner, Padden, Hargrove and Cleveland

Providing greater consistency in how nonprofit tax-exempt property may be used without jeopardizing the property's tax-exempt status.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Carlyle and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6405.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6405, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman and Orwall.

SENATE BILL NO. 6405, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6424, by Senators Roach, McAuliffe, Litzow, Fain, Bailey, Mullet, Hasegawa and Tom

Establishing a state seal of biliteracy for high school students.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Stonier and Walsh spoke in favor of the passage of the bill.

Representative Dahlquist spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6424, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6424, as amended by the House, and the bill passed the House by the following vote: Yeas, 69; Nays, 27; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, Dahlquist, DeBolt, G. Hunt, Haler, Hargrove, Hayes, Holy, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Orcutt, Overstreet, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Warnick and Young.

Excused: Representatives Freeman and Orwall.

SENATE BILL NO. 6424, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6431, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Hargrove, Kohl-Welles, Liias, Kline, Rolfes, Parlette, Frockt, Pedersen and Conway)

Concerning assistance for schools in implementing youth suicide prevention activities.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations Subcommittee on Education was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Stonier and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6431, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6431, as amended by the House, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea, Taylor and Young.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 6431, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6446, by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Schoesler, Hewitt and Ranker)

Concerning payments in lieu of taxes on county game lands.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Agriculture & Natural Resources was not adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6446.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6446 and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Freeman and Orwall.

SUBSTITUTE SENATE BILL NO. 6446 having received the necessary constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 4416, by Representatives Haler, Pollet, Zeiger, Seaquist and Gregerson

Approving specific statewide educational attainment goals.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

Representatives Haler, Pollet, Seaquist, Haler (again) and Tarleton spoke in favor of the passage of the bill.

Representatives Scott, Magendanz and Young spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of House Concurrent Resolution No. 4416.

ROLL CALL

The Clerk called the roll on the adoption of House Concurrent Resolution No. 4416 and the resolution passed the House by the following vote: Yeas, 69; Nays, 27; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Hope, Hudgins, Hunt, S., Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Walkinshaw, Walsh, Warnick, Wylie, and Zeiger

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Harris, Holy, Hunt, G., Klippert,

Kretz, Kristiansen, Magendanz, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Taylor, Van De Wege, Vick, Wilcox, and Young

Excused: Representatives Freeman and Orwall

HOUSE CONCURRENT RESOLUTION NO. 4416 was adopted.

50 SUBSTITUTE SENATE BILL NO. 5467, by Senate Committee on Transportation (originally sponsored by Senators King, Eide, Litzow and Harper)

Conforming vehicle owner list furnishment requirements with federal law. Revised for 1st Substitute: Concerning vehicle owner list furnishment requirements.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was not adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

With the consent of the house, amendment (840) was withdrawn.

Representative Fey moved the adoption of amendment (886):

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 46.12.630 and 2013 c 306 s 702 are each amended to read as follows:

~~(In addition to any other authority which it may have,)) (1) The department of licensing ((may)) must furnish lists of registered and legal owners of motor vehicles only for the purposes specified in this ((section)) subsection to ((~~
~~(1)(a)) the manufacturers of motor vehicles or motor vehicle components, or their authorized agents, to ((be used: (i) To)) enable those manufacturers to carry out the provisions of ((the national traffic and motor vehicle safety act of 1966 (15 U.S.C. Sec. 1382-1418), including amendments or additions thereto, respecting safety-related defects in motor vehicles; or~~
~~(ii) During the 2011-2013 fiscal biennium, in research activities, and in producing statistical reports, as long as the personal information is not published, redisclosed, or used to contact individuals; or~~
~~(b) During fiscal year 2014, an entity that is an authorized agent of a motor vehicle manufacturer,)) Titles I and IV of the anti car theft act of 1992, the automobile information disclosure act (15 U.S.C. Sec. 1231 et seq.), the clean air act (42 U.S.C. Sec. 7401 et seq.), and 49 U.S.C.S. Secs. 30101-30183, 30501-30505, and 32101-33118, as these acts existed on January 1, 2014, or such subsequent date as may be provided by the department by rule, consistent with the purposes of this section. However, the department may only provide a vehicle or vehicle component manufacturer, or its authorized agent, lists of registered or legal owners who purchased or leased a vehicle manufactured by that manufacturer or a vehicle containing a component manufactured by that component manufacturer. Manufacturers or authorized agents receiving information on behalf of one manufacturer must not disclose this information to any other third party that is not necessary to carry out the purposes of this section.~~

(2) The department of licensing may furnish lists of registered and legal owners of motor vehicles, only to the entities and only for the purposes specified in this section, to:

(a) The manufacturers of motor vehicles, legitimate businesses as defined by the department in rule, or their authorized agents, for purposes of using lists of registered and legal owner information to conduct research activities and produce statistical reports, as long as the

entity does not allow personal information received under this section to be published, redisclosed, or used to contact individuals. ~~((The department must charge an amount sufficient to cover the full cost of providing the data requested under this subsection (1)(b). Full cost of providing the data includes the information technology, administrative, and contract oversight costs))~~ For purposes of this subsection (2)(a), the department of licensing may only provide the manufacturer of a motor vehicle, or the manufacturer of components contained in a motor vehicle, the lists of registered or legal owners who purchased or leased a vehicle manufactured by that manufacturer or a vehicle containing components manufactured by that component manufacturer;

~~((2))~~ (b) Any governmental agency of the United States or Canada, or political subdivisions thereof, to be used by it or by its authorized commercial agents or contractors only in connection with the enforcement of motor vehicle or traffic laws by, or programs related to traffic safety of, that government agency. Only such parts of the list as are required for completion of the work required of the agent or contractor shall be provided to such agent or contractor;

~~((3))~~ (c) Any insurer or insurance support organization, a self-insured entity, or its agents, employees, or contractors for use in connection with claims investigation activities, antifraud activities, rating, or underwriting;

(d) Any local governmental entity or its agents for use in providing notice to owners of towed and impounded vehicles;

(e) A government agency, commercial parking company, or its agents requiring the names and addresses of registered owners to notify them of outstanding parking violations. Subject to the disclosure agreement provisions of RCW 46.12.635 and the requirements of Executive Order 97- 01, the department may provide only the parts of the list that are required for completion of the work required of the company;

~~((4))~~ (f) An authorized agent or contractor of the department, to be used only in connection with providing motor vehicle excise tax, licensing, title, and registration information to motor vehicle dealers;

~~((5))~~ (g) Any business regularly making loans to other persons to finance the purchase of motor vehicles, to be used to assist the person requesting the list to determine ownership of specific vehicles for the purpose of determining whether or not to provide such financing; or

~~((6))~~ (h) A company or its agents operating a toll facility under chapter 47.46 RCW or other applicable authority requiring the names, addresses, and vehicle information of motor vehicle registered owners to identify toll violators.

(3) Personal information received by an entity listed in subsection (1) or (2) of this section may not be released for direct marketing purposes.

(4) Prior to the release of any lists of vehicle owners under subsection (1) or (2) of this section, the department must enter into a contract with the entity authorized to receive the data. The contract must include:

(a) A requirement that the department or its agent conduct both regular permissible use and data security audits subject to the following conditions and limitations:

(i) The data security audits must demonstrate compliance with the data security standards adopted by the office of the chief information officer.

(ii) When determining whether to conduct an audit under this subsection, the department must first take into consideration any independent third-party audit a data recipient has had before requiring that any additional audits be performed. If the independent third-party audit is a data security audit and it meets both recognized national or international standards and the standards adopted by the office of the chief information officer pursuant to (a)(i) of this subsection, the department must accept the audit and the audit is deemed to satisfy the conditions set out in this subsection (4)(a). If the independent third-party audit is a permissible use audit and it meets recognized national or international standards, the department must accept the audit and the audit is deemed to satisfy the conditions set out in this subsection (4)(a);

and

(b) A provision that the cost of the audits performed pursuant to this subsection must be borne by the data recipient. A new data recipient must bear the initial cost to set up a system to disburse the data to the data recipient.

(5)(a) Beginning January 1, 2015, the department must collect a fee of ten dollars per one thousand individual registered or legal owners included on a list requested by a private entity under subsection (1) or (2) of this section. Beginning January 1, 2016, the department must collect a fee of twenty dollars per one thousand individual registered or legal vehicle owners included on a list requested by a private entity under subsection (1) or (2) of this section. Beginning January 1, 2021, the department must collect a fee of twenty-five dollars per one thousand individual registered or legal owners included on a list requested by a private entity under subsection (1) or (2) of this section. The department must prorate the fee when the request is for less than a full one thousand records.

(b) In lieu of the fee specified in (a) of this subsection, if the request requires a daily, weekly, monthly, or other regular update of those vehicle records that have changed:

(i) Beginning January 1, 2015, the department must collect a fee of one cent per individual registered or legal vehicle owner record provided to the private entity;

(ii) Beginning January 1, 2016, the department must collect a fee of two cents per individual registered or legal vehicle owner record provided to the private entity;

(iii) Beginning January 1, 2021, the department must collect a fee of two and one-half cents per individual registered or legal vehicle owner record provided to the private entity.

(c) The department must deposit any moneys collected under this subsection to the department of licensing technology improvement and data management account created in section 2 of this act.

(6) Where both a mailing address and residence address are recorded on the vehicle record and are different, only the mailing address will be disclosed. Both addresses will be disclosed in response to requests for disclosure from courts, law enforcement agencies, or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business.

(7) If a list of registered and legal owners of motor vehicles is used for any purpose other than that authorized in this section, the manufacturer, governmental agency, commercial parking company, ~~((authorized agent,))~~ contractor, financial institution, insurer, insurance support organization, self-insured entity, legitimate business entity, toll facility operator, or ~~((the))~~ any authorized agent((s)) or contractor((s)) responsible for the unauthorized disclosure or use will be denied further access to such information by the department of licensing.

(8) For purposes of this section, "personal information" means information that identifies an individual, including an individual's photograph, social security number, driver identification number, name, address (but not the five-digit zip code), telephone number, or medical or disability information. However, an individual's photograph, social security number, and any medical or disability-related information is considered highly restricted personal information and may not be released under this section.

NEW SECTION. Sec. 2. A new section is added to chapter 46.68 RCW to read as follows:

The department of licensing technology improvement and data management account is created in the highway safety fund. All receipts from fees collected under RCW 46.12.630(5) must be deposited into the account. Expenditures from the account may be used only for investments in technology and data management at the department. Moneys in the account may be spent only after appropriation."

Correct the title.

Representative Fey spoke in favor of the adoption of the amendment.

Amendment (886) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Fey and Shea spoke in favor of the passage of the bill.

Representative Hargrove spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5467, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5467, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Hargrove, Klippert and Overstreet.
Excused: Representative Freeman.

SUBSTITUTE SENATE BILL NO. 5467, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5999, by Senators Pedersen, O'Ban, Kline and Fain

Concerning corporate entity conversions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5999.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5999, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Freeman.

SENATE BILL NO. 5999, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6333, by Senate Committee on Ways & Means (originally sponsored by Senators Schoesler and Hargrove)

Concerning tax statute clarifications, simplifications, and technical corrections.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Carlyle and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6333.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6333, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Freeman.

SUBSTITUTE SENATE BILL NO. 6333, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5045, by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Honeyford, Kohl-Welles and Frockt)

Allowing day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises. Revised for 1st Substitute: Allowing day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises. (REVISED FOR ENGROSSED: Creating a permit to allow day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises.)

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations Subcommittee on General Government & Information Technology was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Wylie, Kochmar and Johnson spoke in favor of the passage of the bill.

Representatives Harris, Goodman, Orcutt, Christian and Stanford spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5045, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5045, as amended by the House, and the bill passed the House by the following vote: Yeas, 78; Nays, 19; Absent, 0; Excused, 1.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Gregerson, Habib, Haigh, Hansen, Hargrove, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Christian, Cody, Goodman, Green, Haler, Harris, Hawkins, Hayes, Holy, Morrell, Nealey, Orcutt, Ormsby, Roberts, Smith, Stanford, Tharinger and Van De Wege.

Excused: Representative Freeman.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5045, as amended by the House, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed Substitute Senate Bill No. 5045.

Representative Kagi, 32 District

SENATE BILL NO. 6093, by Senators Rolfes, Dammeier, Billig, Kohl-Welles and McAuliffe

Allowing valid portable background check clearance cards issued by the department of early learning to be used by certain educational employees and their contractors for purposes of their background check requirements.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Stonier spoke in favor of the passage of the bill.

Representative Magendanz spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6093.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6093, and the bill passed the House by the following vote: Yeas, 85; Nays, 12; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Klippert, Magendanz, Overstreet, Pike, Rodne, Shea, Taylor, Vick and Young.

Excused: Representative Freeman.

SENATE BILL NO. 6093, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6128, by Senators Litzow, McAuliffe, Hobbs, Dammeier, Tom and Mullet

Concerning the delivery of medication and services by unlicensed school employees.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Dahlquist moved the adoption of amendment (810) to the committee amendment:

On page 2, line 6, after "district" strike "or private school"

Representatives Dahlquist and Stonier spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (810) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Dahlquist and Stonier spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6128, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6128, as amended by the House, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Kristiansen and Taylor.

Excused: Representative Freeman.

SENATE BILL NO. 6128, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6129, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Hill, McAuliffe, Tom, Dammeier, Hobbs, Litzow, Baumgartner and Mullet)

Concerning paraeducator development.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Bergquist moved the adoption of amendment (873) to the committee amendment:

On page 1, beginning on line 3 of the striking amendment, after "Sec. 1." strike all material through "assistance." on page 2, line 5 and insert "The legislature acknowledges that paraeducators have become

a significant resource to students who need additional education assistance. The legislature further recognizes that there is significant variability in paraeducator standards, training, and opportunity for professional development. A carefully constructed paraeducator development program would place the highest qualified paraeducators working with the highest need students. Such a program when combined with a career ladder could offer paraeducators real opportunities for upward mobility. Since paraeducators more closely reflect the cultural diversity of the student population, a development program and career ladder would be likely to encourage more paraeducators to become teachers. Training teachers how to work with a paraeducator in their classrooms could increase paraeducators' ability to teach students who need additional assistance."

Representative Bergquist spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Dahlquist spoke against the adoption of the amendment to the committee striking amendment.

Amendment (873) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Dahlquist and Santos spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6129, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6129, as amended by the House, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Pike, Scott, Shea and Taylor.

Excused: Representative Freeman.

SUBSTITUTE SENATE BILL NO. 6129, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6436, by Senate Committee on Higher Education (originally sponsored by Senators Frockt, Bailey, Kohl-Welles and Hargrove)

Creating a work group to make recommendations for the continued viability of the college bound scholarship program.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations Subcommittee on Education was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Pollet, Haler and Young spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6436, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6436, as amended by the House, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea and Taylor.

Excused: Representative Freeman.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6436, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007, by Senate Committee on Trade & Economic Development (originally sponsored by Senators Shin, Conway, Harper, Nelson, Kline, Becker, Hobbs, King, Eide, McAuliffe, Bailey, Hasegawa, Honeyford, Chase and Kohl-Welles)

Requesting Congress pass legislation imposing a fee on United States bound cargo when it crosses the Canadian border. Revised for 1st Substitute: Requesting that congress pass legislation reforming the harbor maintenance tax.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Joint Memorial No. 8007.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Joint Memorial No. 8007, and the bill passed the House by the following vote: Yeas, 90; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Kristiansen, Overstreet, Scott, Shea, Taylor and Van De Wege.

Excused: Representative Freeman.

SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon the Speaker to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

SUBSTITUTE SENATE BILL NO. 5123
SUBSTITUTE SENATE BILL NO. 5360
SUBSTITUTE SENATE BILL NO. 6014
ENGROSSED SENATE BILL NO. 6031
SUBSTITUTE SENATE BILL NO. 6046
SUBSTITUTE SENATE BILL NO. 6074
SENATE BILL NO. 6284
SENATE BILL NO. 6321
SENATE BILL NO. 6328
ENGROSSED SENATE BILL NO. 6458
ENGROSSED SENATE BILL NO. 6553

There being no objection, the Committee on Judiciary was relieved of the following bill and the bill was placed on the second reading calendar:

SENATE BILL NO. 5956

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 7, 2014, the 54th Day of the Regular Session.

FRANK CHOPP, Speaker
BARBARA BAKER, Chief Clerk

FIFTY FOURTH DAY

House Chamber, Olympia, Friday, March 7, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages George Drumheller and Avery Mason. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Mike Stalling, New Beginning Church, Bremerton, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced David and Robin Knutson from Spokane; Mike Flood, Vice President Community Relations for the Seattle Seahawks and Taima the Hawk, the official mascot of the Seattle Seahawks, to the Chamber and asked the members to acknowledge them.

MESSAGES FROM THE SENATE

March 6, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1840
SUBSTITUTE HOUSE BILL NO. 2153
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2160
HOUSE BILL NO. 2167
SUBSTITUTE HOUSE BILL NO. 2229
HOUSE BILL NO. 2456
SUBSTITUTE HOUSE BILL NO. 2492
ENGROSSED HOUSE BILL NO. 2636

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 6, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SENATE BILL NO. 6220

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 6, 2014

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE HOUSE BILL NO. 1171
HOUSE BILL NO. 1264
HOUSE BILL NO. 2225
ENGROSSED HOUSE BILL NO. 2351

HOUSE BILL NO. 2741

HOUSE BILL NO. 2776

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 6, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5889

SENATE BILL NO. 5931

SECOND SUBSTITUTE SENATE BILL NO. 5958

SECOND SUBSTITUTE SENATE BILL NO. 5973

SUBSTITUTE SENATE BILL NO. 6007

SENATE BILL NO. 6013

SUBSTITUTE SENATE BILL NO. 6069

SUBSTITUTE SENATE BILL NO. 6078

SENATE BILL NO. 6134

SENATE BILL NO. 6135

SENATE BILL NO. 6299

SUBSTITUTE SENATE BILL NO. 6339

SENATE BILL NO. 6358

SENATE BILL NO. 6419

ENGROSSED SUBSTITUTE SENATE BILL NO. 6450

SUBSTITUTE SENATE BILL NO. 6453

SENATE JOINT MEMORIAL NO. 8003

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

ESB 6220 by Senators Braun, Mullet, Sheldon, Ericksen, Hobbs and Parlette

AN ACT Relating to spirits retailers when selling for resale; amending RCW 66.24.055 and 66.24.630; and adding a new section to chapter 66.24 RCW.

Referred to Committee on Finance.

There being no objection, the bill listed on the day's introduction sheet under the fourth order of business was referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

ENGROSSED SENATE BILL NO. 5964, by Senators Fain, Rivers, Braun, Hasegawa, Rolfes, Conway, Frockt, Tom, Keiser, Mullet and Hill

Concerning training public officials and employees regarding public records, records management, and open public meetings requirements.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Government Operations & Elections was not adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives S. Hunt and Pollet spoke in favor of the passage of the bill.

Representative Taylor and Taylor (again) spoke against the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Seaquist was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 5964.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 5964, and the bill passed the House by the following vote: Yeas, 66; Nays, 31; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, Fagan, G. Hunt, Harris, Hayes, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Rodne, Schmick, Scott, Shea, Short, Taylor, Vick, Walsh, Warnick, Wilcox, Wylie, Young and Zeiger.

Excused: Representative Seaquist.

ENGROSSED SENATE BILL NO. 5964, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6115, by Senators Benton, Roach, Billig and Hobbs

Exempting licensed private investigators from process server requirements.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Shea spoke in favor of the passage of the bill.

Representatives Rodne and Goodman spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6115.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6115, and the bill passed the House by the following vote: Yeas, 86; Nays, 12; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Freeman, Goodman, Green, Haler, Kagi, Kretz, Morrell, Overstreet, Roberts, Rodne, Stanford and Tharinger.

SENATE BILL NO. 6115, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5360, by Senate Committee on Commerce & Labor (originally sponsored by Senators Conway, Keiser, Hasegawa, Kohl-Welles, Frockt and Kline)

Addressing the collection of unpaid wages.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sells and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5360.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5360, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller,

Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 5360, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5956, by Senators Hatfield, Sheldon and Braun

Concerning short-barreled rifles.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5956.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5956, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Santos, Senn and Walkinshaw.

SENATE BILL NO. 5956, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 6031, by Senator Sheldon

Concerning lake and beach management districts.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Finance was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Takko and Nealey spoke in favor of the passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Representative Reykdal: "I own property on Lake Nahwatzel in Mason County which potentially could be affected by the provisions of the bill. Do I have a private interest in the proposed legislation which requires my recusal from voting?"

SPEAKER'S RULING

Mr. Speaker: "Thank you Representative Reykdal for bringing this question to the body. House Rule 19(D), which is based on article 2, section 30 of our state constitution, states that 'no member shall vote on any question which affects that member privately and particularly.'

The question as to whether recusal is required turns on whether a legislator is affected privately and particularly, or as a member of a class. Engrossed Senate Bill 6031, as amended by the House, authorizes the creation of lake and beach management districts for the purpose of financing the acquisition of real property. The bill is drafted to apply only to Mason County. The Speaker notes that the bill merely creates a process that could lead to the acquisition of property. Whether or not that occurs depends on action by the affected landowners, not this legislation. Moreover, the bill applies equally to other lakes where you do not own property.

Representative Reykdal, given that the question of whether you will be affected is merely theoretical, and given the size of the class of persons potentially affected, the Speaker finds that the interest you have is neither private nor particular, and does not warrant your recusal under House Rules or the State Constitution."

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6031, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6031, as amended by the House, and the bill passed the House by the following vote: Yeas, 74; Nays, 24; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, G. Hunt, Hargrove, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Orcutt, Overstreet, Parker, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Wilcox and Young.

ENGROSSED SENATE BILL NO. 6031, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6284, by Senators Hill and Frockt

Regarding expenditures from the public health supplemental account.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Harris spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6284.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6284, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Overstreet.

SENATE BILL NO. 6284, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6321, by Senators Bailey and Conway

Removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Ormsby spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6321.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6321, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt,

Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Bergquist, Riccelli and Stanford.

SENATE BILL NO. 6321, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6328, by Senators Roach and Kline

Concerning deferred compensation plans.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Ormsby spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6328.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6328, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SENATE BILL NO. 6328, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 6458, by Senators Becker, Angel, Dammeier, Brown, Tom, Schoesler, Bailey, Braun, Hill, Baumgartner, Litzow, Parlette and Honeyford

Repealing provisions that establish the office of the insurance commissioner and replacing that office with a Washington state insurance board. (REVISED FOR ENGROSSED: Addressing the office of the insurance commissioner and matters related to health care insurance.)

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6458, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6458, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Stanford and Tarleton.

ENGROSSED SENATE BILL NO. 6458, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO.
6126
SENATE BILL NO. 6415

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6126, by Senate Committee on Ways & Means (originally sponsored by Senators O'Ban, Darneille, Becker, Tom, Fraser, Pedersen, Kline, Pearson, Kohl-Welles, Braun and Frockt)

Concerning representation of children in dependency matters.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Goodman and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute Senate Bill No. 6126, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 6126, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Haler.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6126, as amended by the House, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 5064, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove and Kline)

Concerning persons sentenced for offenses committed prior to reaching eighteen years of age.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Public Safety was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

Representatives Roberts and Ross spoke against the passage of the bill.

MOTION

On motion of Representative Harris, Representative Haler was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 5064, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 5064, as amended by the House, and the bill passed the House by the following vote: Yeas, 74; Nays, 23; Absent, 0; Excused, 1.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Chandler, Christian, Condotta, DeBolt, Freeman, Hawkins, Holy, Hope, Johnson, Kristiansen, MacEwen, Orcutt, Ormsby, Overstreet, Parker, Roberts, Robinson, Ross, Scott, Shea, Taylor and Vick.

Excused: Representative Haler.

SECOND SUBSTITUTE SENATE BILL NO. 5064, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 6034, by Senators Pearson, Hargrove, McCoy, Mullet and McAuliffe

Concerning state parks partnership opportunities.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Environment was adopted. (For Committee amendment, see Journal, Day 44, February 25, 2014).

With the consent of the house, amendments (938) and (850) to the committee amendment were withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Senn and Short spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6034, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6034, as amended by the House, and the bill passed the House by the following vote: Yeas, 77; Nays, 20; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Springer, Stanford, Stonier, Sullivan, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Christian, Condotta, DeBolt, Fey, Hawkins, Hayes, Holy, MacEwen, Orcutt, Overstreet, Parker, Ross, Schmick, Scott, Shea, Smith, Takko, Tarleton and Taylor.

Excused: Representative Haler.

ENGROSSED SENATE BILL NO. 6034, as amended by the House, having received the necessary constitutional majority, was declared passed.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

SUBSTITUTE HOUSE BILL NO. 1171
HOUSE BILL NO. 1264
HOUSE BILL NO. 2225
ENGROSSED HOUSE BILL NO. 2351
HOUSE BILL NO. 2741
HOUSE BILL NO. 2776
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1090
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1643
SUBSTITUTE HOUSE BILL NO. 1742
HOUSE BILL NO. 1785
SUBSTITUTE HOUSE BILL NO. 1841
SUBSTITUTE HOUSE BILL NO. 2080
SUBSTITUTE HOUSE BILL NO. 2105
HOUSE BILL NO. 2137
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2192
HOUSE BILL NO. 2208
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2298
HOUSE BILL NO. 2744
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1840
SUBSTITUTE HOUSE BILL NO. 2153
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2160
HOUSE BILL NO. 2167
SUBSTITUTE HOUSE BILL NO. 2229
HOUSE BILL NO. 2456
SUBSTITUTE HOUSE BILL NO. 2492
ENGROSSED HOUSE BILL NO. 2636
ENGROSSED SUBSTITUTE SENATE BILL NO. 5889
SENATE BILL NO. 5931
SECOND SUBSTITUTE SENATE BILL NO. 5958
SECOND SUBSTITUTE SENATE BILL NO. 5973
SUBSTITUTE SENATE BILL NO. 6007
SENATE BILL NO. 6013
SUBSTITUTE SENATE BILL NO. 6069
SUBSTITUTE SENATE BILL NO. 6078
SENATE BILL NO. 6134
SENATE BILL NO. 6135
SENATE BILL NO. 6299

SUBSTITUTE SENATE BILL NO. 6339
 SENATE BILL NO. 6358
 SENATE BILL NO. 6419
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6450
 SUBSTITUTE SENATE BILL NO. 6453
 SENATE JOINT MEMORIAL NO. 8003

The Speaker called upon Representative Moeller to preside.

SECOND READING

SUBSTITUTE SENATE BILL NO. 5123, by Senate Committee on Ways & Means (originally sponsored by Senators Ranker, Hatfield, Hobbs, Parlette and Conway)

Establishing a farm internship program.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sells, Manweller, Morrell and Pike spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5123.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5123, and the bill passed the House by the following vote: Yeas, 88; Nays, 9; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Hunter, Nealey, Overstreet, Pollet, Schmick, Shea, Taylor and Young.

Excused: Representative Haler.

SUBSTITUTE SENATE BILL NO. 5123, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6014, by Senate Committee on Law & Justice (originally sponsored by Senators Roach and Fain)

Concerning the operation of a vessel under the influence of an intoxicant.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Public Safety was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6014, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6014, as amended by the House, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea, Taylor and Young.

Excused: Representative Haler.

SUBSTITUTE SENATE BILL NO. 6014, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6413, by Senators Fain, Eide, Padden, Pearson, Hobbs, Angel, King, Becker, Tom, Sheldon, Dammeier, Honeyford, Hill, O'Ban, Litzow, Brown, Schoesler and Rolfes

Clarifying prior offenses for driving under the influence or physical control of a vehicle under the influence.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Public Safety was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Klippert moved the adoption of amendment (834) to the committee amendment:

0) On page 6, line 22 of the amendment, after "ordinance" strike all material through "liquor,"

On page 7, line 1 of the amendment, after "person" strike all material through "liquor,"

On page 7, beginning on line 6 of the amendment, after "person" strike all material through "liquor," on line 7

On page 7, line 15 of the amendment, after "months" strike all material through "liquor"

On page 10, beginning on line 11 of the amendment, after "vehicle" strike all material through "liquor)" on line 12

On page 11, beginning on line 9 of the amendment, after "device" strike all material through "liquor)" on line 10

Beginning on page 17, line 6 of the amendment, strike all of sections 3 and 4

Correct the title.

Representatives Klippert and Goodman spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (834) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6413, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6413, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 1; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Freeman.

Excused: Representative Haler.

SENATE BILL NO. 6413, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6046, by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Rolfes, Conway, Kohl-Welles, Braun, Honeyford and Kline)

Implementing procedures concerning certain whistleblowers.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sells and Manweller spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6046.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6046, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Haler.

SUBSTITUTE SENATE BILL NO. 6046, having received the necessary constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 6553, by Senators Kline, Hobbs, Hatfield and Fain

Concerning the distribution of real property sale proceeds.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Judiciary was adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6553, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6553, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen,

Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Haler.

ENGROSSED SENATE BILL NO. 6553, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

SECOND SUBSTITUTE SENATE BILL NO. 6062
SECOND SUBSTITUTE SENATE BILL NO. 6330

There being no objection, the House reverted to the seventh order of business.

THIRD READING

RECONSIDERATION

There being no objection, the House immediately reconsidered the vote by which ENGROSSED SENATE BILL NO. 6034 passed the House.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 6034.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 6034, and the bill passed the House by the following vote: Yeas, 79; Nays, 18; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Springer, Stanford, Stonier, Sullivan, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Condotta, DeBolt, Hawkins, Hayes, Holy, MacEwen, Orcutt, Overstreet, Parker, Ross, Schmick, Scott, Shea, Smith, Takko, Tarleton and Taylor.

Excused: Representative Haler.

ENGROSSED SENATE BILL NO. 6034, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 6054, by Senate Committee on Transportation (originally sponsored by Senators Honeyford, Hobbs, Schoesler, Cleveland, Rivers, King, Dammeier, Bailey, Hatfield and Parlette)

Regarding aeronautic safety.

The bill was read the second time.

Representative Shea moved the adoption of amendment (909):

On page 2, line 11, after "feet," strike "must" and insert "should"

Representatives Shea and Clibborn spoke in favor of the adoption of the amendment.

Amendment (909) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Clibborn and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6054, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6054, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 1; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representative Young.

Excused: Representative Haler.

SUBSTITUTE SENATE BILL NO. 6054, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5859, by Senate Committee on Ways & Means (originally sponsored by Senators Braun, Hatfield, Holmquist Newbry and Hargrove)

Providing enhanced payment to small rural hospitals that meet the criteria of a sole community hospital.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 50, March 3, 2014).

Representative Warnick moved the adoption of amendment (924) to the committee amendment:

- 0) On page 2, beginning on line 11, strike all of subsection (ii)
 Reorder the remaining subsections consecutively and correct any internal references accordingly.

Representative Warnick spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Cody spoke against the adoption of the amendment to the committee striking amendment.

Amendment (924) to the committee amendment was not adopted.

The committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Tharinger, Schmick and Warnick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5859, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5859, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Haler.

SUBSTITUTE SENATE BILL NO. 5859, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6219, by Senators Dansel, Sheldon, Hatfield and Hobbs

Concerning actions for damage arising from vehicular traffic on a primitive road.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6219.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6219, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Haler.

SENATE BILL NO. 6219, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 6330, by Senate Committee on Ways & Means (originally sponsored by Senator Sheldon)

Promoting affordable housing in urban growth areas. Revised for 2nd Substitute: Promoting affordable housing in unincorporated areas of rural counties within urban growth areas.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Finance was adopted. (For Committee amendment, see Journal, Day 47, February 28, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Haigh and MacEwen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 6330, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 6330, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Overstreet and Taylor.
Excused: Representative Haler.

SECOND SUBSTITUTE SENATE BILL NO. 6330, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6228, by Senate Committee on Health Care (originally sponsored by Senators Mullet, Tom, Keiser, Frockt, Parlette, Hatfield, Cleveland, Fain, Becker, Ericksen, Rolfes and Pedersen)

Concerning transparency tools for consumer information on health care cost and quality.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

With the consent of the house, amendment (893) was withdrawn.

Representative Cody moved the adoption of amendment (945) to the committee amendment:

On page 1, beginning on line 17 of the striking amendment, strike all of section 2 and insert the following:

"NEW SECTION. Sec. 2. A new section is added to chapter 41.05 RCW to read as follows:

(1) There is created a performance measures committee, the purpose of which is to identify and recommend standard statewide measures of health performance to inform public and private health care purchasers and to propose benchmarks to track costs and improvements in health outcomes.

(2) Members of the committee must include representation from state agencies, small and large employers, the two largest health plans by enrollment, patient groups, federally recognized tribal members, consumers, academic experts on health care measurement, hospitals, physicians, and other providers. The governor shall appoint the

members of the committee, except that a statewide association representing hospitals may appoint a member representing hospitals, a statewide association representing physicians may appoint a member representing physicians, and a statewide association representing nurses may appoint a member representing nurses. The governor shall ensure that members represent diverse geographic locations and both rural and urban communities. The committee must be chaired by the director of the authority.

(3) The committee shall develop a transparent process for selecting performance measures, and the process must include opportunities for public comment.

(4) By January 1, 2015, the committee shall submit the performance measures to the authority. The measures must include dimensions of:

- (a) Prevention and screening;
- (b) Effective management of chronic conditions;
- (c) Key health outcomes;
- (d) Care coordination and patient safety; and
- (e) Use of the lowest cost, highest quality care for preventive care and chronic and acute conditions.

(5) The committee shall develop a measure set that:

- (a) Is of manageable size;
- (b) Gives preference to nationally reported measures and, where nationally reported measures may not be appropriate or available, measures used by state agencies that purchase health care or commercial health plans;
- (c) Focuses on the overall performance of the system, including outcomes and total cost;

(d) Is aligned with the governor's performance management system measures and common measure requirements specific to Medicaid delivery systems under RCW 70.320.020 and 43.20A.895;

(e) Considers the needs of different stakeholders and the populations served; and

(f) Is usable by multiple payers, providers, hospitals, purchasers, public health, and communities as part of health improvement, care improvement, provider payment systems, benefit design, and administrative simplification for providers and hospitals.

(6) State agencies shall use the measure set developed under this section to inform and set benchmarks for their purchasing.

(7) The committee shall establish a public process to periodically evaluate the measure set and make additions or changes to the measure set as needed."

Representatives Cody and Schmick spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (945) to the committee amendment was adopted.

Representative Schmick moved the adoption of amendment (908):

On page 4, beginning on line 19 of the striking amendment, after "(3)" strike all material through "section." on page 5, line 3 of the striking amendment and insert "Each carrier offering or renewing a health benefit plan on or after January 1, 2016, must provide enrollees with the performance information required by section 2717 of the patient protection and affordable care act, P.L. 111-148 (2010), as amended by the health care and education reconciliation act, P.L. 111-152 (2010), and any federal regulations or guidance issued under that section of the affordable care act."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Schmick and Cody spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (908) committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6228, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6228, as amended by the House, and the bill passed the House by the following vote: Yeas, 91; Nays, 6; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Scott, Shea, Taylor and Young.

Excused: Representative Haler.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6228, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6415, by Senators Fain, Angel, Tom, Dammeier, Hill, Becker, Eide, Hobbs, King, Brown, Bailey, Litzow, Schoesler, Braun and Rolfes

Concerning consecutive sentences for driving under the influence or physical control of a vehicle under the influence of intoxicating liquor, marijuana, or any drug.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations Subcommittee on General Government & Information Technology was adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6415, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6415, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Freeman and Roberts.
Excused: Representative Haler.

SENATE BILL NO. 6415, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5969, by Senate Committee on Higher Education (originally sponsored by Senators O'Ban, McCoy, Schoesler, Hobbs, Hatfield, Brown, Conway, Rolfes, Braun, McAuliffe and Benton)

Providing for awarding academic credit for military training.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Seaquist, Dahlquist and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5969.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5969, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith,

Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Haler.

SUBSTITUTE SENATE BILL NO. 5969, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6065, by Senators King, Darneille, Kohl-Welles, Hewitt, Conway and Frockt

Protecting children under the age of eighteen from the harmful effects of exposure to ultraviolet radiation associated with tanning devices.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

With the consent of the house, amendment (927) was withdrawn.

Representative Ryu moved the adoption of amendment (934) to the committee amendment:

On page 1, line 15 of the striking amendment, after "under" strike "eighteen" and insert "sixteen"

Representatives Ryu, DeBolt and Klippert spoke in favor of the adoption of the amendment to the committee amendment.

Representative Cody spoke against the adoption of the amendment to the committee amendment.

Division was demanded and the demand was sustained. The Speaker (Representative Moeller presiding) divided the House. The result was 43 - YEAS; 51 - NAYS.

Amendment (934) to the committee amendment was not adopted.

The committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representative Cody spoke in favor of the passage of the bill.

Representatives Schmick, Klippert and Hargrove spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6065, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6065, as amended by the House, and the bill passed the House by the following vote: Yeas, 58; Nays, 39; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman,

Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Moeller, Morrell, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Hargrove, Harris, Hawkins, Holy, Hope, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Morris, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Ross, Ryu, Schmick, Scott, Shea, Short, Smith, Takko, Taylor, Vick, Wilcox and Young.

Excused: Representative Haler.

SENATE BILL NO. 6065, as amended by the House, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Senate Bill No. 6065.

Representative Hayes, 10 District

ENGROSSED SUBSTITUTE SENATE BILL NO. 6388, by Senate Committee on Ways & Means (originally sponsored by Senator Padden)

Concerning pass-through wholesale food distributors. Revised for 1st Substitute: Concerning pass-through wholesale food distributors. (REVISED FOR ENGROSSED: Concerning pass-through food distributors.)

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations Subcommittee on General Government & Information Technology was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 50, March 3, 2014).

Representative Blake moved the adoption of amendment (896) to the committee amendment:

On page 1, line 11 of the amendment, after "direct" strike "retailer" and insert "seller"

On page 1, at the beginning of line 19 of the amendment, strike "retailer" and insert "seller"

On page 2, line 10 of the amendment, after "direct" strike "retailer" and insert "seller"

On page 2, line 26 of the amendment, after "direct" strike "retailer" and insert "seller"

On page 2, line 32 of the amendment, after "direct" strike "retailer" and insert "seller"

On page 2, line 35 of the amendment, after "direct" strike "retailer" and insert "seller"

On page 3, line 3 of the amendment, after "Direct" strike "retailers" and insert "sellers"

On page 3, line 26 of the amendment, after "Direct" strike "retailer" and insert "seller"

On page 4, beginning on line 9 of the amendment, strike all of section 4

Correct the title.

Representatives Blake and Shea spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (896) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Blake, Shea and Parker spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representative Orwall was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6388, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6388, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 2; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Dunshee and Robinson.

Excused: Representatives Haler and Orwall.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6388, as amended by the House, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 6062, by Senate Committee on Ways & Means (originally sponsored by Senators Hill, Litzow, Becker, Honeyford, Bailey, Hobbs, Angel, Fain, Braun and Tom)

Requiring internet access to public school data and expenditure information.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Hayes moved the adoption of amendment (943) to the committee amendment:

On page 1, beginning on line 10 of the striking amendment, after "chapter" strike all material through "agreement" on line 16 and insert "28A.345 to read as follows:

(1) The Washington state school directors' association shall implement, maintain, and create rules for an internet-based portal that provides public access to public school employee collective bargaining agreements and data elements provided in subsection (2) of this section.

(2) For each approved and renewed collective bargaining agreement, a school district, charter school, and state-tribal compact school shall provide the Washington state school directors' association with an electronic copy of the agreement within sixty days of its approval. The school directors' association must compile information on each agreement in a standardized format and post both the agreement and the compiled information on the internet-based portal. The compiled information must include but is not limited to:

- (a) The term of the agreement;
- (b) The total supplemental salary amount and average supplemental salary per employee;
- (c) The total number of in-service days;
- (d) The total number of sick leave days, personal leave days, and holidays;
- (e) The maximum contracted class size by grade and overload concessions;
- (f) Additional compensation provided for time, responsibility, incentives, or other purposes;
- (g) Annual percentage of change in total salary from prior year;
- (h) District-wide or school-wide average hours of student instructional time per school year by grade;

(i) Provisions addressing actions taken specifically to eliminate the opportunity gap;

(j) Beginning September 15, 2015, any items, terms, policies, practices, customs, or conditions in the agreement, that were not included in information provided to the Washington state school directors' association in any prior year; and

(k) Whether the agreement contains a no strike clause"

On page 2, after line 10 of the striking amendment, insert the following:

"NEW SECTION. Sec. 4. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus appropriations act, this act is null and void."

Representative Hayes spoke in favor of the adoption of the amendment to the committee amendment.

Representative Stonier spoke against the adoption of the amendment to the committee amendment.

Amendment (943) to the committee amendment was not adopted.

The committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Bergquist and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 6062, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 6062, as amended by the House, and the bill passed the House by the following vote: Yeas, 91; Nays, 5; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Overstreet, Parker, Pettigrew, Pike, Pollet, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Fey, Reykdal, S. Hunt, Sawyer and Stonier.

Excused: Representatives Haler and Orwall.

SECOND SUBSTITUTE SENATE BILL NO. 6062, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 6074, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Frockt, O'Ban, Mullet, Litzow, Rolfes, Fain, Billig, Rivers, Hasegawa, Kohl-Welles, Conway, Keiser, McAuliffe, Darneille, Fraser, Ranker, Kline and Brown)

Enacting provisions to improve educational outcomes for homeless students.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Stonier, Parker and Santos spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6074.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6074, and the bill passed the House by the following vote: Yeas, 90; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, Overstreet, Schmick, Scott, Shea and Taylor.

Excused: Representatives Haler and Orwall.

SUBSTITUTE SENATE BILL NO. 6074, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 10, 2014, the 57th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTY SEVENTH DAY

House Chamber, Olympia, Monday, March 10, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by the Naval Hospital Bremerton Color Guard. The National Anthem was performed by Musician Third Class Sarah Reasner. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Chaplain John Swanson, Navy Region Northwest.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4699, by Representatives Chopp, Kristiansen, Smith, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, Washington State is uniquely positioned politically, economically, and geographically to deal with the opportunities and challenges presented by Asia and the Pacific Rim countries; and

WHEREAS, The United States Navy is the military service that secures sea lanes, allowing free flow of commerce to and from our state, and the service whose power projection promotes stability for our friends and deters aggression from our foes; and

WHEREAS, The Navy has been a presence in Puget Sound for over one hundred seventy years, and Puget Sound is today the Navy's third largest fleet concentration area; and

WHEREAS, Washington Navy bases support two aircraft carriers, more than 10 surface ships, 13 submarines, and 115 aircraft; and

WHEREAS, Washington State and the Pacific Northwest are home to 21,000 active duty Navy service members, 16,000 Navy civilian employees, 6,000 drilling Naval reservists, 40,000 Navy family members, and 35,000 Navy retirees; and

WHEREAS, United States Navy installations provide careers and economic stability to tens of thousands of Washington State citizens; and

WHEREAS, Navy personnel provide homeland security, disaster assistance, and rescue services to Washington State citizens; and

WHEREAS, The United States Navy is a recognized leader in environmental stewardship and responsibility and takes an active role in protecting and conserving Washington State's waterways and military lands;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize and express their utmost appreciation to all those who have ever served in the United States Navy, as well as extend our gratitude to their family members and friends who have shared their sacrifices as they answer the call to serve; and

BE IT FURTHER RESOLVED, That the Washington State House of Representatives celebrate the Navy in our state and bring warm greetings and many thanks to each and every person related to the Navy's work and mission in our state.

Representative Magendanz moved adoption of HOUSE RESOLUTION NO. 4699

Representatives Magendanz, Robinson, MacEwen and Seaquist spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4699 was adopted.

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2801 by Representatives Kirby and Parker

AN ACT Relating to modernizing life insurance reserve requirements; amending RCW 42.56.400; reenacting and amending RCW 42.56.400; adding new sections to chapter 48.74 RCW; adding new sections to chapter 48.76 RCW; repealing RCW 48.74.010, 48.74.020, 48.74.025, 48.74.030, 48.74.040, 48.74.050, 48.74.060, 48.74.070, 48.74.080, and 48.74.090; providing effective dates; and providing an expiration date.

Referred to Committee on Business & Financial Services.

There being no objection, the bill listed on the day's introduction sheet under the fourth order of business was referred to the committee so designated.

MESSAGES FROM THE SENATE

March 6, 2014

MR. SPEAKER:

The President has signed:

SENATE BILL NO. 6201
SUBSTITUTE SENATE BILL NO. 6216
SUBSTITUTE SENATE BILL NO. 6226
ENGROSSED SUBSTITUTE SENATE BILL NO. 6272

SENATE BILL NO. 6514
 SENATE BILL NO. 6522
 and the same are herewith transmitted.
 Hunter G. Goodman, Secretary
 March 7, 2014

MR. SPEAKER:

The Senate has passed:
 SUBSTITUTE HOUSE BILL NO. 1254
 HOUSE BILL NO. 1360
 HOUSE BILL NO. 1724
 HOUSE BILL NO. 2115
 SUBSTITUTE HOUSE BILL NO. 2125
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2151
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2155
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2246
 SUBSTITUTE HOUSE BILL NO. 2310
 HOUSE BILL NO. 2359
 SUBSTITUTE HOUSE BILL NO. 2433
 and the same are herewith transmitted.
 Hunter G. Goodman, Secretary
 March 7, 2014

MR. SPEAKER:

The President has signed:
 SENATE BILL NO. 5310
 SENATE BILL NO. 5999
 SENATE BILL NO. 6035
 SENATE BILL NO. 6093
 SUBSTITUTE SENATE BILL NO. 6124
 SUBSTITUTE SENATE BILL NO. 6273
 SUBSTITUTE SENATE BILL NO. 6333
 SENATE BILL NO. 6405
 SUBSTITUTE SENATE BILL NO. 6442
 SUBSTITUTE SENATE BILL NO. 6446
 SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007
 SENATE CONCURRENT RESOLUTION NO. 8409
 and the same are herewith transmitted.
 Hunter G. Goodman, Secretary
 March 7, 2014

MR. SPEAKER:

The Senate has passed:
 SUBSTITUTE HOUSE BILL NO. 1669
 SECOND SUBSTITUTE HOUSE BILL NO. 1773
 HOUSE BILL NO. 2099
 SUBSTITUTE HOUSE BILL NO. 2171
 SUBSTITUTE HOUSE BILL NO. 2318
 HOUSE BILL NO. 2398
 SUBSTITUTE HOUSE BILL NO. 2430
 SUBSTITUTE HOUSE BILL NO. 2454
 HOUSE BILL NO. 2575
 HOUSE BILL NO. 2700
 HOUSE BILL NO. 2708
 HOUSE BILL NO. 2723
 SUBSTITUTE HOUSE BILL NO. 2739
 and the same are herewith transmitted.
 Hunter G. Goodman, Secretary
 March 8, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1090
 SUBSTITUTE HOUSE BILL NO. 1171
 HOUSE BILL NO. 1264
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1643
 SUBSTITUTE HOUSE BILL NO. 1742
 HOUSE BILL NO. 1785
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1840
 SUBSTITUTE HOUSE BILL NO. 1841
 SUBSTITUTE HOUSE BILL NO. 2080
 SUBSTITUTE HOUSE BILL NO. 2105
 HOUSE BILL NO. 2137
 SUBSTITUTE HOUSE BILL NO. 2153
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2160
 HOUSE BILL NO. 2167
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2192
 HOUSE BILL NO. 2208
 HOUSE BILL NO. 2225
 SUBSTITUTE HOUSE BILL NO. 2229
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2298
 ENGROSSED HOUSE BILL NO. 2351
 HOUSE BILL NO. 2456
 SUBSTITUTE HOUSE BILL NO. 2492
 ENGROSSED HOUSE BILL NO. 2636
 HOUSE BILL NO. 2741
 HOUSE BILL NO. 2744
 HOUSE BILL NO. 2776

and the same are herewith transmitted.
 Hunter G. Goodman, Secretary
 March 8, 2014

MR. SPEAKER:

The President has signed:
 SUBSTITUTE SENATE BILL NO. 5360
 SENATE BILL NO. 5956
 ENGROSSED SENATE BILL NO. 5964
 SUBSTITUTE SENATE BILL NO. 5969
 SUBSTITUTE SENATE BILL NO. 6046
 SUBSTITUTE SENATE BILL NO. 6074
 SENATE BILL NO. 6115
 SENATE BILL NO. 6219
 SENATE BILL NO. 6284
 SENATE BILL NO. 6321
 SENATE BILL NO. 6328
 and the same are herewith transmitted.
 Hunter G. Goodman, Secretary

There being no objection, the House advanced to the seventh order of business.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SHB 2613 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 28B.15.102 and 2013 c 23 s 53 are each amended to read as follows:

(1) Beginning with the 2011-12 academic year, any four-year institution of higher education that increases tuition beyond levels assumed in the omnibus appropriations act is subject to the financial aid requirements included in this section and shall remain subject to these requirements through the 2018-19 academic year.

(2) Beginning July 1, 2011, each four-year institution of higher education that raises tuition beyond levels assumed in the omnibus appropriations act shall, in a manner consistent with the goal of enhancing the quality of and access to their institutions, provide financial aid to offset full-time tuition fees for resident undergraduate students as follows:

(a) Subtract from the full-time tuition fees an amount that is equal to the maximum amount of a state need grant award that would be given to an eligible student with a family income at or below fifty percent of the state's median family income as determined by the student achievement council; and

(b) Offset the remainder as follows:

(i) Students with demonstrated need whose family incomes are at or below fifty percent of the state's median family income shall receive financial aid equal to one hundred percent of the remainder if an institution's full-time tuition fees for resident undergraduate students is five percent or greater of the state's median family income for a family of four as provided by the student achievement council;

(ii) Students with demonstrated need whose family incomes are greater than fifty percent and no more than seventy percent of the state's median family income shall receive financial aid equal to seventy-five percent of the remainder if an institution's full-time tuition fees for resident undergraduate students is ten percent or greater of the state's median family income for a family of four as provided by the student achievement council;

(iii) Students with demonstrated need whose family incomes exceed seventy percent and are less than one hundred percent of the state's median family income shall receive financial aid equal to fifty percent of the remainder if an institution's full-time tuition fees for resident undergraduate students is fifteen percent or greater of the state's median family income for a family of four as provided by the student achievement council; and

(iv) Students with demonstrated need whose family incomes are at or exceed one hundred percent and are no more than one hundred twenty-five percent of the state's median family income shall receive financial aid equal to twenty-five percent of the remainder if an institution's full-time tuition fees for resident undergraduate students is twenty percent or greater of the state's median family income for a family of four as provided by the student achievement council.

(3) The financial aid required in subsection (2) of this section shall:

(a) Be reduced by the amount of other financial aid awards, not including the state need grant;

(b) Be prorated based on credit load; and

(c) Only be provided to students up to demonstrated need.

(4) Financial aid sources and methods may be:

(a) Tuition revenue or locally held funds;

(b) Tuition waivers created by a four-year institution of higher education for the specific purpose of serving low and middle-income students; or

(c) Local financial aid programs.

(5) Use of tuition waivers as specified in subsection

(4)(b) of this section shall not be included in determining total state tuition waiver authority as defined in RCW 28B.15.910.

(6) By ~~((August 15, 2012, and August 15th))~~ December 31st every year ~~((hereafter))~~, four-year institutions of higher education that increase tuition beyond levels assumed in the omnibus appropriations act after January 1, 2011, shall report to the governor and relevant committees of the legislature on the effectiveness of the various sources and methods of financial aid in mitigating tuition increases. A key purpose of these reports is to provide information regarding the results of the decision to grant tuition-setting authority to the four-year institutions of higher

education and whether tuition setting authority should continue to be granted to the institutions or revert back to the legislature after consideration of the impacts on students, including educational access, affordability, and quality. These reports shall include:

(a) The amount of ~~((additional))~~ financial aid provided to middle- income and low-income resident students with demonstrated need in the aggregate and per student;

(b) An itemization of the sources and methods of financial aid provided by the four-year institution of higher education in the aggregate and per student for resident undergraduate students;

(c) An analysis of the combined impact of federal tuition tax credits and financial aid provided by the institution of higher education on the net cost to students and their families resulting from tuition increases;

(d) In cases where tuition increases are greater than those assumed in the omnibus appropriations act at any four-year institution of higher education, the institution must include an explanation in its report of why this increase was necessary and how the institution will mitigate the effects of the increase. The institution must include in this section of its report a plan and specific timelines; and

(e) An analysis of changes in resident student enrollment patterns, participation rates, graduation rates, and debt load, by race and ethnicity, gender, state and county of origin, age, and socioeconomic status, and a plan to mitigate effects of reduced diversity due to tuition increases. This analysis shall include disaggregated data for resident students in the following income brackets:

(i) Up to seventy percent of the median family income;

(ii) Between seventy-one percent and one hundred twenty-five percent of the median family income; and

(iii) Above one hundred twenty-five percent of the median family income.

(7) Beginning in the 2012-13 academic year, the University of Washington shall enroll during each academic year at least the same number of resident first-year undergraduate students at the Seattle campus, as defined in RCW 28B.15.012, as enrolled during the 2009-10 academic year. This requirement shall not apply to nonresident undergraduate and graduate and professional students.

Sec. 2. RCW 42.16.010 and 2011 1st sp.s. c 43 s 446 are each amended to read as follows:

(1) Except as provided otherwise in subsections (2) and (3) of this section, all state officers and employees shall be paid for services rendered from the first day of the month through the fifteenth day of the month and for services rendered from the sixteenth day of the month through the last calendar day of the month. Paydates for these two pay periods shall be established by the director of financial management through the administrative hearing process and the official paydates shall be established six months prior to the beginning of each subsequent calendar year. Under no circumstance shall the paydate be established more than ten days after the pay period in which the wages are earned except when the designated paydate falls on Sunday, in which case the paydate shall not be later than the following Monday. Payment shall be deemed to have been made by the established paydates if:

(a) The salary warrant is available at the geographic work location at which the warrant is normally available to the employee; or (b) the salary has been electronically transferred into the employee's account at the employee's designated financial institution; or (c) the salary warrants are mailed at least two days before the established paydate for those employees engaged in work in remote or varying locations from the geographic location at which the payroll is prepared, provided that the employee has requested payment by mail.

The office of financial management shall develop the necessary policies and operating procedures to assure that all remuneration for services rendered including basic salary, shift differential, standby pay, overtime, penalty pay, salary due based on contractual agreements, and special pay provisions, as provided for by law, agency policy or rule, or contract, shall be available to the employee on the designated paydate. Overtime, penalty pay, and special pay provisions may be paid by the next following payday if the postponement of payment is attributable to: The employee's not making a timely or accurate report of the facts which are the basis for the payment, or the employer's lack of reasonable opportunity to verify the claim.

Compensable benefits payable because of separation from state service shall be paid with the earnings for the final period worked unless the employee separating has not provided the agency with the proper notification of intent to terminate.

One-half of the employee's basic monthly salary shall be paid in each pay period. Employees paid on an hourly basis or employees who work less than a full pay period shall be paid for actual salary earned.

(2) Subsection (1) of this section shall not apply in instances where it would conflict with contractual rights or, with the approval of the office of financial management, to short-term, intermittent, noncareer state employees, to student employees of institutions of higher education, to national or state guard members participating in state active duty, and to liquor control agency managers who are paid a percentage of monthly liquor sales.

(3) When a national or state guard member is called to participate in state active duty, the paydate shall be no more than seven days following completion of duty or the end of the pay period, whichever is first. When the seventh day falls on Sunday, the paydate shall not be later than the following Monday. This subsection shall apply only to the pay a national or state guard member receives from the military department for state active duty.

(4) Notwithstanding subsections (1) and (2) of this section, a bargained contract at an institution of higher education may include a provision for paying part-time academic employees on a pay schedule that coincides with all the paydays used for full-time academic employees.

(5)(a) Notwithstanding subsections (1), (2), and (4) of this section, an institution of higher education as defined in RCW 28B.10.016 may pay its employees for services rendered biweekly, in pay periods consisting of two consecutive seven calendar-day weeks. The paydate for each pay period shall be seven calendar days after the end of the pay period. Under no circumstance may the paydate be established more than seven days after the pay period in which the wages are earned except that when the designated paydate falls on a holiday, the paydate shall not be later than the following Monday.

(b) Employees on a biweekly payroll cycle under this subsection (5) who are paid a salary may receive a prorated amount of their annualized salary each pay period. The prorated amount must be proportional to the number of pay periods worked in the calendar year. Employees on a biweekly payroll cycle under this subsection (5) who are paid hourly, or who work less than a full pay period may be paid the actual salary amount earned during the pay period.

(c) Each institution that adopts a biweekly pay schedule under this subsection (5) must establish, publish, and notify the director of the office of financial management of the official paydates six months before the beginning of each subsequent calendar year.

(6) Notwithstanding subsections (1), (2), and (4) of this section, academic employees at institutions of higher education as defined in RCW 28B.10.016 whose employment appointments are

less than twelve months may have their salaries prorated in such a way that coincides with the paydays used for full-time employees.

Sec. 3. RCW 44.28.816 and 2011 1st sp.s. c 10 s 31 are each amended to read as follows:

(1) During calendar year 2018, the joint committee shall complete a systemic performance audit of the tuition-setting authority in RCW 28B.15.067 granted to the governing boards of the state universities, regional universities, and The Evergreen State College. The audit must include a separate analysis of both the authority granted in RCW 28B.15.067(3) and the authority in RCW 28B.15.067(4). The purpose of the audit is to evaluate the impact of institutional tuition-setting authority on student access, affordability, and ~~((institutional quality))~~ completion.

(2) The audit must include an evaluation of the following outcomes for each four-year institution of higher education:

(a) Changes in undergraduate enrollment, retention, and graduation by race and ethnicity, gender, state and county of origin, age, and socioeconomic status;

(b) The impact on student transferability, particularly from Washington community and technical colleges;

(c) Changes in time and credits to degree;

(d) Changes in the number and availability of online programs and undergraduate enrollments in the programs;

(e) Changes in enrollments in the running start and other dual enrollment programs;

(f) Impacts on funding levels for state student financial aid programs;

(g) Any changes in the percent of students who apply for student financial aid using the free application for federal student aid (FAFSA);

(h) Any changes in the percent of students who apply for available tax credits;

(i) Information on the use of building fee revenue by fiscal or academic year; and

(j) Undergraduate tuition and fee rates compared to undergraduate tuition and fee rates at similar institutions in the global challenge states.

(3) The audit must include recommendations on whether to continue tuition-setting authority beyond the 2018-19 academic year.

(4) In conducting the audit, the auditor shall solicit input from key higher education stakeholders, including but not limited to students and their families, faculty, and staff. To the maximum extent possible, data for the University of Washington and Washington State University shall be disaggregated by branch campus.

(5) The auditor shall report findings and recommendations to the appropriate committees of the legislature by December 15, 2018.

(6) This section expires December 31, 2018.

Sec. 4. RCW 43.88.110 and 2009 c 518 s 3 are each amended to read as follows:

This section sets forth the expenditure programs and the allotment and reserve procedures to be followed by the executive branch for public funds.

(1) Allotments of an appropriation for any fiscal period shall conform to the terms, limits, or conditions of the appropriation.

(2) The director of financial management shall provide all agencies with a complete set of operating and capital instructions for preparing a statement of proposed expenditures at least thirty days before the beginning of a fiscal period. The set of instructions need not include specific appropriation amounts for the agency.

(3) Within forty-five days after the beginning of the fiscal period or within forty-five days after the governor signs the

omnibus biennial appropriations act, whichever is later, all agencies shall submit to the governor a statement of proposed expenditures at such times and in such form as may be required by the governor.

(4) The office of financial management shall develop a method for monitoring capital appropriations and expenditures that will capture at least the following elements:

- (a) Appropriations made for capital projects including transportation projects;
- (b) Estimates of total project costs including past, current, ensuing, and future biennial costs;
- (c) Comparisons of actual costs to estimated costs;
- (d) Comparisons of estimated construction start and completion dates with actual dates;
- (e) Documentation of fund shifts between projects.

This data may be incorporated into the existing accounting system or into a separate project management system, as deemed appropriate by the office of financial management.

(5) The office of financial management, prior to approving allotments for major capital construction projects valued over five million dollars, with the exception of projects at institutions of higher education as defined in RCW 28B.10.016, which may be valued up to ten million dollars, shall institute procedures for reviewing such projects at the predesign stage that will reduce long-term costs and increase facility efficiency. The procedures shall include, but not be limited to, the following elements:

- (a) Evaluation of facility program requirements and consistency with long-range plans;
- (b) Utilization of a system of cost, quality, and performance standards to compare major capital construction projects; and
- (c) A requirement to incorporate value-engineering analysis and constructability review into the project schedule.

(6) No expenditure may be incurred or obligation entered into for such major capital construction projects including, without exception, land acquisition, site development, predesign, design, construction, and equipment acquisition and installation, until the allotment of the funds to be expended has been approved by the office of financial management. This limitation does not prohibit the continuation of expenditures and obligations into the succeeding biennium for projects for which allotments have been approved in the immediate prior biennium.

(7) If at any time during the fiscal period the governor projects a cash deficit in a particular fund or account as defined by RCW 43.88.050, the governor shall make across-the-board reductions in allotments for that particular fund or account so as to prevent a cash deficit, unless the legislature has directed the liquidation of the cash deficit over one or more fiscal periods. Except for the legislative and judicial branches and other agencies headed by elective officials, the governor shall review the statement of proposed operating expenditures for reasonableness and conformance with legislative intent. The governor may request corrections of proposed allotments submitted by the legislative and judicial branches and agencies headed by elective officials if those proposed allotments contain significant technical errors. Once the governor approves the proposed allotments, further revisions may at the request of the office of financial management or upon the agency's initiative be made on a quarterly basis and must be accompanied by an explanation of the reasons for significant changes. However, changes in appropriation level authorized by the legislature, changes required by across-the-board reductions mandated by the governor, changes caused by executive increases to spending authority, and changes caused by executive decreases to spending authority for failure to comply with the provisions of chapter 36.70A RCW may require additional

revisions. Revisions shall not be made retroactively. However, the governor may assign to a reserve status any portion of an agency appropriation withheld as part of across-the-board reductions made by the governor and any portion of an agency appropriation conditioned on a contingent event by the appropriations act. The governor may remove these amounts from reserve status if the across-the-board reductions are subsequently modified or if the contingent event occurs. The director of financial management shall enter approved statements of proposed expenditures into the state budgeting, accounting, and reporting system within forty-five days after receipt of the proposed statements from the agencies. If an agency or the director of financial management is unable to meet these requirements, the director of financial management shall provide a timely explanation in writing to the legislative fiscal committees.

(8) It is expressly provided that all agencies shall be required to maintain accounting records and to report thereon in the manner prescribed in this chapter and under the regulations issued pursuant to this chapter. Within ninety days of the end of the fiscal year, all agencies shall submit to the director of financial management their final adjustments to close their books for the fiscal year. Prior to submitting fiscal data, written or oral, to committees of the legislature, it is the responsibility of the agency submitting the data to reconcile it with the budget and accounting data reported by the agency to the director of financial management.

(9) The director of financial management may exempt certain public funds from the allotment controls established under this chapter if it is not practical or necessary to allot the funds. Allotment control exemptions expire at the end of the fiscal biennium for which they are granted. The director of financial management shall report any exemptions granted under this subsection to the legislative fiscal committees.

Sec. 5. RCW 28B.07.050 and 2003 c 84 s 1 are each amended to read as follows:

(1) The authority may, from time to time, issue its special obligation bonds in order to carry out the purposes of this chapter and to enable the authority to exercise any of the powers granted to it in this chapter. The bonds shall be issued pursuant to a bond resolution or trust indenture and shall be payable solely out of the special fund or funds created by the authority in the bond resolution or trust indenture. The special fund or funds shall be funded in whole or in part from moneys paid by one or more participants for whose benefit such bonds were issued and from the sources, if any, described in RCW 28B.07.040(9) or from the proceeds of bonds issued by the authority for the purpose of refunding any outstanding bonds of the authority.

(2) The bonds may be secured by:

- (a) A first lien against any unexpended proceeds of the bonds;
- (b) A first lien against moneys in the special fund or funds created by the authority for their payment;
- (c) A first or subordinate lien against the revenue and receipts of the participant or participants which revenue is derived in whole or in part from the project financed by the authority;
- (d) A first or subordinate security interest against any real or personal property, tangible or intangible, of the participant or participants, including, but not limited to, the project financed by the authority;
- (e) Any other real or personal property, tangible or intangible; or
- (f) Any combination of (a) through (e) of this subsection.

Any security interest created against the unexpended bond proceeds and against the special funds created by the authority shall be immediately valid and binding against the moneys and any securities in which the moneys may be invested

without authority or trustee possession, and the security interest shall be prior to any party having any competing claim against the moneys or securities, without filing or recording under Article 9A of the Uniform Commercial Code, Title 62A RCW, and regardless of whether the party has notice of the security interest.

(3) The bonds may be issued as serial bonds or as term bonds or any such combination. The bonds shall bear such date or dates; mature at such time or times; bear interest at such rate or rates, either fixed or variable; be payable at such time or times; be in such denominations; be in such form, either coupon or registered, or both; carry such registration privileges; be made transferable, exchangeable, and interchangeable; be payable in lawful money of the United States of America at such place or places; be subject to such terms of redemption; and be sold at public or private sale, in such manner, at such time, and at such price as the authority shall determine. The bonds shall be executed by the manual or facsimile signatures of the chairperson and the authority's duly-elected secretary or its executive director, and by the trustee if the authority determines to use a trustee. At least one signature shall be manually subscribed. Coupon bonds shall have attached interest coupons bearing the facsimile signatures of the chairperson and the secretary or the executive director.

(4) Any bond resolution, trust indenture, or agreement with a participant relating to bonds issued by the authority or the financing or refinancing made available by the authority may contain provisions, which may be made a part of the contract with the holders or owners of the bonds to be issued, pertaining to the following, among other matters: (a) The security interests granted by the participant to secure repayment of any amounts financed and the performance by the participant of its other obligations in the financing; (b) the security interests granted to the holders or owners of the bonds to secure repayment of the bonds; (c) rentals, fees, and other amounts to be charged, and the sums to be raised in each year through such charges, and the use, investment, and disposition of the sums; (d) the segregation of reserves or sinking funds, and the regulation, investment, and disposition thereof; (e) limitations on the uses of the project; (f) limitations on the purposes to which, or the investments in which, the proceeds of the sale of any issue of bonds may be applied; (g) terms pertaining to the issuance of additional parity bonds; (h) terms pertaining to the incurrence of parity debt; (i) the refunding of outstanding bonds; (j) procedures, if any, by which the terms of any contract with bondholders may be amended or abrogated; (k) acts or failures to act which constitute a default by the participant or the authority in their respective obligations and the rights and remedies in the event of a default; (l) the securing of bonds by a pooling of leases whereby the authority may assign its rights, as lessor, and pledge rents under two or more leases with two or more participants, as lessees; (m) terms governing performance by the trustee of its obligation; or (n) such other additional covenants, agreements, and provisions as are deemed necessary, useful, or convenient by the authority for the security of the holders of the bonds.

(5) Bonds may be issued by the authority to refund other outstanding authority bonds, at or prior to the maturity thereof, and to pay any redemption premium with respect thereto. Bonds issued for such refunding purposes may be combined with bonds issued for the financing or refinancing of new projects. Pending the application of the proceeds of the refunding bonds to the redemption of the bonds to be redeemed, the authority may enter into an agreement or agreements with a corporate trustee under RCW 28B.07.080 with respect to the interim investment of the proceeds and the application of the proceeds and the earnings on the proceeds to the payment of the principal of and interest on, and the redemption of the bonds to be redeemed.

(6) All bonds and any interest coupons appertaining to the bonds shall be negotiable instruments under Title 62A RCW.

(7) Neither the members of the authority, nor its employees or agents, nor any person executing the bonds shall be liable personally on the bonds or be subject to any personal liability or accountability by reason of the issuance of the bonds.

(8) The authority may purchase its bonds with any of its funds available for the purchase. The authority may hold, pledge, cancel, or resell the bonds subject to and in accordance with agreements with bondholders.

(9) At no time shall the total outstanding bonded indebtedness of the authority exceed one billion five hundred million dollars."

On page 1, line 2 of the title, after "education;" strike the remainder of the title and insert "and amending RCW 28B.15.102, 42.16.010, 44.28.816, 43.88.110, and 28B.07.050."

and the same is herewith transmitted.

Brad Hendrickson Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

POINT OF ORDER

Representative Bergquist requested a scope and object ruling on amendment (2613-S AMS HIE S4836.1) to Substitute House Bill No. 2613.

SPEAKER'S RULING

Mr. Speaker (Representative Moeller presiding): "Substitute House Bill 2613 is titled an act relating to 'creating efficiencies for institutions of higher education.' The bill modifies several statutory requirements for public higher education institutions.

The Senate amendment adds the text of Senate Bill 6236, which authorizes a \$500 million increase in the bonded indebtedness available for private institutions of higher education.

This increase does not 'create efficiencies' and also relates to private institutions, whereas the underlying bill is limited to public institutions.

The Speaker therefore finds that the Senate amendment is beyond the scope and object of the bill as passed the House. The point of order is well taken."

There being no objection, the House refused to concur in the Senate amendment to SHB 2613 and asked the Senate to recede therefrom.

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1292 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 9.96.060 and 2012 c 183 s 5 and 2012 c 142 s 2 are each reenacted and amended to read as follows:

(1) Every person convicted of a misdemeanor or gross misdemeanor offense who has completed all of the terms of the sentence for the misdemeanor or gross misdemeanor offense may apply to the sentencing court for a vacation of the applicant's record of

conviction for the offense. If the court finds the applicant meets the tests prescribed in subsection (2) of this section, the court may in its discretion vacate the record of conviction by: (a)(i) Permitting the applicant to withdraw the applicant's plea of guilty and to enter a plea of not guilty; or (ii) if the applicant has been convicted after a plea of not guilty, the court setting aside the verdict of guilty; and (b) the court dismissing the information, indictment, complaint, or citation against the applicant and vacating the judgment and sentence.

(2) An applicant may not have the record of conviction for a misdemeanor or gross misdemeanor offense vacated if any one of the following is present:

(a) There are any criminal charges against the applicant pending in any court of this state or another state, or in any federal court;

(b) The offense was a violent offense as defined in RCW 9.94A.030 or an attempt to commit a violent offense;

(c) The offense was a violation of RCW 46.61.502 (driving while under the influence), 46.61.504 (actual physical control while under the influence), 9.91.020 (operating a railroad, etc. while intoxicated), or the offense is considered a "prior offense" under RCW 46.61.5055 and the applicant has had a subsequent alcohol or drug violation within ten years of the date of arrest for the prior offense;

(d) The offense was any misdemeanor or gross misdemeanor violation, including attempt, of chapter 9.68 RCW (obscenity and pornography), chapter 9.68A RCW (sexual exploitation of children), or chapter 9A.44 RCW (sex offenses);

(e) The applicant was convicted of a misdemeanor or gross misdemeanor offense as defined in RCW 10.99.020, or the court determines after a review of the court file that the offense was committed by one family member or household member against another, or the court, after considering the damage to person or property that resulted in the conviction, any prior convictions for crimes defined in RCW 10.99.020, or for comparable offenses in another state or in federal court, and the totality of the records under review by the court regarding the conviction being considered for vacation, determines that the offense involved domestic violence, and any one of the following factors exist:

(i) The applicant has not provided written notification of the vacation petition to the prosecuting attorney's office that prosecuted the offense for which vacation is sought, or has not provided that notification to the court;

(ii) The applicant has previously had a conviction for domestic violence. For purposes of this subsection, however, if the current application is for more than one conviction that arose out of a single incident, none of those convictions counts as a previous conviction;

(iii) The applicant has signed an affidavit under penalty of perjury affirming that the applicant has not previously had a conviction for a domestic violence offense, and a criminal history check reveals that the applicant has had such a conviction; or

(iv) Less than five years have elapsed since the person completed the terms of the original conditions of the sentence, including any financial obligations and successful completion of any treatment ordered as a condition of sentencing;

(f) For any offense other than those described in (e) of this subsection, less than three years have passed since the person completed the terms of the sentence, including any financial obligations;

(g) The offender has been convicted of a new crime in this state, another state, or federal court since the date of conviction;

(h) The applicant has ever had the record of another conviction vacated; or

(i) The applicant is currently restrained, or has been restrained within five years prior to the vacation application, by a domestic violence protection order, a no-contact order, an antiharassment order, or a civil restraining order which restrains one party from contacting the other party.

(3) Subject to section 2 of this act, every person convicted of prostitution under RCW 9A.88.030 who committed the offense as a result of being a victim of trafficking, RCW 9A.40.100, promoting prostitution in the first degree, RCW 9A.88.070, promoting commercial sexual abuse of a minor, RCW 9.68A.101, or trafficking in persons under the trafficking victims protection act of 2000, 22 U.S.C. Sec. 7101 et seq. may apply to the sentencing court for vacation of the applicant's record of conviction for the prostitution offense. An applicant may not have the record of conviction for prostitution vacated if any one of the following is present:

(a) There are any criminal charges against the applicant pending in any court of this state or another state, or in any federal court, for any crime other than prostitution; or

(b) The offender has been convicted of another crime, except prostitution, in this state, another state, or federal court since the date of conviction(;~~;~~ ~~or~~ ~~of~~ ~~conviction~~);

~~(c) The applicant has ever had the record of another prostitution conviction vacated).~~

(4) Once the court vacates a record of conviction under subsection (1) of this section, the person shall be released from all penalties and disabilities resulting from the offense and the fact that the person has been convicted of the offense shall not be included in the person's criminal history for purposes of determining a sentence in any subsequent conviction. For all purposes, including responding to questions on employment or housing applications, a person whose conviction has been vacated under subsection (1) of this section may state that he or she has never been convicted of that crime. Nothing in this section affects or prevents the use of an offender's prior conviction in a later criminal prosecution.

(5) All costs incurred by the court and probation services shall be paid by the person making the motion to vacate the record unless a determination is made pursuant to chapter 10.101 RCW that the person making the motion is indigent, at the time the motion is brought.

(6) The clerk of the court in which the vacation order is entered shall immediately transmit the order vacating the conviction to the Washington state patrol identification section and to the local police agency, if any, which holds criminal history information for the person who is the subject of the conviction. The Washington state patrol and any such local police agency shall immediately update their records to reflect the vacation of the conviction, and shall transmit the order vacating the conviction to the federal bureau of investigation. A conviction that has been vacated under this section may not be disseminated or disclosed by the state patrol or local law enforcement agency to any person, except other criminal justice enforcement agencies.

NEW SECTION. Sec. 2. A new section is added to chapter 9.96 RCW to read as follows:

(1) In order to vacate a record of conviction for a prostitution offense pursuant to RCW 9.96.060(3) as a result of being a victim of trafficking, RCW 9A.40.100, the applicant must prove each of the following elements by a preponderance of the evidence:

(a)(i) The applicant was recruited, harbored, transported, provided, obtained, bought, purchased, or received by another person;

(ii) The person who committed any of the acts in (a)(i) of this subsection against the applicant acted knowingly or in reckless disregard for the fact that force, fraud, or coercion would be used to cause the applicant to engage in a sexually explicit act or commercial sex act; and

(iii) The applicant's conviction record for prostitution resulted from such acts; or

(b)(i) The applicant was recruited, harbored, transported, provided, obtained, bought, purchased, or received by another person;

(ii) The person who committed any of the acts in (b)(i) of this subsection against the applicant acted knowingly or in reckless disregard for the fact that the applicant had not attained the age of

eighteen and would be caused to engage in a sexually explicit commercial sex act; and

(iii) The applicant's record of conviction for prostitution resulted from such acts.

(2) In order to vacate a record of conviction for a prostitution offense pursuant to RCW 9.96.060(3) as a result of being a victim of promoting prostitution in the first degree, RCW 9A.88.070, the applicant must prove each of the following elements by a preponderance of the evidence:

(a)(i) The applicant was compelled by threat or force to engage in prostitution;

(ii) The person who compelled the applicant acted knowingly; and

(iii) The applicant's conviction record for prostitution resulted from the compulsion; or

(b)(i) The applicant has a mental incapacity or developmental disability that renders the applicant incapable of consent;

(ii) The applicant was compelled to engage in prostitution;

(iii) The person who compelled the applicant acted knowingly; and

(iv) The applicant's record of conviction for prostitution resulted from the compulsion.

(3) In order to vacate a record of conviction for a prostitution offense pursuant to RCW 9.96.060(3) as a result of being a victim of promoting commercial sexual abuse of a minor, RCW 9.68A.101, the applicant must prove each of the following elements by a preponderance of the evidence:

(a)(i) The applicant had not attained the age of eighteen at the time of the prostitution offense;

(ii) A person advanced commercial sexual abuse or a sexually explicit act of the applicant at the time he or she had not attained the age of eighteen;

(iii) The person committing the acts in (a)(ii) of this subsection acted knowingly; and

(iv) The applicant's record of conviction for prostitution resulted from any of the acts in (a)(ii) of this subsection.

(b) For purposes of this subsection (3), a person:

(i) "Advanced commercial sexual abuse" of the applicant if, acting other than as a minor receiving compensation for personally rendered sexual conduct or as a person engaged in commercial sexual abuse of a minor, he or she causes or aids a person to commit or engage in commercial sexual abuse of a minor, procures or solicits customers for commercial sexual abuse of a minor, provides persons or premises for the purposes of engaging in commercial sexual abuse of a minor, operates or assists in the operation of a house or enterprise for the purposes of engaging in commercial sexual abuse of a minor, or engages in any other conduct designed to institute, aid, cause, assist, or facilitate an act or enterprise of commercial sexual abuse of a minor;

(ii) "Advanced a sexually explicit act" of the applicant if he or she causes or aids a sexually explicit act of a minor, procures or solicits customers for a sexually explicit act of a minor, provides persons or premises for the purposes of a sexually explicit act of a minor, or engages in any other conduct designed to institute, aid, cause, assist, or facilitate a sexually explicit act of a minor.

(4) In order to vacate a record of conviction for a prostitution offense pursuant to RCW 9.96.060(3) as a result of being a victim of trafficking in persons under the trafficking victims protection act of 2000, 22 U.S.C. Sec. 7101 et seq., the applicant must prove each of the following elements by a preponderance of the evidence:

(a) The applicant was induced by force, fraud, or coercion to engage in a commercial sex act and the record of conviction for prostitution resulted from the inducement; or

(b) The applicant was induced to engage in a commercial sex act prior to reaching the age of eighteen and the record of conviction for prostitution resulted from the inducement."

On page 1, line 1 of the title, after "convictions;" strike the remainder of the title and insert "reenacting and amending RCW 9.96.060; and adding a new section to chapter 9.96 RCW."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1292 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Orwall and Klippert spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representatives Green and Hurst were excused. On motion of Representative Harris, Representatives Hope and Rodne were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1292, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1292, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope, Hurst and Rodne.

SUBSTITUTE HOUSE BILL NO. 1292, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 6, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2102 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 9.94A RCW to read as follows:

(1) A person convicted and confined for any of the offenses set forth in subsection (3) of this section must, prior to commencing any civil action in state court against the victim of such offense, or the victim's family, first obtain an order authorizing such action to proceed from the sentencing judge, if available, or the presiding judge in the county of conviction.

(2) This section does not apply to an action brought under Title 26 RCW.

(3) This section applies to persons convicted and confined for any serious violent offense as defined in RCW 9.94A.030.

(4) A court may refuse to authorize an action, or a claim contained therein, to proceed if the court finds that the action, or claim, is frivolous or malicious. In determining whether an action, or a claim asserted therein, is frivolous or malicious, the court may consider, among other things, whether:

- (a) The claim's realistic chance of ultimate success is slight;
- (b) The claim has no arguable basis in law or in fact;
- (c) It is clear that the party cannot prove facts in support of the claim;
- (d) The claim has been brought with the intent to harass the opposing party; or
- (e) The claim is substantially similar to a previous claim filed by the inmate because the claim arises from the same operative facts.

(5) For purposes of this section, "victim's family" includes a victim's spouse, domestic partner, children, parents, and siblings.

(6) Failure to obtain the authorization required by this section prior to commencing an action may result in loss of early release time or other privileges, or some combination thereof. The department may exercise discretion to determine whether and how the loss may be applied, and the amount of reduction of early release time, loss of other privileges, or some combination thereof. The department shall adopt rules to implement the provisions of this subsection."

On page 1, line 1 of the title, after "victims;" strike the remainder of the title and insert "and adding a new section to chapter 9.94A RCW."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 2102 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Sawyer and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2102, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2102, as amended by the Senate, and the bill passed the

House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope, Hurst and Rodne.

SUBSTITUTE HOUSE BILL NO. 2102, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 2130 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 43.60A.160 and 2006 c 343 s 3 are each amended to read as follows:

(1) There is created in the department a veterans innovations program(~~(, which consists of the defenders' fund and the competitive grant program)~~). The purpose of the veterans innovations program is to provide crisis and emergency relief and education, training, and employment assistance to veterans and their families in their communities.

(2) Subject to the availability of amounts appropriated for the specific purposes provided in this section, the department must:

(a) Establish a process to make veterans and those still serving in the national guard or armed forces reserve aware of the veterans innovations program;

(b) Develop partnerships to assist veterans, national guard, or reservists in completing the veterans innovations program application; and

(c) Provide funding to support eligible veterans, national guard members, or armed forces reserves for:

- (i) Crisis and emergency relief; and
- (ii) Education, training, and employment assistance.

Sec. 2. RCW 43.60A.175 and 2011 c 60 s 37 are each amended to read as follows:

(1) The department may receive gifts, grants, or endowments from public or private sources that are made from time to time, in trust or otherwise, for the use and benefit of the purposes of the ~~((defenders' fund and the competitive grant))~~ veterans innovations program and spend gifts, grants, or endowments or income from the public or private sources according to their terms, unless the receipt of the gifts, grants, or endowments violates RCW 42.17A.560.

(2) The department may adopt rules under chapter 34.05 RCW as necessary to carry out the purposes of RCW 43.60A.160 through 43.60A.185.

(3) The department may perform all acts and functions as necessary or convenient to carry out the powers expressly granted or implied under chapter 343, Laws of 2006.

Sec. 3. RCW 43.60A.185 and 2010 1st sp.s. c 37 s 924 are each amended to read as follows:

The veterans innovations program account is created in the state treasury. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for purposes of the veterans innovations program. ~~((During the 2009-2011 fiscal biennium, the funds may be used for contracting for veterans' claims assistance services.))~~

NEW SECTION. Sec. 4. The following acts or parts of acts are each repealed:

(1) RCW 43.60A.165 (Defenders' fund--Eligibility for assistance) and 2007 c 522 s 952 & 2006 c 343 s 4;

(2) RCW 43.60A.170 (Competitive grant program) and 2010 1st sp.s. c 7 s 115 & 2006 c 343 s 5;

(3) RCW 43.131.405 (Veterans innovations program--Termination) and 2006 c 343 s 10; and

(4) RCW 43.131.406 (Veterans innovations program--Repeal) and 2010 1st sp.s. c 37 s 925, 2010 1st sp.s. c 7 s 116, & 2006 c 343 s 11."

On page 1, line 1 of the title, after "program;" strike the remainder of the title and insert "amending RCW 43.60A.160, 43.60A.175, and 43.60A.185; and repealing RCW 43.60A.165, 43.60A.170, 43.131.405, and 43.131.406."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to HOUSE BILL NO. 2130 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Appleton and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2130, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2130, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer,

Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope, Hurst and Rodne.

HOUSE BILL NO. 2130, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 5, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2146 with the following amendment:

On page 5, after line 14, insert the following:
"**NEW SECTION. Sec. 6.** This act takes effect July 1, 2015."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 2146 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Condotta and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2146, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2146, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope and Rodne.

SUBSTITUTE HOUSE BILL NO. 2146, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 6, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 13.40.193 and 2003 c 53 s 100 are each amended to read as follows:

(1) If a respondent is found to have been in possession of a firearm in violation of RCW 9.41.040(2)(a)(iii), the court shall impose a minimum disposition of ten days of confinement. If the offender's standard range of disposition for the offense as indicated in RCW 13.40.0357 is more than thirty days of confinement, the court shall commit the offender to the department for the standard range disposition. The offender shall not be released until the offender has served a minimum of ten days in confinement.

(2)(a) If a respondent is found to have been in possession of a firearm in violation of RCW 9.41.040, the disposition must include a requirement that the respondent participate in a qualifying program as described in (b) of this subsection, when available, unless the court makes a written finding based on the outcome of the juvenile court risk assessment that participation in a qualifying program would not be appropriate.

(b) For purposes of this section, "qualifying program" means an aggression replacement training program, a functional family therapy program, or another program applicable to the juvenile firearm offender population that has been identified as evidence-based or research-based and cost-beneficial in the current list prepared at the direction of the legislature by the Washington state institute for public policy.

(3) If the court finds that the respondent or an accomplice was armed with a firearm, the court shall determine the standard range disposition for the offense pursuant to RCW 13.40.160. If the offender or an accomplice was armed with a firearm when the offender committed any felony other than possession of a machine gun, possession of a stolen firearm, drive-by shooting, theft of a firearm, unlawful possession of a firearm in the first and second degree, or use of a machine gun in a felony, the following periods of total confinement must be added to the sentence: For a class A felony, six months; for a class B felony, four months; and for a class C felony, two months. The additional time shall be imposed regardless of the offense's juvenile disposition offense category as designated in RCW 13.40.0357.

~~((3))~~ (4) When a disposition under this section would effectuate a manifest injustice, the court may impose another disposition. When a judge finds a manifest injustice and imposes a disposition of confinement exceeding thirty days, the court shall commit the juvenile to a maximum term, and the provisions of RCW 13.40.030(2) shall be used to determine the range. When a judge finds a manifest injustice and imposes a disposition of confinement less than thirty days, the disposition shall be comprised of confinement or community supervision or both.

~~((4))~~ (5) Any term of confinement ordered pursuant to this section shall run consecutively to any term of confinement imposed in the same disposition for other offenses.

Sec. 2. RCW 13.40.127 and 2013 c 179 s 5 are each amended to read as follows:

- (1) A juvenile is eligible for deferred disposition unless he or she:
- (a) Is charged with a sex or violent offense;
 - (b) Has a criminal history which includes any felony;
 - (c) Has a prior deferred disposition or deferred adjudication; or
 - (d) Has two or more adjudications.

(2) The juvenile court may, upon motion at least fourteen days before commencement of trial and, after consulting the juvenile's custodial parent or parents or guardian and with the consent of the juvenile, continue the case for disposition for a period not to exceed one year from the date the juvenile is found guilty. The court shall consider whether the offender and the community will benefit from a deferred disposition before deferring the disposition. The court may waive the fourteen-day period anytime before the commencement of trial for good cause.

(3) Any juvenile who agrees to a deferral of disposition shall:

(a) Stipulate to the admissibility of the facts contained in the written police report;

(b) Acknowledge that the report will be entered and used to support a finding of guilt and to impose a disposition if the juvenile fails to comply with terms of supervision;

(c) Waive the following rights to: (i) A speedy disposition; and (ii) call and confront witnesses; and

(d) Acknowledge the direct consequences of being found guilty and the direct consequences that will happen if an order of disposition is entered.

The adjudicatory hearing shall be limited to a reading of the court's record.

(4) Following the stipulation, acknowledgment, waiver, and entry of a finding or plea of guilt, the court shall defer entry of an order of disposition of the juvenile.

(5) Any juvenile granted a deferral of disposition under this section shall be placed under community supervision. The court may impose any conditions of supervision that it deems appropriate including posting a probation bond. Payment of restitution under RCW 13.40.190 shall be a condition of community supervision under this section.

The court may require a juvenile offender convicted of animal cruelty in the first degree to submit to a mental health evaluation to determine if the offender would benefit from treatment and such intervention would promote the safety of the community. After consideration of the results of the evaluation, as a condition of community supervision, the court may order the offender to attend treatment to address issues pertinent to the offense.

The court may require the juvenile to undergo a mental health or substance abuse assessment, or both. If the assessment identifies a need for treatment, conditions of supervision may include treatment for the assessed need that has been demonstrated to improve behavioral health and reduce recidivism.

The court shall require a juvenile granted a deferral of disposition for unlawful possession of a firearm in violation of RCW 9.41.040 to participate in a qualifying program as described in RCW 13.40.193(2)(b), when available, unless the court makes a written finding based on the outcome of the juvenile court risk assessment that participation in a qualifying program would not be appropriate.

(6) A parent who signed for a probation bond has the right to notify the counselor if the juvenile fails to comply with the bond or conditions of supervision. The counselor shall notify the court and surety of any failure to comply. A surety shall notify the court of the juvenile's failure to comply with the probation bond. The state shall bear the burden to prove, by a preponderance of the evidence, that the juvenile has failed to comply with the terms of community supervision.

(7)(a) Anytime prior to the conclusion of the period of supervision, the prosecutor or the juvenile's juvenile court community supervision counselor may file a motion with the court requesting the court revoke the deferred disposition based on the juvenile's lack of compliance or treat the juvenile's lack of compliance as a violation pursuant to RCW 13.40.200.

(b) If the court finds the juvenile failed to comply with the terms of the deferred disposition, the court may:

(i) Revoke the deferred disposition and enter an order of disposition; or

(ii) Impose sanctions for the violation pursuant to RCW 13.40.200.

(8) At any time following deferral of disposition the court may, following a hearing, continue supervision for an additional one-year period for good cause.

(9)(a) At the conclusion of the period of supervision, the court shall determine whether the juvenile is entitled to dismissal of the deferred disposition only when the court finds:

(i) The deferred disposition has not been previously revoked;

(ii) The juvenile has completed the terms of supervision;

(iii) There are no pending motions concerning lack of compliance pursuant to subsection (7) of this section; and

(iv) The juvenile has either paid the full amount of restitution, or, made a good faith effort to pay the full amount of restitution during the period of supervision.

(b) If the court finds the juvenile is entitled to dismissal of the deferred disposition pursuant to (a) of this subsection, the juvenile's conviction shall be vacated and the court shall dismiss the case with prejudice, except that a conviction under RCW 16.52.205 shall not be vacated. Whenever a case is dismissed with restitution still owing, the court shall enter a restitution order pursuant to RCW 13.40.190 for any unpaid restitution. Jurisdiction to enforce payment and modify terms of the restitution order shall be the same as those set forth in RCW 13.40.190.

(c) If the court finds the juvenile is not entitled to dismissal of the deferred disposition pursuant to (a) of this subsection, the court shall revoke the deferred disposition and enter an order of disposition. A deferred disposition shall remain a conviction unless the case is dismissed and the conviction is vacated pursuant to (b) of this subsection or sealed pursuant to RCW 13.50.050.

(10)(a)(i) Any time the court vacates a conviction pursuant to subsection (9) of this section, if the juvenile is eighteen years of age or older and the full amount of restitution ordered has been paid, the court shall enter a written order sealing the case.

(ii) Any time the court vacates a conviction pursuant to subsection (9) of this section, if the juvenile is not eighteen years of age or older and full restitution ordered has been paid, the court shall schedule an administrative sealing hearing to take place no later than thirty days after the respondent's eighteenth birthday, at which time the court shall enter a written order sealing the case. The respondent's presence at the administrative sealing hearing is not required.

(iii) Any deferred disposition vacated prior to June 7, 2012, is not subject to sealing under this subsection.

(b) Nothing in this subsection shall preclude a juvenile from petitioning the court to have the records of his or her deferred dispositions sealed under RCW 13.50.050 (11) and (12).

(c) Records sealed under this provision shall have the same legal status as records sealed under RCW 13.50.050.

Sec. 3. RCW 13.40.210 and 2009 c 187 s 1 are each amended to read as follows:

(1) The secretary shall set a release date for each juvenile committed to its custody. The release date shall be within the prescribed range to which a juvenile has been committed under RCW 13.40.0357 or 13.40.030 except as provided in RCW 13.40.320 concerning offenders the department determines are eligible for the juvenile offender basic training camp program. Such dates shall be determined prior to the expiration of sixty percent of a juvenile's minimum term of confinement included within the prescribed range to which the juvenile has been committed. The secretary shall release any juvenile committed to the custody of the department within four calendar days prior to the juvenile's release date or on the release date set under this chapter. Days spent in the custody of the department shall be tolled by any period of time during which a juvenile has absented himself or herself from the department's supervision without the prior approval of the secretary or the secretary's designee.

(2) The secretary shall monitor the average daily population of the state's juvenile residential facilities. When the secretary concludes that

in-residence population of residential facilities exceeds one hundred five percent of the rated bed capacity specified in statute, or in absence of such specification, as specified by the department in rule, the secretary may recommend reductions to the governor. On certification by the governor that the recommended reductions are necessary, the secretary has authority to administratively release a sufficient number of offenders to reduce in-residence population to one hundred percent of rated bed capacity. The secretary shall release those offenders who have served the greatest proportion of their sentence. However, the secretary may deny release in a particular case at the request of an offender, or if the secretary finds that there is no responsible custodian, as determined by the department, to whom to release the offender, or if the release of the offender would pose a clear danger to society. The department shall notify the committing court of the release at the time of release if any such early releases have occurred as a result of excessive in-residence population. In no event shall an offender adjudicated of a violent offense be granted release under the provisions of this subsection.

(3)(a) Following the release of any juvenile under subsection (1) of this section, the secretary may require the juvenile to comply with a program of parole to be administered by the department in his or her community which shall last no longer than eighteen months, except that in the case of a juvenile sentenced for rape in the first or second degree, rape of a child in the first or second degree, child molestation in the first degree, or indecent liberties with forcible compulsion, the period of parole shall be twenty-four months and, in the discretion of the secretary, may be up to thirty-six months when the secretary finds that an additional period of parole is necessary and appropriate in the interests of public safety or to meet the ongoing needs of the juvenile. A parole program is mandatory for offenders released under subsection (2) of this section and for offenders who receive a juvenile residential commitment sentence ~~((€))~~ for theft of a motor vehicle, possession of a stolen motor vehicle, or taking a motor vehicle without permission 1. A juvenile adjudicated for unlawful possession of a firearm, possession of a stolen firearm, theft of a firearm, or drive-by shooting may participate in aggression replacement training, functional family therapy, or functional family parole aftercare if the juvenile meets eligibility requirements for these services. The decision to place an offender ~~((€))~~ in an evidence-based parole program shall be based on an assessment by the department of the offender's risk for reoffending upon release and an assessment of the ongoing treatment needs of the juvenile. The department shall prioritize available parole resources to provide supervision and services to offenders at moderate to high risk for reoffending.

(b) The secretary shall, for the period of parole, facilitate the juvenile's reintegration into his or her community and to further this goal shall require the juvenile to refrain from possessing a firearm or using a deadly weapon and refrain from committing new offenses and may require the juvenile to: (i) Undergo available medical, psychiatric, drug and alcohol, sex offender, mental health, and other offense-related treatment services; (ii) report as directed to a parole officer and/or designee; (iii) pursue a course of study, vocational training, or employment; (iv) notify the parole officer of the current address where he or she resides; (v) be present at a particular address during specified hours; (vi) remain within prescribed geographical boundaries; (vii) submit to electronic monitoring; (viii) refrain from using illegal drugs and alcohol, and submit to random urinalysis when requested by the assigned parole officer; (ix) refrain from contact with specific individuals or a specified class of individuals; (x) meet other conditions determined by the parole officer to further enhance the juvenile's reintegration into the community; (xi) pay any court-ordered fines or restitution; and (xii) perform community restitution. Community restitution for the purpose of this section means compulsory service, without compensation, performed for the benefit of the community by the offender. Community restitution may be performed through public or private organizations or through work crews.

(c) The secretary may further require up to twenty-five percent of the highest risk juvenile offenders who are placed on parole to participate in an intensive supervision program. Offenders participating in an intensive supervision program shall be required to comply with all terms and conditions listed in (b) of this subsection and shall also be required to comply with the following additional terms and conditions: (i) Obey all laws and refrain from any conduct that threatens public safety; (ii) report at least once a week to an assigned community case manager; and (iii) meet all other requirements imposed by the community case manager related to participating in the intensive supervision program. As a part of the intensive supervision program, the secretary may require day reporting.

(d) After termination of the parole period, the juvenile shall be discharged from the department's supervision.

(4)(a) The department may also modify parole for violation thereof. If, after affording a juvenile all of the due process rights to which he or she would be entitled if the juvenile were an adult, the secretary finds that a juvenile has violated a condition of his or her parole, the secretary shall order one of the following which is reasonably likely to effectuate the purpose of the parole and to protect the public: (i) Continued supervision under the same conditions previously imposed; (ii) intensified supervision with increased reporting requirements; (iii) additional conditions of supervision authorized by this chapter; (iv) except as provided in (a)(v) and (vi) of this subsection, imposition of a period of confinement not to exceed thirty days in a facility operated by or pursuant to a contract with the state of Washington or any city or county for a portion of each day or for a certain number of days each week with the balance of the days or weeks spent under supervision; (v) the secretary may order any of the conditions or may return the offender to confinement for the remainder of the sentence range if the offense for which the offender was sentenced is rape in the first or second degree, rape of a child in the first or second degree, child molestation in the first degree, indecent liberties with forcible compulsion, or a sex offense that is also a serious violent offense as defined by RCW 9.94A.030; and (vi) the secretary may order any of the conditions or may return the offender to confinement for the remainder of the sentence range if the youth has completed the basic training camp program as described in RCW 13.40.320.

(b) The secretary may modify parole and order any of the conditions or may return the offender to confinement for up to twenty-four weeks if the offender was sentenced for a sex offense as defined under RCW 9A.44.130 and is known to have violated the terms of parole. Confinement beyond thirty days is intended to only be used for a small and limited number of sex offenders. It shall only be used when other graduated sanctions or interventions have not been effective or the behavior is so egregious it warrants the use of the higher level intervention and the violation: (i) Is a known pattern of behavior consistent with a previous sex offense that puts the youth at high risk for reoffending sexually; (ii) consists of sexual behavior that is determined to be predatory as defined in RCW 71.09.020; or (iii) requires a review under chapter 71.09 RCW, due to a recent overt act. The total number of days of confinement for violations of parole conditions during the parole period shall not exceed the number of days provided by the maximum sentence imposed by the disposition for the underlying offense pursuant to RCW 13.40.0357. The department shall not aggregate multiple parole violations that occur prior to the parole revocation hearing and impose consecutive twenty-four week periods of confinement for each parole violation. The department is authorized to engage in rule making pursuant to chapter 34.05 RCW, to implement this subsection, including narrowly defining the behaviors that could lead to this higher level intervention.

(c) If the department finds that any juvenile in a program of parole has possessed a firearm or used a deadly weapon during the program of parole, the department shall modify the parole under (a) of this subsection and confine the juvenile for at least thirty days.

Confinement shall be in a facility operated by or pursuant to a contract with the state or any county.

(5) A parole officer of the department of social and health services shall have the power to arrest a juvenile under his or her supervision on the same grounds as a law enforcement officer would be authorized to arrest the person.

(6) If so requested and approved under chapter 13.06 RCW, the secretary shall permit a county or group of counties to perform functions under subsections (3) through (5) of this section.

NEW SECTION. Sec. 4. A new section is added to chapter 13.40 RCW to read as follows:

(1)(a) The juvenile rehabilitation administration of the department of social and health services must compile and analyze data regarding juvenile offenders who have been found to have committed the offense of unlawful possession of a firearm under RCW 9.41.040 and made their initial contact with the criminal justice system between January 1, 2005, and December 31, 2013. Information compiled and analyzed must include:

(i) Previous and subsequent criminal offenses committed by the offenders as juveniles or adults;

(ii) Where applicable, treatment interventions provided to the offenders as juveniles, including the nature of provided interventions and whether the offenders completed the interventions, if known; and

(iii) Gang association of the offenders, if known.

(b) The department of corrections and the caseload forecast council must provide any information necessary to assist the juvenile rehabilitation administration in compiling the data required for this purpose. Information provided may include individual identifier level data, however such data must remain confidential and must not be disseminated for purposes other than as identified in this section or otherwise permitted by law.

(2) The juvenile rehabilitation administration shall report its findings to the appropriate committees of the legislature no later than October 1, 2014.

Sec. 5. RCW 13.50.010 and 2013 c 23 s 6 are each amended to read as follows:

(1) For purposes of this chapter:

(a) "Juvenile justice or care agency" means any of the following: Police, diversion units, court, prosecuting attorney, defense attorney, detention center, attorney general, the legislative children's oversight committee, the office of the family and children's ombuds, the department of social and health services and its contracting agencies, schools; persons or public or private agencies having children committed to their custody; and any placement oversight committee created under RCW 72.05.415;

(b) "Official juvenile court file" means the legal file of the juvenile court containing the petition or information, motions, memorandums, briefs, findings of the court, and court orders;

(c) "Records" means the official juvenile court file, the social file, and records of any other juvenile justice or care agency in the case;

(d) "Social file" means the juvenile court file containing the records and reports of the probation counselor.

(2) Each petition or information filed with the court may include only one juvenile and each petition or information shall be filed under a separate docket number. The social file shall be filed separately from the official juvenile court file.

(3) It is the duty of any juvenile justice or care agency to maintain accurate records. To this end:

(a) The agency may never knowingly record inaccurate information. Any information in records maintained by the department of social and health services relating to a petition filed pursuant to chapter 13.34 RCW that is found by the court to be false or inaccurate shall be corrected or expunged from such records by the agency;

(b) An agency shall take reasonable steps to assure the security of its records and prevent tampering with them; and

(c) An agency shall make reasonable efforts to insure the completeness of its records, including action taken by other agencies with respect to matters in its files.

(4) Each juvenile justice or care agency shall implement procedures consistent with the provisions of this chapter to facilitate inquiries concerning records.

(5) Any person who has reasonable cause to believe in concerning that person is included in the records of a juvenile justice or care agency and who has been denied access to those records by the agency may make a motion to the court for an order authorizing that person to inspect the juvenile justice or care agency record concerning that person. The court shall grant the motion to examine records unless it finds that in the interests of justice or in the best interests of the juvenile the records or parts of them should remain confidential.

(6) A juvenile, or his or her parents, or any person who has reasonable cause to believe information concerning that person is included in the records of a juvenile justice or care agency may make a motion to the court challenging the accuracy of any information concerning the moving party in the record or challenging the continued possession of the record by the agency. If the court grants the motion, it shall order the record or information to be corrected or destroyed.

(7) The person making a motion under subsection (5) or (6) of this section shall give reasonable notice of the motion to all parties to the original action and to any agency whose records will be affected by the motion.

(8) The court may permit inspection of records by, or release of information to, any clinic, hospital, or agency which has the subject person under care or treatment. The court may also permit inspection by or release to individuals or agencies, including juvenile justice advisory committees of county law and justice councils, engaged in legitimate research for educational, scientific, or public purposes. ~~((The court shall release to the caseload forecast council records needed for its research and data-gathering functions. Access to records or information for research purposes shall be permitted only if the anonymity of all persons mentioned in the records or information will be preserved.))~~ Each person granted permission to inspect juvenile justice or care agency records for research purposes shall present a notarized statement to the court stating that the names of juveniles and parents will remain confidential.

(9) The court shall release to the caseload forecast council the records needed for its research and data-gathering functions. Access to caseload forecast data may be permitted by the council for research purposes only if the anonymity of all persons mentioned in the records or information will be preserved.

(10) Juvenile detention facilities shall release records to the caseload forecast council upon request. The commission shall not disclose the names of any juveniles or parents mentioned in the records without the named individual's written permission.

~~((4))~~ (11) Requirements in this chapter relating to the court's authority to compel disclosure shall not apply to the legislative children's oversight committee or the office of the family and children's ombuds.

~~((11))~~ (12) For the purpose of research only, the administrative office of the courts shall maintain an electronic research copy of all records in the judicial information system related to juveniles. Access to the research copy is restricted to the Washington state center for court research. The Washington state center for court research shall maintain the confidentiality of all confidential records and shall preserve the anonymity of all persons identified in the research copy. The research copy may not be subject to any records retention schedule and must include records destroyed or removed from the judicial information system pursuant to RCW 13.50.050 (17) and (18) and 13.50.100(3).

~~((12))~~ (13) The court shall release to the Washington state office of public defense records needed to implement the agency's oversight, technical assistance, and other functions as required by RCW 2.70.020.

Access to the records used as a basis for oversight, technical assistance, or other agency functions is restricted to the Washington state office of public defense. The Washington state office of public defense shall maintain the confidentiality of all confidential information included in the records."

On page 1, line 2 of the title, after "offenders;" strike the remainder of the title and insert "amending RCW 13.40.193, 13.40.127, 13.40.210, and 13.50.010; and adding a new section to chapter 13.40 RCW."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Orwall spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2164, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2164, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; Nays, 3; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Chopp, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunt, G., Hunt, S., Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

Voting nay: Representatives Overstreet, Shea, and Taylor

Excused: Representatives Green, Hope, and Rodne

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed Substitute House Bill No. 2164.

Representative Holy, 6th District

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 2276 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 28A.190 RCW to read as follows:

(1) For the purposes of this chapter, the term "school district" includes any educational service district that has entered into an agreement to provide a program of education for residential school residents or detention facility residents on behalf of the school district as a cooperative service program pursuant to RCW 28A.310.180.

(2) The provisions of RCW 13.04.145 apply throughout this chapter.

Sec. 2. RCW 28A.190.010 and 1996 c 84 s 1 are each amended to read as follows:

A program of education shall be provided for by the department of social and health services and the several school districts of the state for common school age persons who have been admitted to facilities staffed and maintained or contracted pursuant to RCW 13.40.320 by the department of social and health services for the education and treatment of juveniles who have been diverted or who have been to have committed a juvenile offense. The division of duties, and liabilities of the department of social and health services and the several school districts of the state respecting the educational programs shall be the same in all respects as set forth in ~~((RCW 28A.190.030 through 28A.190.060))~~ this chapter respecting programs of education for state residential school residents. For the purposes of this section, the term "residential school" or "schools" as used in ~~((RCW 28A.190.030 through 28A.190.060))~~ this chapter shall be construed to mean a facility staffed and maintained by the department of social and health services or a program established under RCW 13.40.320, for the education and treatment of juvenile offenders on probation or parole. Nothing in this section shall prohibit a school district from utilizing the services of an educational service district subject to RCW 28A.310.180.

Sec. 3. RCW 28A.190.020 and 1990 c 33 s 171 are each amended to read as follows:

The term "residential school" as used in this chapter and RCW ~~((28A.190.020 through 28A.190.060,))~~ 72.01.200, 72.05.010, and 72.05.130 ~~((each as now or hereafter amended, shall))~~ means Green Hill school, Maple Lane school, Naselle Youth Camp, Cedar Creek Youth Camp, Mission Creek Youth Camp, Echo Glen, Lakeland Village, Rainier school, Yakima Valley school, Interlake school, Fircrest school, Francis Haddon Morgan Center, the Child Study and Treatment Center and Secondary School of Western State Hospital, and such other schools, camps, and centers as are now or hereafter established by the department of social and health services for the diagnosis, confinement and rehabilitation of juveniles committed by the courts or for the care and treatment of persons who are exceptional in their needs by reason of mental and/or physical deficiency: PROVIDED, That the term shall not include the state schools for the deaf and blind or adult correctional institutions.

Sec. 4. RCW 28A.190.060 and 1990 c 33 s 175 are each amended to read as follows:

The department of social and health services shall provide written notice on or before April 15th of each school year to the superintendent of each school district conducting a program of education pursuant to ~~((RCW 28A.190.030 through 28A.190.059))~~ this chapter of any foreseeable residential school closure, reduction in the number of residents, or any other cause for a reduction in the school district's staff

for the next school year. In the event the department of social and health services fails to provide notice as prescribed by this section, the department shall be liable and responsible for the payment of the salary and employment related costs for the next school year of each school district employee whose contract the school district would have nonrenewed but for the failure of the department to provide notice.

Sec. 5. RCW 13.04.145 and 1990 c 33 s 551 are each amended to read as follows:

A program of education shall be provided for by the several counties and school districts of the state for common school age persons confined in each of the detention facilities staffed and maintained by the several counties of the state under this chapter and chapters 13.16 and 13.20 RCW. The division of duties, authority, and liabilities of the several counties and school districts of the state respecting the educational programs is the same in all respects as set forth in chapter 28A.190 RCW ~~((28A.190.030 through 28A.190.060))~~ respecting programs of education for state residential school residents. For the purposes of this section, the terms "department of social and health services," "residential school" or "schools," and "superintendent or chief administrator of a residential school" as used in chapter 28A.190 RCW ~~((28A.190.030 through 28A.190.060))~~ shall be respectively construed to mean "the several counties of the state," "detention facilities," and "the administrator of juvenile court detention services." Nothing in this section shall prohibit a school district from utilizing the services of an educational service district subject to RCW 28A.310.180."

On page 1, line 2 of the title, after "schools;" strike the remainder of the title and insert "amending RCW 28A.190.010, 28A.190.020, 28A.190.060, and 13.04.145; and adding a new section to chapter 28A.190 RCW."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to HOUSE BILL NO. 2276 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Robinson and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2276, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2276, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal,

Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope and Rodne.

HOUSE BILL NO. 2276, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 2296 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that in *Filo Foods, LLC v. City of SeaTac*, No. 70758-2-1 (Wash. Ct. App. Div. I, Feb. 10, 2014), the Washington court of appeals ruled that RCW 35A.01.040(7), requiring local certifying officers to strike all signatures of any person signing an optional municipal code city initiative petition two or more times, was unconstitutional. The court held that the statute unduly burdened the first amendment rights of voters who expressed a view on a political matter by signing an initiative petition.

(2) The legislature intends to require local officers certifying city and town petitions to count one valid signature of a duplicate signer. This will ensure that a person inadvertently signing a city or town petition more than once will not be penalized for doing so.

Sec. 2. RCW 35.21.005 and 2008 c 196 s 1 are each amended to read as follows:

Wherever in this title petitions are required to be signed and filed, the following rules shall govern the sufficiency thereof:

(1) A petition may include any page or group of pages containing an identical text or prayer intended by the circulators, signers or sponsors to be presented and considered as one petition and containing the following essential elements when applicable, except that the elements referred to in (d) and (e) of this subsection are essential for petitions referring or initiating legislative matters to the voters, but are directory as to other petitions:

(a) The text or prayer of the petition which shall be a concise statement of the action or relief sought by petitioners and shall include a reference to the applicable state statute or city ordinance, if any;

(b) If the petition initiates or refers an ordinance, a true copy thereof;

(c) If the petition seeks the annexation, incorporation, withdrawal, or reduction of an area for any purpose, an accurate legal description of the area proposed for such action and if practical, a map of the area;

(d) Numbered lines for signatures with space provided beside each signature for the name and address of the signer and the date of signing;

(e) The warning statement prescribed in subsection (2) of this section.

(2) Petitions shall be printed or typed on single sheets of white paper of good quality and each sheet of petition paper having a space thereon for signatures shall contain the text or prayer of the petition and the following warning:

WARNING

Every person who signs this petition with any other than his or her true name, or who knowingly signs more than one of these petitions, or signs a petition seeking an election when he or she is not a legal voter, or signs a petition when he or she is otherwise not qualified to sign, or who makes herein any false statement, shall be guilty of a misdemeanor.

Each signature shall be executed in ink or indelible pencil and shall be followed by the name and address of the signer and the date of signing.

(3) The term "signer" means any person who signs his or her own name to the petition.

(4) To be sufficient a petition must contain valid signatures of qualified registered voters or property owners, as the case may be, in the number required by the applicable statute or ordinance. Within three working days after the filing of a petition, the officer with whom the petition is filed shall transmit the petition to the county auditor for petitions signed by registered voters, or to the county assessor for petitions signed by property owners for determination of sufficiency. The officer or officers whose duty it is to determine the sufficiency of the petition shall proceed to make such a determination with reasonable promptness and shall file with the officer receiving the petition for filing a certificate stating the date upon which such determination was begun, which date shall be referred to as the terminal date. Additional pages of one or more signatures may be added to the petition by filing the same with the appropriate filing officer prior to such terminal date. Any signer of a filed petition may withdraw his or her signature by a written request for withdrawal filed with the receiving officer prior to such terminal date. Such written request shall so sufficiently describe the petition as to make identification of the person and the petition certain. The name of any person seeking to withdraw shall be signed exactly the same as contained on the petition and, after the filing of such request for withdrawal, prior to the terminal date, the signature of any person seeking such withdrawal shall be deemed withdrawn.

(5) Petitions containing the required number of signatures shall be accepted as prima facie valid until their invalidity has been proved.

(6) A variation on petitions between the signatures on the petition and that on the voter's permanent registration caused by the substitution of initials instead of the first or middle names, or both, shall not invalidate the signature on the petition if the surname and handwriting are the same.

(7) ~~((Signatures, including the original, of any person who has signed a petition two or more times shall be stricken.))~~ If a person signs a petition more than once, all but the first valid signature must be rejected.

(8) Signatures followed by a date of signing which is more than six months prior to the date of filing of the petition shall be stricken.

(9) When petitions are required to be signed by the owners of property, the determination shall be made by the county assessor. Where validation of signatures to the petition is required, the following shall apply:

(a) The signature of a record owner, as determined by the records of the county auditor, shall be sufficient without the signature of his or her spouse;

(b) In the case of mortgaged property, the signature of the mortgagor shall be sufficient, without the signature of his or her spouse;

(c) In the case of property purchased on contract, the signature of the contract purchaser, as shown by the records of the county auditor, shall be deemed sufficient, without the signature of his or her spouse;

(d) Any officer of a corporation owning land within the area involved who is duly authorized to execute deeds or encumbrances on behalf of the corporation, may sign on behalf of such corporation, and shall attach to the petition a certified excerpt from the bylaws of such corporation showing such authority;

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

(f) When property stands in the name of a deceased person or any person for whom a guardian has been appointed, the signature of the executor, administrator, or guardian, as the case may be, shall be equivalent to the signature of the owner of the property; and

(g) When a parcel of property is owned by multiple owners, the signature of an owner designated by the multiple owners is sufficient.

(10) The officer or officers responsible for determining the sufficiency of the petition shall do so in writing and transmit the written certificate to the officer with whom the petition was originally filed.

Sec. 3. RCW 35A.01.040 and 2008 c 196 s 2 are each amended to read as follows:

Wherever in this title petitions are required to be signed and filed, the following rules shall govern the sufficiency thereof:

(1) A petition may include any page or group of pages containing an identical text or prayer intended by the circulators, signers or sponsors to be presented and considered as one petition and containing the following essential elements when applicable, except that the elements referred to in (d) and (e) of this subsection are essential for petitions referring or initiating legislative matters to the voters, but are directory as to other petitions:

(a) The text or prayer of the petition which shall be a concise statement of the action or relief sought by petitioners and shall include a reference to the applicable state statute or city ordinance, if any;

(b) If the petition initiates or refers an ordinance, a true copy thereof;

(c) If the petition seeks the annexation, incorporation, withdrawal, or reduction of an area for any purpose, an accurate legal description of the area proposed for such action and if practical, a map of the area;

(d) Numbered lines for signatures with space provided beside each signature for the name and address of the signer and the date of signing;

(e) The warning statement prescribed in subsection (2) of this section.

(2) Petitions shall be printed or typed on single sheets of white paper of good quality and each sheet of petition paper having a space thereon for signatures shall contain the text or prayer of the petition and the following warning:

WARNING

Every person who signs this petition with any other than his or her true name, or who knowingly signs more than one of these petitions, or signs a petition seeking an election when he or she is not a legal voter, or signs a petition when he or she is otherwise not

qualified to sign, or who makes herein any false

statement, shall be guilty of a misdemeanor.

Each signature shall be executed in ink or indelible pencil and shall be followed by the name and address of the signer and the date of signing.

(3) The term "signer" means any person who signs his or her own name to the petition.

(4) To be sufficient a petition must contain valid signatures of qualified registered voters or property owners, as the case may be, in the number required by the applicable statute or ordinance. Within three working days after the filing of a petition, the officer with whom the petition is filed shall transmit the petition to the county auditor for petitions signed by registered voters, or to the county assessor for petitions signed by property owners for determination of sufficiency. The officer or officers whose duty it is to determine the sufficiency of the petition shall proceed to make such a determination with reasonable promptness and shall file with the officer receiving the petition for filing a certificate stating the date upon which such determination was begun, which date shall be referred to as the terminal date. Additional pages of one or more signatures may be added to the petition by filing the same with the appropriate filing officer prior to such terminal date. Any signer of a filed petition may withdraw his or her signature by a written request for withdrawal filed with the receiving officer prior to such terminal date. Such written request shall so sufficiently describe the petition as to make identification of the person and the petition certain. The name of any person seeking to withdraw shall be signed exactly the same as contained on the petition and, after the filing of such request for withdrawal, prior to the terminal date, the signature of any person seeking such withdrawal shall be deemed withdrawn.

(5) Petitions containing the required number of signatures shall be accepted as prima facie valid until their invalidity has been proved.

(6) A variation on petitions between the signatures on the petition and that on the voter's permanent registration caused by the substitution of initials instead of the first or middle names, or both, shall not invalidate the signature on the petition if the surname and handwriting are the same.

(7) ~~(Signatures, including the original, of any person who has signed a petition two or more times shall be stricken.)~~ If a person signs a petition more than once, all but the first valid signature must be rejected.

(8) Signatures followed by a date of signing which is more than six months prior to the date of filing of the petition shall be stricken.

(9) When petitions are required to be signed by the owners of property, the determination shall be made by the county assessor. Where validation of signatures to the petition is required, the following shall apply:

(a) The signature of a record owner, as determined by the records of the county auditor, shall be sufficient without the signature of his or her spouse;

(b) In the case of mortgaged property, the signature of the mortgagor shall be sufficient, without the signature of his or her spouse;

(c) In the case of property purchased on contract, the signature of the contract purchaser, as shown by the records of the county auditor, shall be deemed sufficient, without the signature of his or her spouse;

(d) Any officer of a corporation owning land within the area involved who is duly authorized to execute deeds or encumbrances on behalf of the corporation, may sign on behalf of such corporation, and shall attach to the petition a certified excerpt from the bylaws of such corporation showing such authority;

(e) When the petition seeks annexation, any officer of a corporation owning land within the area involved, who is duly authorized to execute deeds or encumbrances on behalf of the corporation, may sign

under oath on behalf of such corporation. If an officer signs the petition, he or she must attach an affidavit stating that he or she is duly authorized to sign the petition on behalf of such corporation;

(f) When property stands in the name of a deceased person or any person for whom a guardian has been appointed, the signature of the executor, administrator, or guardian, as the case may be, shall be equivalent to the signature of the owner of the property; and

(g) When a parcel of property is owned by multiple owners, the signature of an owner designated by the multiple owners is sufficient.

(10) The officer or officers responsible for determining the sufficiency of the petition shall do so in writing and transmit the written certificate to the officer with whom the petition was originally filed."

On page 1, line 2 of the title, after "cities;" strike the remainder of the title and insert "amending RCW 35.21.005 and 35A.01.040; and creating a new section."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to HOUSE BILL NO. 2296 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Pike and Takko spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2296, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2296, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wvlie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope and Rodne.

HOUSE BILL NO. 2296, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2363 with the following amendment:

Strike everything after the enacting clause and insert the following:

"**NEW SECTION. Sec. 1.** A new section is added to chapter 74.04 RCW to read as follows:

(1) As used in this section:

(a) "Dependent" means a spouse, birth child, adopted child, or stepchild of a military service member.

(b) "Legal resident" means a person who maintains Washington as his or her principal establishment, home of record, or permanent home and to where, whenever absent due to military obligation, he or she intends to return.

(c) "Military service" means service in the armed forces, armed forces reserves, or membership in the Washington national guard.

(d) "Military service member," for the purposes of this section, is expanded to mean a person who is currently in military service or who has separated from military service in the previous eighteen months either through retirement or military separation.

(2) A dependent, who is a legal resident of the state, having previously been determined to be eligible for developmental disability services through the department, shall retain eligibility as long as he or she remains a legal resident of the state regardless of having left the state due to the military service member's military assignment outside the state. If the state eligibility requirements change, the dependent shall retain eligibility until a reeligibility determination is made.

(3) Upon assessment determination, the department shall direct that services be provided consistent with Title 71A RCW and appropriate rules if the dependent furnishes:

(a) A copy of the military service member's DD-214 or other equivalent discharge paperwork; and

(b) Proof of the military service member's legal residence in the state, as provided under RCW 46.16A.140.

(4) For dependents who received developmental disability services and who left the state due to the military service member's military assignment outside the state, upon the dependent's return to the state and when a request for services is made, the department must:

(a) Determine eligibility for services which may include request for waiver services;

(b) Provide notification for the service eligibility determination which includes notification for denial of services; and

(c) Provide due process through the appeals processes established by the department.

(5) To continue eligibility under subsection (2) of this section, the dependent is required to inform the department of his or her current address and provide updates as requested by the department.

(6) The secretary shall request a waiver from the appropriate federal agency if it is necessary to implement the provisions of this section.

(7) The department may adopt rules necessary to implement the provisions of this section."

On page 1, line 2 of the title, after "members;" strike the remainder of the title and insert "and adding a new section to chapter 7404 RCW."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 2363 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Appleton and Muri spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2363, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2363, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green, Hope and Rodne.

SUBSTITUTE HOUSE BILL NO. 2363, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

February 26, 2014

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 2555 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 39.10.330 and 2013 c 222 s 11 are each amended to read as follows:

(1) Contracts for design-build services shall be awarded through a competitive process using public solicitation of proposals for design-build services. The public body shall publish at least once in a legal newspaper of general circulation published in, or as near as possible to, that part of the county in which the public work will be done, a notice of its request for qualifications from proposers for design-build services, and the availability and location of the request for proposal documents. The request for qualifications documents shall include:

(a) A general description of the project that provides sufficient information for proposers to submit qualifications;

(b) The reasons for using the design-build procedure;

(c) A description of the qualifications to be required of the proposer including, but not limited to, submission of the proposer's accident prevention program;

(d) A description of the process the public body will use to evaluate qualifications and finalists' proposals, including evaluation factors and the relative weight of factors and any specific forms to be used by the proposers;

(i) Evaluation factors for request for qualifications shall include, but not be limited to, technical qualifications, such as specialized experience and technical competence; capability to perform; past performance of the proposers' team, including the architect-engineer and construction members; and other appropriate factors. Evaluation factors may also include: (A) The proposer's past performance in utilization of small business entities; and (B) disadvantaged business enterprises. Cost or price-related factors are not permitted in the request for qualifications phase;

(ii) Evaluation factors for finalists' proposals shall include, but not be limited to, the factors listed in (d)(i) of this subsection, as well as technical approach design concept; ability of professional personnel; past performance on similar projects; ability to meet time and budget requirements; ability to provide a performance and payment bond for the project; recent, current, and projected workloads of the firm; location; and cost or price-related factors that may include operating costs. The public body may also consider a proposer's outreach plan to include small business entities and disadvantaged business enterprises as subcontractor and suppliers for the project. Alternatively, if the public body determines that all finalists will be capable of producing a design that adequately meets project requirements, the public body may award the contract to the firm that submits the responsive proposal with the lowest price;

(e) Protest procedures including time limits for filing a protest, which in no event may limit the time to file a protest to fewer than four business days from the date the proposer was notified of the selection decision;

(f) The form of the contract to be awarded;

(g) The honorarium to be paid to finalists submitting responsive proposals and who are not awarded a design-build contract;

(h) The schedule for the procurement process and the project; and

(i) Other information relevant to the project.

(2) The public body shall establish an evaluation committee to evaluate the responses to the request for qualifications based solely on the factors, weighting, and process identified in the request for qualifications and any addenda issued by the public body. Based on the evaluation committee's findings, the public body shall select not more than five responsive and responsible finalists to submit proposals. The public body may, in its sole discretion, reject all proposals and shall provide its reasons for rejection in writing to all proposers.

(3) The public body must notify all proposers of the finalists selected to move to the next phase of the selection process. The process may not proceed to the next phase until two business days after all proposers are notified of the committee's selection decision. At the request of a proposer not selected as a finalist, the public body must provide the requesting proposer with a scoring summary of the evaluation factors for its proposal. Proposers filing a protest on the selection of the finalists must file the protest in accordance with the published protest procedures. The selection process may not advance to the next phase of selection until two business days after the final protest decision is transmitted to the protestor.

(4) Upon selection of the finalists, the public body shall issue a request for proposals to the finalists, which shall provide the following information:

(a) A detailed description of the project including programmatic, performance, and technical requirements and specifications; functional and operational elements; building performance goals and validation requirements; minimum and maximum net and gross areas of any

building; and, at the discretion of the public body, preliminary engineering and architectural drawings; and

(b) The target budget for the design-build portion of the project.

(5) The public body shall establish an evaluation committee to evaluate the proposals submitted by the finalists. Design-build contracts shall be awarded using the procedures in (a) or (b) of this subsection. The public body must identify in the request for qualifications which procedure will be used.

(a) The finalists' proposals shall be evaluated and scored based solely on the factors, weighting, and process identified in the initial request for qualifications and in any addenda published by the public body. Public bodies may request best and final proposals from finalists. The public body may initiate negotiations with the firm submitting the highest scored proposal. If the public body is unable to execute a contract with the firm submitting the highest scored proposal, negotiations with that firm may be suspended or terminated and the public body may proceed to negotiate with the next highest scored firm. Public bodies shall continue in accordance with this procedure until a contract agreement is reached or the selection process is terminated.

(b) If the public body determines that all finalists are capable of producing a design that adequately meets project requirements, the public body may award the contract to the firm that submits the responsive proposal with the lowest price.

(6) The public body shall notify all finalists of the selection decision and make a selection summary of the final proposals available to all proposers within two business days of such notification. If the public body receives a timely written protest from a finalist firm, the public body may not execute a contract until two business days after the final protest decision is transmitted to the protestor. The protestor must submit its protest in accordance with the published protest procedures.

(7) The firm awarded the contract shall provide a performance and payment bond for the contracted amount.

(8) The public body shall provide appropriate honorarium payments to finalists submitting responsive proposals that are not awarded a design-build contract. Honorarium payments shall be sufficient to generate meaningful competition among potential proposers on design-build projects. In determining the amount of the honorarium, the public body shall consider the level of effort required to meet the selection criteria.

Sec. 2. RCW 39.10.470 and 2005 c 274 s 275 are each amended to read as follows:

(1) Except as provided in subsections (2) and (3) of this section, all proceedings, records, contracts, and other public records relating to alternative public works transactions under this chapter shall to the inspection of any interested person, firm, or corporation in accordance with chapter 42.56 RCW.

(2) Trade secrets, as defined in RCW 19.108.010, or other proprietary information submitted by a bidder, offeror, or contractor in connection with an alternative public works transaction under this chapter shall not be subject to chapter 42.56 RCW if the bidder, offeror, or contractor specifically states in writing the reasons why protection is necessary, and identifies the data or materials to be protected.

(3) Proposals submitted by design-build finalists are exempt from disclosure until the notification of the highest scoring finalist is made in accordance with RCW 39.10.330(5) or the selection process is terminated.

Sec. 3. RCW 43.131.408 and 2013 c 222 s 22 and 2013 c 186 s 2 are each reenacted and amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, 2022:

(1) RCW 39.10.200 and 2010 1st sp.s. c 21 s 2, 2007 c 494 s 1, & 1994 c 132 s 1;

(2) RCW 39.10.210 and 2013 c 222 s 1, 2010 1st sp.s. c 36 s 6014, 2007 c 494 s 101, & 2005 c 469 s 3;

(3) RCW 39.10.220 and 2013 c 222 s 2, 2007 c 494 s 102, & 2005 c 377 s 1;

(4) RCW 39.10.230 and 2013 c 222 s 3, 2010 1st sp.s. c 21 s 3, 2009 c 75 s 1, 2007 c 494 s 103, & 2005 c 377 s 2;

(5) RCW 39.10.240 and 2013 c 222 s 4 & 2007 c 494 s 104;

(6) RCW 39.10.250 and 2013 c 222 s 5, 2009 c 75 s 2, & 2007 c 494 s 105;

(7) RCW 39.10.260 and 2013 c 222 s 6 & 2007 c 494 s 106;

(8) RCW 39.10.270 and 2013 c 222 s 7, 2009 c 75 s 3, & 2007 c 494 s 107;

(9) RCW 39.10.280 and 2013 c 222 s 8 & 2007 c 494 s 108;

(10) RCW 39.10.290 and 2007 c 494 s 109;

(11) RCW 39.10.300 and 2013 c 222 s 9, 2009 c 75 s 4, & 2007 c 494 s 201;

(12) RCW 39.10.320 and 2013 c 222 s 10, 2007 c 494 s 203, & 1994 c 132 s 7;

(13) RCW 39.10.330 and 2014 c ... s 1 (section 1 of this act), 2013 c 222 s 11, 2009 c 75 s 5, & 2007 c 494 s 204;

(14) RCW 39.10.340 and 2013 c 222 s 12 & 2007 c 494 s 301;

(15) RCW 39.10.350 and 2007 c 494 s 302;

(16) RCW 39.10.360 and 2013 c 222 s 13, 2009 c 75 s 6, & 2007 c 494 s 303;

(17) RCW 39.10.370 and 2007 c 494 s 304;

(18) RCW 39.10.380 and 2013 c 222 s 14 & 2007 c 494 s 305;

(19) RCW 39.10.385 and 2013 c 222 s 15 & 2010 c 163 s 1;

(20) RCW 39.10.390 and 2013 c 222 s 16 & 2007 c 494 s 306;

(21) RCW 39.10.400 and 2013 c 222 s 17 & 2007 c 494 s 307;

(22) RCW 39.10.410 and 2007 c 494 s 308;

(23) RCW 39.10.420 and 2013 c 222 s 18, 2013 c 186 s 1, 2012 c 102 s 1, 2009 c 75 s 7, 2007 c 494 s 401, & 2003 c 301 s 1;

(24) RCW 39.10.430 and 2007 c 494 s 402;

(25) RCW 39.10.440 and 2013 c 222 s 19 & 2007 c 494 s 403;

(26) RCW 39.10.450 and 2012 c 102 s 2 & 2007 c 494 s 404;

(27) RCW 39.10.460 and 2012 c 102 s 3 & 2007 c 494 s 405;

(28) RCW 39.10.470 and 2014 c ... s 2 (section 2 of this act), 2005 c 274 s 275, & 1994 c 132 s 10;

(29) RCW 39.10.480 and 1994 c 132 s 9;

(30) RCW 39.10.490 and 2013 c 222 s 20, 2007 c 494 s 501, & 2001 c 328 s 5;

(31) RCW 39.10.900 and 1994 c 132 s 13;

(32) RCW 39.10.901 and 1994 c 132 s 14;

(33) RCW 39.10.903 and 2007 c 494 s 510;

(34) RCW 39.10.904 and 2007 c 494 s 512; and

(35) RCW 39.10.905 and 2007 c 494 s 513."

On page 1, line 1 of the title, after "Relating to" strike the remainder of the title and insert "finalists for design-build contracts; amending RCW 39.10.330 and 39.10.470; and reenacting and amending RCW 43.131.408."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to HOUSE BILL NO. 2555 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Dunshee and MacEwen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2555, as amended by the Senate.

March 8, 2014

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2555, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Green and Hope.

HOUSE BILL NO. 2555, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

RECONSIDERATION

There being no objection, the House immediately reconsidered the vote by which ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164 passed the House.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2164, on reconsideration.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2164 on reconsideration, and the bill passed the House by the following vote: Yeas, 77; Nays, 19; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, G. Hunt, Harris, Hawkins, Klippert, Kretz, MacEwen, Overstreet, Schmick, Scott, Shea, Short, Taylor, Vick, Wilcox and Young.

Excused: Representatives Green and Hope.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164, on reconsideration, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

MR. SPEAKER:

The Senate has passed:

ENGROSSED THIRD SUBSTITUTE SENATE BILL NO. 5887
ENGROSSED SUBSTITUTE SENATE BILL NO. 6542

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

MESSAGE FROM THE SENATE

March 5, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1791 with the following amendment:

On page 6, after line 13, insert the following:

"Sec. 3. RCW 9.68A.120 and 2009 c 479 s 12 are each amended to read as follows:

The following are subject to seizure and forfeiture:

(1) All visual or printed matter that depicts a minor engaged in sexually explicit conduct.

(2) All raw materials, equipment, and other tangible personal property of any kind used or intended to be used to manufacture or process any visual or printed matter that depicts a minor engaged in sexually explicit conduct, and all conveyances, including aircraft, vehicles, or vessels that are used or intended for use to transport, or in any manner to facilitate the transportation of, visual or printed matter in violation of RCW 9.68A.050 or 9.68A.060, but:

(a) No conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless it appears that the owner or other person in charge of the conveyance is a consenting party or privy to a violation of this chapter;

(b) No property is subject to forfeiture under this section by reason of any act or omission established by the owner of the property to have been committed or omitted without the owner's knowledge or consent;

(c) A forfeiture of property encumbered by a bona fide security interest is subject to the interest of the secured party if the secured party neither had knowledge of nor consented to the act or omission; and

(d) When the owner of a conveyance has been arrested under this chapter the conveyance may not be subject to forfeiture unless it is seized or process is issued for its seizure within ten days of the owner's arrest.

(3) All personal property, moneys, negotiable instruments, securities, or other tangible or intangible property furnished or intended to be furnished by any person in exchange for visual or printed matter depicting a minor engaged in sexually explicit conduct, or constituting proceeds traceable to any violation of this chapter.

(4) Property subject to forfeiture under this chapter may be seized by any law enforcement officer of this state upon process issued by any superior court having jurisdiction over the property. Seizure without process may be made if:

(a) The seizure is incident to an arrest or a search under a search warrant or an inspection under an administrative inspection warrant;

(b) The property subject to seizure has been the subject of a prior judgment in favor of the state in a criminal injunction or forfeiture proceeding based upon this chapter;

(c) A law enforcement officer has probable cause to believe that the property is directly or indirectly dangerous to health or safety; or

(d) The law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of this chapter.

(5) In the event of seizure under subsection (4) of this section, proceedings for forfeiture shall be deemed commenced by the seizure. The law enforcement agency under whose authority the seizure was made shall cause notice to be served within fifteen days following the seizure on the owner of the property seized and the person in charge thereof and any person having any known right or interest therein, of the seizure and intended forfeiture of the seized property. The notice may be served by any method authorized by law or court rule including but not limited to service by certified mail with return receipt requested. Service by mail shall be deemed complete upon mailing within the fifteen day period following the seizure.

(6) If no person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of seized items within forty-five days of the seizure, the item seized shall be deemed forfeited.

(7) If any person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of seized items within forty-five days of the seizure, the person or persons shall be afforded a reasonable opportunity to be heard as to the claim or right. The hearing shall be before an administrative law judge appointed under chapter 34.12 RCW, except that any person asserting a claim or right may remove the matter to a court of competent jurisdiction if the aggregate value of the article or articles involved is more than five hundred dollars. The hearing before an administrative law judge and any appeal therefrom shall be under Title 34 RCW. In a court hearing between two or more claimants to the article or articles involved, the prevailing party shall be entitled to a judgment for costs and reasonable attorney's fees. The burden of producing evidence shall be upon the person claiming to be the lawful owner or the person claiming to have the lawful right to possession of the seized items. The seizing law enforcement agency shall promptly return the article or articles to the claimant upon a determination by the administrative law judge or court that the claimant is lawfully entitled to possession thereof of the seized items.

(8) If property is sought to be forfeited on the ground that it constitutes proceeds traceable to a violation of this chapter, the seizing law enforcement agency must prove by a preponderance of the evidence that the property constitutes proceeds traceable to a violation of this chapter.

(9) When property is forfeited under this chapter the seizing law enforcement agency may:

(a) Retain it for official use or upon application by any law enforcement agency of this state release the property to that agency for the exclusive use of enforcing this chapter or chapter 9A.88 RCW;

(b) Sell that which is not required to be destroyed by law and which is not harmful to the public (~~The proceeds and all moneys forfeited under this chapter shall be used for payment of all proper expenses of the investigation leading to the seizure, including any money delivered to the subject of the investigation by the law enforcement agency, and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, actual costs of the prosecuting or city attorney, and court costs. Fifty percent of the money remaining after payment of these expenses shall be deposited in the state general fund and fifty percent shall be deposited in the general fund of the state, county, or city of the seizing law enforcement agency~~); or

(c) Request the appropriate sheriff or director of public safety to take custody of the property and remove it for disposition in accordance with law.

(10)(a) By January 31st of each year, each seizing agency shall remit to the state treasurer an amount equal to ten percent of the net proceeds of any property forfeited during the preceding calendar year. Money remitted shall be deposited in the prostitution prevention and

intervention account under RCW 43.63A.740.

(b) The net proceeds of forfeited property is the value of the forfeitable interest in the property after deducting the cost of satisfying any bona fide security interest to which the property is subject at the time of seizure; and in the case of sold property, after deducting the cost of sale, including reasonable fees or commissions paid to an independent selling agency.

(c) The value of sold forfeited property is the sale price. The value of retained forfeited property is the fair market value of the property at the time of seizure determined when possible by reference to an applicable commonly used index. A seizing agency may use, but need not use, an independent qualified appraiser to determine the value of retained property. If an appraiser is used, the value of the property appraised is net of the cost of the appraisal. The value of destroyed property and retained firearms or illegal property is zero.

(11) Forfeited property and net proceeds not required to be paid to the state treasurer under this chapter shall be used for payment of all proper expenses of the investigation leading to the seizure, including any money delivered to the subject of the investigation by the law enforcement agency, and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, actual costs of the prosecuting or city attorney, and court costs. Money remaining after payment of these expenses shall be retained by the seizing law enforcement agency for the exclusive use of enforcing the provisions of this chapter or chapter 9A.88 RCW.

Sec. 4. RCW 9A.88.150 and 2012 c 140 s 1 are each amended to read as follows:

(1) The following are subject to seizure and forfeiture and no property right exists in them:

(a) Any property or other interest acquired or maintained in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070 to the extent of the investment of funds, and any appreciation or income attributable to the investment, from a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(b) All conveyances, including aircraft, vehicles, or vessels, which are used, or intended for use, in any manner to facilitate a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, except that:

(i) No conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless it appears that the owner or other person in charge of the conveyance is a consenting party or privy to a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(ii) No conveyance is subject to forfeiture under this section by reason of any act or omission established by the owner thereof to have been committed or omitted without the owner's knowledge or consent;

(iii) A forfeiture of a conveyance encumbered by a bona fide security interest is subject to the interest of the secured party if the secured party neither had knowledge of nor consented to the act or omission; and

(iv) When the owner of a conveyance has been arrested for a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, the conveyance in which the person is arrested may not be subject to forfeiture unless it is seized or process is issued for its seizure within ten days of the owner's arrest;

(c) Any property, contractual right, or claim against property used to influence any enterprise that a person has established, operated, controlled, conducted, or participated in the conduct of, in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(d) All proceeds traceable to or derived from an offense defined in RCW 9.68A.100, 9.68A.101, or 9A.88.070 and all moneys, negotiable instruments, securities, and other things of value significantly used or intended to be used significantly to facilitate commission of the offense;

(e) All books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or

intended for use, in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070;

(f) All moneys, negotiable instruments, securities, or other tangible or intangible property of value furnished or intended to be furnished by any person in exchange for a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, all tangible or intangible personal property, proceeds, or assets acquired in whole or in part with proceeds traceable to an exchange or series of exchanges in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, and all moneys, negotiable instruments, and securities used or intended to be used to facilitate any violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070. A forfeiture of money, negotiable instruments, securities, or other tangible or intangible property encumbered by a bona fide security interest is subject to the interest of the secured party if, at the time the security interest was created, the secured party neither had knowledge of nor consented to the act or omission. No personal property may be forfeited under this subsection (1)(f), to the extent of the interest of an owner, by reason of any act or omission, which that owner establishes was committed or omitted without the owner's knowledge or consent; and

(g) All real property, including any right, title, and interest in the whole of any lot or tract of land, and any appurtenances or improvements which are being used with the knowledge of the owner for a violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, or which have been acquired in whole or in part with proceeds traceable to an exchange or series of exchanges in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070, if a substantial nexus exists between the violation and the real property. However:

(i) No property may be forfeited pursuant to this subsection (1)(g), to the extent of the interest of an owner, by reason of any act or omission committed or omitted without the owner's knowledge or consent;

(ii) A forfeiture of real property encumbered by a bona fide security interest is subject to the interest of the secured party if the secured party, at the time the security interest was created, neither had knowledge of nor consented to the act or omission.

(2) Real or personal property subject to forfeiture under this section may be seized by any law enforcement officer of this state upon process issued by any superior court having jurisdiction over the property. Seizure of real property shall include the filing of a *lis pendens* by the seizing agency. Real property seized under this section shall not be transferred or otherwise conveyed until ninety days after seizure or until a judgment of forfeiture is entered, whichever is later: PROVIDED, That real property seized under this section may be transferred or conveyed to any person or entity who acquires title by foreclosure or deed in lieu of foreclosure of a security interest. Seizure of personal property without process may be made if:

(a) The seizure is incident to an arrest or a search under a search warrant;

(b) The property subject to seizure has been the subject of a prior judgment in favor of the state in a criminal injunction or forfeiture proceeding; or

(c) The law enforcement officer has probable cause to believe that the property was used or is intended to be used in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070.

(3) In the event of seizure pursuant to subsection (2) of this section, proceedings for forfeiture shall be deemed commenced by the seizure. The law enforcement agency under whose authority the seizure was made shall cause notice to be served within fifteen days following the seizure on the owner of the property seized and the person in charge thereof and any person having any known right or interest therein, including any community property interest, of the seizure and intended forfeiture of the seized property. Service of notice of seizure of real property shall be made according to the rules of civil procedure. However, the state may not obtain a default

judgment with respect to real property against a party who is served by substituted service absent an affidavit stating that a good faith effort has been made to ascertain if the defaulted party is incarcerated within the state, and that there is no present basis to believe that the party is incarcerated within the state. Notice of seizure in the case of property subject to a security interest that has been perfected by filing a financing statement, or a certificate of title, shall be made by service upon the secured party or the secured party's assignee at the address shown on the financing statement or the certificate of title. The notice of seizure in other cases may be served by any method authorized by law or court rule including, but not limited to, service by certified mail with return receipt requested. Service by mail shall be deemed complete upon mailing within the fifteen day period following the seizure.

(4) If no person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of items specified in subsection (1) of this section within forty-five days of the service of notice from the seizing agency in the case of personal property and ninety days in the case of real property, the item seized shall be deemed forfeited. The community property interest in real property of a person whose spouse or domestic partner committed a violation giving rise to seizure of the real property may not be forfeited if the person did not participate in the violation.

(5) If any person notifies the seizing law enforcement agency in writing of the person's claim of ownership or right to possession of items specified in subsection (1) of this section within forty-five days of the service of notice from the seizing agency in the case of personal property and ninety days in the case of real property, the person or persons shall be afforded a reasonable opportunity to be heard as to the claim or right. The notice of claim may be served by any method authorized by law or court rule including, but not limited to, service by first-class mail. Service by mail shall be deemed complete upon mailing within the forty-five day period following service of the notice of seizure in the case of personal property and within the ninety day period following service of the notice of seizure in the case of real property. The hearing shall be before the chief law enforcement officer of the seizing agency or the chief law enforcement officer's designee, except where the seizing agency is a state agency as defined in RCW 34.12.020(4), the hearing shall be before the chief law enforcement officer of the seizing agency or an administrative law judge appointed under chapter 34.12 RCW, except that any person asserting a claim or right may remove the matter to a court of competent jurisdiction. Removal of any matter involving personal property may only be accomplished according to the rules of civil procedure. The person seeking removal of the matter must serve process against the state, county, political subdivision, or municipality that operates the seizing agency, and any other party of interest, in accordance with RCW 4.28.080 or 4.92.020, within forty-five days after the person seeking removal has notified the seizing law enforcement agency of the person's claim of ownership or right to possession. The court to which the matter is to be removed shall be the district court when the aggregate value of personal property is within the jurisdictional limit set forth in RCW 3.66.020. A hearing before the seizing agency and any appeal therefrom shall be under Title 34 RCW. In all cases, the burden of proof is upon the law enforcement agency to establish, by a preponderance of the evidence, that the property is subject to forfeiture.

The seizing law enforcement agency shall promptly return the article or articles to the claimant upon a determination by the administrative law judge or court that the claimant is the present lawful owner or is lawfully entitled to possession thereof of items specified in subsection (1) of this section.

(6) In any proceeding to forfeit property under this title, where the claimant substantially prevails, the claimant is entitled to reasonable attorneys' fees reasonably incurred by the claimant. In addition, in a court hearing between two or more claimants to the article or articles

involved, the prevailing party is entitled to a judgment for costs and reasonable attorneys' fees.

(7) When property is forfeited under this chapter, the seizing law enforcement agency ~~((shall sell the property that is not required to be destroyed by law and that is not harmful to the public))~~ may:

(a) Retain it for official use or upon application by any law enforcement agency of this state release the property to that agency for the exclusive use of enforcing this chapter or chapter 9.68A RCW;

(b) Sell that which is not required to be destroyed by law and which is not harmful to the public; or

(c) Request the appropriate sheriff or director of public safety to take custody of the property and remove it for disposition in accordance with law.

(8)(a) When property is forfeited, the seizing agency shall keep a record indicating the identity of the prior owner, if known, a description of the property, the disposition of the property, the value of the property at the time of seizure, and the amount of proceeds realized from disposition of the property.

(b) Each seizing agency shall retain records of forfeited property for at least seven years.

(c) Each seizing agency shall file a report including a copy of the records of forfeited property with the state treasurer each calendar quarter.

(d) The quarterly report need not include a record of forfeited property that is still being held for use as evidence during the investigation or prosecution of a case or during the appeal from a conviction.

(9)(a) By January 31st of each year, each seizing agency shall remit to the state treasurer an amount equal to ten percent of the net proceeds of any property forfeited during the preceding calendar year. Money remitted shall be deposited in the prostitution prevention and intervention account under RCW 43.63A.740.

(b) The net proceeds of forfeited property is the value of the forfeitable interest in the property after deducting the cost of satisfying any bona fide security interest to which the property is subject at the time of seizure; and in the case of sold property, after deducting the cost of sale, including reasonable fees or commissions paid to independent selling agents, and the cost of any valid landlord's claim for damages under subsection ~~((44))~~ (12) of this section.

(c) The value of sold forfeited property is the sale price. The value of destroyed property and retained firearms or illegal property is zero.

(10) Net proceeds not required to be paid to the state treasurer shall be used for payment of all proper expenses of the investigation leading to the seizure, including any money delivered to the subject of the investigation by the law enforcement agency, and of the proceedings for forfeiture and sale, including expenses of seizure, maintenance of custody, advertising, actual costs of the prosecuting or city attorney, and court costs. Money remaining after payment of these expenses shall be retained by the seizing law enforcement agency for the exclusive use of enforcing the provisions of this chapter or chapter 9.68A RCW.

(11) Upon the entry of an order of forfeiture of real property, the court shall forward a copy of the order to the assessor of the county in which the property is located. Orders for the forfeiture of real property shall be entered by the superior court, subject to court rules. Such an order shall be filed by the seizing agency in the county auditor's records in the county in which the real property is located.

~~((44))~~ (12) A landlord may assert a claim against proceeds from the sale of assets seized and forfeited under subsection (9) of this section, only if:

(a) A law enforcement officer, while acting in his or her official capacity, directly caused damage to the complaining landlord's property while executing a search of a tenant's residence;

(b) The landlord has applied any funds remaining in the tenant's deposit, to which the landlord has a right under chapter 59.18 RCW,

to cover the damage directly caused by a law enforcement officer prior to asserting a claim under the provisions of this section:

(i) Only if the funds applied under (b) of this subsection are insufficient to satisfy the damage directly caused by a law enforcement officer, may the landlord seek compensation for the damage by filing a claim against the governmental entity under whose authority the law enforcement agency operates within thirty days after the search;

(ii) Only if the governmental entity denies or fails to respond to the landlord's claim within sixty days of the date of filing, may the landlord collect damages under this subsection by filing within thirty days of denial or the expiration of the sixty day period, whichever occurs first, a claim with the seizing law enforcement agency. The seizing law enforcement agency must notify the landlord of the status of the claim by the end of the thirty day period. Nothing in this section requires the claim to be paid by the end of the sixty day or thirty day period; and

(c) For any claim filed under (b) of this subsection, the law enforcement agency shall pay the claim unless the agency provides substantial proof that the landlord either:

(i) Knew or consented to actions of the tenant in violation of RCW 9.68A.100, 9.68A.101, or 9A.88.070; or

(ii) Failed to respond to a notification of the illegal activity, provided by a law enforcement agency under RCW 59.18.075, within seven days of receipt of notification of the illegal activity.

~~((42))~~ (13) The landlord's claim for damages under subsection ~~((44))~~ (12) of this section may not include a claim for loss of business and is limited to:

(a) Damage to tangible property and clean-up costs;

(b) The lesser of the cost of repair or fair market value of the damage directly caused by a law enforcement officer;

(c) The proceeds from the sale of the specific tenant's property seized and forfeited under subsection (9) of this section; and

(d) The proceeds available after the seizing law enforcement agency satisfies any bona fide security interest in the tenant's property and costs related to sale of the tenant's property as provided by subsection ~~((44))~~ (12) of this section.

~~((43))~~ (14) Subsections ~~((44))~~ (12) and ~~((42))~~ (13) of this section do not limit any other rights a landlord may have against a tenant to collect for damages. However, if a law enforcement agency satisfies a landlord's claim under subsection ~~((44))~~ (12) of this section, the rights the landlord has against the tenant for damages directly caused by a law enforcement officer under the terms of the landlord and tenant's contract are subrogated to the law enforcement agency."

Correct the title.

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1791 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Parker and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1791, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1791, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 1791, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 5, 2014

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 2108 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The department of health with the board of hearing and speech, and representatives from the community and technical colleges, must review the opportunity to establish an interim work-based learning permit, or similar apprenticeship opportunity, to provide an additional licensing pathway for hearing aid specialist applicants.

(2) The group shall consider the following areas:

(a) The opportunity to provide a work-based learning permit for applicants that either have a two-year or four-year degree in a field of study approved by the board from an accredited institution of higher education, or are currently enrolled in a two-year or four-year degree program in a field of study approved by the board in an accredited institution of higher education with no more than one full-time academic year remaining in his or her course of study;

(b) The criteria for providing a designation of a board-approved licensed hearing aid specialist or board-approved licensed audiologist to act as the applicant's supervisor;

(c) The recommended duration of an interim work-based learning permit or apprenticeship;

(d) Recommendations for a work-based learning permit or apprenticeship and opportunities to offer a program through a partnership with a private business and/or through a partnership with accredited institutions of higher education and a sponsoring private business;

(e) Recommendations for the learning pathways or academic components that should be required in any work-based learning program, including the specific training elements that must be completed, including, but not limited to, audiometric testing,

counseling regarding hearing examinations, hearing instrument selection, ear mold impressions, hearing instrument fitting and follow-up care, and business practices including ethics, regulations, and sanitation and infection control; and

(f) Recommendations for the direct supervision of a work-based learning permit or apprenticeship, including the number of persons a hearing aid specialist or audiologist may supervise, and other considerations.

(3) The work group must submit recommendations to the health committees of the legislature by December 1, 2014.

Sec. 2. RCW 18.35.010 and 2009 c 301 s 2 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Assistive listening device or system" means an amplification system that is specifically designed to improve the signal to noise ratio for the listener, reduce interference from noise in the background, and enhance hearing levels at a distance by picking up sound from as close to source as possible and sending it directly to the ear of the listener, excluding hearing instruments as defined in this chapter.

(2) "Audiology" means the application of principles, methods, and procedures related to hearing and the disorders of hearing and to related language and speech disorders, whether of organic or nonorganic origin, peripheral or central, that impede the normal process of human communication including, but not limited to, disorders of auditory sensitivity, acuity, function, processing, or vestibular function, the application of aural habilitation, rehabilitation, and appropriate devices including fitting and dispensing of hearing instruments, and cerumen management to treat such disorders.

(3) "Board" means the board of hearing and speech.

(4) "Department" means the department of health.

(5) "Direct supervision" means the supervising speech-language pathologist, hearing aid specialist, or audiologist is on-site and in view during the procedures or tasks. The board shall develop rules outlining the procedures or tasks allowable under direct supervision.

(6) "Establishment" means any permanent site housing a person engaging in the practice of fitting and dispensing of hearing instruments by a hearing (~~instrument fitter/dispenser~~) aid specialist or audiologist; where the client can have personal contact and counsel during the firm's business hours; where business is conducted; and the address of which is given to the state for the purpose of bonding.

(7) "Facility" means any permanent site housing a person engaging in the practice of speech-language pathology and/or audiology, excluding the sale, lease, or rental of hearing instruments.

(8) "Fitting and dispensing of hearing instruments" means the sale, lease, or rental or attempted sale, lease, or rental of hearing instruments together with the selection and modification of hearing instruments and the administration of nondiagnostic tests as specified by RCW 18.35.110 and the use of procedures essential to the performance of these functions; and includes recommending specific hearing instrument systems, specific hearing instruments, or specific hearing instrument characteristics, the taking of impressions for ear molds for these purposes, the use of nondiagnostic procedures and equipment to verify the appropriateness of the hearing instrument fitting, and hearing instrument orientation. The fitting and dispensing of hearing instruments as defined by this chapter may be equally provided by a licensed hearing (~~instrument fitter/dispenser~~) aid specialist or licensed audiologist.

(9) "Good standing" means a licensed hearing (~~instrument fitter/dispenser~~) aid specialist, licensed audiologist, licensed speech-language pathologist, or certified speech-language pathology assistant whose license or certification has not been subject to sanctions pursuant to chapter 18.130 RCW or sanctions by other states, territories, or the District of Columbia in the last two years.

(10) "Hearing aid specialist" means a person who is licensed to engage in the practice of fitting and dispensing of hearing instruments

and meets the qualifications of this chapter.

(11) "Hearing health care professional" means an audiologist or hearing ~~((instrument fitter/dispenser))~~ aid specialist licensed under this chapter or a physician specializing in diseases of the ear licensed under chapter 18.71 RCW.

~~((H))~~ (12) "Hearing instrument" means any wearable prosthetic instrument or device designed for or represented as aiding, improving, compensating for, or correcting defective human hearing and any parts, attachments, or accessories of such an instrument or device, excluding batteries and cords, ear molds, and assistive listening devices.

~~((12))~~ "Hearing instrument fitter/dispenser" means a person who is licensed to engage in the practice of fitting and dispensing of hearing instruments and meets the qualifications of this chapter.)

(13) "Indirect supervision" means the procedures or tasks are performed under the speech-language pathologist~~((s))~~, the hearing aid specialist, or the audiologist's overall direction and control, but the speech-language pathologist~~((s))~~, hearing aid specialist, or audiologist's presence is not required during the performance of the procedures or tasks. The board shall develop rules outlining the procedures or tasks allowable under indirect supervision.

(14) "Interim permit holder" means a person who holds the permit created under RCW 18.35.060 and who practices under the supervision of a licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, licensed speech-language pathologist, or licensed audiologist.

(15) "Licensed audiologist" means a person who is licensed by the department to engage in the practice of audiology and meets the qualifications in this chapter.

(16) "Licensed speech-language pathologist" means a person who is licensed by the department to engage in the practice of speech-language pathology and meets the qualifications of this chapter.

(17) "Secretary" means the secretary of health.

(18) "Speech-language pathology" means the application of principles, methods, and procedures related to the development and disorders, whether of organic or nonorganic origin, that impede oral, pharyngeal, or laryngeal sensorimotor competencies and the normal process of human communication including, but not limited to, disorders and related disorders of speech, articulation, fluency, voice, verbal and written language, auditory comprehension, cognition/communication, and the application of augmentative communication treatment and devices for treatment of such disorders.

(19) "Speech-language pathology assistant" means a person who is certified by the department to provide speech-language pathology services under the direction and supervision of a licensed speech-language pathologist or speech-language pathologist certified as an educational staff associate by the superintendent of public instruction, and meets all of the requirements of this chapter.

Sec. 3. RCW 18.35.020 and 2006 c 263 s 801 are each amended to read as follows:

(1) No person shall engage in the fitting and dispensing of hearing instruments or imply or represent that he or she is engaged in the fitting and dispensing of hearing instruments unless he or she is a licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, or a licensed audiologist or holds an interim permit issued by the department as provided in this chapter and is an owner or employee of an establishment that is bonded as provided by RCW 18.35.240. The owner or manager of an establishment that dispenses hearing instruments is responsible under this chapter for all transactions made in the establishment name or conducted on its premises by agents or persons employed by the establishment engaged in fitting and dispensing of hearing instruments. Every establishment that fits and dispenses shall have in its employ at least one licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist or licensed audiologist at all times, and shall annually submit proof that all testing equipment at that establishment that is required by the board to be calibrated has been properly calibrated.

(2) Effective January 1, 2003, no person shall engage in the practice of audiology or imply or represent that he or she is engaged in the practice of audiology unless he or she is a licensed audiologist or holds an audiology interim permit issued by the department as provided in this chapter. Audiologists who are certified as educational staff associates by the Washington professional educator standards board are excluded unless they elect to become licensed under this chapter. However, a person certified by the state board of education as an educational staff associate who practices outside the school setting must be a licensed audiologist.

(3) Effective January 1, 2003, no person shall engage in the practice of speech-language pathology or imply or represent that he or she is engaged in the practice of speech-language pathology unless he or she is a licensed speech-language pathologist or holds a speech-language pathology interim permit issued by the department as provided in this chapter. Speech-language pathologists who are certified as educational staff associates by the state board of education are excluded unless they elect to become licensed under this chapter. However, a person certified by the state board of education as an educational staff associate who practices outside the school setting must be a licensed speech-language pathologist.

Sec. 4. RCW 18.35.040 and 2009 c 301 s 3 are each amended to read as follows:

(1) An applicant for licensure as a hearing ~~((instrument fitter/dispenser))~~ aid specialist must have the following minimum qualifications and shall pay a fee determined by the secretary as provided in RCW 43.70.250. An applicant shall be issued a license under the provisions of this chapter if the applicant has not committed unprofessional conduct as specified by chapter 18.130 RCW, and:

(a)(i) Satisfactorily completes the hearing ~~((instrument fitter/dispenser))~~ aid specialist examination required by this chapter; and

(ii) Satisfactorily completes:

(A) A minimum of a two-year degree program in hearing ~~((instrument fitter/dispenser))~~ aid specialist instruction. The program must be approved by the board;

(B) A two-year or four-year degree in a field of study approved by the board from an accredited institution, a nine-month board-approved certificate program offered by a board-approved hearing aid specialist program and the practical examination approved by the board. The practical examination must be given at least quarterly, as determined by the board. The department may hire licensed industry experts approved by the board to proctor the examination; or

(b) Holds a current, unsuspended, unrevoked license from another jurisdiction if the standards for licensing in such other jurisdiction are substantially equivalent to those prevailing in this state as provided in (a) of this subsection; or

(c)(i) Holds a current, unsuspended, unrevoked license from another jurisdiction, has been actively practicing as a licensed hearing aid ~~((fitter/dispenser))~~ specialist in another jurisdiction for at least forty-eight of the last sixty months, and submits proof of completion of advance certification from either the international hearing society or the national board for certification in hearing instrument sciences; and

(ii) Satisfactorily completes the hearing ~~((instrument fitter/dispenser))~~ aid specialist examination required by this chapter or a substantially equivalent examination approved by the board.

The applicant must present proof of qualifications to the board in the manner and on forms prescribed by the secretary and proof of completion of a minimum of four clock hours of AIDS education and training pursuant to rules adopted by the board.

(2)(a) An applicant for licensure as a speech-language pathologist or audiologist must have the following minimum qualifications:

(i) Has not committed unprofessional conduct as specified by the uniform disciplinary act;

(ii) Has a master's degree or the equivalent, or a doctorate degree or the equivalent, from a program at a board-approved institution of

higher learning, which includes completion of a supervised clinical practicum experience as defined by rules adopted by the board; and

(iii) Has completed postgraduate professional work experience approved by the board.

(b) All qualified applicants must satisfactorily complete the speech-language pathology or audiology examinations required by this chapter.

(c) The applicant must present proof of qualifications to the board in the manner and on forms prescribed by the secretary and proof of completion of a minimum of four clock hours of AIDS education and training pursuant to rules adopted by the board.

(3) An applicant for certification as a speech-language pathology assistant shall pay a fee determined by the secretary as provided in RCW 43.70.250 and must have the following minimum qualifications:

(a) An associate of arts or sciences degree, or a certificate of proficiency, from a speech-language pathology assistant program from an institution of higher education that is approved by the board, as is evidenced by the following:

(i) Transcripts showing forty-five quarter hours or thirty semester hours of speech-language pathology coursework; and

(ii) Transcripts showing forty-five quarter hours or thirty semester hours of general education credit; or

(b) A bachelor of arts or bachelor of sciences degree, as evidenced by transcripts, from a speech, language, and hearing program from an institution of higher education that is approved by the board.

Sec. 5. RCW 18.35.050 and 2002 c 310 s 5 are each amended to read as follows:

Except as otherwise provided in this chapter an applicant for license shall appear at a time and place and before such persons as the department may designate to be examined by written or practical tests, or both. Examinations in hearing (~~(instrument fitting/dispensing)~~) aid specialist, speech-language pathology, and audiology shall be held within the state at least once a year. The examinations shall be reviewed annually by the board and the department, and revised as necessary. The examinations shall include appropriate subject matter to ensure the competence of the applicant. Nationally recognized examinations in the fields of fitting and dispensing of hearing instruments, speech-language pathology, and audiology may be used to determine if applicants are qualified for licensure. An applicant who fails an examination may apply for reexamination upon payment of a reexamination fee. The hearing (~~(instrument fitting/dispensing)~~) aid specialist reexamination fee for hearing (~~(instrument fitter/dispensers)~~) aid specialists and audiologists shall be set by the secretary under RCW 43.70.250.

Sec. 6. RCW 18.35.070 and 1996 c 200 s 8 are each amended to read as follows:

The hearing (~~(instrument fitter/dispenser)~~) aid specialist written or practical examination, or both, provided in RCW 18.35.050 shall consist of:

(1) Tests of knowledge in the following areas as they pertain to the fitting of hearing instruments:

(a) Basic physics of sound;

(b) The human hearing mechanism, including the science of hearing and the causes and rehabilitation of abnormal hearing and hearing disorders; and

(c) Structure and function of hearing instruments.

(2) Tests of proficiency in the following areas as they pertain to the fitting of hearing instruments:

(a) Pure tone audiometry, including air conduction testing and bone conduction testing;

(b) Live voice or recorded voice speech audiometry, including speech reception threshold testing and speech discrimination testing;

(c) Effective masking;

(d) Recording and evaluation of audiograms and speech audiometry to determine hearing instrument candidacy;

(e) Selection and adaptation of hearing instruments and testing of hearing instruments; and

(f) Taking ear mold impressions.

(3) Evidence of knowledge regarding the medical and rehabilitation facilities for children and adults that are available in the area served.

(4) Evidence of knowledge of grounds for revocation or suspension of license under the provisions of this chapter.

(5) Any other tests as the board may by rule establish.

Sec. 7. RCW 18.35.095 and 2009 c 301 s 4 are each amended to read as follows:

(1) A hearing (~~(instrument fitter/dispenser)~~) aid specialist licensed under this chapter and not actively practicing may be placed on inactive status by the department at the written request of the licensee. The board shall define by rule the conditions for inactive status licensure. In addition to the requirements of RCW 43.24.086, the licensing fee for a licensee on inactive status shall be directly related to the costs of administering an inactive license by the department. A hearing (~~(instrument fitter/dispenser)~~) aid specialist on inactive status may be voluntarily placed on active status by notifying the department in writing, paying the remainder of the licensing fee for the licensing year, and complying with subsection (2) of this section.

(2) Hearing (~~(instrument fitter/dispenser)~~) aid specialist inactive licensees applying for active licensure shall comply with the following: A licensee who has not fitted or dispensed hearing instruments for more than five years from the expiration of the licensee's full fee license shall retake the practical or the written, or both, hearing (~~(instrument fitter/dispenser)~~) aid specialist examinations required under this chapter and other requirements as determined by the board. Persons who have inactive status in this state but who are actively licensed and in good standing in any other state shall not be required to take the hearing (~~(instrument fitter/dispenser)~~) aid specialist practical examination, but must submit an affidavit attesting to their knowledge of the current Washington Administrative Code rules and Revised Code of Washington statutes pertaining to the fitting and dispensing of hearing instruments.

(3) A speech-language pathologist or audiologist licensed under this chapter, or a speech-language pathology assistant certified under this chapter, and not actively practicing either speech-language pathology or audiology may be placed on inactive status by the department at the written request of the license or certification holder. The board shall define by rule the conditions for inactive status licensure or certification. In addition to the requirements of RCW 43.24.086, the fee for a license or certification on inactive status shall be directly related to the cost of administering an inactive license or certification by the department. A person on inactive status may be voluntarily placed on active status by notifying the department in writing, paying the remainder of the fee for the year, and complying with subsection (4) of this section.

(4) Speech-language pathologist, speech-language pathology assistant, or audiologist inactive license or certification holders applying for active licensure or certification shall comply with requirements set forth by the board, which may include completion of continuing competency requirements and taking an examination.

Sec. 8. RCW 18.35.100 and 2002 c 310 s 10 are each amended to read as follows:

(1) Every hearing (~~(instrument fitter/dispenser)~~) aid specialist, audiologist, speech-language pathologist, or interim permit holder, who is regulated under this chapter, shall notify the department in writing of the regular address of the place or places in the state of Washington where the person practices or intends to practice more than twenty consecutive business days and of any change thereof within ten days of such change. Failure to notify the department in writing shall be grounds for suspension or revocation of the license or interim permit.

(2) The department shall keep a record of the places of business of persons who hold licenses or interim permits.

(3) Any notice required to be given by the department to a person who holds a license or interim permit may be given by mailing it to the address of the last establishment or facility of which the person has notified the department, except that notice to a licensee or interim permit holder of proceedings to deny, suspend, or revoke the license or interim permit shall be by certified or registered mail or by means authorized for service of process.

Sec. 9. RCW 18.35.105 and 2002 c 310 s 11 are each amended to read as follows:

Each licensee and interim permit holder under this chapter shall keep records of all services rendered for a minimum of three years. These records shall contain the names and addresses of all persons to whom services were provided. Hearing ~~((instrument fitter/dispensers))~~ aid specialists, audiologists, and interim permit holders shall also record the date the hearing instrument warranty expires, a description of the services and the dates the services were provided, and copies of any contracts and receipts. All records, as required pursuant to this chapter or by rule, shall be owned by the establishment or facility and shall remain with the establishment or facility in the event the licensee changes employment. If a contract between the establishment or facility and the licensee provides that the records are to remain with the licensee, copies of such records shall be provided to the establishment or facility.

Sec. 10. RCW 18.35.110 and 2002 c 310 s 12 are each amended to read as follows:

In addition to causes specified under RCW 18.130.170 and 18.130.180, any person licensed or holding an interim permit under this chapter may be subject to disciplinary action by the board for any of the following causes:

(1) For unethical conduct in dispensing hearing instruments. Unethical conduct shall include, but not be limited to:

(a) Using or causing or promoting the use of, in any advertising matter, promotional literature, testimonial, guarantee, warranty, label, brand, insignia, or any other representation, however disseminated or published, which is false, misleading or deceptive;

(b) Failing or refusing to honor or to perform as represented any representation, promise, agreement, or warranty in connection with the promotion, sale, dispensing, or fitting of the hearing instrument;

(c) Advertising a particular model, type, or kind of hearing instrument for sale which purchasers or prospective purchasers responding to the advertisement cannot purchase or are dissuaded from purchasing and where it is established that the purpose of the advertisement is to obtain prospects for the sale of a different model, type, or kind than that advertised;

(d) Falsifying hearing test or evaluation results;

(e)(i) Whenever any of the following conditions are found or should have been found to exist either from observations by the licensee or interim permit holder or on the basis of information furnished by the prospective hearing instrument user prior to fitting and dispensing a hearing instrument to any such prospective hearing instrument user, failing to advise that prospective hearing instrument user in writing that the user should first consult a licensed physician specializing in diseases of the ear or if no such licensed physician is available in the community then to any duly licensed physician:

(A) Visible congenital or traumatic deformity of the ear, including perforation of the eardrum;

(B) History of, or active drainage from the ear within the previous ninety days;

(C) History of sudden or rapidly progressive hearing loss within the previous ninety days;

(D) Acute or chronic dizziness;

(E) Any unilateral hearing loss;

(F) Significant air-bone gap when generally acceptable standards have been established as defined by the food and drug administration;

(G) Visible evidence of significant cerumen accumulation or a foreign body in the ear canal;

(H) Pain or discomfort in the ear; or

(I) Any other conditions that the board may by rule establish. It is a violation of this subsection for any licensee or that licensee's employees and putative agents upon making such required referral for medical opinion to in any manner whatsoever disparage or discourage a prospective hearing instrument user from seeking such medical opinion prior to the fitting and dispensing of a hearing instrument. No such referral for medical opinion need be made by any licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, licensed audiologist, or interim permit holder in the instance of replacement only of a hearing instrument which has been lost or damaged beyond repair within twelve months of the date of purchase. The licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, licensed audiologist, or interim permit holder or their employees or putative agents shall obtain a signed statement from the hearing instrument user documenting the waiver of medical clearance and the waiver shall inform the prospective user that signing the waiver is not in the user's best health interest: PROVIDED, That the licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist, licensed audiologist, or interim permit holder shall maintain a copy of either the physician's statement showing that the prospective hearing instrument user has had a medical evaluation within the previous six months or the statement waiving medical evaluation, for a period of three years after the purchaser's receipt of a hearing instrument. Nothing in this section required to be performed by a licensee or interim permit holder shall mean that the licensee or interim permit holder is engaged in the diagnosis of illness or the practice of medicine or any other activity prohibited under the laws of this state;

(ii) Fitting and dispensing a hearing instrument to any person under eighteen years of age who has not been examined and cleared for hearing instrument use within the previous six months by a physician specializing in otolaryngology except in the case of replacement instruments or except in the case of the parents or guardian of such person refusing, for good cause, to seek medical opinion: PROVIDED, That should the parents or guardian of such person refuse, for good cause, to seek medical opinion, the licensed hearing ~~((instrument fitter/dispenser))~~ aid specialist or licensed audiologist shall obtain from such parents or guardian a certificate to that effect in a form as prescribed by the department;

(iii) Fitting and dispensing a hearing instrument to any person under eighteen years of age who has not been examined by an audiologist who holds at least a master's degree in audiology for recommendations during the previous six months, without first advising such person or his or her parents or guardian in writing that he or she should first consult an audiologist who holds at least a master's degree in audiology, except in cases of hearing instruments replaced within twelve months of their purchase;

(f) Representing that the services or advice of a person licensed to practice medicine and surgery under chapter 18.71 RCW or osteopathic medicine and surgery under chapter 18.57 RCW or of a clinical audiologist will be used or made available in the selection, fitting, adjustment, maintenance, or repair of hearing instruments when that is not true, or using the word "doctor," "clinic," or other like words, abbreviations, or symbols which tend to connote a medical or osteopathic medicine and surgery profession when such use is not accurate;

(g) Permitting another to use his or her license or interim permit;

(h) Stating or implying that the use of any hearing instrument will restore normal hearing, preserve hearing, prevent or retard progression of a hearing impairment, or any other false, misleading, or medically or audiological unsupportable claim regarding the efficiency of a hearing instrument;

(i) Representing or implying that a hearing instrument is or will be "custom-made," "made to order," "prescription made," or in any other sense specially fabricated for an individual when that is not the case; or

(j) Directly or indirectly offering, giving, permitting, or causing to be given, money or anything of value to any person who advised another in a professional capacity as an inducement to influence that person, or to have that person influence others to purchase or contract to purchase any product sold or offered for sale by the hearing ~~((instrument fitter/dispenser))~~ aid specialist, audiologist, or interim permit holder, or to influence any person to refrain from dealing in the products of competitors.

(2) Engaging in any unfair or deceptive practice or unfair method of competition in trade within the meaning of RCW 19.86.020.

(3) Aiding or abetting any violation of the rebating laws as stated in chapter 19.68 RCW.

Sec. 11. RCW 18.35.140 and 2002 c 310 s 14 are each amended to read as follows:

The powers and duties of the department, in addition to the powers and duties provided under other sections of this chapter, are as follows:

(1) To provide space necessary to carry out the examination set forth in RCW 18.35.070 of applicants for hearing ~~((instrument fitter/dispenser))~~ aid specialist licenses or audiology licenses.

(2) To authorize all disbursements necessary to carry out the provisions of this chapter.

(3) To require the periodic examination of testing equipment, as defined by the board, and to carry out the periodic inspection of facilities or establishments of persons who are licensed under this chapter, as reasonably required within the discretion of the department.

(4) To appoint advisory committees as necessary.

(5) To keep a record of proceedings under this chapter and a register of all persons licensed or holding interim permits under this chapter. The register shall show the name of every living licensee or interim permit holder for hearing ~~((instrument fitting/dispensing))~~ aid specialist, every living licensee or interim permit holder for speech-language pathology, and every living licensee or interim permit holder for audiology, with his or her last known place of residence and the date and number of his or her license or interim permit.

Sec. 12. RCW 18.35.150 and 2009 c 301 s 5 are each amended to read as follows:

(1) There is created hereby the board of hearing and speech to govern the three separate professions: Hearing ~~((instrument fitting/dispensing))~~ aid specialist, audiology, and speech-language pathology. The board shall consist of eleven members to be appointed by the governor.

(2) Members of the board shall be residents of this state. Three members shall represent the public and shall have an interest in the rights of consumers of health services, and shall not be or have been a member of, or married to a member of, another licensing board, a licensee of a health occupation board, an employee of a health facility, nor derive his or her primary livelihood from the provision of health services at any level of responsibility. Two members shall be hearing ~~((instrument fitter/dispensers))~~ aid specialists who are licensed under this chapter, have at least five years of experience in the practice of hearing instrument fitting and dispensing, and must be actively engaged in fitting and dispensing within two years of appointment. Two members of the board shall be audiologists licensed under this chapter who have at least five years of experience in the practice of audiology and must be actively engaged in practice within two years of appointment. Two members of the board shall be speech-language pathologists licensed under this chapter who have at least five years of experience in the practice of speech-language pathology and must be actively engaged in practice within two years of appointment. One advisory nonvoting member shall be a speech-language pathology assistant certified in Washington. One advisory nonvoting member shall be a medical physician licensed in the state of Washington.

(3) The term of office of a member is three years. Of the initial appointments, one hearing ~~((instrument fitter/dispenser))~~ aid specialist, one speech-language pathologist, one audiologist, and one consumer shall be appointed for a term of two years, and one hearing ~~((instrument fitter/dispenser))~~ aid specialist, one speech-language pathologist, one audiologist, and two consumers shall be appointed for a term of three years. Thereafter, all appointments shall be made for expired terms. No member shall be appointed to serve more than two consecutive terms. A member shall continue to serve until a successor has been appointed. The governor shall either reappoint the member or appoint a successor to assume the member's duties at the expiration of his or her predecessor's term. A vacancy in the office of a member shall be filled by appointment for the unexpired term.

(4) The chair shall rotate annually among the hearing ~~((instrument fitter/dispensers))~~ aid specialists, speech-language pathologists, audiologists, and public members serving on the board. In the absence of the chair, the board shall appoint an interim chair. In event of a tie vote, the issue shall be brought to a second vote and the chair shall refrain from voting.

(5) The board shall meet at least once each year, at a place, day and hour determined by the board, unless otherwise directed by a majority of board members. The board shall also meet at such other times and places as are requested by the department or by three members of the board. A quorum is a majority of the board. A hearing ~~((instrument fitter/dispenser))~~ aid specialist, speech-language pathologist, and audiologist must be represented. Meetings of the board shall be open and public, except the board may hold executive sessions to the extent permitted by chapter 42.30 RCW.

(6) Members of the board shall be compensated in accordance with RCW 43.03.240 and shall be reimbursed for their travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(7) The governor may remove a member of the board for cause at the recommendation of a majority of the board.

Sec. 13. RCW 18.35.161 and 2010 c 65 s 4 are each amended to read as follows:

The board shall have the following powers and duties:

(1) To establish by rule such minimum standards and procedures in the fitting and dispensing of hearing instruments as deemed appropriate and in the public interest;

(2) To adopt any other rules necessary to implement this chapter and which are not inconsistent with it;

(3) To develop, approve, and administer or supervise the administration of examinations to applicants for licensure under this chapter;

(4) To require a licensee or interim permit holder to make restitution to any individual injured by a violation of this chapter or chapter 18.130 RCW, the uniform disciplinary act. The authority to require restitution does not limit the board's authority to take other action deemed appropriate and provided for in this chapter or chapter 18.130 RCW;

(5) To pass upon the qualifications of applicants for licensure or interim permits and to certify to the secretary;

(6) To recommend requirements for continuing education and continuing competency requirements as a prerequisite to renewing a license or certification under this chapter;

(7) To keep an official record of all its proceedings. The record is evidence of all proceedings of the board that are set forth in this record;

(8) To adopt rules, if the board finds it appropriate, in response to questions put to it by professional health associations, hearing ~~((instrument fitter/dispensers or))~~ aid specialists, audiologists, speech-language pathologists, interim permit holders, and consumers in this state; and

(9) To adopt rules relating to standards of care relating to hearing ~~((instrument fitter/dispensers))~~ aid specialists or audiologists, including the dispensing of hearing instruments, and relating to speech-language pathologists, including dispensing of communication devices.

Sec. 14. RCW 18.35.185 and 2002 c 310 s 19 are each amended to read as follows:

(1) In addition to any other rights and remedies a purchaser may have, the purchaser of a hearing instrument shall have the right to rescind the transaction for other than the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder's breach if:

(a) The purchaser, for reasonable cause, returns the hearing instrument or holds it at the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder's disposal, if the hearing instrument is in its original condition less normal wear and tear. "Reasonable cause" shall be defined by the board but shall not include a mere change of mind on the part of the purchaser or a change of mind related to cosmetic concerns of the purchaser about wearing a hearing instrument; and

(b) The purchaser sends notice of the cancellation by certified mail, return receipt requested, to the establishment employing the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder at the time the hearing instrument was originally purchased, and the notice is posted not later than thirty days following the date of delivery, but the purchaser and the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder may extend the deadline for posting of the notice of rescission by mutual, written agreement. In the event the hearing instrument develops a problem which qualifies as a reasonable cause for rescission or which prevents the purchaser from evaluating the hearing instrument, and the purchaser notifies the establishment employing the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder of the problem during the thirty days following the date of delivery and documents such notification, the deadline for posting the notice of rescission shall be extended by an equal number of days as those between the date of the notification of the problem to the date of notification of availability for redeliveries. Where the hearing instrument is returned to the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder for any inspection for modification or repair, and the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder has notified the purchaser that the hearing instrument is available for redelivery, and where the purchaser has not responded by either taking possession of the hearing instrument or instructing the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder to forward it to the purchaser, then the deadline for giving notice of the rescission shall extend no more than seven working days after this notice of availability.

(2) If the transaction is rescinded under this section or as otherwise provided by law and the hearing instrument is returned to the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder, the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder shall refund to the purchaser any payments or deposits for that hearing instrument. However, the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder may retain, for each hearing instrument, fifteen percent of the total purchase price or one hundred twenty-five dollars, whichever is less. After December 31, 1996, the rescission amount shall be determined by the board. The licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder shall also return any goods traded in contemplation of the sale, less any costs incurred by the licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, licensed audiologist, or interim permit holder in making those goods ready for resale. The refund shall be made within ten business days after the rescission. The buyer shall incur no additional liability for such rescission.

(3) For the purposes of this section, the purchaser shall have recourse against the bond held by the establishment entering into a purchase agreement with the buyer, as provided by RCW 18.35.240.

Sec. 15. RCW 18.35.195 and 2006 c 263 s 802 are each amended to read as follows:

(1) This chapter shall not apply to military or federal government employees.

(2) This chapter does not prohibit or regulate:

(a) Fitting or dispensing by students enrolled in a board-approved program who are directly supervised by a licensed hearing (~~(instrument fitter/dispenser)~~) aid specialist, a licensed audiologist under the provisions of this chapter, or an instructor at a two-year hearing (~~(instrument fitter/dispenser)~~) aid specialist degree program that is approved by the board;

(b) Hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, or audiologists of other states, territories, or countries, or the District of Columbia while appearing as clinicians of bona fide educational seminars sponsored by speech- language pathology, audiology, hearing (~~(instrument fitter/dispenser)~~) aid specialist, medical, or other healing art professional associations so long as such activities do not go beyond the scope of practice defined by this chapter; and

(c) The practice of audiology or speech-language pathology by persons certified by the Washington professional educator standards board as educational staff associates, except for those persons electing to be licensed under this chapter. However, a person certified by the board as an educational staff associate who practices outside the school setting must be a licensed audiologist or licensed speech-language pathologist.

Sec. 16. RCW 18.35.205 and 2009 c 301 s 6 are each amended to read as follows:

The legislature finds that the public health, safety, and welfare would best be protected by uniform regulation of hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, speech-language pathology assistants, audiologists, and interim permit holders throughout the state. Therefore, the provisions of this chapter relating to the licensing of hearing (~~(instrument fitter/dispensers)~~) aid specialists, speech-language pathologists, and audiologists, the certification of speech-language pathology assistants, and regulation of interim permit holders and their respective establishments or facilities is exclusive. No political subdivision of the state of Washington within whose jurisdiction a hearing (~~(instrument fitter/dispenser)~~) aid specialist, audiologist, or speech-language pathologist establishment or facility is located may require any registrations, bonds, licenses, certificates, or interim permits of the establishment or facility or its employees or charge any fee for the same or similar purposes: PROVIDED, HOWEVER, That nothing herein shall limit or abridge the authority of any political subdivision to levy and collect a general and nondiscriminatory license fee levied on all businesses, or to levy a tax based upon the gross business conducted by any firm within the political subdivision.

Sec. 17. RCW 18.35.240 and 2002 c 310 s 24 are each amended to read as follows:

(1) Every individual engaged in the fitting and dispensing of hearing instruments shall be covered by a surety bond of ten thousand dollars or more, for the benefit of any person injured or damaged as a result of any violation by the licensee or permit holder, or their employees or agents, of any of the provisions of this chapter or rules adopted by the secretary.

(2) In lieu of the surety bond required by this section, the licensee or permit holder may deposit cash or other negotiable security in a banking institution as defined in chapter 30.04 RCW or a credit union as defined in chapter 31.12 RCW. All obligations and remedies relating to surety bonds shall apply to deposits and security filed in lieu of surety bonds.

(3) If a cash deposit or other negotiable security is filed, the licensee or permit holder shall maintain such cash or other negotiable security for one year after discontinuing the fitting and dispensing of hearing instruments.

(4) Each invoice for the purchase of a hearing instrument provided to a customer must clearly display on the first page the bond number covering the licensee or interim permit holder responsible for fitting/dispensing the hearing instrument.

(5) All licensed hearing (~~(instrument fitter/dispensers)~~ aid specialists, licensed audiologists, and permit holders must verify compliance with the requirement to hold a surety bond or cash or other negotiable security by submitting a signed declaration of compliance upon annual renewal of their license or permit. Up to twenty-five percent of the credential holders may be randomly audited for surety bond compliance after the credential is renewed. It is the credential holder's responsibility to submit a copy of the original surety bond or bonds, or documentation that cash or other negotiable security is held in a banking institution during the time period being audited. Failure to comply with the audit documentation request or failure to supply acceptable documentation within thirty days may result in disciplinary action.

Sec. 18. RCW 18.35.260 and 2009 c 301 s 7 are each amended to read as follows:

(1) A person who is not a licensed hearing (~~(instrument fitter/dispenser)~~ aid specialist may not represent himself or herself as being so licensed and may not use in connection with his or her name the words "licensed hearing instrument fitter/dispenser," "hearing instrument specialist," or "hearing aid fitter/dispenser," or a variation, synonym, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions of a licensed hearing (~~(instrument fitter/dispenser)~~ aid specialist.

(2) A person who is not a licensed speech-language pathologist may not represent himself or herself as being so licensed and may not use in connection with his or her name the words including "licensed speech-language pathologist" or a variation, synonym, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions as a licensed speech-language pathologist.

(3) A person who is not a certified speech-language pathology assistant may not represent himself or herself as being so certified and may not use in connection with his or her name the words including "certified speech-language pathology assistant" or a variation, synonym, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions as a certified speech-language pathology assistant.

(4) A person who is not a licensed audiologist may not represent himself or herself as being so licensed and may not use in connection with his or her name the words "licensed audiologist" or a variation, synonym, letter, word, sign, number, insignia, coinage, or whatever expresses, employs, or implies these terms, names, or functions of a licensed audiologist.

(5) Nothing in this chapter prohibits a person credentialed in this state under another act from engaging in the practice for which he or she is credentialed.

NEW SECTION. Sec. 19. Section 4 of this act takes effect July 1, 2015."

On page 1, line 1 of the title, after "fitters/dispensers" strike the remainder of the title and insert "amending RCW 18.35.010, 18.35.020, 18.35.040, 18.35.050, 18.35.070, 18.35.095, 18.35.100, 18.35.105, 18.35.110, 18.35.140, 18.35.150, 18.35.161, 18.35.185, 18.35.195, 18.35.205, 18.35.240, and 18.35.260; creating a new section; and providing an effective date."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 2108 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Ross and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2108, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2108, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet and Young.

ENGROSSED HOUSE BILL NO. 2108, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2111 with the following amendment:

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 81.112.210 and 2009 c 279 s 5 are each amended to read as follows:

(1) An authority is authorized to establish, by resolution, a schedule of fines and penalties for civil infractions established in RCW 81.112.220. Fines established by (~~(a regional transit)~~ an authority shall not exceed those imposed for class 1 infractions under RCW 7.80.120.

(2)(a) (~~(A regional transit)~~ An authority may designate persons to monitor fare payment who are equivalent to and are authorized to

exercise all the powers of an enforcement officer, defined in RCW 7.80.040. An authority is authorized to employ personnel to either monitor fare payment, or to contract for such services, or both.

(b) In addition to the specific powers granted to enforcement officers under RCW 7.80.050 and 7.80.060, persons designated to monitor fare payment also have the authority to take the following actions:

(i) Request proof of payment from passengers;

(ii) Request personal identification from a passenger who does not produce proof of payment when requested;

(iii) ~~(A) Issue a ((citation conforming to the requirements established in RCW 7.80.070)) notice of infraction to passengers who do not produce proof of payment when requested.~~

~~(B) The notice of infraction form to be used for violations under this subsection must be approved by the administrative office of the courts and must not include vehicle information; and~~

(iv) Request that a passenger leave the ~~((regional transit))~~ authority facility when the passenger has not produced proof of payment after being asked to do so by a person designated to monitor fare payment.

(3) ~~((Regional transit))~~ Authorities shall keep records of citations in the manner prescribed by RCW 7.80.150. All civil infractions established by chapter 20, Laws of 1999 shall be heard and determined by a district or municipal court as provided in RCW 7.80.010 (1), (2), and (4)."

On page 1, line 2 of the title, after "fares;" strike the remainder of the title and insert "; and amending RCW 81.112.210."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2111 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Farrell and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2111, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2111, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Smith, Springer,

Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Kretz, Overstreet and Short.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2111, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 2253 with the following amendment:

On page 4, after line 13, insert the following:

"Sec. 2. RCW 19.28.191 and 2013 c 23 s 30 are each amended to read as follows:

(1) Upon receipt of the application, the department shall review the application and determine whether the applicant is eligible to take an examination for the master journey level electrician, journey level electrician, master specialty electrician, or specialty electrician certificate of competency.

(a) Before July 1, 2005, an applicant who possesses a valid journey level electrician certificate of competency in effect for the previous four years and a valid general administrator's certificate may apply for a master journey level electrician certificate of competency without examination.

(b) Before July 1, 2005, an applicant who possesses a valid specialty electrician certificate of competency, in the specialty applied for, for the previous two years and a valid specialty administrator's certificate, in the specialty applied for, may apply for a master specialty electrician certificate of competency without examination.

(c) Before December 1, 2003, the following persons may obtain an equipment repair specialty electrician certificate of competency without examination:

(i) A person who has successfully completed an apprenticeship program approved under chapter 49.04 RCW for the machinist trade; and

(ii) A person who provides evidence in a form prescribed by the department affirming that: (A) He or she was employed as of April 1, 2003, by a factory-authorized equipment dealer or service company; and (B) he or she has worked in equipment repair for a minimum of four thousand hours.

(d) To be eligible to take the examination for a master journey level electrician certificate of competency, the applicant must have possessed a valid journey level electrician certificate of competency for four years.

(e) To be eligible to take the examination for a master specialty electrician certificate of competency, the applicant must have possessed a valid specialty electrician certificate of competency, in the specialty applied for, for two years.

(f) To be eligible to take the examination for a journey level certificate of competency, the applicant must have:

(i) Worked in the electrical construction trade for a minimum of eight thousand hours, of which four thousand hours shall be in industrial or commercial electrical installation under the supervision of a master journey level electrician or journey level electrician and not more than a total of four thousand hours in all specialties under the supervision of a master journey level electrician, journey level electrician, master specialty electrician working in that electrician's specialty, or specialty electrician working in that electrician's specialty. Specialty electricians with less than a four thousand hour work

experience requirement cannot credit the time required to obtain that specialty towards qualifying to become a journey level electrician; or

(ii) Successfully completed an apprenticeship program approved under chapter 49.04 RCW for the electrical construction trade.

(g)(i) To be eligible to take the examination for a specialty electrical certificate of competency, the applicant must have:

((#)) (A) Worked in the residential (as specified in WAC 296-46B-920(2)(a)), pump and irrigation (as specified in WAC 296-46B-920(2)(b)), sign (as specified in WAC 296-46B-920(2)(d)), limited energy (as specified in WAC 296-46B-920(2)(e)), nonresidential maintenance (as specified in WAC 296-46B-920(2)(g)), or other new nonresidential specialties as determined by the department in rule under the supervision of a master journey level electrician, journey level electrician, master specialty electrician working in that electrician's specialty, or specialty electrician working in that electrician's specialty for a minimum of four thousand hours;

((#)) (B) Worked in the appliance repair specialty as determined by the department in rule, restricted nonresidential maintenance as determined by the department in rule, the equipment repair specialty as determined by the department in rule, the pump and irrigation specialty other than as defined by (g)(i)(A) of this subsection or domestic pump specialty as determined by the department in rule, or a specialty other than the designated specialties in (g)(i)(A) of this subsection for a minimum of the initial ninety days, or longer if set by rule by the department. The restricted nonresidential maintenance specialty is limited to a maximum of 277 volts and 20 amperes for lighting branch circuits and/or a maximum of 250 volts and 60 amperes for other circuits, but excludes the replacement or repair of circuit breakers. The initial period must be spent under one hundred percent supervision of a master journey level electrician, journey level electrician, master specialty electrician working in that electrician's specialty, or specialty electrician working in that electrician's specialty. After this initial period, a person may take the specialty examination. If the person passes the examination, the person may work unsupervised for the balance of the minimum hours required for certification. A person may not be certified as a specialty electrician in the appliance repair specialty or in a specialty other than the designated (~~specialties~~) specialties in (g)(i)(A) of this subsection, however, until the person has worked a minimum of two thousand hours in that specialty, or longer if set by rule by the department; or

((#)) (C) Successfully completed an approved apprenticeship program under chapter 49.04 RCW for the applicant's specialty in the electrical construction trade(~~;~~);

((#)) (ii) In meeting the training requirements for the pump and irrigation or domestic pump specialties, the individual shall be allowed to obtain the experience required by this section at the same time the individual is meeting the experience required by RCW 18.106.040(1)(c). After meeting the training requirements provided in this section, the individual may take the examination and upon passing the examination, meeting additional training requirements as may still be required for those seeking a pump and irrigation, or a domestic pump specialty certificate as defined by rule, and paying the applicable fees, the individual must be issued the appropriate certificate. The department may include an examination for specialty plumbing certificate defined in RCW 18.106.010(10)(c) with the examination required by this section. The department, by rule and in consultation with the electrical board, may establish additional equivalent ways to gain the experience requirements required by this subsection. Individuals who are able to provide evidence to the department, prior to January 1, 2007, that they have been employed as a pump installer in the pump and irrigation or domestic pump business by an appropriately licensed electrical contractor, registered general contractor defined by chapter 18.27 RCW, or appropriate general specialty contractor defined by chapter 18.27 RCW for not less than eight thousand hours in the most recent six calendar years shall be issued the appropriate certificate by the department upon receiving

such documentation and applicable fees. The department shall establish a single document for those who have received both an electrical specialty certification as defined by this subsection and have also met the certification requirements for the specialty plumber as defined by RCW 18.106.010(10)(c), showing that the individual has received both certifications. No other experience or training requirements may be imposed.

(iii) Before July 1, 2015, an applicant possessing an electrical training certificate issued by the department is eligible to apply one hour of every two hours of unsupervised telecommunications system installation work experience toward eligibility for examination for a limited energy system certificate of competency (as specified in WAC 296-46B-920(2)(e)).

(A) The telecommunications work experience was obtained while employed by a contractor licensed under this chapter as a general electrical contractor (as specified in WAC 296-46B-920(1)) or limited energy system specialty contractor (as specified in WAC 296-46B-920(2)(e));

(B) Evidence of the telecommunications work experience is submitted in the form of an affidavit prescribed by the department.

(h) Any applicant for a journey level electrician certificate of competency who has successfully completed a two-year program in the electrical construction trade at public community or technical colleges, or not-for-profit nationally accredited technical or trade schools licensed by the workforce training and education coordinating board under chapter 28C.10 RCW, may substitute up to two years of the technical or trade school program for two years of work experience under a master journey level electrician or journey level electrician. The applicant shall obtain the additional two years of work experience required in industrial or commercial electrical installation prior to the beginning, or after the completion, of the technical school program. Any applicant who has received training in the electrical construction trade in the armed service of the United States may be eligible to apply armed service work experience towards qualification to take the examination for the journey level electrician certificate of competency.

(i) An applicant for a specialty electrician certificate of competency who, after January 1, 2000, has successfully completed a two-year program in the electrical construction trade at a public community or technical college, or a not-for-profit nationally accredited technical or trade school licensed by the workforce training and education coordinating board under chapter 28C.10 RCW, may substitute up to one year of the technical or trade school program for one year of work experience under a master journey level electrician, journey level electrician, master specialty electrician working in that electrician's specialty, or specialty electrician working in that electrician's specialty. Any applicant who has received training in the electrical construction trade in the armed services of the United States may be eligible to apply armed service work experience towards qualification to take the examination for an appropriate specialty electrician certificate of competency.

(j) The department must determine whether hours of training and experience in the armed services or school program are in the electrical construction trade and appropriate as a substitute for hours of work experience. The department must use the following criteria for evaluating the equivalence of classroom electrical training programs and work in the electrical construction trade:

(i) A two-year electrical training program must consist of three thousand or more hours.

(ii) In a two-year electrical training program, a minimum of two thousand four hundred hours of student/instructor contact time must be technical electrical instruction directly related to the scope of work of the electrical specialty. Student/instructor contact time includes lecture and in-school lab.

(iii) The department may not allow credit for a program that accepts more than one thousand hours transferred from another school's program.

(iv) Electrical specialty training school programs of less than two years will have all of the above student/instructor contact time hours proportionately reduced. Such programs may not apply to more than fifty percent of the work experience required to attain certification.

(v) Electrical training programs of less than two years may not be credited towards qualification for journey level electrician unless the training program is used to gain qualification for a four thousand hour electrical specialty.

(k) No other requirement for eligibility may be imposed.

(2) The department shall establish reasonable rules for the examinations to be given applicants for certificates of competency. In establishing the rules, the department shall consult with the board. Upon determination that the applicant is eligible to take the examination, the department shall so notify the applicant, indicating the time and place for taking the examination.

(3) No noncertified individual may work unsupervised more than one year beyond the date when the trainee would be eligible to test for a certificate of competency if working on a full-time basis after original application for the trainee certificate. For the purposes of this section, "full-time basis" means two thousand hours."

On page 4, line 14, after "NEW SECTION." strike "**Sec. 2.** This" and insert "**Sec. 3.** Section 1 of this"

On page 1, line 1 of the title, after "installations;" strike the remainder of the title and insert "amending RCW 19.28.400 and 19.28.191; and declaring an emergency."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to HOUSE BILL NO. 2253 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Manweller and Sells spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2253, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2253, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

HOUSE BILL NO. 2253, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 6, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2315 with the following amendment:

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** 2012 c 181 s 1 (uncodified) is amended to read as follows:

(1) The legislature finds that:

(a) According to the centers for disease control and prevention:

(i) In 2008, more than thirty-six thousand people died by suicide in the United States, making it the tenth leading cause of death nationally.

(ii) During 2007-2008, an estimated five hundred sixty-nine thousand people visited hospital emergency departments with self-inflicted injuries in the United States, seventy percent of whom had attempted suicide.

(iii) During 2008-2009, the average percentages of adults who thought, planned, or attempted suicide in Washington were higher than the national average.

(b) According to a national study, veterans face an elevated risk of suicide as compared to the general population, more than twice the risk among male veterans. Another study has indicated a positive correlation between posttraumatic stress disorder and suicide.

(i) Washington state is home to more than sixty thousand men and women who have deployed in support of the wars in Iraq and Afghanistan.

(ii) Research continues on how the effects of wartime service and injuries, such as traumatic brain injury, posttraumatic stress disorder, or other service-related conditions, may increase the number of veterans who attempt suicide.

(iii) As more men and women separate from the military and transition back into civilian life, community mental health providers will become a vital resource to help these veterans and their families deal with issues that may arise.

(c) Suicide has an enormous impact on the family and friends of the victim as well as the community as a whole.

(d) Approximately ninety percent of people who die by suicide had a diagnosable psychiatric disorder at the time of death, such as depression. Most suicide victims exhibit warning signs or behaviors prior to an attempt.

(e) Improved training and education in suicide assessment, treatment, and management has been recommended by a variety of organizations, including the United States department of health and human services and the institute of medicine.

(2) It is therefore the intent of the legislature to help lower the suicide rate in Washington by requiring certain health professionals to complete training in suicide assessment, treatment, and management as part of their continuing education, continuing competency, or recertification requirements.

(3) The legislature does not intend to expand or limit the existing scope of practice of any health professional affected by this act.

Sec. 2. RCW 43.70.442 and 2013 c 78 s 1 and 2013 c 73 s 6 are each reenacted and amended to read as follows:

(1)(a) (~~Beginning January 1, 2014,~~) Each of the following professionals certified or licensed under Title 18 RCW shall, at least once every six years, complete training in suicide assessment,

treatment, and management that is approved, in rule, by the relevant disciplining authority:

- (i) An adviser or counselor certified under chapter 18.19 RCW;
- (ii) A chemical dependency professional licensed under chapter 18.205 RCW;
- (iii) A marriage and family therapist licensed under chapter 18.225 RCW;
- (iv) A mental health counselor licensed under chapter 18.225 RCW;
- (v) An occupational therapy practitioner licensed under chapter 18.59 RCW;
- (vi) A psychologist licensed under chapter 18.83 RCW;
- (vii) An advanced social worker or independent clinical social worker licensed under chapter 18.225 RCW; and
- (viii) A social worker associate--advanced or social worker associate--independent clinical licensed under chapter 18.225 RCW.

(b) The requirements in (a) of this subsection apply to a person holding a retired active license for one of the professions in (a) of this subsection.

(c) The training required by this subsection must be at least six hours in length, unless a ~~((disciplinary))~~ disciplining authority has determined, under subsection ~~((8))~~ (9)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(2)(a) Except as provided in (b) of this subsection, a professional listed in subsection (1)(a) of this section must complete the first training required by this section during the first full continuing education reporting period after January 1, 2014, or the first full continuing education reporting period after initial licensure or certification, whichever occurs later.

(b) A professional listed in subsection (1)(a) of this section applying for initial licensure ~~((on or after January 1, 2014,))~~ may delay completion of the first training required by this section for six years after initial licensure if he or she can demonstrate successful completion of the training required in subsection (1) of this section no more than six years prior to the application for initial licensure.

(3) The hours spent completing training in suicide assessment, treatment, and management under this section count toward meeting any applicable continuing education or continuing competency requirements for each profession.

(4)(a) A disciplining authority may, by rule, specify minimum training and experience that is sufficient to exempt a professional from the training requirements in subsections (1) and (5) of this section.

(b) ~~((The board of occupational therapy practice))~~ A disciplining authority may exempt ~~((an occupational therapy practitioner))~~ a professional from the training requirements of subsections (1) and (5) of this section if the ~~((occupational therapy practitioner))~~ professional has only brief or limited patient contact.

(5)(a) Each of the following professionals credentialed under Title 18 RCW shall complete a one-time training in suicide assessment, treatment, and management that is approved by the relevant disciplining authority:

- (i) A chiropractor licensed under chapter 18.25 RCW;
- (ii) A naturopath licensed under chapter 18.36A RCW;
- (iii) A licensed practical nurse, registered nurse, or advanced registered nurse practitioner licensed under chapter 18.79 RCW;
- (iv) An osteopathic physician and surgeon licensed under chapter 18.57 RCW;
- (v) An osteopathic physician assistant licensed under chapter 18.57A RCW;
- (vi) A physical therapist or physical therapist assistant licensed under chapter 18.74 RCW;
- (vii) A physician licensed under chapter 18.71 RCW;
- (viii) A physician assistant licensed under chapter 18.71A RCW;

and

(ix) A person holding a retired active license for one of the professions listed in (a)(i) through (viii) of this subsection.

(b) A professional listed in (a) of this subsection must complete the one-time training during the first full continuing education reporting period after the effective date of this section or the first full continuing education reporting period after initial licensure, whichever is later.

(c) The training required by this subsection must be at least six hours in length, unless a disciplining authority has determined, under subsection (9)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(6)(a) The secretary and the disciplining authorities shall work collaboratively to develop a model list of training programs in suicide assessment, treatment, and management.

(b) When developing the model list, the secretary and the disciplining authorities shall:

(i) Consider suicide assessment, treatment, and management training programs of at least six hours in length listed on the best practices registry of the American foundation for suicide prevention and the suicide prevention resource center; and

(ii) Consult with public and private institutions of higher education, experts in suicide assessment, treatment, and management, and affected professional associations.

(c) The secretary and the disciplining authorities shall report the model list of training programs to the appropriate committees of the legislature no later than December 15, 2013.

~~((6))~~ (d) The secretary and the disciplining authorities shall update the list at least once every two years. When updating the list, the secretary and the disciplining authorities shall, to the extent practicable, endeavor to include training on the model list that includes content specific to veterans. When identifying veteran- specific content under this subsection, the secretary and the disciplining authorities shall consult with the Washington department of veterans affairs.

(7) Nothing in this section may be interpreted to expand or limit the scope of practice of any profession regulated under chapter 18.130 RCW.

~~((7))~~ (8) The secretary and the disciplining authorities affected by this section shall adopt any rules necessary to implement this section.

~~((8))~~ (9) For purposes of this section:

(a) "Disciplining authority" has the same meaning as in RCW 18.130.020.

(b) "Training in suicide assessment, treatment, and management" means empirically supported training approved by the appropriate disciplining authority that contains the following elements: Suicide assessment, including screening and referral, suicide treatment, and suicide management. However, the disciplining authority may approve training that includes only screening and referral elements if appropriate for the profession in question based on the profession's scope of practice. The board of occupational therapy may also approve training that includes only screening and referral elements if appropriate for occupational therapy practitioners based on practice setting.

~~((9))~~ (10) A state or local government employee is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every six years. For purposes of this subsection, the training may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

~~((10))~~ (11) An employee of a community mental health agency licensed under chapter 71.24 RCW or a chemical dependency program certified under chapter 70.96A RCW is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every six years. For purposes of this subsection, the training

may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

NEW SECTION. Sec. 3. (1) The department of social and health services and the health care authority shall jointly develop a plan for a pilot program to support primary care providers in the assessment and provision of appropriate diagnosis and treatment of individuals with mental or other behavioral health disorders and track outcomes of the program.

(2) The program must, at a minimum, include the following:

(a) Two pilot sites, one in an urban setting and one in a rural setting; and

(b) Timely case consultation between primary care providers and psychiatric specialists.

(3) The plan must address timely access to care coordinators, appropriate treatment services, including next day appointment urgent cases.

(4) The plan must include:

(a) A description of the recommended program design, staffing model, and projected utilization rates for the two pilot sites and for statewide implementation; and

(b) Detailed fiscal estimates for the pilot sites and for statewide implementation, including:

(i) A detailed cost breakdown of the elements in subsections (2) and (3) of this section, including the proportion of anticipated federal and state funding for each element; and

(ii) An identification of which elements and costs would need to be funded through new resources and which can be financed through existing funded programs.

(5) When developing the plan, the department and the authority shall consult with experts and stakeholders, including, but not limited to, primary care providers, experts on psychiatric interventions, institutions of higher education, tribal governments, the state department of veterans affairs, and the partnership access.

(6) The department and the authority shall provide the plan to the appropriate committees of the legislature no later than November 15, 2014.

NEW SECTION. Sec. 4. A new section is added to chapter 43.70 RCW to read as follows:

(1) The secretary, in consultation with the steering committee convened in subsection (3) of this section, shall develop a Washington plan for suicide prevention. The plan must, at a minimum:

(a) Examine data relating to suicide in order to identify patterns and key demographic factors;

(b) Identify key risk and protective factors relating to suicide; and

(c) Identify goals, action areas, and implementation strategies relating to suicide prevention.

(2) When developing the plan, the secretary shall consider national research and practices employed by the federal government, tribal governments, and other states, including the national strategy for suicide prevention. The plan must be written in a manner that is accessible, and useful to, a broad audience. The secretary shall periodically update the plan as needed.

(3) The secretary shall convene a steering committee to advise him or her in the development of the Washington plan for suicide prevention. The committee must consist of representatives from the following:

(a) Experts on suicide assessment, treatment, and management;

(b) Institutions of higher education;

(c) Tribal governments;

(d) The department of social and health services;

(e) The state department of veterans affairs;

(f) Suicide prevention advocates, at least one of whom must be a suicide survivor and at least one of whom must be a survivor of a suicide attempt;

(g) Primary care providers;

(h) Local health departments or districts; and

(i) Any other organizations or groups the secretary deems appropriate.

(4) The secretary shall complete the plan no later than November 15, 2015, publish the report on the department's web site, and submit copies to the governor and the relevant standing committees of the legislature.

NEW SECTION. Sec. 5. A new section is added to chapter 43.70 RCW to read as follows:

(1) The secretary shall update the report required by section 3, chapter 181, Laws of 2012 in 2018 and again in 2022 and report the results to the governor and the appropriate committees of the legislature by November 15, 2018, and November 15, 2022.

(2) This section expires December 31, 2022."

On page 1, line 1 of the title, after "prevention;" strike the remainder of the title and insert "amending 2012 c 181 s 1 (uncodified); reenacting and amending RCW 43.70.442; adding new sections to chapter 43.70 RCW; creating a new section; and providing an expiration date."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2315 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Orwall and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2315, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2315, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet and Scott.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2315, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2463 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that there is a history of abuse of special parking privileges for persons with disabilities that requires changes to maintain public safety and good order.

(2) It is the intent of the legislature to: (a) Decrease the amount of unlawful use of special parking privileges for persons with disabilities; (b) not create additional burdens for those in need of special parking privileges for persons with disabilities; (c) provide local jurisdictions with the authority to improve their administration of on-street parking; (d) encourage the department of licensing to implement the recommendations of the disabled parking work group in regards to placard and application changes; and (e) encourage the department of licensing to consider parking information system upgrades related to special parking privileges for persons with disabilities in its pursuit of technology modernization.

Sec. 2. RCW 46.19.010 and 2011 c 96 s 32 are each amended to read as follows:

(1) A natural person who has a disability that meets one of the following criteria may apply for special parking privileges:

- (a) Cannot walk two hundred feet without stopping to rest;
- (b) Is severely limited in ability to walk due to arthritic, neurological, or orthopedic condition;
- (c) Has such a severe disability that the person cannot walk without the use of or assistance from a brace, cane, another person, prosthetic device, wheelchair, or other assistive device;
- (d) Uses portable oxygen;
- (e) Is restricted by lung disease to an extent that forced expiratory respiratory volume, when measured by spirometry, is less than one liter per second or the arterial oxygen tension is less than sixty mm/hg on room air at rest;
- (f) Impairment by cardiovascular disease or cardiac condition to the extent that the person's functional limitations are classified as class III or IV under standards accepted by the American heart association;
- (g) Has a disability resulting from an acute sensitivity to automobile emissions that limits or impairs the ability to walk. The personal physician, advanced registered nurse practitioner, or physician assistant of the applicant shall document that the disability is comparable in severity to the others listed in this subsection;
- (h) Has limited mobility and has no vision or whose vision with corrective lenses is so limited that the person requires alternative methods or skills to do efficiently those things that are ordinarily done with sight by persons with normal vision;
- (i) Has an eye condition of a progressive nature that may lead to blindness; or
- (j) Is restricted by a form of porphyria to the extent that the applicant would significantly benefit from a decrease in exposure to light.

(2) The disability must be determined by either:

- (a) A licensed physician;
- (b) An advanced registered nurse practitioner licensed under chapter 18.79 RCW; or

(c) A physician assistant licensed under chapter 18.71A or 18.57A RCW.

~~(3) A health care practitioner listed under subsection (2) of this section must provide a signed written authorization on tamper-resistant prescription pad or paper, as defined in RCW 18.64.500, if the practitioner has prescriptive authority. An authorized health care practitioner without prescriptive authority must provide the signed written authorization on his or her office letterhead. Such authorizations must be attached to the application for special parking privileges for persons with disabilities.~~

(4) The application for special parking privileges for persons with disabilities must contain:

(a) The following statement immediately below the physician's, advanced registered nurse practitioner's, or physician assistant's signature: "A parking permit for a person with disabilities may be issued only for a medical necessity that severely affects mobility or involves acute sensitivity to light (RCW 46.19.010). ~~((Knowingly providing false information on this application is a gross misdemeanor.))~~ An applicant or health care practitioner who knowingly provides false information on this application is guilty of a gross misdemeanor. The penalty is up to three hundred sixty-four days in jail and a fine of up to \$5,000 or both. In addition, the health care practitioner may be subject to sanctions under chapter 18.130 RCW, the Uniform Disciplinary Act"; and

(b) Other information as required by the department.

~~((4))~~ (5) A natural person who has a disability described in subsection (1) of this section and is expected to improve within ~~((six))~~ twelve months may be issued a temporary placard for a period not to exceed ~~((six))~~ twelve months. If the disability exists after ~~((six))~~ twelve months, a new temporary placard must be issued upon receipt of a new application with certification from the person's physician as prescribed in subsections (3) and (4) of this section. Special license plates for persons with disabilities may not be issued to a person with a temporary disability.

~~((5))~~ (6) A natural person who qualifies for special parking privileges under this section must receive an identification card showing the name and date of birth of the person to whom the parking privilege has been issued and the serial number of the placard.

~~((6))~~ (7) A natural person who qualifies for permanent special parking privileges under this section may receive one of the following:

- (a) Up to two parking placards;
- (b) One set of special license plates for persons with disabilities if the person with the disability is the registered owner of the vehicle on which the license plates will be displayed;
- (c) One parking placard and one set of special license plates for persons with disabilities if the person with the disability is the registered owner of the vehicle on which the license plates will be displayed; or
- (d) One special parking year tab for persons with disabilities and one parking placard.

~~((7))~~ (8) Parking placards and identification cards described in this section must be issued free of charge.

~~((8))~~ (9) The parking placard and identification card must be immediately returned to the department upon the placard holder's death.

Sec. 3. RCW 46.19.020 and 2012 c 10 s 42 are each amended to read as follows:

(1) The following organizations may apply for special parking privileges:

- (a) Public transportation authorities;
- (b) Nursing homes licensed under chapter 18.51 RCW;
- (c) Assisted living facilities licensed under chapter 18.20 RCW;
- (d) Senior citizen centers;
- (e) Accessible van rental companies registered under RCW 46.87.023;

~~(f)~~ Private nonprofit corporations, as defined in RCW 24.03.005; and

~~((f))~~ ~~(g)~~ Cabulance companies that regularly transport persons with disabilities who have been determined eligible for special parking privileges under this section and who are registered with the department under chapter 46.72 RCW.

(2) An organization that qualifies for special parking privileges may receive, upon application, ~~((parking))~~ special license plates or parking placards, or both, for persons with disabilities as defined by the department.

(3) Public transportation authorities, nursing homes, assisted living facilities, senior citizen centers, accessible van rental companies, private nonprofit corporations, and cabulance services are responsible for ensuring that the ~~((special))~~ parking placards and special license plates are not used improperly and are responsible for all fines and penalties for improper use.

(4) The department shall adopt rules to determine organization eligibility.

Sec. 4. RCW 46.19.030 and 2010 c 161 s 704 are each amended to read as follows:

(1) The department shall design special license plates for persons with disabilities, parking placards, and year tabs displaying the international symbol of access.

(2) Special license plates for persons with disabilities must be displayed on the motor vehicle as standard issue license plates as described in RCW 46.16A.200.

(3) Parking placards must include both a serial number and the expiration date on the face of the placard. The expiration date and serial number must be of a sufficient size as to be easily visible from a distance of ten feet from where the placard is displayed.

~~(4)~~ Parking placards must be displayed when the motor vehicle is parked by suspending it from the rearview mirror. In the absence of a rearview mirror, the parking placard must be displayed on the dashboard. The parking placard must be displayed in a manner that allows for the entire placard to be viewed through the vehicle windshield.

~~((4))~~ ~~(5)~~ Special year tabs for persons with disabilities must be displayed on license plates as defined by the department.

~~((5))~~ ~~(6)~~ Persons who have been issued special license plates for persons with disabilities, parking placards, or special license plates with a special year tab for persons with disabilities may park in places reserved for persons with physical disabilities.

Sec. 5. RCW 46.19.040 and 2010 c 161 s 703 are each amended to read as follows:

(1) Parking privileges for persons with disabilities must be renewed at least every five years, as required by the director, by satisfactory proof of the right to continued use of the privileges. Satisfactory proof must include a signed written authorization from a health care practitioner as required in RCW 46.19.010(3).

(2) The department shall match and purge its database of parking permits issued to persons with disabilities with available death record information at least every twelve months.

(3) The department shall adopt rules to administer the parking privileges for persons with disabilities program.

Sec. 6. RCW 46.19.050 and 2011 c 171 s 74 are each amended to read as follows:

(1) **False information.** Knowingly providing false information in conjunction with the application for special parking privileges for persons with disabilities is a gross misdemeanor punishable under chapter 9A.20 RCW.

(2) **Unauthorized use.** Any unauthorized use of the ~~((special))~~ parking placard, special license ~~((plate))~~ plate, special year tab, or identification card issued under this chapter is a parking infraction with a monetary penalty of two hundred fifty dollars. In addition to any penalty or fine imposed under this subsection, two hundred dollars must be assessed. For the purpose of this subsection, "unauthorized

use" includes (a) any use of a parking placard, special license plate, special year tab, or identification card that is expired, inactivated, faked, forged, or counterfeited, (b) any use of a parking placard, special license plate, special year tab, or identification card of another holder if the initial holder is no longer eligible to use or receive it, and (c) any use of a parking placard, special license plate, special year tab, or identification card of another holder even if permitted to do so by the holder.

(3) **Inaccessible access.** It is a parking infraction, with a monetary penalty of two hundred fifty dollars, for a person to stop, stand, or park in, block, or otherwise make inaccessible the access aisle located next to a space reserved for persons with physical disabilities. In addition to any penalty or fine imposed under this subsection, two hundred dollars must be assessed. The clerk of the court shall report all violations related to this subsection to the department.

(4) **Parking without placard/plate.** It is a parking infraction, with a monetary penalty of two hundred fifty dollars, for any person to park a vehicle in a parking place provided on private property without charge or on public property reserved for persons with physical disabilities without a placard or special license plate issued under this chapter. In addition to any penalty or fine imposed under this subsection, two hundred dollars must be assessed. If a person is charged with a violation, the person will not be determined to have committed an infraction if the person ~~((produces in court or before the court appearance the placard or special license plate))~~ establishes that the person operating the vehicle or being transported at the time of the infraction had a valid placard, special license plate, or special year tab issued under this chapter as required under this chapter. ~~((A local jurisdiction providing nonmetered, on-street parking places reserved for persons with physical disabilities may impose by ordinance time restrictions of no less than four hours on the use of these parking places.))~~ Such person must sign a statement under penalty of perjury that the placard, special license plate, or special year tab produced prior to the court appearance was valid at the time of infraction and issued under this chapter as required under this chapter.

(5) **Time restrictions.** A local jurisdiction may impose by ordinance time restrictions of no less than four hours on the use of nonreserved, on-street parking spaces by vehicles displaying the special parking placards or special license plates issued under this chapter. All time restrictions must be clearly posted.

~~(6)~~ **Improper display of placard/plate.** It is a parking infraction, with a monetary penalty of two hundred fifty dollars, to fail to fully display a placard or special license plate issued under this chapter while parked in a public place on private property without charge, while parked on public property reserved for persons with physical disabilities, or while parking free of charge as allowed under RCW 46.61.582. In addition to any penalty or fine imposed under this subsection, two hundred dollars must be assessed, for a total of four hundred fifty dollars. For the purpose of this subsection, "fully display" means hanging or placing the placard or special license plate so that the full face of the placard or license plate is visible, including the serial number and expiration date of the license plate or placard. If a person is charged with a violation of this subsection, that person will not be determined to have committed an infraction if the person produces in court or before the court appearance a valid identification card issued to that person under RCW 46.19.010.

~~((6))~~ ~~(7)~~ **Allocation and use of funds - reimbursement.** (a) The assessment imposed under subsections (2), (3), ~~((and))~~ (4), and (6) of this section must be allocated as follows:

(i) One hundred dollars must be deposited in the accessible communities account created in RCW 50.40.071; and

(ii) One hundred dollars must be deposited in the multimodal transportation account under RCW 47.66.070 for the sole purpose of supplementing a grant program for special needs transportation provided by transit agencies and nonprofit providers of transportation that is administered by the department of transportation.

(b) Any reduction in any penalty or fine and assessment imposed under subsections (2), (3), ~~((and))~~ (4), and (6) of this section must be applied proportionally between the penalty or fine and the assessment. When a reduced penalty is imposed under subsection (2), (3), ~~((or))~~ (4), or (6) of this section, the amount deposited in the accounts identified in (a) of this subsection must be reduced equally and proportionally.

(c) The penalty or fine amounts must be used by that local jurisdiction exclusively for law enforcement. The court may also impose an additional penalty sufficient to reimburse the local jurisdiction for any costs that it may have incurred in the removal and storage of the improperly parked vehicle.

~~((7))~~ (8) **Illegal obtainment.** Except as provided in subsection (1) of this section, it is a ~~((traffic infraction with a monetary penalty of two hundred fifty dollars))~~ misdemeanor punishable under chapter 9A.20 RCW for any person willfully to obtain a special license plate, placard, special year tab, or identification card issued under this chapter in a manner other than that established under this chapter.

~~((8))~~ (9) **Sale of a placard/plate/tab/card.** It is a misdemeanor punishable under chapter 9A.20 RCW for any person to sell a placard, special license plate, special year tab, or identification card issued under this chapter.

(10) **Volunteer appointment.** A law enforcement agency authorized to enforce parking laws may appoint volunteers, with a limited commission, to issue notices of infractions for violations of subsections (2), (3), (4), and (6) of this section or RCW ((46.19.010 and) 46.19.030 or 46.61.581. Volunteers must be at least twenty-one years of age. The law enforcement agency appointing volunteers may establish any other qualifications that the agency deems desirable.

(a) An agency appointing volunteers under this section must provide training to the volunteers before authorizing them to issue notices of infractions.

(b) A notice of infraction issued by a volunteer appointed under this subsection has the same force and effect as a notice of infraction issued by a ~~((police))~~ peace officer for the same offense.

(c) A ~~((police))~~ peace officer or a volunteer may request a person to show the person's identification card or special parking placard when investigating the possibility of a violation of this section. If the request is refused, the person in charge of the vehicle may be issued a notice of infraction for a violation of this section.

~~((9))~~ (11) **Surrender of a placard/plate/tab/card.** If a person is found to have violated the special parking privileges provided in this chapter, and unless an appeal of that finding is pending, a judge may order that the person surrender his or her placard, special license plate, special year tab, or identification card issued under this chapter.

(12) **Community restitution.** For second or subsequent violations of this section, in addition to a monetary penalty, the violator must complete a minimum of forty hours of:

(a) Community restitution for a nonprofit organization that serves persons with disabilities or disabling diseases; or

(b) Any other community restitution that may sensitize the violator to the needs and obstacles faced by persons with disabilities.

~~((10))~~ (13) **Fine suspension.** The court may not suspend more than one-half of any fine imposed under subsection (2), (3), (4), or ~~((7))~~ (6) of this section.

Sec. 7. RCW 46.61.582 and 2011 c 171 s 80 are each amended to read as follows:

(1) Any person who meets the criteria for special parking privileges under RCW 46.19.010 ((shall)) **must** be allowed free of charge to park a vehicle being used to transport ((that person)) the holder of such special parking privileges for unlimited periods of time in parking zones or areas, including zones or areas with parking meters ~~((which))~~ that are otherwise restricted as to the length of time parking is permitted, except zones in which parking is limited pursuant to RCW 46.19.050(5). ~~((This section does not apply to those zones or areas in which the stopping, parking, or standing of all vehicles is prohibited or which are reserved for special types of vehicles.))~~ The person ~~((shall))~~

must obtain and display a ~~((special))~~ parking placard or special license plate under RCW 46.19.010 and 46.19.030 to be eligible for the privileges under this section.

(2) This section does not apply to those zones or areas in which the stopping, parking, or standing of all vehicles is prohibited or that are reserved for special types of vehicles.

Sec. 8. RCW 46.61.583 and 1991 c 339 s 26 are each amended to read as follows:

A special license plate or card issued by another state or country that indicates an occupant of the vehicle ~~((is disabled,))~~ has a disability entitles the vehicle on or in which it is displayed and being used to transport the ~~((disabled))~~ person with disabilities to the same ~~((overtime))~~ parking privileges granted under this chapter to a vehicle with a similar special license plate or card issued by this state.

Sec. 9. RCW 46.63.020 and 2013 2nd sp.s. c 23 s 21 are each amended to read as follows:

Failure to perform any act required or the performance of any act prohibited by this title or an equivalent administrative regulation or local law, ordinance, regulation, or resolution relating to traffic including parking, standing, stopping, and pedestrian offenses, is designated as a traffic infraction and may not be classified as a criminal offense, except for an offense contained in the following provisions of this title or a violation of an equivalent administrative regulation or local law, ordinance, regulation, or resolution:

(1) RCW 46.09.457(1)(b)(i) relating to a false statement regarding the inspection of and installation of equipment on wheeled all-terrain vehicles;

(2) RCW 46.09.470(2) relating to the operation of a nonhighway vehicle while under the influence of intoxicating liquor or a controlled substance;

(3) RCW 46.09.480 relating to operation of nonhighway vehicles;

(4) RCW 46.10.490(2) relating to the operation of a snowmobile while under the influence of intoxicating liquor or narcotics or habit-forming drugs or in a manner endangering the person of another;

(5) RCW 46.10.495 relating to the operation of snowmobiles;

(6) Chapter 46.12 RCW relating to certificates of title, registration certificates, and markings indicating that a vehicle has been destroyed or declared a total loss;

(7) RCW 46.16A.030 and 46.16A.050(3) relating to the nonpayment of taxes and fees by failure to register a vehicle and falsifying residency when registering a motor vehicle;

(8) RCW 46.16A.520 relating to permitting unauthorized persons to drive;

(9) RCW 46.16A.320 relating to vehicle trip permits;

(10) RCW 46.19.050(1) relating to knowingly providing false information in conjunction with an application for a special placard or license plate for disabled persons' parking;

(11) RCW 46.19.050(8) relating to illegally obtaining a parking placard, special license plate, special year tab, or identification card;

(12) RCW 46.19.050(9) relating to sale of a parking placard, special license plate, special year tab, or identification card;

(13) RCW 46.20.005 relating to driving without a valid driver's license;

~~((12))~~ (14) RCW 46.20.091 relating to false statements regarding a driver's license or instruction permit;

~~((13))~~ (15) RCW 46.20.0921 relating to the unlawful possession and use of a driver's license;

~~((14))~~ (16) RCW 46.20.342 relating to driving with a suspended or revoked license or status;

~~((15))~~ (17) RCW 46.20.345 relating to the operation of a motor vehicle with a suspended or revoked license;

~~((16))~~ (18) RCW 46.20.410 relating to the violation of restrictions of an occupational driver's license, temporary restricted driver's license, or ignition interlock driver's license;

~~((17))~~ (19) RCW 46.20.740 relating to operation of a motor vehicle without an ignition interlock device in violation of a license notation that the device is required;

~~((18))~~ (20) RCW 46.20.750 relating to circumventing an ignition interlock device;

~~((19))~~ (21) RCW 46.25.170 relating to commercial driver's licenses;

~~((20))~~ (22) Chapter 46.29 RCW relating to financial responsibility;

~~((21))~~ (23) RCW 46.30.040 relating to providing false evidence of financial responsibility;

~~((22))~~ (24) RCW 46.35.030 relating to recording device information;

~~((23))~~ (25) RCW 46.37.435 relating to wrongful installation of sunscreening material;

~~((24))~~ (26) RCW 46.37.650 relating to the sale, resale, distribution, or installation of a previously deployed air bag;

~~((25))~~ (27) RCW 46.37.671 through 46.37.675 relating to signal preemption devices;

~~((26))~~ (28) RCW 46.37.685 relating to switching or flipping license plates, utilizing technology to flip or change the appearance of a license plate, selling a license plate flipping device or technology used to change the appearance of a license plate, or falsifying a vehicle registration;

~~((27))~~ (29) RCW 46.44.180 relating to operation of mobile home pilot vehicles;

~~((28))~~ (30) RCW 46.48.175 relating to the transportation of dangerous articles;

~~((29))~~ (31) RCW 46.52.010 relating to duty on striking an unattended car or other property;

~~((30))~~ (32) RCW 46.52.020 relating to duty in case of injury to or death of a person or damage to an attended vehicle;

~~((31))~~ (33) RCW 46.52.090 relating to reports by repairers, storage persons, and appraisers;

~~((32))~~ (34) RCW 46.52.130 relating to confidential driving record to be furnished to an insurance company, an and an alcohol/drug assessment or treatment agency;

~~((33))~~ (35) RCW 46.55.020 relating to engaging in the activities of a registered tow truck operator without a registration certificate;

~~((34))~~ (36) RCW 46.55.035 relating to prohibited practices by tow truck operators;

~~((35))~~ (37) RCW 46.55.300 relating to vehicle immobilization;

~~((36))~~ (38) RCW 46.61.015 relating to obedience to police officers, flaggers, or firefighters;

~~((37))~~ (39) RCW 46.61.020 relating to refusal to give information to or cooperate with an officer;

~~((38))~~ (40) RCW 46.61.022 relating to failure to stop and give identification to an officer;

~~((39))~~ (41) RCW 46.61.024 relating to attempting to elude pursuing police vehicles;

~~((40))~~ (42) RCW 46.61.212(4) relating to reckless endangerment of emergency zone workers;

~~((41))~~ (43) RCW 46.61.500 relating to reckless driving;

~~((42))~~ (44) RCW 46.61.502 and 46.61.504 relating to persons under the influence of intoxicating liquor or drugs;

~~((43))~~ (45) RCW 46.61.503 relating to a person under age twenty- one driving a motor vehicle after consuming alcohol;

~~((44))~~ (46) RCW 46.61.520 relating to vehicular homicide by motor vehicle;

~~((45))~~ (47) RCW 46.61.522 relating to vehicular assault;

~~((46))~~ (48) RCW 46.61.5249 relating to first degree negligent driving;

~~((47))~~ (49) RCW 46.61.527(4) relating to reckless endangerment of roadway workers;

~~((48))~~ (50) RCW 46.61.530 relating to racing of vehicles on highways;

~~((49))~~ (51) RCW 46.61.655(7) (a) and (b) relating to failure to secure a load;

~~((50))~~ (52) RCW 46.61.685 relating to leaving children in an unattended vehicle with the motor running;

~~((51))~~ (53) RCW 46.61.740 relating to theft of motor vehicle fuel;

~~((52))~~ (54) RCW 46.64.010 relating to unlawful cancellation of or attempt to cancel a traffic citation;

~~((53))~~ (55) RCW 46.64.048 relating to attempting, aiding, abetting, coercing, and committing crimes;

~~((54))~~ (56) Chapter 46.65 RCW relating to habitual traffic offenders;

~~((55))~~ (57) RCW 46.68.010 relating to false statements made to obtain a refund;

~~((56))~~ (58) Chapter 46.70 RCW relating to unfair motor vehicle business practices, except where that chapter provides for the assessment of monetary penalties of a civil nature;

~~((57))~~ (59) Chapter 46.72 RCW relating to the transportation of passengers in for hire vehicles;

~~((58))~~ (60) RCW 46.72A.060 relating to limousine carrier insurance;

~~((59))~~ (61) RCW 46.72A.070 relating to operation of a limousine without a vehicle certificate;

~~((60))~~ (62) RCW 46.72A.080 relating to false advertising by a limousine carrier;

~~((61))~~ (63) Chapter 46.80 RCW relating to motor vehicle wreckers;

~~((62))~~ (64) Chapter 46.82 RCW relating to driver's training schools;

~~((63))~~ (65) RCW 46.87.260 relating to alteration or forgery of a cab card, letter of authority, or other temporary authority issued under chapter 46.87 RCW;

~~((64))~~ (66) RCW 46.87.290 relating to operation of an unregistered or unlicensed vehicle under chapter 46.87 RCW.

NEW SECTION. Sec. 10. This act takes effect July 1, 2015."

On page 1, line 2 of the title, after "disabilities;" strike the remainder of the title and insert "amending RCW 46.19.010, 46.19.020, 46.19.030, 46.19.040, 46.19.050, 46.61.582, 46.61.583, and 46.63.020; creating a new section; prescribing penalties; and providing an effective date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2463 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives S. Hunt and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2463, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2463, as amended by the Senate, and the

bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2463, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 6, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2569 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. The legislature finds that investments in diesel engine idling reduction projects cost-effectively improve public health by reducing harmful diesel emissions. The legislature further finds that these investments also result in long-term savings in fuel and maintenance costs. It is therefore the intent of the legislature to establish a stable, wholly self-sustaining account for the department of ecology to use for investments in diesel idle reduction projects.

NEW SECTION. Sec. 2. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Account" means the diesel idle reduction account created in section 4 of this act.

(2) "Department" means the department of ecology.

(3) "Loan recipient" means a state, local, or other governmental entity that owns diesel vehicles or equipment.

NEW SECTION. Sec. 3. (1) The department shall use the moneys in the account to provide loans with low or no interest to loan recipients for the purpose of reducing exposure to diesel emissions and improving public health by investing in diesel idle emission reduction technologies and infrastructure. The department shall, to the extent practical, integrate communications, outreach, and other aspects of the administration of loans from the account with the administration of existing grant programs to reduce diesel emissions from vehicles and equipment. In selecting loan recipients, the department shall consider anticipated human health, environmental, and greenhouse gas benefits from reduced exposure to harmful air emissions associated with diesel idling.

(2) The department shall make loans in such a manner that the remittances from loan recipients are of equal value over a long-term planning horizon to the disbursements from the fund.

(3) Loan moneys may not be spent on vehicles or equipment that spend less than one-half of their operating time in Washington.

Permissible diesel idle reduction expenditures include, but are not limited to:

- (a) Electrified parking spaces and truck stops;
- (b) Shore connection systems and alternative maritime power;
- (c) Shore connection systems for locomotives;
- (d) Auxiliary power units and generator sets;
- (e) Fuel-operated heaters or direct-fired heaters, including engine fluid preheaters and cab air heaters;
- (f) Battery powered systems, including battery powered heating and air conditioning systems;
- (g) Thermal storage systems;
- (h) Automatic engine start-up and shutdown systems;
- (i) Projects to augment or replace diesel engines or power systems with engines or power systems that use liquefied or compressed natural gas; and
- (j) Other operation or maintenance efficiencies that achieve emission reduction benefits for the public.

NEW SECTION. Sec. 4. The diesel idle reduction account is created in the state treasury. All receipts from remittances made by loan recipients pursuant to section 3 of this act and any moneys appropriated to the account by law must be deposited in the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the purposes of this chapter, including the costs of program administration.

Sec. 5. RCW 43.84.092 and 2013 2nd sp.s. c 23 s 24 and 2013 2nd sp.s. c 11 s 15 are each reenacted and amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement act. The office of financial management may direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection. Refunds or allocations shall occur prior to the distributions of earnings set forth in subsection (4) of this section.

(3) Except for the provisions of RCW 43.84.160, the treasury income account may be utilized for the payment of purchased banking services on behalf of treasury funds including, but not limited to, depository, safekeeping, and disbursement functions for the state treasury and affected state agencies. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for payments to financial institutions. Payments shall occur prior to distribution of earnings set forth in subsection (4) of this section.

(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account. The state treasurer shall credit the general fund with all the earnings credited to the treasury income account except:

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's average daily balance for the period: The aeronautics account, the aircraft search and rescue account, the Alaskan Way viaduct replacement project account, the brownfield redevelopment trust fund account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Cedar River channel construction and operation account, the Central Washington University capital projects account, the charitable,

educational, penal and reformatory institutions account, the cleanup settlement account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the common school construction fund, the county arterial preservation account, the county criminal justice assistance account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community trust account, the diesel idle reduction account, the drinking water assistance account, the drinking water assistance administrative account, the drinking water assistance repayment account, the Eastern Washington University capital projects account, the Interstate 405 express toll lanes operations account, the education construction fund, the education legacy trust account, the election account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the federal forest revolving account, the ferry bond retirement fund, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the public health services account, the high capacity transportation account, the state higher education construction account, the higher education construction account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, the high occupancy toll lanes operations account, the hospital safety net assessment fund, the industrial insurance premium refund account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the mobile home park relocation fund, the motor vehicle fund, the motorcycle safety education account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the natural resources deposit account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account beginning July 1, 2004, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state employees' insurance account, the state employees' insurance reserve account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state route number 520 civil penalties account, the state route number 520 corridor account, the state wildlife account, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco prevention and control account, the tobacco settlement account, the toll facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the transportation fund, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tuition recovery trust fund, the University of Washington bond retirement fund, the University of Washington building account, the volunteer firefighters' and reserve

officers' relief and pension principal fund, the volunteer firefighters' and reserve officers' administrative fund, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2 retirement account, the Washington public safety employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, the Washington state economic development commission account, the Washington state health insurance pool account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account. Earnings derived from investing balances of the agricultural permanent fund, the normal school permanent fund, the permanent common school fund, the scientific permanent fund, the state university permanent fund, and the state reclamation revolving account shall be allocated to their respective beneficiary accounts.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

Sec. 6. RCW 43.84.092 and 2013 2nd sp.s. c 23 s 25 and 2013 2nd sp.s. c 11 s 16 are each reenacted and amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement act. The office of financial management may direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection. Refunds or allocations shall occur prior to the distributions of earnings set forth in subsection (4) of this section.

(3) Except for the provisions of RCW 43.84.160, the treasury income account may be utilized for the payment of purchased banking services on behalf of treasury funds including, but not limited to, depository, safekeeping, and disbursement functions for the state treasury and affected state agencies. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for payments to financial institutions. Payments shall occur prior to distribution of earnings set forth in subsection (4) of this section.

(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account. The state treasurer shall credit the general fund with all the earnings credited to the treasury income account except:

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's

average daily balance for the period: The aeronautics account, the aircraft search and rescue account, the Alaskan Way viaduct replacement project account, the brownfield redevelopment trust fund account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Cedar River channel construction and operation account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the cleanup settlement account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the Columbia river crossing project account, the common school construction fund, the county arterial preservation account, the county criminal justice assistance account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community trust account, the diesel idle reduction account, the drinking water assistance account, the drinking water assistance administrative account, the drinking water assistance repayment account, the Eastern Washington University capital projects account, the Interstate 405 express toll lanes operations account, the education construction fund, the education legacy trust account, the election account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the federal forest revolving account, the ferry bond retirement fund, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the public health services account, the high capacity transportation account, the state higher education construction account, the higher education construction account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, the high occupancy toll lanes operations account, the hospital safety net assessment fund, the industrial insurance premium refund account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the mobile home park relocation fund, the motor vehicle fund, the motorcycle safety education account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the natural resources deposit account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account beginning July 1, 2004, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound operations account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state employees' insurance account, the state employees' insurance reserve account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state route number 520 civil penalties account, the state route number 520 corridor account, the state wildlife account, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco prevention and control account, the tobacco settlement account, the toll

facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the transportation fund, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tuition recovery trust fund, the University of Washington bond retirement fund, the University of Washington building account, the volunteer firefighters' and reserve officers' relief and pension principal fund, the volunteer firefighters' and reserve officers' administrative fund, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2 retirement account, the Washington public safety employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, the Washington state economic development commission account, the Washington state health insurance pool account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account. Earnings derived from investing balances of the agricultural permanent fund, the normal school permanent fund, the permanent common school fund, the scientific permanent fund, the state university permanent fund, and the state reclamation revolving account shall be allocated to their respective beneficiary accounts.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

NEW SECTION. Sec. 7. The department may adopt rules necessary to implement this chapter only after the legislature appropriates moneys to the account created in section 4 of this act.

NEW SECTION. Sec. 8. Sections 1 through 4 and 7 of this act constitute a new chapter in Title 70 RCW.

NEW SECTION. Sec. 9. Section 5 of this act expires on the date the requirements set out in section 7, chapter 36, Laws of 2012 are met.

NEW SECTION. Sec. 10. Section 6 of this act takes effect on the date the requirements set out in section 7, chapter 36, Laws of 2012 are met."

On page 1, line 2 of the title, after "emissions;" strike the remainder of the title and insert "reenacting and amending RCW 43.84.092 and 43.84.092; adding a new chapter to Title 70 RCW; providing a contingent effective date; and providing a contingent expiration date."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2569 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Hargrove and Hudgins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2569, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2569, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; Nays, 4; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Taylor and Young.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2569, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2612 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 28B.145.010 and 2013 c 39 s 13 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Board" means the ~~((higher education coordinating board or its successor))~~ opportunity scholarship board.

(2) "Council" means the student achievement council.

(3) "Eligible education programs" means high employer demand and other programs of study as determined by the ~~((opportunity scholarship))~~ board.

~~((3))~~ (4) "Eligible expenses" means reasonable expenses associated with the costs of acquiring an education such as tuition, books, equipment, fees, room and board, and other expenses as determined by the program administrator in consultation with the ~~((board))~~ council and the state board for community and technical colleges.

~~((4))~~ (5) "Eligible student" means a resident student who received his or her high school diploma or high school equivalency certificate as provided in RCW 28B.50.536 in Washington and who:

(a)(i) Has been accepted at a four-year institution of higher education into an eligible education program leading to a baccalaureate degree; or

(ii) Will attend a two-year institution of higher education and intends to transfer to an eligible education program at a four-year institution of higher education;

(b) Declares an intention to obtain a baccalaureate degree; and

(c) Has a family income at or below one hundred twenty-five percent of the state median family income at the time the student applies for an opportunity scholarship.

~~((5))~~ (6) "High employer demand program of study" has the same meaning as provided in RCW 28B.50.030.

~~((6))~~ (7) "Participant" means an eligible student who has received a scholarship under the opportunity scholarship program.

~~((7))~~ (8) "Program administrator" means a college scholarship organization that is a private nonprofit corporation registered under Title 24 RCW and qualified as a tax-exempt entity under section 501(c)(3) of the federal internal revenue code, with expertise in managing scholarships and college advising.

~~((8))~~ (9) "Resident student" has the same meaning as provided in RCW 28B.15.012.

Sec. 2. RCW 28B.145.020 and 2011 1st sp.s. c 13 s 3 are each amended to read as follows:

(1) The opportunity scholarship board is created. The ~~((opportunity scholarship))~~ board consists of ~~((seven))~~ eleven members:

(a) ~~((Three))~~ Six members appointed by the governor. For ~~((two))~~ three of the ~~((three))~~ six appointments, the governor shall consider names from a list provided by the president of the senate and the speaker of the house of representatives; and

(b) ~~((Four))~~ Five foundation or business and industry representatives appointed by the governor from among the state's most productive industries such as aerospace, manufacturing, health ~~((sciences))~~ care, information technology, engineering, agriculture, and others, as well as philanthropy. The foundation or business and industry representatives shall be selected from among nominations provided by the private sector donors to the opportunity scholarship and opportunity expansion programs. However, the governor may request, and the private sector donors shall provide, an additional list or lists from which the governor shall select these representatives.

(2) Board members shall hold their offices for a term of four years from the first day of September and until their successors are appointed. No more than the terms of two members may expire simultaneously on the last day of August in any one year.

(3) The members of the ~~((opportunity scholarship))~~ board shall elect one of the business and industry representatives to serve as chair.

(4) ~~((Five))~~ Seven members of the board constitute a quorum for the transaction of business. In case of a vacancy, or when an appointment is made after the date of expiration of the term, the governor or the president of the senate or the speaker of the house of representatives, depending upon which made the initial appointment to that position, shall fill the vacancy for the remainder of the term of the board member whose office has become vacant or expired.

(5) The ~~((opportunity scholarship))~~ board shall be staffed by the program administrator.

(6) The purpose of the ~~((opportunity scholarship))~~ board is to provide oversight and guidance for the opportunity expansion and the opportunity scholarship programs in light of established legislative priorities and to fulfill the duties and responsibilities under this chapter, including but not limited to determining eligible education programs for purposes of the opportunity scholarship program. Duties, exercised jointly with the program administrator, include soliciting funds and setting annual fund-raising goals.

(7) The ~~((opportunity scholarship))~~ board may report to the governor and the appropriate committees of the legislature with recommendations as to:

(a) Whether some or all of the scholarships should be changed to conditional scholarships that must be repaid in the event the participant does not complete the eligible education program; and

(b) A source or sources of funds for the opportunity expansion program in addition to the voluntary contributions of the high technology research and development tax credit under RCW 82.32.800.

Sec. 3. RCW 28B.145.030 and 2011 1st sp.s. c 13 s 4 are each amended to read as follows:

(1) The program administrator, under contract with the ~~((board))~~ council, shall staff the ~~((opportunity scholarship))~~ board and shall have the duties and responsibilities provided in this chapter, including but not limited to publicizing the program, selecting participants for the opportunity scholarship award, distributing opportunity scholarship awards, and achieving the maximum possible rate of return on investment of the accounts in subsection (2) of this section, while ensuring transparency in the investment decisions and processes. Duties, exercised jointly with the ~~((opportunity scholarship))~~ board, include soliciting funds and setting annual fund-raising goals. The program administrator shall be paid an administrative fee as determined by the ~~((opportunity scholarship))~~ board.

(2) With respect to the opportunity scholarship program, the program administrator shall:

(a) Establish and manage two separate accounts into which to receive grants and contributions from private sources as well as state matching funds, and from which to disburse scholarship funds to participants;

(b) Solicit and accept grants and contributions from private sources, via direct payment, pledge agreement, or escrow account, of private sources for deposit into one or both of the two accounts created in this subsection (2)(b) in accordance with this subsection (2)(b):

(i) The "scholarship account," whose principal may be invaded, and from which scholarships must be disbursed beginning no later than December 1, 2011, if, by that date, state matching funds in the amount of five million dollars or more have been received. Thereafter, scholarships shall be disbursed on an annual basis beginning no later than May 1, 2012, and every ~~((May))~~ October 1st thereafter;

(ii) The "endowment account," from which scholarship moneys may be disbursed from earnings only in years when:

(A) The state match has been made into both the scholarship and the endowment account;

(B) The state appropriations for the state need grant under RCW 28B.92.010 meet or exceed state appropriations for the state need grant made in the 2011-2013 biennium, adjusted for inflation, and eligibility for state need grant recipients is at least seventy percent of state median family income; and

(C) The state has demonstrated progress toward the goal of total per-student funding levels, from state appropriations plus tuition and fees, of at least the sixtieth percentile of total per-student funding at similar public institutions of higher education in the global challenge states, as defined, measured, and reported in RCW 28B.15.068. In any year in which the office of financial management reports that the state has not made progress toward this goal, no new scholarships may be awarded. In any year in which the office of financial management reports that the percentile of total per-student funding is less than the sixtieth percentile and at least five percent less than the prior year, pledges of future grants and contributions may, at the request of the donor, be released and grants and contributions already received refunded to the extent that opportunity scholarship awards already made can be fulfilled from the funds remaining in the endowment account. In fulfilling the requirements of this subsection, the office of financial management shall use resources that facilitate measurement and comparisons of the most recently completed academic year. These

resources may include, but are not limited to, the data provided in a uniform dashboard format under RCW 28B.77.090 as the statewide public four-year dashboard and academic year reports prepared by the state board for community and technical colleges; ~~((and))~~

(iii) An amount equal to at least fifty percent of all grants and contributions must be deposited into the scholarship account until such time as twenty million dollars have been deposited into the account, after which time the private donors may designate whether their contributions must be deposited to the scholarship or the endowment account. The ~~((opportunity scholarship))~~ board and the program administrator must work to maximize private sector contributions to both the scholarship account and the endowment account, to maintain a robust scholarship program while simultaneously building the endowment, and to determine the division between the two accounts in the case of undesignated grants and contributions, taking into account the need for a long-term funding mechanism and the short-term needs of families and students in Washington. The first five million dollars in state match, as provided in RCW 28B.145.040, shall be deposited into the scholarship account and thereafter the state match shall be deposited into the two accounts in equal proportion to the private funds deposited in each account; and

(iv) Once moneys in the opportunity scholarship match transfer account are subject to an agreement under RCW 28B.145.050(5) and are deposited in the scholarship account or endowment account under this section, the state acts in a fiduciary rather than ownership capacity with regard to those assets. Assets in the scholarship account and endowment account are not considered state money, common cash, or revenue to the state;

(c) Provide proof of receipt of grants and contributions from private sources to the ~~((board))~~ council, identifying the amounts received by name of private source and date, and whether the amounts received were deposited into the scholarship or the endowment account;

(d) In consultation with the ~~((higher education coordinating board))~~ council and the state board for community and technical colleges, make an assessment of the reasonable annual eligible expenses associated with eligible education programs identified by the ~~((opportunity scholarship))~~ board;

(e) Determine the dollar difference between tuition fees charged by institutions of higher education in the 2008-09 academic year and the academic year for which an opportunity scholarship is being distributed;

(f) Develop and implement an application, selection, and notification process for awarding opportunity scholarships;

(g) Determine the annual amount of the opportunity scholarship for each selected participant. The annual amount shall be at least one thousand dollars or the amount determined under (e) of this subsection, but may be increased on an income-based, sliding scale basis up to the amount necessary to cover all reasonable annual eligible expenses as assessed pursuant to (d) of this subsection, or to encourage participation in baccalaureate degree programs identified by the ~~((opportunity scholarship))~~ board;

(h) Distribute scholarship funds to selected participants. Once awarded, and to the extent funds are available for distribution, an opportunity scholarship shall be automatically renewed until the participant withdraws from or is no longer attending the program, completes the program, or has taken the credit or clock hour equivalent of one hundred twenty-five percent of the published length of time of the participant's program, whichever occurs first, and as long as the participant annually submits documentation of filing both a free application for federal student aid and for available federal education tax credits, including but not limited to the American opportunity tax credit; and

(i) Notify institutions of scholarship recipients who will attend their institutions and inform them of the terms of the students' eligibility.

(3) With respect to the opportunity expansion program, the program administrator shall:

(a) Assist the ((~~opportunity scholarship~~)) board in developing and implementing an application, selection, and notification process for making opportunity expansion awards; and

(b) Solicit and accept grants and contributions from private sources for opportunity expansion awards.

NEW SECTION. Sec. 4. A new section is added to chapter 28B.145 RCW to read as follows:

(1) The board may elect to have the state investment board invest the funds in the scholarship account and endowment account described under RCW 28B.145.030(2)(b). If the board so elects, the state investment board has the full power to invest, reinvest, manage, contract, sell, or exchange investment money in the two accounts. All investment and operating costs associated with the investment of money shall be paid under RCW 43.33A.160 and 43.84.160. With the exception of these expenses, the earnings from the investment of the money shall be retained by the accounts.

(2) All investments made by the state investment board shall be made with the exercise of that degree of judgment and care under RCW 43.33A.140 and the investment policy established by the state investment board.

(3) As deemed appropriate by the state investment board, money in the scholarship and endowment accounts may be commingled for investment with other funds subject to investment by the state investment board.

(4) Members of the state investment board shall not be considered an insurer of the funds or assets and are not liable for any action or inaction.

(5) Members of the state investment board are not liable to the state, to the fund, or to any other person as a result of their activities as members, whether ministerial or discretionary, except for willful dishonesty or intentional violations of law. The state investment board in its discretion may purchase liability insurance for members.

(6) The authority to establish all policies relating to the scholarship account and the endowment account, other than the investment policies as provided in subsections (1) through (3) of this section, resides with the board and program administrator acting in accordance with the principles set forth in this chapter. With the exception of expenses of the state investment board in subsection (1) of this section, disbursements from the scholarship account and endowment account shall be made only on the authorization of the opportunity scholarship board or its designee, and moneys in the accounts may be spent only for the purposes specified in this chapter.

(7) The state investment board shall routinely consult and communicate with the board on the investment policy, earnings of the accounts, and related needs of the program.

Sec. 5. RCW 28B.145.050 and 2011 1st sp.s. c 13 s 6 are each amended to read as follows:

(1) The opportunity scholarship match transfer account is created in the custody of the state treasurer as a nonappropriated account to be used solely and exclusively for the opportunity scholarship program created in RCW 28B.145.040. The purpose of the account is to provide matching funds for the opportunity scholarship program.

(2) Revenues to the account shall consist of appropriations by the legislature into the account and any gifts, grants, or donations received by the executive director of the ((~~board~~)) council for this purpose.

(3) No expenditures from the account may be made except upon receipt of proof, by the executive director of the ((~~board~~)) council from the program administrator, of private contributions to the opportunity scholarship program. Expenditures, in the form of matching funds, may not exceed the total amount of private contributions.

(4) Only the executive director of the ((~~board~~)) council or the executive director's designee may authorize expenditures from the opportunity scholarship match transfer account. Such authorization

must be made as soon as practicable following receipt of proof as required under subsection (3) of this section.

(5) The council shall enter into an appropriate agreement with the program administrator to demonstrate exchange of consideration for the matching funds.

Sec. 6. RCW 28B.145.060 and 2013 c 39 s 14 are each amended to read as follows:

(1) The opportunity expansion program is established.

(2) The ((~~opportunity scholarship~~)) board shall select institutions of higher education to receive opportunity expansion awards. In so doing, the ((~~opportunity scholarship~~)) board must:

(a) Solicit, receive, and evaluate proposals from institutions of higher education that are designed to directly increase the number of baccalaureate degrees produced in high employer demand and other programs of study, and that include annual numerical targets for the number of such degrees, with a strong emphasis on serving students who received their high school diploma or high school equivalency certificate as provided in RCW 28B.50.536 in Washington or are adult Washington residents who are returning to school to gain a baccalaureate degree;

(b) Develop criteria for evaluating proposals and awarding funds to the proposals deemed most likely to increase the number of baccalaureate degrees and degrees produced in high employer demand and other programs of study;

(c) Give priority to proposals that include a partnership between public and private partnership entities that leverage additional private funds;

(d) Give priority to proposals that are innovative, efficient, and cost-effective, given the nature and cost of the particular program of study;

(e) Consult and operate in consultation with existing higher education stakeholders, including but not limited to: Faculty, labor, student organizations, and relevant higher education agencies; and

(f) Determine which proposals to improve and accelerate the production of baccalaureate degrees in high employer demand and other programs of study will receive opportunity expansion awards for the following state fiscal year, notify the state treasurer, and announce the awards.

(3) The state treasurer, at the direction of the ((~~opportunity scholarship~~)) board, must distribute the funds that have been awarded to the institutions of higher education from the opportunity expansion account.

(4) Institutions of higher education receiving awards under this section may not supplant existing general fund state revenues with opportunity expansion awards.

(5) Annually, the office of financial management shall report to the ((~~opportunity scholarship~~)) board, the governor, and the relevant committees of the legislature regarding the percentage of Washington households with incomes in the middle-income bracket or higher. For purposes of this section, "middle-income bracket" means household incomes between two hundred and five hundred percent of the 2010 federal poverty level, as determined by the United States department of health and human services for a family of four, adjusted annually for inflation.

(6) Annually, the ((~~student achievement~~)) council must report to the ((~~opportunity scholarship~~)) board, the governor, and the relevant committees of the legislature regarding the increase in the number of degrees in high employer demand and other programs of study awarded by institutions of higher education over the average of the preceding ten academic years.

(7) In its comprehensive plan, the workforce training and education coordinating board shall include specific strategies to reach the goal of increasing the percentage of Washington households living in the middle-income bracket or higher, as calculated by the office of financial management and developed by the agency or education institution that will lead the strategy.

Sec. 7. RCW 28B.145.070 and 2011 1st sp.s. c 13 s 8 are each amended to read as follows:

(1) ~~((By December 1, 2012, and))~~ Annually each December 1st ~~((thereafter)), the ((opportunity scholarship)) board, together with the program administrator, shall report to the ((board)) council,~~ the governor, and the appropriate committees of the legislature regarding the opportunity scholarship and opportunity expansion programs, including but not limited to:

(a) Which education programs the ~~((opportunity scholarship))~~ board determined were eligible for purposes of the opportunity scholarship;

(b) The number of applicants for the opportunity scholarship, disaggregated, to the extent possible, by race, ethnicity, gender, county of origin, age, and median family income;

(c) The number of participants in the opportunity scholarship program, disaggregated, to the extent possible, by race, ethnicity, gender, county of origin, age, and median family income;

(d) The number and amount of the scholarships actually awarded, and whether the scholarships were paid from the scholarship account or the endowment account;

(e) The institutions and eligible education programs in which opportunity scholarship participants enrolled, together with data regarding participants' completion and graduation;

(f) The total amount of private contributions and state match moneys received for the opportunity scholarship program, how the funds were distributed between the scholarship and endowment accounts, the interest or other earnings on the accounts, and the amount of any administrative fee paid to the program administrator; and

(g) Identification of the programs the ~~((opportunity scholarship))~~ board selected to receive opportunity expansion awards and the amount of such awards.

(2) In the next succeeding legislative session following receipt of a report required under subsection (1) of this section, the appropriate committees of the legislature shall review the report and consider whether any legislative action is necessary with respect to either the opportunity scholarship program or the opportunity expansion program, including but not limited to consideration of whether any legislative action is necessary with respect to the nature and level of focus on high employer demand fields and the number and amount of scholarships."

On page 1, line 1 of the title, after "program;" strike the remainder of the title and insert "amending RCW 28B.145.010, 28B.145.020, 28B.145.030, 28B.145.050, 28B.145.060, and 28B.145.070; and adding a new section to chapter 28B.145 RCW."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 2612 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Seaquist spoke in favor of the passage of the bill.

Representative Haler spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2612, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2612, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 62; Nays, 36; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Young.

SUBSTITUTE HOUSE BILL NO. 2612, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 8, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to SENATE BILL NO. 5141 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment to SENATE BILL NO. 5141.

FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENT

SENATE BILL NO. 5141, by Senators King, Eide, Rivers, Sheldon, Hatfield, Delvin, Erickson, Carrell, Padden, Harper, Keiser, Rolfes, Shin, Holmquist Newbry, Roach and Kline.

Allowing motorcycles to stop and proceed through traffic control signals under certain conditions.

The bill was read the third time.

Representatives Fey and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5141.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5141, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Holy, Hope, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Fitzgibbon, Hayes, Hudgins, Ortiz-Self, Pike, Tarleton and Van De Wege.

SENATE BILL NO. 5141, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1129 with the following amendment:

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 47.60.322 and 2011 1st sp.s. c 16 s 2 are each amended to read as follows:

(1) The capital vessel replacement account is created in the motor vehicle fund. All revenues generated from the vessel replacement surcharge under RCW 47.60.315(7) and service fees collected by the department of licensing or county auditor or other agent appointed by the director under RCW 46.17.040 must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the construction or purchase of ferry vessels and to pay the principal and interest on bonds authorized for the construction or purchase of ferry vessels. However, expenditures from the account must first be used to support the construction or purchase, including any applicable financing costs, of a ferry vessel with a carrying capacity of at least one hundred forty-four cars.

(2) The state treasurer may not transfer any moneys from the capital vessel replacement account except to the transportation 2003 account (nickel account) for debt service on bonds issued for the construction of ~~((a))~~ 144-car class ferry vessels.

Sec. 2. RCW 46.17.040 and 2011 c 171 s 55 are each amended to read as follows:

~~((A))~~ (1) The department, county auditor or other agent, or subagent appointed by the director shall collect a service fee of:

~~((1))~~ (a) Twelve dollars for changes in a certificate of title, with or without registration renewal, or for verification of record and preparation of an affidavit of lost title other than at the time of the certificate of title application or transfer; and

~~((2))~~ (b) Five dollars for a registration renewal, issuing a transit permit, or any other service under this section.

(2) Service fees collected under this section by the department or county auditor or other agent appointed by the director must be credited to the capital vessel replacement account under RCW 47.60.322.

Sec. 3. RCW 46.17.050 and 2010 c 161 s 505 are each amended to read as follows:

Before accepting a report of sale filed under RCW 46.12.650(2), the county auditor or other agent or subagent appointed by the director shall require the applicant to pay:

(1) The filing fee under RCW 46.17.005(1), the license plate technology fee under RCW 46.17.015, and the license service fee under RCW 46.17.025 to the county auditor or other agent; and

(2) The ~~((subagent))~~ service fee under RCW 46.17.040~~((2))~~ (1)(b) to the subagent.

Sec. 4. RCW 46.17.060 and 2010 c 161 s 507 are each amended to read as follows:

Before accepting a transitional ownership record filed under RCW 46.12.660, the county auditor or other agent or subagent appointed by the director shall require the applicant to pay:

(1) The filing fee under RCW 46.17.005(1), the license plate technology fee under RCW 46.17.015, and the license service fee under RCW 46.17.025 to the county auditor or other agent; and

(2) The ~~((subagent))~~ service fee under RCW 46.17.040~~((2))~~ (1)(b) to the subagent.

NEW SECTION. Sec. 5. This act applies to vehicle registrations that are due or become due on or after January 1, 2015, and certificate of title transactions that are processed on or after January 1, 2015."

On page 1, line 1 of the title, after "replacement;" strike the remainder of the title and insert "amending RCW 47.60.322, 46.17.040, 46.17.050, and 46.17.060; and creating a new section."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1129 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Clibborn spoke in favor of the passage of the bill.

Representatives Orcutt and Ross spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1129, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1129, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 61; Nays, 37; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hayes, Hudgins, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Manweller, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli,

Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Holy, Hope, Hurst, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Muri, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Stonier, Taylor, Vick, Wilcox, Young and Zeiger.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1129, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 2457 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that section 45, chapter 291, Laws of 2013 required the department of natural resources, in consultation with the department of ecology, to evaluate potential changes to laws and rules related to derelict and abandoned vessels that increase vessel owner responsibility and address challenges associated with the economics of removing vessels from the water.

(2) The legislature further finds that, during the 2013 legislative interim, the two responsible agencies engaged in a thorough process to satisfy their legislative charge. This process involved exhausting in-state expertise on various topics and reaching out to experts in vessel deconstruction, surety bonding, letters of credit, marine insurance, taxation, federal regulation, similar programs in other states, and more. The process also involved two open invitation public meetings.

(3) The legislature further finds that a significant number of various and competing options were discussed, analyzed, and ultimately dismissed during the process undertaken by the two agencies. It is the intent of the legislature to capture the recommendations for meeting the goals of increased vessel owner responsibility and addressing the challenges associated with the economics of removing vessels from the water that rose to the top from the process undertaken by the agencies.

(4) It is the further intent of the legislature that this act serve as the final report due by the department of natural resources under section 45, chapter 291, Laws of 2013.

Part One--Vessel Owner Responsibility

NEW SECTION. Sec. 101. A new section is added to chapter 79.100 RCW to read as follows:

(1) Any individual or company that purchases or otherwise receives a used vessel greater than sixty-five feet in length and more than forty years old must, prior to or concurrent with the transfer of ownership, secure a marine insurance policy consistent with this section. Proof of the marine insurance policy must be provided to:

(a) The transferor of the vessel upon purchase or other transfer; and

(b) If applicable, the department of licensing upon registration or the department of revenue upon the payment of any taxes.

(2) The transferor of a vessel greater than sixty-five feet in length and more than forty years old has an affirmative duty to ensure that any potential transferee has secured a marine insurance policy consistent with this section prior to or concurrent with the finalization of any sale or transfer. Nothing in this section prohibits the sale or other transfer of a vessel greater than sixty-five feet in length and more than forty years old to a transferee that fails to secure a marine insurance policy. However, a transferor that chooses to finalize a sale or other transfer with a transferee not in possession of a marine insurance policy assumes secondary liability for the vessel consistent with RCW 79.100.060 if the vessel is later abandoned by the transferee or becomes derelict prior to a subsequent ownership transfer.

(3) The marine insurance policy required under this section must be secured by the transferee prior to, or concurrent with, assuming ownership of a vessel greater than sixty-five feet in length and more than forty years old. The marine insurance policy must satisfy the following conditions:

(a) Have a term of at least twelve months following the transferee's assumption of vessel ownership;

(b) Provide coverage of an amount that is, unless otherwise provided by the department by rule, at least three hundred thousand dollars;

(c) Provide, unless otherwise provided by the department by rule, coverage for the removal of the vessel if it should sink and coverage should it cause a pollution event.

(4) The purchaser of marine insurance under this section may satisfy the requirements of this section through the purchase of multiple policies as necessary.

(5) The department may, by rule, provide for a purchaser of a vessel to also satisfy the insurance requirements of this section through the posting of adequate security with a financial institution.

(6) A person required to secure marine insurance or show proof of marine insurance under this section who either: (a) Fails to secure a marine insurance policy consistent with this section prior to or concurrent with the transfer of ownership, unless the vessel was sold consistent with RCW 79.100.150(2)(b); or (b) cancels a marine insurance policy consistent with this section prior to the end of the twelfth month of vessel ownership or to a subsequent transfer of ownership, whichever occurs first, without securing another marine insurance policy consistent with this section in its place, is guilty of a misdemeanor. The department may contact any vessel owner required by this section to have a marine insurance policy to ensure compliance with this section.

Sec. 102. RCW 79.100.150 and 2013 c 291 s 38 are each amended to read as follows:

(1) A vessel owner must obtain a vessel inspection under this section prior to transferring a vessel that is:

(a) More than sixty-five feet in length and more than forty years old; and

(b) Either:

(i) Is registered or required to be registered under chapter 88.02 RCW; or

(ii) Is listed or required to be listed under chapter 84.40 RCW.

(2) If the vessel inspection determines the vessel is not seaworthy and the value of the vessel is less than the anticipated costs required to return the vessel to seaworthiness, then the vessel owner may not sell or transfer ownership of the vessel unless:

(a) The vessel is repaired to a seaworthy state prior to the transfer of ownership; or

(b) The vessel is sold for scrap, restoration, salvage, or another use that will remove the vessel from state waters to a person displaying a business license issued under RCW 19.02.070 that a reasonable person in the seller's position would believe has the capability and intent to do based on factors that may include the buyer's facilities, resources, documented intent, and relevant history.

(3) Where required under subsection (1) of this section, a vessel

owner must provide a copy of the vessel inspection documentation to the transferee and, if the department did not conduct the inspection, to the department prior to the transfer.

~~((3))~~ (4) Unless rules adopted by the department provide otherwise, the vessel inspection required under this section must be contained in a formal marine survey conducted by a third party to the transaction. The survey must include, at a minimum, a conclusion relating to the seaworthiness of the vessel, an estimate of the vessel's fair market value, and, if applicable, an estimate as to the anticipated cost of repairs necessary to return the vessel to seaworthiness.

(5) The department may, by rule, allow other forms of vessel condition determinations, such as United States coast guard certificates of inspection, to replace the requirements for a formal marine survey under this section.

~~(6) Failure to comply with the requirements of ((subsections (1) and (2) of) this section will result in the transferor having secondary liability under RCW 79.100.060 if the vessel is later abandoned by the transferee or becomes derelict prior to a subsequent ownership transfer. (7) Nothing in this section prevents a vessel owner from removing, dismantling, and lawfully disposing of any vessel lawfully under the vessel owner's control.~~

Part Two--Authorities and Requirements Applicable to

Marinas

Sec. 201. RCW 79.100.130 and 2013 c 291 s 4 are each amended to read as follows:

(1) A private moorage facility owner, as those terms are defined in RCW 88.26.010, may contract with the department or a local government for the purpose of participating in the derelict vessel removal program.

(2) If a contract is completed under this section, the department or local government shall serve as the authorized public entity for the removal of a derelict or abandoned vessel from the property of the private moorage facility owner. The contract must provide for the private moorage facility owner to be financially responsible for the removal and disposal costs that are not reimbursed by the department as provided under RCW 79.100.100, and any additional reasonable administrative costs incurred by the department or local government during the removal of the derelict or abandoned vessel.

(3) Prior to the commencement of any removal ~~((which))~~ under this section for which a local government serves as the authorized public entity and that will seek reimbursement from the derelict vessel removal program, the contract and the proposed vessel removal shall be submitted to the department for review and approval. The local government shall use the procedure specified under RCW 79.100.100~~((6))~~.

(4) If the private moorage facility owner has already seized the vessel under chapter 88.26 RCW and title has reverted to the moorage facility, the moorage facility is not considered the owner under this chapter for purposes of cost recovery for actions taken under this section.

(5)(a) The department and all local governments have discretion as to whether to enter into contracts to serve as the authorized public entity under this section for vessels located at a private moorage facility.

(b) The department may not enter into a contract to serve as the authorized public entity under this section for vessels located at a private moorage facility if the private moorage facility is not in compliance with the mandatory insurance requirements of section 202 of this act.

NEW SECTION. Sec. 202. A new section is added to chapter 88.26 RCW to read as follows:

(1) Every private moorage facility operator must:

(a) Obtain and maintain insurance coverage for the private moorage facility;

(b) Require, as a condition of moorage, all vessels other than transient vessels to provide proof of marine insurance to the moorage facility.

(2) Unless rules adopted by the department of natural resources require otherwise, insurance maintained by private moorage facility operators and required of moored vessels must:

(a) Provide coverage at liability limits of at least three hundred thousand dollars per occurrence; and

(b) Include, at a minimum, general, legal, and pollution liability coverage.

(3) The purchaser of marine insurance under this section may satisfy the requirements of this section through the purchase of multiple policies as necessary.

(4) The requirement under this section for private moorage facility operators to require proof of marine insurance from mooring vessels applies whenever a private moorage facility operator enters an initial or renewal moorage agreement after the effective date of this section. The private moorage facility operator is not required to verify independently whether a mooring vessel's insurance policy meets the requirements of this section and is not responsible for any change in insurance coverage applicable to the vessel that occurs after the initial agreement is entered into or in the time period between agreement renewals.

(5) Any private moorage facility operator who fails to satisfy the requirements of this section incurs secondary liability under RCW 79.100.060 for any vessel located at the private moorage facility that meets the definition of derelict vessel or abandoned vessel as those terms are defined in RCW 79.100.010.

NEW SECTION. Sec. 203. A new section is added to chapter 53.08 RCW to read as follows:

(1) Every moorage facility operator must:

(a) Obtain and maintain insurance coverage for the moorage facility;

(b) Require, as a condition of moorage, all vessels other than transient vessels to provide proof of marine insurance to the moorage facility.

(2) Unless rules adopted by the department of natural resources require otherwise, insurance maintained by moorage facility operators and required of moored vessels must:

(a) Provide coverage at liability limits of at least three hundred thousand dollars per occurrence; and

(b) Include, at a minimum, general, legal, and pollution liability coverage.

(3) The purchaser of marine insurance under this section may satisfy the requirements of this section through the purchase of multiple policies as necessary.

(4) The requirement under this section for moorage facility operators to require proof of marine insurance from mooring vessels applies whenever a moorage facility operator enters an initial or renewal moorage agreement after the effective date of this section. The moorage facility operator is not required to verify independently whether a mooring vessel's insurance policy meets the requirements of this section and is not responsible for any change in insurance coverage applicable to the vessel that occurs after the initial agreement is entered into or in the time period between agreement renewals.

(5) Any moorage facility operator that the department has determined has failed to satisfy the requirements of this section is not eligible for reimbursement from the derelict vessel removal account under RCW 79.100.100.

Sec. 204. RCW 88.26.010 and 1993 c 474 s 1 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Charges" means charges of a private moorage facility operator for moorage and storage, all other charges owing to or that become owing under a contract between a vessel owner and the private moorage facility operator, or any costs of sale and related legal expenses for implementing RCW 88.26.020.

(2) "Vessel" means every watercraft used or capable of being used as a means of transportation on the water. "Vessel" includes any trailer used for the transportation of watercraft.

(3) "Private moorage facility" means any properties or facilities owned or operated by a private moorage facility operator that are capable of use for the moorage or storage of vessels.

(4) "Private moorage facility operator" means every natural person, firm, partnership, corporation, association, organization, or any other legal entity, employee, or their agent, that owns or operates a private moorage facility. Private moorage facility operation does not include a "moorage facility operator" as defined in RCW 53.08.310.

(5) "Owner" means every natural person, firm, partnership, corporation, association, or organization, or their agent, with actual or apparent authority, who expressly or impliedly contracts for use of a moorage facility.

(6) "Transient vessel" means a vessel using a private moorage facility and that belongs to an owner who does not have a moorage agreement with the private moorage facility operator. Transient vessels include, but are not limited to, vessels seeking a harbor or refuge, day use, or overnight use of a private moorage facility on a space-as-available basis. Transient vessels may also include vessels taken into custody under RCW 79.100.040.

Sec. 205. RCW 53.08.310 and 1986 c 260 s 1 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this section, section 203 of this act, and RCW 53.08.320.

(1) "Port charges" mean charges of a moorage facility operator for moorage and storage, and all other charges owing to or become owing under a contract between a vessel owner and the moorage facility operator, or under an officially adopted tariff including, but not limited to, costs of sale and related legal expenses.

(2) "Vessel" means every species of watercraft or other artificial contrivance capable of being used as a means of transportation on water and which does not exceed two hundred feet in length. "Vessel" includes any trailer used for the transportation of watercraft.

(3) "Moorage facility" means any properties or facilities owned or operated by a moorage facility operator which are capable of use for the moorage or storage of vessels.

(4) "Moorage facility operator" means any port district, city, town, metropolitan park district, or county which owns and/or operates a moorage facility.

(5) "Owner" means every natural person, firm, partnership, corporation, association, or organization, or agent thereof, with actual or apparent authority, who expressly or impliedly contracts for use of a moorage facility.

(6) "Transient vessel" means a vessel using a moorage facility and which belongs to an owner who does not have a moorage agreement with the moorage facility operator. Transient vessels include, but are not limited to: Vessels seeking a harbor of refuge, day use, or overnight use of a moorage facility on a space-as-available basis. Transient vessels may also include vessels taken into custody under RCW 79.100.040.

Part Three--Encouraging Vessel Removal and Deconstruction

NEW SECTION. Sec. 301. A new section is added to chapter 82.08 RCW to read as follows:

(1) The tax levied by RCW 82.08.020 does not apply to sales of vessel deconstruction performed at:

(a) A qualified vessel deconstruction facility; or

(b) An area over water that has been permitted under section 402 of the clean water act of 1972 (33 U.S.C. Sec. 1342) for vessel deconstruction.

(2) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a)(i) "Vessel deconstruction" means permanently dismantling a vessel, including: Abatement and removal of hazardous materials; the removal of mechanical, hydraulic, or electronic components or other vessel machinery and equipment; and either the cutting apart or disposal, or both, of vessel infrastructure. For the purposes of this subsection, "hazardous materials" includes fuel, lead, asbestos, polychlorinated biphenyls, and oils.

(ii) "Vessel deconstruction" does not include vessel modification or repair.

(b) "Qualified vessel deconstruction facility" means structures, including floating structures, that are permitted under section 402 of the clean water act of 1972 (33 U.S.C. Sec. 1342) for vessel deconstruction.

(3) Sellers making tax-exempt sales under this section must obtain from the purchaser an exemption certificate in a form and manner prescribed by the department. The seller must retain a copy of the certificate for the seller's files. In lieu of an exemption certificate, a seller may capture the relevant data elements as allowed under the streamlined sales and use tax agreement.

NEW SECTION. Sec. 302. A new section is added to chapter 82.12 RCW to read as follows:

(1) This chapter does not apply to the use of vessel deconstruction services performed at:

(a) A qualified vessel deconstruction facility; or

(b) An area over water that has been permitted under section 402 of the federal clean water act of 1972 (33 U.S.C. Sec. 1342) for vessel deconstruction.

(2) The definitions in section 301(2) of this act apply to this section.

NEW SECTION. Sec. 303. (1) This section is the tax preference performance statement for the tax preference contained in sections 301 and 302 of this act. This performance statement is only intended to be used for subsequent evaluation of this tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(2) The legislature categorizes this tax preference as intended to induce certain designated behavior by taxpayers as indicated in RCW 82.32.808(2)(a).

(3) It is the legislature's specific public policy objective to decrease the number of abandoned and derelict vessels by providing incentives to increase vessel deconstruction in Washington by lowering the cost of deconstruction. It is the legislature's intent to provide businesses engaged in vessel deconstruction a sales and use tax exemption for sales of vessel deconstruction. This incentive will lower the costs associated with vessel deconstruction and encourage businesses to make investments in vessel deconstruction facilities. Pursuant to chapter 43.136 RCW, the joint legislative audit and review committee must review the sales tax exemptions provided under sections 301 and 302 of this act by December 1, 2018.

(4) If a review finds that the increase in available capacity to deconstruct derelict vessels or a reduction in the average cost to deconstruct vessels has resulted in an increase of the number of derelict vessels removed from Washington's waters as compared to before the effective date of this section, then the legislature intends for the legislative auditor to recommend extending the expiration date of the tax preference.

(5) In order to obtain the data necessary to perform the review in subsection (3) of this section, the joint legislative audit and review

committee should refer to data kept and maintained by the department of natural resources.

(6) This section expires January 1, 2019.

NEW SECTION. Sec. 304. Sections 301 and 302 of this act take effect October 1, 2014.

Part Four--Revenue to Support the Derelict Vessel Removal Program

NEW SECTION. Sec. 401. (1) The legislature finds that:

(a) Derelict and abandoned vessels are a threat to the safety of the public waterways, an environmental hazard for humans and marine life, and an occupational danger for persons that make their living on the waters of this state;

(b) Derelict vessel removal fees are imposed when recreational vessels are registered with the department of licensing. The accumulation of these fees is sufficient for the removal and disposal of recreational vessels that become derelict or abandoned;

(c) Derelict vessel removal fees do not apply to commercial vessels. Former commercial vessels are among the most costly to remove from Washington waters and to dispose of in an environmentally responsible manner. The costs for removing and disposing of these vessels far exceeds the funding provided by the derelict vessel removal fees paid by recreational vessels;

(d) According to the department of natural resources, as of the effective date of this section, there is a significant backlog of abandoned or derelict vessels that are former commercial vessels; and

(e) The use of general fund revenue to pay for the removal and disposal of derelict or abandoned vessels places an undue burden on the nonboating public and reduces the revenue available to pay for necessary governmental services.

(2) The legislature intends for either the owners or operators, or both, of commercial vessels to pay their fair share for the removal of abandoned or derelict vessels by imposing a per foot fee on commercial vessels.

NEW SECTION. Sec. 402. A new section is added to chapter 79.100 RCW to read as follows:

(1)(a) Except as otherwise provided in (b) of this subsection, an annual derelict vessel removal fee is imposed upon all persons required by RCW 84.40.065 to list any ship or vessel with the department of revenue for state property tax purposes.

(b) The derelict vessel removal fee imposed in (a) of this subsection does not apply in any year that a person required to list a ship or vessel does not owe the state property tax levied for collection in that year with respect to that ship or vessel.

(c) The annual derelict vessel removal fee is equal to one dollar per vessel foot measured by extreme length of the vessel, rounded up to the nearest whole foot.

(2) Each year, the department of revenue must include the amount of the derelict vessel removal fee due under this section for that calendar year in the tax statement required in RCW 84.40.065.

(3) The person listing a ship or vessel and the owner of the ship or vessel, if not the same person, are jointly and severally liable for the fee imposed in this section.

(4) The department of revenue must collect the derelict vessel removal fee imposed in this section as provided in RCW 84.56.440.

(5) All derelict vessel removal fees collected under this section must be deposited into the derelict vessel removal account created in RCW 79.100.100.

Sec. 403. RCW 84.56.440 and 2008 c 181 s 511 are each amended to read as follows:

(1) The department of revenue shall collect the derelict vessel removal fee imposed under section 402 of this act and all ad valorem

taxes upon ships and vessels listed with the department in accordance with RCW 84.40.065, and all applicable interest and penalties on such taxes and fees. The taxes and derelict vessel removal fee shall be due and payable to the department on or before the thirtieth day of April and shall be delinquent after that date.

(2) If payment of the tax, derelict vessel removal fee, or both, is not received by the department by the due date, there shall be imposed a penalty of five percent of the amount of the unpaid tax and fee; and if the tax ~~(is)~~ and fee are not received within thirty days after the due date, there shall be imposed a total penalty of ten percent of the amount of the unpaid tax and fee; and if the tax ~~(is)~~ and fee are not received within sixty days after the due date, there shall be imposed a total penalty of twenty percent of the amount of the unpaid tax and fee. No penalty so added shall be less than five dollars.

(3) Delinquent taxes under this section are subject to interest at the rate set forth in RCW 82.32.050 from the date of delinquency until paid. Delinquent derelict vessel removal fees are also subject to interest at the same rate and in the same manner as provided for delinquent taxes under RCW 82.32.050. Interest or penalties collected on delinquent taxes and derelict vessel removal fees under this section shall be paid by the department into the general fund of the state treasury.

(4) If upon information obtained by the department it appears that any ship or vessel required to be listed according to the provisions of RCW 84.40.065 is not so listed, the department shall value the ship or vessel and assess against the owner of the vessel the taxes and derelict vessel removal fees found to be due and shall add thereto interest at the rate set forth in RCW 82.32.050 from the original due date of the tax and fee until the date of payment. The department shall notify the vessel owner by mail of the amount and the same shall become due and shall be paid by the vessel owner within thirty days of the date of the notice. If payment is not received by the department by the due date specified in the notice, the department shall add a penalty of ten percent of the tax and fee found due. A person who willfully gives a false listing or willfully fails to list a ship or vessel as required by RCW 84.40.065 shall be subject to the penalty imposed by RCW 84.40.130(2), which shall be assessed and collected by the department.

(5) Delinquent taxes and fees under this section, along with all penalties and interest thereon, shall be collected by the department according to the procedures set forth in chapter 82.32 RCW for the filing and execution of tax warrants, including the imposition of warrant interest. In the event a warrant is issued by the department for the collection of taxes, derelict vessel removal fees, or both, under this section, the department shall add a penalty of five percent of the amount of the delinquent tax and fee, but not less than ten dollars.

~~(6) (The department shall also collect all delinquent taxes pertaining to ships and vessels appearing on the records of the county treasurers for each of the counties of this state as of December 31, 1993, including any applicable interest or penalties. The provisions of subsection (5) of this section shall apply to the collection of such delinquent taxes.~~

~~—(7))~~ During a state of emergency declared under RCW 43.06.010(12), the department, on its own motion or at the request of any taxpayer affected by the emergency, may grant extensions of the due date of any taxes and fees payable under this section as the department deems proper.

(7) The department of revenue must withhold the decals required under RCW 88.02.570(10) for failure to pay the state property tax or derelict vessel removal fee collectible under this section.

NEW SECTION. Sec. 404. Sections 401 through 403 of this act take effect January 1, 2015.

Part Five--Incentivizing the Registration of Moored Vessels

NEW SECTION. Sec. 501. A new section is added to chapter 88.02 RCW to read as follows:

(1) A moorage provider that provides long-term moorage must obtain the following information and documentation from persons entering into long-term moorage agreements with the moorage provider:

- (a) The name of the legal owner of the vessel;
- (b) A local contact person and that person's address and telephone number, if different than the owner;
- (c) The owner's address and telephone number;
- (d) The vessel's hull identification number;
- (e) If applicable, the vessel's coast guard registration;
- (f) The vessel's home port;
- (g) The date on which the moorage began;
- (h) The vessel's country or state of registration and registration number; and

(i) Proof of vessel registration, a written statement of the lessee's intent to register a vessel, or an affidavit in a form and manner approved by the department certifying that the vessel is exempt from state vessel registration requirements as provided by RCW 88.02.570.

(2) For moorage agreements entered into effective on or after July 1, 2014, a long-term moorage agreement for vessels not registered in this state must include, in a form and manner approved by the department and the department of revenue, notice of state vessel registration requirements as provided by this chapter and tax requirements as provided by chapters 82.08, 82.12, and 82.49 RCW and listing requirements as provided by RCW 84.40.065.

(3) A moorage provider must maintain records of the information and documents required under this section for at least two years. Upon request, a moorage provider must:

- (a) Permit any authorized agent of a requesting agency to:
 - (i) Inspect the moorage facility for vessels that are not registered as required by this chapter or listed as required under RCW 84.40.065; and
 - (ii) Inspect and copy records identified in subsection (1) of this section for vessels that the requesting agency determines are not properly registered or listed as required by law; or
- (b) Provide to the requesting agency:
 - (i) Information as provided in subsection (1)(a), (c), (d), and (e) of this section; and
 - (ii) Information as provided in subsection (1)(b), (f), (g), (h), and (i) of this section for those vessels that the requesting agency subsequently determines are not registered as required by this chapter or listed as required under RCW 84.40.065.

(4) Requesting agencies must coordinate their requests to ensure that a moorage provider does not receive more than two requests per calendar year. For the purpose of enforcing vessel registration and vessel listing requirements, requesting agencies may share the results of information requests with each other.

(5) The information required to be collected under this section must be collected at the time the long-term moorage agreement is entered into and at the time of any renewals of the agreement. The moorage provider is not responsible for updating any changes in the information that occurs after the initial agreement is entered into or in the time period between agreement renewals.

(6) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Long-term moorage" means moorage provided for more than thirty consecutive days, unless the moorage is for a vessel that has been taken into custody under RCW 79.100.040.

(b) "Moorage facility" means any properties or facilities located in this state that are used for the moorage of vessels and are owned or operated by a moorage provider.

(c) "Moorage facility operator" has the same meaning as defined in RCW 53.08.310.

(d) "Moorage provider" means any public or private entity that owns or operates any moorage facility, including a moorage facility operator, private moorage facility operator, the state of Washington, or any other person.

(e) "Private moorage facility operator" has the same meaning as defined in RCW 88.26.010.

(f) "Requesting agency" means the department, the department of revenue, or the department of natural resources.

NEW SECTION. Sec. 502. A new section is added to chapter 82.49 RCW to read as follows:

(1) An owner of a vessel that is not registered as required by chapter 88.02 RCW and for which watercraft excise tax is due under this chapter is liable for a penalty in the following amount:

- (a) One hundred dollars for the owner's first violation;
- (b) Two hundred dollars for the owner's second violation involving the same or any other vessel; or
- (c) Four hundred dollars for the owner's third and successive violations involving the same or any other vessel.

(2) The department of revenue may collect this penalty under the procedures established in chapter 82.32 RCW. The penalty imposed under this section is in addition to any other civil or criminal penalty imposed by law.

Sec. 503. RCW 82.49.010 and 2010 c 161 s 1044 are each amended to read as follows:

(1) An excise tax is imposed for the privilege of using a vessel upon the waters of this state, except vessels exempt under RCW 82.49.020. The annual amount of the excise tax is one-half of one percent of fair market value, as determined under this chapter, or five dollars, whichever is greater. Violation of this subsection is a misdemeanor.

(2) ~~((Persons who are))~~ A person who is required under chapter 88.02 RCW to register a vessel in this state and who fails to register the vessel in this state or registers the vessel in another state or foreign country and avoids the Washington watercraft excise tax ~~((are))~~ is guilty of a gross misdemeanor and ~~((are))~~ is liable for such unpaid excise tax. The department of revenue may assess and collect the unpaid excise tax under chapter 82.32 RCW, including the penalty imposed in section 502 of this act and penalties and interest provided in chapter 82.32 RCW.

(3) The excise tax upon a vessel registered for the first time in this state shall be imposed for a twelve-month period, including the month in which the vessel is registered, unless the director of licensing extends or diminishes vessel registration periods for the purpose of staggered renewal periods under RCW 88.02.560. A vessel is registered for the first time in this state when the vessel was not registered in this state for the immediately preceding registration year, or when the vessel was registered in another jurisdiction for the immediately preceding year.

Part Six--Miscellaneous and Technical

Sec. 601. RCW 79.100.060 and 2013 c 291 s 40 are each amended to read as follows:

(1) The owner of an abandoned or derelict vessel, or any person or entity that has incurred secondary liability ~~((under RCW 79.100.150))~~ for an abandoned or derelict vessel under this chapter or section 202 of this act, is responsible for reimbursing an authorized public entity for all reasonable and auditable costs associated with the removal or disposal of the owner's vessel under this chapter. These costs include, but are not limited to, costs incurred exercising the authority granted in RCW 79.100.030, all administrative costs incurred by the authorized public entity during the procedure set forth in RCW 79.100.040, removal and disposal costs, and costs associated with environmental damages directly or indirectly caused by the vessel. An authorized public entity that has taken temporary possession of a vessel may

require that all reasonable and auditable costs associated with the removal of the vessel be paid before the vessel is released to the owner.

(2) Reimbursement for costs may be sought from an owner, or any person or entity that has incurred secondary liability under ~~((RCW 79.100.150))~~ this chapter or section 202 of this act, who is identified subsequent to the vessel's removal and disposal.

(3) If the full amount of all costs due to the authorized public entity under this chapter is not paid to the authorized public entity within thirty days after first notifying the responsible parties of the amounts owed, the authorized public entity or the department may bring an action in any court of competent jurisdiction to recover the costs, plus reasonable attorneys' fees and costs incurred by the authorized public entity.

Sec. 602. RCW 79.100.120 and 2013 c 291 s 32 are each amended to read as follows:

(1) ~~((A person))~~ (a) An owner or lien holder seeking to contest an authorized public entity's decision to take temporary possession or custody of a vessel under this chapter, or to contest the amount of reimbursement owed to an authorized public entity under this chapter, may request a hearing in accordance with this section.

(b) A transferor or other entity with secondary liability under this chapter or section 202 of this act may commence a lawsuit in the superior court for the county in which custody of the vessel was taken to contest the transferor's or other entity's liability or the amount of reimbursement owed the authorized public entity under this chapter.

(2)(a) If the contested decision or action was undertaken by a state agency, a written request for a hearing related to the decision or action must be filed with the pollution control hearings board and served on the state agency in accordance with RCW 43.21B.230 (2) and (3) within thirty days of the date the authorized public entity acquires custody of the vessel under RCW 79.100.040, or if the vessel is redeemed before the authorized public entity acquires custody, the date of redemption, or the right to a hearing is deemed waived and the vessel's owner is liable for any costs owed the authorized public entity. In the event of litigation, the prevailing party is entitled to reasonable attorneys' fees and costs.

(b) Upon receipt of a timely hearing request, the pollution control hearings board shall proceed to hear and determine the validity of the decision to take the vessel into temporary possession or custody and the reasonableness of any towing, storage, or other charges permitted under this chapter. Within five business days after the request for a hearing is filed, the pollution control hearings board shall notify the vessel owner requesting the hearing and the authorized public entity of the date, time, and location for the hearing. Unless the vessel is redeemed before the request for hearing is filed, the pollution control hearings board shall set the hearing on a date that is within ten business days of the filing of the request for hearing. If the vessel is redeemed before the request for a hearing is filed, the pollution control hearings board shall set the hearing on a date that is within sixty days of the filing of the request for hearing.

(c) Consistent with RCW 43.21B.305, a proceeding brought under this subsection may be heard by one member of the pollution control hearings board, whose decision is the final decision of the board.

(3)(a) If the contested decision or action was undertaken by a metropolitan park district, port district, city, town, or county, which has adopted rules or procedures for contesting decisions or actions pertaining to derelict or abandoned vessels, those rules or procedures must be followed in order to contest a decision to take temporary possession or custody of a vessel, or to contest the amount of reimbursement owed.

(b) If the metropolitan park district, port district, city, town, or county has not adopted rules or procedures for contesting decisions or actions pertaining to derelict or abandoned vessels, then ~~((a person))~~ an owner or lien holder requesting a hearing under this section must follow the procedure established in subsection (2) of this section.

Sec. 603. RCW 79.100.100 and 2013 c 291 s 2 are each amended to read as follows:

(1)(a) The derelict vessel removal account is created in the state treasury. All receipts from RCW 79.100.050 and 79.100.060 and those moneys specified in RCW 88.02.640 must be deposited into the account. The account is authorized to receive fund transfers and appropriations from the general fund, deposits from the derelict vessel removal surcharge under RCW 88.02.640(4), deposits under section 402 of this act, as well as gifts, grants, and endowments from public or private sources as may be made from time to time, in trust or otherwise, for the use and benefit of the purposes of this chapter and expend the same or any income according to the terms of the gifts, grants, or endowments provided those terms do not conflict with any provisions of this section or any guidelines developed to prioritize reimbursement of removal projects associated with this chapter.

(b) Moneys in the account may only be spent after appropriation. Expenditures from the account may only be used by the department for developing and administering the vessel turn-in program created in RCW 79.100.160 and to, except as provided in RCW 79.100.130 and section 203 of this act, reimburse authorized public entities for up to ninety percent of the total reasonable and auditable administrative, removal, disposal, and environmental damage costs of abandoned or derelict vessels when the previous owner is either unknown after a reasonable search effort or insolvent. Reimbursement may not be made unless the department determines that the public entity has made reasonable efforts to identify and locate the party responsible for the vessel, or any other person or entity that has incurred secondary liability ~~((under RCW 79.100.150))~~ for the vessel under this chapter or section 202 of this act, regardless of the title of owner of the vessel.

(c) Funds in the account resulting from transfers from the general fund or from the deposit of funds from the watercraft excise tax as provided for under RCW 82.49.030 must be used to reimburse one hundred percent of costs and should be prioritized for the removal of large vessels.

(d) Costs associated with the removal and disposal of an abandoned or derelict vessel under the authority granted in RCW 53.08.320 also qualify for reimbursement from the derelict vessel removal account.

(e) In each biennium, up to twenty percent of the expenditures from the derelict vessel removal account may be used for administrative expenses of the department of licensing and department of natural resources in implementing this chapter.

(2) Priority for use of this account is for the removal of derelict and abandoned vessels that are in danger of sinking, breaking up, or blocking navigation channels, or that present environmental risks such as leaking fuel or other hazardous substances. The department must develop criteria, in the form of informal guidelines, to prioritize removal projects associated with this chapter, but may not consider whether the applicant is a state or local entity when prioritizing. The guidelines must also include guidance to the authorized public entities as to what removal activities and associated costs are reasonable and eligible for reimbursement.

(3) The department must keep all authorized public entities apprised of the balance of the derelict vessel removal account and the funds available for reimbursement. The guidelines developed by the department must also be made available to the other authorized public entities. This subsection (3) must be satisfied by utilizing the least costly method, including maintaining the information on the department's internet web site, or any other cost-effective method.

(4) An authorized public entity may contribute its ten percent of costs that are not eligible for reimbursement by using in-kind services, including the use of existing staff, equipment, and volunteers.

(5) This chapter does not guarantee reimbursement for an authorized public entity. Authorized public entities seeking certainty in reimbursement prior to taking action under this chapter may first notify the department of their proposed action and the estimated total

costs. Upon notification by an authorized public entity, the department must make the authorized public entity aware of the status of the fund and the likelihood of reimbursement being available. The department may offer technical assistance and assure reimbursement for up to two years following the removal action if an assurance is appropriate given the balance of the fund and the details of the proposed action.

Sec. 604. RCW 79.100.010 and 2007 c 342 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Abandoned vessel" means a vessel that has been left, moored, or anchored in the same area without the express consent, or contrary to the rules of, the owner, manager, or lessee of the aquatic lands below or on which the vessel is located for either a period of more than thirty consecutive days or for more than a total of ninety days in any three hundred sixty-five-day period, and the vessel's owner is: (a) Not known or cannot be located; or (b) known and located but is unwilling to take control of the vessel. For the purposes of this subsection (1) only, "in the same area" means within a radius of five miles of any location where the vessel was previously moored or anchored on aquatic lands.

(2) "Aquatic lands" means all tidelands, shorelands, harbor areas, and the beds of navigable waters, including lands owned by and lands owned by other public or private entities.

(3) "Authorized public entity" includes any of the following: The department of natural resources; the department of fish and wildlife; the parks and recreation commission; a metropolitan park district; a port district; and any city, town, or county with ownership, management, or jurisdiction over the aquatic lands where an abandoned or derelict vessel is located.

(4) "Department" means the department of natural resources.

(5) "Derelict vessel" means the vessel's owner is known and can be located, and exerts control of a vessel that:

(a) Has been moored, anchored, or otherwise left in the waters of the state or on public property contrary to RCW 79.02.300 or rules adopted by an authorized public entity;

(b) Has been left on private property without authorization of the owner; or

(c) Has been left for a period of seven consecutive days, and:

(i) Is sunk or in danger of sinking;

(ii) Is obstructing a waterway; or

(iii) Is endangering life or property.

(6) "Owner" means any natural person, firm, partnership, corporation, association, government entity, or organization that has a lawful right to possession of a vessel by purchase, exchange, gift, lease, inheritance, or legal action whether or not the vessel is subject to a security interest.

(7) "Vessel" means every species of watercraft or other mobile artificial contrivance, powered or unpowered, intended to be used for transporting people or goods on water or for floating marine construction or repair and which does not exceed two hundred feet in length. "Vessel" includes any trailer used for the transportation of watercraft, or any attached floats or debris.

(8) "Ship" means every species of watercraft or other mobile artificial contrivance, powered or unpowered, intended to be used for transporting people or goods on water or for floating marine construction or repair and that exceeds two hundred feet in length.

Sec. 605. 2013 c 291 s 39 (uncodified) is amended to read as follows:

(1) By December 31, (~~2013~~) 2014, the department of natural resources shall adopt by rule initial procedures and standards for the vessel inspections required under (~~section 38 of this act~~) RCW 79.100.150. The procedures and standards must identify the public or private entities authorized to conduct inspections, the required elements of an inspection, and the manner in which inspection results

must be documented. The vessel inspection required under this section must be designed to:

(a) Provide the transferee with current information about the condition of the vessel, including the condition of its hull and key operating systems, prior to the transfer;

(b) Provide the department of natural resources with information under (a) of this subsection for each applicable vessel and, more broadly, to improve the department's understanding of the condition of the larger, older boats in the state's waters;

(c) Discourage the future abandonment or dereliction of the vessel; and

(d) Maximize the efficiency and effectiveness of the inspection process, including with respect to the time and resources of the transferor, transferee, and the state.

(2) The department of natural resources shall work with appropriate government agencies and stakeholders in designing the inspection process and standards under this section.

(3) This section expires July 31, (~~2014~~) 2015.

NEW SECTION. Sec. 606. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "vessels;" strike the remainder of the title and insert "amending RCW 79.100.150, 79.100.130, 88.26.010, 53.08.310, 84.56.440, 82.49.010, 79.100.060, 79.100.120, 79.100.100, and 79.100.010; amending 2013 c 291 s 39 (uncodified); adding new sections to chapter 79.100 RCW; adding a new section to chapter 88.26 RCW; adding a new section to chapter 53.08 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding a new section to chapter 88.02 RCW; adding a new section to chapter 82.49 RCW; creating new sections; prescribing penalties; providing effective dates; and providing expiration dates."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 2457 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Hansen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2457, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2457, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 89; Nays, 9; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen,

Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Hawkins, Klippert, Overstreet, Pike, Scott, Shea and Taylor.

SECOND SUBSTITUTE HOUSE BILL NO. 2457, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2724 with the following amendment:

On page 2, line 4, after "An" strike "archeological" and insert "archaeological"

On page 2, after line 7, insert the following:

"(4) The local government or agency shall respond to requests from the owner of the real property for public records exempt under subsection (1), (2), or (3) of this section by providing information to the requestor on how to contact the department of archaeology and historic preservation to obtain available locality information on archaeological and cultural resources."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 2724 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Appleton and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2724, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2724, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal,

Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SUBSTITUTE HOUSE BILL NO. 2724, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 1709 with the following amendment:

On page 2, after line 34, insert the following:

"NEW SECTION. Sec. 3. A new section is added to chapter 28A.320 RCW to read as follows:

(1) Subject to funds appropriated for this specific purpose, by June 1, 2015, the Washington state school directors' association, with the office of the education ombuds and other interested parties, shall develop a model family language access policy and procedure for school districts.

(2) This section expires August 1, 2017.

NEW SECTION. Sec. 4. A new section is added to chapter 28A.300 RCW to read as follows:

(1) The office of the superintendent of public instruction and the office of the education ombuds shall post information on the agency's web site regarding the phone interpretation vendors on contract with the state of Washington, including contact information.

(2) School districts are encouraged to use the phone interpretation services addressed in subsection (1) of this section to communicate with student's parents, legal guardians, and family members who have limited English proficiency."

Renumber the remaining section consecutively.

On page 1, line 2 of the title, after "schools;" strike the remainder of the title and insert "adding a new section to chapter 28A.320 RCW; adding a new section to chapter 28A.300 RCW; creating new sections; and providing an expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 1709 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Dahlquist and Haigh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1709, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1709, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 81; Nays, 17; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, DeBolt, Harris, Klippert, Kretz, Kristiansen, Orcutt, Overstreet, Schmick, Scott, Shea, Short, Taylor, Vick and Young.

SECOND SUBSTITUTE HOUSE BILL NO. 1709, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 2163 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Common carrier" means any person who holds himself or herself out to the general public as a provider for hire of the transportation by water, land, or air of merchandise, whether or not the person actually operates the vessel, vehicle, or aircraft by which the transportation is provided, between a port or place and a port or place in the United States.

(2) "Finished drug product" means a drug legally marketed under the federal food, drug, and cosmetic act, 21 U.S.C. 321 et seq., that is in finished dosage form.

(3) "Proof of age" means any document issued by a governmental agency that contains a description or photograph of the person and gives the person's date of birth, including a passport, military identification card, or driver's license.

(4) "Unfinished dextromethorphan" means dextromethorphan in any form, compound, mixture, or preparation that is not a drug in finished dosage form.

NEW SECTION. Sec. 2. (1) A person making a retail sale of a finished drug product containing any quantity of dextromethorphan must require and obtain proof of age from the purchaser completing the sale, unless from the purchaser's outward appearance the person making the sale would reasonably presume the purchaser to be twenty- five years of age or older.

(2) It is unlawful for any:

(a) Commercial entity to knowingly or willfully sell or trade a finished drug product containing any quantity of dextromethorphan to a person less than eighteen years of age; or

(b) Person who is less than eighteen years of age to purchase a finished drug product containing any quantity of dextromethorphan;

(3) Subsection (2)(a) and (b) of this section do not apply if an individual under eighteen years of age:

(a) Supplies proof at the time of sale that such individual is actively enrolled in the military and presents a valid military identification card; or

(b) Supplies proof of emancipation.

(4)(a) Any manufacturer, distributor, or retailer whose employee or representative, during the course of the employee's or representative's employment or association with that manufacturer, distributor, or retailer sells or trades dextromethorphan in violation of subsection (2)(a) of this section must be given a written warning by a law enforcement agency for the first offense. For any subsequent offense, the manufacturer, distributor, or retailer is guilty of a class 1 civil infraction as provided in RCW 7.80.120, except for any manufacturer, distributor, or retailer who demonstrates a good faith effort to comply with the requirements of this chapter.

(b) Any employee or representative of a manufacturer, distributor, or retailer who, during the course of the employee's or representative's employment or association with that manufacturer, distributor, or retailer sells or trades dextromethorphan in violation of subsection (2)(a) of this section must be given a written warning by a law enforcement agency for the first offense. For any subsequent offense, the employee or representative is guilty of a class 1 civil infraction as provided in RCW 7.80.120.

(c) Any person who purchases dextromethorphan in violation of subsection (2)(b) of this section must be given a written warning by a law enforcement agency for the first offense. For any subsequent offense, the person is guilty of a class 1 civil infraction as provided in RCW 7.80.120.

NEW SECTION. Sec. 3. The trade association representing manufacturers of dextromethorphan shall supply to the pharmacy quality assurance commission and requesting licensed retailers an initial list of products containing dextromethorphan that its members market. This list shall be updated on an annual basis. The trade association representing manufacturers of dextromethorphan shall make other reasonable efforts to communicate the requirements of this act.

NEW SECTION. Sec. 4. (1) Nothing in this chapter is construed to impose any compliance requirement on a retail entity other than manually obtaining and verifying proof of age as a condition of sale, including placement of products in a specific place within a store, other restrictions on consumers' direct access to finished drug products, or the maintenance of transaction records.

(2) The provisions of this chapter do not apply to medication containing dextromethorphan that is sold pursuant to a valid prescription.

NEW SECTION. Sec. 5. This chapter preempts any ordinance regulating the sale, distribution, receipt, or possession of dextromethorphan enacted by a county, city, town, or other political subdivision of this state, and dextromethorphan is not subject to further regulation by such subdivisions.

NEW SECTION. Sec. 6. Sections 1 through 5 of this act constitute a new chapter in Title 69 RCW.

NEW SECTION. Sec. 7. This act takes effect July 1, 2015."

On page 1, line 1 of the title, after "dextromethorphan;" strike the remainder of the title and insert "adding a new chapter to Title 69 RCW; prescribing penalties; and providing an effective date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 2163 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Harris and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2163, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2163, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; Nays, 12; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, Habib, MacEwen, Overstreet, Pike, Ross, Scott, Shea, Taylor and Young.

SECOND SUBSTITUTE HOUSE BILL NO. 2163, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 2251 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 77.55.181 and 2010 c 210 s 29 are each amended to read as follows:

(1)(a) In order to receive the permit review and approval process created in this section, a fish habitat enhancement project must meet the criteria under ~~((a) and (b) of)~~ this ~~((subsection: (a) A fish habitat enhancement project))~~ section and must be a project to accomplish one or more of the following tasks:

(i) Elimination of human-made or caused fish passage barriers, including culvert repair and replacement;

(ii) Restoration of an eroded or unstable streambank employing the principle of bioengineering, including limited use of rock as a stabilization only at the toe of the bank, and with primary emphasis on using native vegetation to control the erosive forces of flowing water; or

(iii) Placement of woody debris or other instream structures that benefit naturally reproducing fish stocks.

(b) The department shall develop size or scale threshold tests to determine if projects accomplishing any of these tasks should be evaluated under the process created in this section or under other project review and approval processes. A project proposal shall not be reviewed under the process created in this section if the department determines that the scale of the project raises concerns regarding public health and safety((, and)).

~~((b))~~ (c) A fish habitat enhancement project must be approved in one of the following ways in order to receive the permit review and approval process created in this section:

(i) By the department pursuant to chapter 77.95 or 77.100 RCW;

(ii) By the sponsor of a watershed restoration plan as provided in chapter 89.08 RCW;

(iii) By the department as a department-sponsored fish habitat enhancement or restoration project;

(iv) Through the review and approval process for the jobs for the environment program;

(v) Through the review and approval process for conservation district-sponsored projects, where the project complies with design standards established by the conservation commission through interagency agreement with the United States fish and wildlife service and the natural resource conservation service;

(vi) Through a formal grant program established by the legislature or the department for fish habitat enhancement or restoration; ~~((and))~~

(vii) Through the department of transportation's environmental retrofit program as a stand-alone fish passage barrier correction project;

(viii) Through a local, state, or federally approved fish barrier removal grant program designed to assist local governments in implementing stand-alone fish passage barrier corrections;

(ix) By a city or county for a stand-alone fish passage barrier correction project funded by the city or county; and

(x) Through other formal review and approval processes established by the legislature.

(2) Fish habitat enhancement projects meeting the criteria of subsection (1) of this section are expected to result in beneficial impacts to the environment. Decisions pertaining to fish habitat enhancement projects meeting the criteria of subsection (1) of this section and being reviewed and approved according to the provisions of this section are not subject to the requirements of RCW 43.21C.030(2)(c).

(3)(a) A permit is required for projects that meet the criteria of subsection (1) of this section and are being reviewed and approved under this section. An applicant shall use a joint aquatic resource permit application form developed by the office of regulatory assistance to apply for approval under this chapter. On the same day, the applicant shall provide copies of the completed application form to the department and to each appropriate local government.

(b) Local governments shall accept the application as notice of the proposed project. The department shall provide a fifteen-day comment period during which it will receive comments regarding environmental impacts.

(c) Within forty-five days, the department shall either issue a permit, with or without conditions, deny approval, or make a determination that the review and approval process created by this section is not appropriate for the proposed project. The department shall base this determination on identification during the comment period of adverse impacts that cannot be mitigated by the conditioning of a permit.

(d) If the department determines that the review and approval process created by this section is not appropriate for the proposed project, the department shall notify the applicant and the appropriate local governments of its determination. The applicant may reapply for approval of the project under other review and approval processes.

~~((b))~~ (e) Any person aggrieved by the approval, denial, conditioning, or modification of a permit under this section may appeal the decision as provided in RCW 77.55.021~~((4))~~ (8).

(4) No local government may require permits or charge fees for fish habitat enhancement projects that meet the criteria of subsection (1) of this section and that are reviewed and approved according to the provisions of this section.

(5) No civil liability may be imposed by any court on the state or its officers and employees for any adverse impacts resulting from a fish enhancement project permitted by the department under the criteria of this section except upon proof of gross negligence or willful or wanton misconduct.

Sec. 2. RCW 77.95.180 and 2010 1st sp.s. c 7 s 83 are each amended to read as follows:

(1)(a) To maximize available state resources, the department and the department of transportation ~~((shall))~~ must work in partnership to identify ~~((cooperative))~~ and complete projects to eliminate fish passage barriers caused by state roads and highways.

(b) The partnership between the department and the department of transportation must be based on the principle of maximizing habitat recovery through a coordinated investment strategy that, to the maximum extent practical and allowable, prioritizes opportunities: To correct multiple fish barriers in whole streams rather than through individual, isolated projects; to coordinate with other entities sponsoring barrier removals, such as regional fisheries enhancement groups incorporated under this chapter, in a manner that achieves the greatest cost savings to all parties; and to correct barriers located furthest downstream in a stream system. Examples of this principle include:

(i) Coordinating with all relevant state agencies and local governments to maximize the habitat recovery value of the investments made by the state to correct fish passage barriers;

(ii) Maximizing the habitat recovery value of investments made by public and private forest landowners through the road maintenance and abandonment planning process outlined in the forest practices rules, as that term is defined in RCW 76.09.020;

(iii) Recognizing that many of the barriers owned by the state are located in the same stream systems as barriers that are owned by cities and counties with limited financial resources for correction and that state-local partnership opportunities should be sought to address these barriers; and

(iv) Recognizing the need to continue investments in the family forest fish passage program created pursuant to RCW 76.13.150 and other efforts to address fish passage barriers owned by private parties that are in the same stream systems as barriers owned by public entities.

(2) The department ~~((of transportation))~~ shall also provide engineering and other technical services to assist ~~((regional fisheries enhancement groups))~~ nonstate barrier owners with fish passage barrier removal projects, provided that the barrier removal projects have been identified as a priority by the department ~~((of fish and wildlife))~~ and the department ~~((of transportation))~~ has received an appropriation to continue ~~((the))~~ that component of a fish barrier removal program.

(3) Nothing in this section is intended to:
(a) Alter the process and prioritization methods used in the implementation of the forest practices rules, as that term is defined in RCW 76.09.020, or the family forest fish passage program, created pursuant to RCW 76.13.150, that provides public cost assistance to small forest landowners associated with the road maintenance and abandonment processes; or

(b) Prohibit or delay fish barrier projects undertaken by the department of transportation or another state agency that are a

component of an overall transportation improvement project or that are being undertaken as a direct result of state law, federal law, or a court order. However, the department of transportation or another state agency is required to work in partnership with the fish passage barrier removal board created in RCW 77.95.160 to ensure that the scheduling, staging, and implementation of these projects are, to maximum extent practicable, consistent with the coordinated and prioritized approach adopted by the fish passage barrier removal board.

Sec. 3. RCW 77.95.170 and 1999 c 242 s 4 are each amended to read as follows:

(1) The department ~~((of transportation and the department of fish and wildlife))~~ may ~~((administer and))~~ coordinate with the recreation and conservation office in the administration of all state grant programs specifically designed to assist state agencies, ~~((local governments,))~~ private landowners, tribes, organizations, and volunteer groups in identifying and removing impediments to salmonid fish passage. The transportation improvement board may administer all grant programs specifically designed to assist cities, counties, and other units of local governments with fish passage barrier corrections associated with transportation projects. All grant programs must be administered and be consistent with the following:

(a) Salmonid-related corrective projects, inventory, assessment, and prioritization efforts;

(b) Salmonid projects subject to a competitive application process; and

(c) A minimum dollar match rate that is consistent with the funding authority's criteria. If no funding match is specified, a match amount of at least twenty-five percent per project is required. For local, private, and volunteer projects, in-kind contributions may be counted toward the match requirement.

(2) Priority shall be given to projects that ~~((immediately increase access to available and improved spawning and rearing habitat for depressed, threatened, and endangered stocks. Priority shall also be given to project applications that are coordinated with other efforts within a watershed))~~ match the principles provided in RCW 77.95.180.

(3) ~~((Except for projects administered by the transportation improvement board,))~~ All projects subject to this section shall be reviewed and approved by the fish passage barrier removal ~~((task force))~~ board created in RCW 77.95.160 or an alternative oversight committee designated by the state legislature.

(4) Other agencies that administer natural resource-based grant programs ~~((that may include fish passage barrier removal projects))~~ shall use fish passage selection criteria that are consistent with this section when those programs are addressing fish passage barrier removal projects.

(5)(a) The ~~((departments of transportation and fish and wildlife))~~ department shall establish a centralized database directory of all fish passage barrier information. The database directory must include, but is not limited to, existing fish passage inventories, fish passage projects, grant program applications, and other databases. These data must be used to coordinate and assist in habitat recovery and project mitigation projects.

(b) The department must develop a barrier inventory training program that qualifies participants to perform barrier inventories and develop data that enhance the centralized database. The department may decide the qualifications for participation. However, employees and volunteers of conservation districts and regional salmon recovery groups must be given priority consideration.

Sec. 4. RCW 77.95.160 and 2000 c 107 s 110 are each amended to read as follows:

(1) The department ~~((and the department of transportation))~~ shall ~~((convene))~~ maintain a fish passage barrier removal ~~((task force))~~ board. ~~((The task force shall consist of one representative each from the department, the department of transportation, the department of ecology, tribes, cities, counties, a business organization, an environmental organization, regional fisheries enhancement groups,~~

~~and other interested entities as deemed appropriate by the cochairs. The persons representing the department and the department of transportation shall serve as cochairs of the task force and shall appoint members to the task force. The task force shall make recommendations to expand the program in RCW 77.95.180)) The board must be composed of a representative from the department, the department of transportation, cities, counties, the governor's salmon recovery office, tribal governments, and the department of natural resources. The representative of the department must serve as chair of the board and may expand the membership of the board to representatives of other governments, stakeholders, and interested entities.~~

~~(2)(a) The duty of the board is to identify and expedite the removal of human-made or caused impediments to anadromous fish passage in the most efficient manner practical(~~Program~~) through the development of a coordinated approach and schedule that identifies and prioritizes the projects necessary to eliminate fish passage barriers caused by state and local roads and highways and barriers owned by private parties.~~

~~(b) The coordinated approach must address fish passage barrier removals in all areas of the state in a manner that is consistent with a recognition that scheduling and prioritization is necessary.~~

~~(c) The board must coordinate and mutually share information, when appropriate, with:~~

~~(i) Other fish passage correction programs, including local salmon recovery plan implementation efforts through the governor's salmon recovery office;~~

~~(ii) The applicable conservation districts when developing schedules and priorities within set geographic areas or counties; and~~

~~(iii) The recreation and conservation office to ensure that barrier removal methodologies are consistent with, and maximizing the value of, other salmon recovery efforts and habitat improvements that are not primarily based on the removal of barriers.~~

~~(d) Recommendations (~~shall~~) must include (~~and~~) proposed funding mechanisms and other necessary mechanisms and methodologies to coordinate (~~and prioritize~~) state, tribal, local, and volunteer barrier removal efforts within each water resource inventory area and satisfy the principles of RCW 77.95.180. To the degree practicable, the board must utilize the database created in RCW 77.95.170 and information on fish barriers developed by conservation districts to guide methodology development. The board may consider recommendations by interested entities from the private sector and regional fisheries enhancement groups.~~

~~(e) When developing a prioritization methodology under this section, the board shall consider:~~

~~(i) Projects benefiting depressed, threatened, and endangered stocks;~~

~~(ii) Projects providing access to available and high quality spawning and rearing habitat;~~

~~(iii) Correcting the lowest barriers within the stream first;~~

~~(iv) Whether an existing culvert is a full or partial barrier;~~

~~(v) Projects that are coordinated with other adjacent barrier removal projects; and~~

~~(vi) Projects that address replacement of infrastructure associated with flooding, erosion, or other environmental damage. (~~A priority shall be given to projects that immediately increase access to available and improved spawning and rearing habitat for depressed, threatened, and endangered stocks. The department or the department of transportation may contract with cities and counties to assist in the identification and removal of impediments to anadromous fish passage.~~)~~

~~(f) The board may not make decisions on fish passage standards or categorize as impassible culverts or other infrastructure developments that have been deemed passable by the department.~~

NEW SECTION. Sec. 5. A new section is added to chapter 77.95 RCW to read as follows:

The department must implement RCW 77.95.160 and 77.95.180 within existing funds.

NEW SECTION. Sec. 6. A new section is added to chapter 77.95 RCW to read as follows:

The department may contract with cities and counties to assist in the identification and removal of impediments to fish passage.

NEW SECTION. Sec. 7. (1) The department of fish and wildlife must initiate contact with the United States army corps of engineers, the national oceanic and atmospheric administration, and, if necessary, the United States fish and wildlife service to explore the feasibility of bundling multiple transportation-related fish barrier removal projects under any available nationwide permits for the purpose of achieving streamlined federal permitting with a reduced processing time.

(2) The department of fish and wildlife must report back to the legislature, consistent with RCW 43.01.036, by October 31, 2016, summarizing the information gathered and any progress made towards using the bundling concept to streamline permitting for transportation-related fish barrier removal projects.

(3) This section must be implemented by the department of fish and wildlife using existing funds.

(4) This section expires June 30, 2017.

Sec. 8. RCW 19.27.490 and 2003 c 39 s 11 are each amended to read as follows:

A fish habitat enhancement project meeting the criteria of RCW (~~77.55.290(4))~~ 77.55.181 is not subject to grading permits, inspections, or fees and shall be reviewed according to the provisions of RCW (~~77.55.290~~) 77.55.181.

Sec. 9. RCW 35.21.404 and 2003 c 39 s 14 are each amended to read as follows:

A city or town is not liable for adverse impacts resulting from a fish enhancement project that meets the criteria of RCW (~~77.55.290~~) 77.55.181 and has been permitted by the department of fish and wildlife.

Sec. 10. RCW 35.63.230 and 2003 c 39 s 15 are each amended to read as follows:

A permit required under this chapter for a watershed restoration project as defined in RCW 89.08.460 shall be processed in compliance with RCW 89.08.450 through 89.08.510. A fish habitat enhancement project meeting the criteria of RCW (~~77.55.290(4))~~ 77.55.181 shall be reviewed and approved according to the provisions of RCW (~~77.55.290~~) 77.55.181.

Sec. 11. RCW 35A.21.290 and 2003 c 39 s 16 are each amended to read as follows:

A code city is not liable for adverse impacts resulting from a fish enhancement project that meets the criteria of RCW (~~77.55.290~~) 77.55.181 and has been permitted by the department of fish and wildlife.

Sec. 12. RCW 35A.63.250 and 2003 c 39 s 17 are each amended to read as follows:

(1) A permit required under this chapter for a watershed restoration project as defined in RCW 89.08.460 shall be processed in compliance with RCW 89.08.450 through 89.08.510.

(2) A fish habitat enhancement project meeting the criteria of RCW (~~77.55.290(4))~~ 77.55.181 shall be reviewed and approved according to the provisions of RCW (~~77.55.290~~) 77.55.181.

Sec. 13. RCW 36.70.982 and 2003 c 39 s 19 are each amended to read as follows:

A county is not liable for adverse impacts resulting from a fish enhancement project that meets the criteria of RCW (~~77.55.290~~) 77.55.181 and has been permitted by the department of fish and wildlife.

Sec. 14. RCW 36.70.992 and 2003 c 39 s 20 are each amended to read as follows:

(1) A permit required under this chapter for a watershed restoration project as defined in RCW 89.08.460 shall be processed in compliance with RCW 89.08.450 through 89.08.510.

(2) A fish habitat enhancement project meeting the criteria of RCW ((~~77.55.290(4)~~) 77.55.181) shall be reviewed and approved according to the provisions of RCW ((~~77.55.290~~) 77.55.181).

Sec. 15. RCW 36.70A.460 and 2003 c 39 s 21 are each amended to read as follows:

(1) A permit required under this chapter for a watershed restoration project as defined in RCW 89.08.460 shall be processed in compliance with RCW 89.08.450 through 89.08.510.

(2) A fish habitat enhancement project meeting the criteria of RCW ((~~77.55.290(4)~~) 77.55.181) shall be reviewed and approved according to the provisions of RCW ((~~77.55.290~~) 77.55.181).

Sec. 16. RCW 43.21C.0382 and 2003 c 39 s 23 are each amended to read as follows:

(1) Decisions pertaining to watershed restoration projects as defined in RCW 89.08.460 are not subject to the requirements of RCW 43.21C.030(2)(c).

(2) Decisions pertaining to fish habitat enhancement projects meeting the criteria of RCW ((~~77.55.290(4)~~) 77.55.181) and being reviewed and approved according to the provisions of RCW ((~~77.55.290~~) 77.55.181) are not subject to the requirements of RCW 43.21C.030(2)(c)."

On page 1, line 1 of the title, after "removals;" strike the remainder of the title and insert "amending RCW 77.55.181, 77.95.180, 77.95.170, 77.95.160, 19.27.490, 35.21.404, 35.63.230, 35A.21.290, 35A.63.250, 36.70.982, 36.70.992, 36.70A.460, and 43.21C.0382; adding new sections to chapter 77.95 RCW; creating a new section; and providing an expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 2251 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Wilcox and Blake spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2251, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2251, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith,

Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND SUBSTITUTE HOUSE BILL NO. 2251, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 8, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to SUBSTITUTE SENATE BILL NO. 6283 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment. The rules were suspended and SUBSTITUTE SENATE BILL NO. 6283 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 6283, by Senate Committee on Health Care (originally sponsored by Senators Becker, Bailey and Keiser)

Clarifying the practice of a phlebotomist.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 45, February 26, 2014).

Representative Cody moved the adoption of amendment (949) to the committee amendment:

On page 3, beginning on line 26 of the striking amendment, after "testing" strike all material through "department" on line 28

Representatives Cody and Schmick spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (949) to the committee amendment was adopted.

The committee amendment as amended was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6283, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6283, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt and Van De Wege.

SUBSTITUTE SENATE BILL NO. 6283, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 11, 2014, the 58th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTY EIGHTH DAY

House Chamber, Olympia, Tuesday, March 11, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages De'Nysha Mitchell-Ortiz and Beck Svaren. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Trisha Ferguson, Capital Christian Center, Olympia, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

SPEAKER'S PRIVILEGE

The Speaker (Representative Moeller presiding) introduced Glenn Crellin, who was recognized by this House on February 28, 2014 with House Resolution 4694, to the Chamber and asked the members to acknowledge them.

MESSAGE FROM THE SENATE

March 10, 2014

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

SECOND SUBSTITUTE SENATE BILL NO. 5064
SENATE BILL NO. 5775
SUBSTITUTE SENATE BILL NO. 5859
SUBSTITUTE SENATE BILL NO. 5977
SUBSTITUTE SENATE BILL NO. 6014
ENGROSSED SUBSTITUTE SENATE BILL NO. 6016
ENGROSSED SUBSTITUTE SENATE BILL NO. 6041
SUBSTITUTE SENATE BILL NO. 6054
SUBSTITUTE SENATE BILL NO. 6095
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6126
SENATE BILL NO. 6128
ENGROSSED SUBSTITUTE SENATE BILL NO. 6137
SUBSTITUTE SENATE BILL NO. 6145
SECOND SUBSTITUTE SENATE BILL NO. 6163
SUBSTITUTE SENATE BILL NO. 6199
SENATE BILL NO. 6208
ENGROSSED SUBSTITUTE SENATE BILL NO. 6228
ENGROSSED SUBSTITUTE SENATE BILL NO. 6242
SUBSTITUTE SENATE BILL NO. 6279
SENATE BILL NO. 6413
SENATE BILL NO. 6415
SENATE BILL NO. 6424
SUBSTITUTE SENATE BILL NO. 6431
ENGROSSED SUBSTITUTE SENATE BILL NO. 6436
ENGROSSED SUBSTITUTE SENATE BILL NO. 6479
ENGROSSED SENATE BILL NO. 6501
ENGROSSED SUBSTITUTE SENATE BILL NO. 6517
ENGROSSED SENATE BILL NO. 6553

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2802 by Representative Morris

AN ACT Relating to designating an official state raptor; and adding a new section to chapter 1.20 RCW.

Referred to Committee on Government Operations & Elections.

HB 2803 by Representatives Fitzgibbon, Fey and Walkinshaw

AN ACT Relating to establishing a price on carbon pollution in order to fulfill the paramount duty of the state to fund basic education; and adding a new chapter to Title 82 RCW.

Referred to Committee on Finance.

E3SSB 5887 by Senate Committee on Ways & Means (originally sponsored by Senators Rivers, Tom and Litzow)

AN ACT Relating to merging the medical marijuana system with the recreational marijuana system; amending RCW 66.08.012, 69.50.325, 69.50.342, 69.50.345, 69.50.354, 69.50.357, 69.50.360, 69.50.4013, 28B.20.502, 69.51A.005, 69.51A.010, 69.51A.030, 42.56.270, 69.51A.040, 69.51A.045, 69.51A.055, 69.51A.060, 69.51A.070, 69.51A.100, 69.51A.110, and 69.51A.120; reenacting and amending RCW 69.50.101; adding new sections to chapter 69.50 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding new sections to chapter 69.51A RCW; adding a new section to chapter 42.56 RCW; creating new sections; repealing RCW 69.51A.020, 69.51A.025, 69.51A.047, 69.51A.090, 69.51A.140, 69.51A.200, 69.51A.085, and 69.51A.043; prescribing penalties; and providing effective dates.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated, with the exception of ENGROSSED THIRD SUBSTITUTE SENATE BILL NO. 5887 which, under suspension of the rules, was placed on the second reading calendar.

There being no objection, the House advanced to the fifth order of business.

REPORTS OF STANDING COMMITTEES

March 10, 2014

SB 6505

Prime Sponsor, Senator Hargrove: Delaying the use of existing tax preferences by the marijuana industry to ensure a regulated and safe transition to

the controlled and legal marijuana market in Washington. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Hansen; Lytton; Pollet; Reykdal and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta and Vick.

Referred to Committee on .

March 10, 2014

SSB 6516 Prime Sponsor, Committee on Ways & Means: Creating a joint legislative task force to study financing options for water supply, flood control, and storm water projects. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1)(a) A legislative task force on financing the state's storm water, flood risk reduction and floodplain restoration, and water supply and integrated water management priorities is established, with members as provided in this subsection.

(b) The president of the senate must appoint two members from each of the two largest caucuses of the senate. Of the four members, three must be members of a fiscal committee, and one must be a member of a policy committee.

(c) The speaker of the house of representatives must appoint two members from each of the two largest caucuses of the house of representatives. Of the four members, three must be members of a fiscal committee, and one must be a member of a policy committee.

(d) The governor or the governor's representative shall be a member of the task force.

(e) The task force must choose its cochairs from among its legislative membership.

(f) Appointments to the task force must be completed within thirty days of the effective date of this section.

(2)(a) The purpose of the task force is to develop state and local financing options that address equally three state priorities: (i) Storm water, (ii) flood risk reduction and floodplain restoration, and (iii) water supply and integrated water management.

(b) The task force must carry out the following scope of work:

(i) Review existing studies and plans that quantify the level of funding needed through fiscal year 2025 to meet the three state priorities identified in (a) of this subsection;

(ii) Develop and recommend state financing options that address equally the three state priorities identified in (a) of this subsection;

(iii) Develop and recommend local financing options using new or existing local governance structures that generate revenues from municipal and agricultural beneficiaries;

(iv) Investigate and recommend least-cost options for meeting the three state priorities identified in (a) of this subsection, such as water conservation, water markets, and biosciences;

(v) Develop and recommend policies and criteria for managing, prioritizing, and distributing the state and local funding generated; and

(vi) Develop and recommend a new standard process by which, prior to appropriation of funding for any structural project with a total cost greater than 25 million dollars, the legislature must engage the state of Washington water research center to prepare a benefit-cost analysis of the project, including consideration of nonstructural alternatives.

(3)(a) Principal staff support for the task force must be provided by the senate committee services, the house of representatives office of program research, and the office of financial management. In addition, the departments of ecology, fish and wildlife, natural resources, agriculture, health, and commerce, the office of the state treasurer, and other relevant state agencies must provide information, analysis, and other support upon request of the task force.

(b) At its sole discretion, the task force may:

(i) Enter into contracts with persons who have specific technical expertise related to the scope of work; and

(ii) Form work groups, if necessary, to address specific elements of the scope of work. Any work group formed by the task force must include at least two legislators from the task force, including one from each chamber, and may include public and private sector representatives with relevant expertise.

(4)(a) Legislative members of the task force must be reimbursed for travel expenses in accordance with RCW 44.04.120.

(b) The expenses of the task force must be paid by the office of financial management.

(c) Task force expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

(5) The task force must report its findings and recommendations to the governor and appropriate legislative committees by December 15, 2014.

NEW SECTION. Sec. 2. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2014, in the omnibus capital appropriations act, this act is null and void.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

Correct the title.

Signed by Representatives Dunshee, Chair; Stanford, Vice Chair; DeBolt, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Appleton; Christian; Riccelli; Robinson; Senn; Smith; Stonier and Warnick.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated with the exception of SENATE BILL NO. 6505 which was placed on the second reading calendar.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

- SUBSTITUTE HOUSE BILL NO. 1254
- HOUSE BILL NO. 1360
- SUBSTITUTE HOUSE BILL NO. 1669
- HOUSE BILL NO. 1724
- SECOND SUBSTITUTE HOUSE BILL NO. 1773
- HOUSE BILL NO. 2099
- HOUSE BILL NO. 2115
- SUBSTITUTE HOUSE BILL NO. 2125
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 2151
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 2155
- SUBSTITUTE HOUSE BILL NO. 2171
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 2246
- SUBSTITUTE HOUSE BILL NO. 2310

SUBSTITUTE HOUSE BILL NO. 2318
HOUSE BILL NO. 2359
HOUSE BILL NO. 2398
SUBSTITUTE HOUSE BILL NO. 2430
SUBSTITUTE HOUSE BILL NO. 2433
SUBSTITUTE HOUSE BILL NO. 2454
HOUSE BILL NO. 2575
HOUSE BILL NO. 2700
HOUSE BILL NO. 2708
HOUSE BILL NO. 2723
SUBSTITUTE HOUSE BILL NO. 2739
SUBSTITUTE SENATE BILL NO. 5360
SENATE BILL NO. 5956
ENGROSSED SENATE BILL NO. 5964
SUBSTITUTE SENATE BILL NO. 5969
SUBSTITUTE SENATE BILL NO. 6046
SUBSTITUTE SENATE BILL NO. 6074
SENATE BILL NO. 6115
SENATE BILL NO. 6219
SENATE BILL NO. 6284
SENATE BILL NO. 6321
SENATE BILL NO. 6328
SUBSTITUTE HOUSE BILL NO. 1292
SUBSTITUTE HOUSE BILL NO. 2102
HOUSE BILL NO. 2130
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164
HOUSE BILL NO. 2276
HOUSE BILL NO. 2296
SUBSTITUTE HOUSE BILL NO. 2363
HOUSE BILL NO. 2555
SENATE BILL NO. 5310
SECOND SUBSTITUTE SENATE BILL NO. 5958
SENATE BILL NO. 5999
SENATE BILL NO. 6035
SENATE BILL NO. 6093
SUBSTITUTE SENATE BILL NO. 6124
SENATE BILL NO. 6201
SUBSTITUTE SENATE BILL NO. 6216
SUBSTITUTE SENATE BILL NO. 6226
ENGROSSED SUBSTITUTE SENATE BILL NO. 6272
SUBSTITUTE SENATE BILL NO. 6273
SUBSTITUTE SENATE BILL NO. 6333
SENATE BILL NO. 6405
SUBSTITUTE SENATE BILL NO. 6442
SUBSTITUTE SENATE BILL NO. 6446
SENATE BILL NO. 6514
SENATE BILL NO. 6522
SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007
SENATE CONCURRENT RESOLUTION NO. 8409

The Speaker called upon Representative Moeller to preside.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. SHORT TITLE. This chapter may be cited as the Washington uniform real property transfer on death act.

NEW SECTION. Sec. 2. DEFINITIONS. The following definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Beneficiary" means a person that receives property under a transfer on death deed.

(2) "Designated beneficiary" means a person designated to receive property in a transfer on death deed.

(3) "Joint owner" means an individual who owns property concurrently with one or more other individuals with a right of survivorship. The term includes a joint tenant with a right to survivorship. The term does not include a tenant in common or owner of community property.

(4) "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, public corporation, government or governmental subdivision, agency, or instrumentality, or any other legal or commercial entity.

(5) "Property" means an interest in real property located in this state which is transferable on the death of the owner.

(6) "Transfer on death deed" means a deed authorized under this chapter.

(7) "Transferor" means an individual who makes a transfer on death deed.

NEW SECTION. Sec. 3. APPLICABILITY. This chapter applies to a transfer on death deed made before, on, or after the effective date of this section by a transferor dying on or after the effective date of this section.

NEW SECTION. Sec. 4. NONEXCLUSIVITY. The chapter does not affect any method of transferring property otherwise permitted under the law of this state.

NEW SECTION. Sec. 5. TRANSFER ON DEATH DEED AUTHORIZED. An individual may transfer property to one or more beneficiaries effective at the transferor's death by a transfer on death deed. A transfer on death deed may not be used to effect a deed in lieu of foreclosure of a deed of trust.

NEW SECTION. Sec. 6. TRANSFER ON DEATH DEED REVOCABLE. A transfer on death deed is revocable even if the deed or another instrument contains a contrary provision.

NEW SECTION. Sec. 7. TRANSFER ON DEATH DEED NONTESTAMENTARY. A transfer on death deed is nontestamentary.

NEW SECTION. Sec. 8. CAPACITY OF TRANSFEROR. The capacity required to make or revoke a transfer on death deed is the same as the capacity required to make a will.

NEW SECTION. Sec. 9. REQUIREMENTS. A transfer on death deed:

(1) Except as otherwise provided in subsection (2) of this section, must contain the essential elements and formalities of a properly recordable inter vivos deed;

(2) Must state that the transfer to the designated beneficiary is to occur at the transferor's death; and

(3) Must be recorded before the transferor's death in the public records in the office of the auditor of the county where the property is located.

NEW SECTION. Sec. 10. NOTICE, DELIVERY, ACCEPTANCE, CONSIDERATION NOT REQUIRED. A transfer on death deed is effective without:

(1) Notice or delivery to or acceptance by the designated beneficiary during the transferor's life; or

(2) Consideration.

NEW SECTION. Sec. 11. REVOCATION BY INSTRUMENT AUTHORIZED; REVOCATION BY ACT NOT PERMITTED. (1)

Subject to subsection (2) of this section, an instrument is effective to revoke a recorded transfer on death deed, or any part of it, only if the instrument:

(a) Is one of the following:

(i) A transfer on death deed that revokes the deed or part of the deed expressly or by inconsistency;

(ii) An instrument of revocation that expressly revokes the deed or part of the deed; or

(iii) An inter vivos deed that expressly revokes the transfer on death deed or part of the deed; and

(b) Is acknowledged by the transferor after the acknowledgment of the deed being revoked and recorded before the transferor's death in the public records in the office of the county auditor of the county where the deed is recorded.

(2) If a transfer on death deed is made by more than one transferor:

(a) Revocation by a transferor does not affect the deed as to the interest of another transferor;

(b) A deed of joint owners is revoked only if it is revoked by all of the joint owners living at the time that the revocation is recorded; and

(c) A deed of community property by both spouses or by both domestic partners is revoked only if it is revoked by both of the spouses or domestic partners, provided that if only one of the spouses or domestic partners is then surviving, that spouse or domestic partner may revoke the deed.

(3) After a transfer on death deed is recorded, it may not be revoked by a revocatory act on the deed.

(4) This section does not limit the effect of an inter vivos transfer of the property.

NEW SECTION. Sec. 12. EFFECT OF TRANSFER ON DEATH DEED DURING TRANSFEROR'S LIFE. During a transferor's life, a transfer on death deed does not:

(1) Affect an interest or right of the transferor or any other owner, including the right to transfer or encumber the property;

(2) Affect an interest or right of a transferee, even if the transferee has actual or constructive notice of the deed;

(3) Affect an interest or right of a secured or unsecured creditor or future creditor of the transferor, even if the creditor has actual or constructive notice of the deed;

(4) Affect the transferor's or designated beneficiary's eligibility for any form of public assistance;

(5) Create a legal or equitable interest in favor of the designated beneficiary; or

(6) Subject the property to claims or process of a creditor of the designated beneficiary.

NEW SECTION. Sec. 13. EFFECT OF TRANSFER ON DEATH DEED AT TRANSFEROR'S DEATH. (1) Except as otherwise provided in this section, or in RCW 11.07.010, and 11.05A.030, on the death of the transferor, the following rules apply to property that is the subject of a transfer on death deed and owned by the transferor at death:

(a) Subject to (b) of this subsection, the interest in the property is transferred to the designated beneficiary in accordance with the deed.

(b) The interest of a designated beneficiary is contingent on the designated beneficiary surviving the transferor. The interest of a designated beneficiary that fails to survive the transferor lapses.

(c) Subject to (d) of this subsection, concurrent interests are transferred to the beneficiaries in equal and undivided shares with no right of survivorship.

(d) If the transferor has identified two or more designated beneficiaries to receive concurrent interests in the property, the share of one which lapses or fails for any reason is transferred to the other, or to the others in proportion to the interest of each in the remaining part of the property held concurrently.

(2) Subject to chapter 65.08 RCW, a beneficiary takes the property subject to all conveyances, encumbrances, assignments, contracts, mortgages, liens, and other interests to which the property is subject at

the transferor's death, including liens recorded within twenty-four months after the transferor's death under RCW 41.05A.090 and 43.20B.080. For purposes of this subsection and chapter 65.08 RCW, the recording of the transfer on death deed is deemed to have occurred at the transferor's death.

(3) If a transferor is a joint owner and is:

(a) Survived by one or more other joint owners, the property that is the subject of a transfer on death deed belongs to the surviving joint owner or owners with right of survivorship; or

(b) The last surviving joint owner, the transfer on death deed is effective.

(4) If the property that is the subject of a transfer on death deed is community property and:

(a) The transferor is married and is not joined in the deed by the transferor's spouse or is in a registered domestic partnership and is not joined in the deed by the transferor's domestic partner, the transferor's interest in the property is transferred to the designated beneficiary in accordance with the deed on the transferor's death; or

(b) The transferor is married and is joined in the deed by the transferor's spouse, or is in a registered domestic partnership and is joined in the deed by the transferor's domestic partner, and:

(i) Is survived by the transferor's spouse or domestic partner, the deed is not effective upon the transferor's death; or

(ii) Is the surviving spouse or domestic partner, the transfer on death deed is effective on the transferor's death with respect to the transferor's interest in the property as of the time of the transferor's death.

(5) A transfer on death deed transfers property without covenant or warranty of title even if the deed contains a contrary provision.

NEW SECTION. Sec. 14. DISCLAIMER. A beneficiary may disclaim all or part of the beneficiary's interest as provided by chapter 11.86 RCW.

NEW SECTION. Sec. 15. LIABILITY FOR CREDITOR CLAIMS AND STATUTORY ALLOWANCES. A beneficiary of a transfer on death deed is liable for an allowed claim against the transferor's probate estate and statutory allowances to a surviving spouse and children to the extent provided in RCW 11.18.200, 11.42.085, and chapter 11.54 RCW.

NEW SECTION. Sec. 16. UNIFORMITY OF APPLICATION AND CONSTRUCTION. In applying and construing this uniform act, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among the states that enact it.

NEW SECTION. Sec. 17. RELATION TO ELECTRONIC SIGNATURES IN GLOBAL AND NATIONAL COMMERCE ACT. This act modifies, limits, and supersedes the federal electronic signatures in global and national commerce act, 15 U.S.C. Sec. 7001, et seq., but does not modify, limit, or supersede section 101(c) of that act, 15 U.S.C. Sec. 7001(c), or authorize electronic delivery of any of the notices described in section 103(b) of that act, 15 U.S.C. Sec. 7003(b).

Sec. 18. RCW 11.02.005 and 2011 c 327 s 1 are each reenacted and amended to read as follows:

When used in this title, unless otherwise required from the context:

(1) "Administrator" means a personal representative of the estate of a decedent and the term may be used in lieu of "personal representative" wherever required by context.

(2) "Codicil" means a will that modifies or partially revokes an existing earlier will. A codicil need not refer to or be attached to the earlier will.

(3) "Degree of kinship" means the degree of kinship as computed according to the rules of the civil law; that is, by counting upward from the intestate to the nearest common ancestor and then downward to the relative, the degree of kinship being the sum of these two counts.

(4) "Executor" means a personal representative of the estate of a decedent appointed by will and the term may be used in lieu of "personal representative" wherever required by context.

(5) "Guardian" or "limited guardian" means a personal representative of the person or estate of an incompetent or disabled person as defined in RCW 11.88.010 and the term may be used in lieu of "personal representative" wherever required by context.

(6) "Heirs" denotes those persons, including the surviving spouse or surviving domestic partner, who are entitled under the statutes of intestate succession to the real and personal property of a decedent on the decedent's death intestate.

(7) "Internal revenue code" means the United States internal revenue code of 1986, as amended or renumbered as of January 1, 2001.

(8) "Issue" means all the lineal descendants of an individual. An adopted individual is a lineal descendant of each of his or her adoptive parents and of all individuals with regard to which each adoptive parent is a lineal descendant. A child conceived prior to the death of a parent but born after the death of the deceased parent is considered to be the surviving issue of the deceased parent for purposes of this title.

(9) "Net estate" refers to the real and personal property of a decedent exclusive of homestead rights, exempt property, the family allowance and enforceable claims against, and debts of, the deceased or the estate.

(10) "Nonprobate asset" means those rights and interests of a person having beneficial ownership of an asset that pass on the person's death under a written instrument or arrangement other than the person's will. "Nonprobate asset" includes, but is not limited to, a right or interest passing under a joint tenancy with right of survivorship, joint bank account with right of survivorship, transfer on death deed, payable on death or trust bank account, transfer on death security or security account, deed or conveyance if possession has been postponed until the death of the person, trust of which the person is grantor and that becomes effective or irrevocable only upon the person's death, community property agreement, individual retirement account or bond, or note or other contract the payment or performance of which is affected by the death of the person. "Nonprobate asset" does not include: A payable-on-death provision of a life insurance policy, annuity, or other similar contract, or of an employee benefit plan; a right or interest passing by descent and distribution under chapter 11.04 RCW; a right or interest if, before death, the person has irrevocably transferred the right or interest, the person has waived the power to transfer it or, in the case of contractual arrangement, the person has waived the unilateral right to rescind or modify the arrangement; or a right or interest held by the person solely in a fiduciary capacity. For the definition of "nonprobate asset" relating to revocation of a provision for a former spouse upon dissolution of marriage or declaration of invalidity of marriage, RCW 11.07.010(5) applies. For the definition of "nonprobate asset" relating to revocation of a provision for a former spouse upon dissolution of marriage or declaration of invalidity of marriage, see RCW 11.07.010(5). For the definition of "nonprobate asset" relating to testamentary disposition of nonprobate assets, see RCW 11.11.010(7).

(11) "Personal representative" includes executor, administrator, special administrator, and guardian or limited guardian and special representative.

(12) "Real estate" includes, except as otherwise specifically provided herein, all lands, tenements, and hereditaments, and all rights thereto, and all interest therein possessed and claimed in fee simple, or for the life of a third person.

(13) "Representation" refers to a method of determining distribution in which the takers are in unequal degrees of kinship with respect to a decedent, and is accomplished as follows: After first determining who, of those entitled to share in the estate, are in the nearest degree of kinship, the estate is divided into equal shares, the number of shares being the sum of the number of persons who survive the decedent who are in the nearest degree of kinship and the number of persons in the same degree of kinship who died before the decedent but who left issue surviving the decedent; each share of a deceased

person in the nearest degree (~~shall~~) must be divided among those of the deceased person's issue who survive the decedent and have no ancestor then living who is in the line of relationship between them and the decedent, those more remote in degree taking together the share which their ancestor would have taken had he or she survived the decedent.

(14) References to "section 2033A" of the internal revenue code in wills, trust agreements, powers of appointment, beneficiary designations, and other instruments governed by or subject to this title (~~shall be~~) are deemed to refer to the comparable or corresponding provisions of section 2057 of the internal revenue code, as added by section 6006(b) of the internal revenue service restructuring act of 1998 (H.R. 2676, P.L. 105-206); and references to the section 2033A "exclusion" (~~shall be~~) are deemed to mean the section 2057 deduction.

(15) "Settlor" has the same meaning as provided for "trustor" in this section.

(16) "Special administrator" means a personal representative of the estate of a decedent appointed for limited purposes and the term may be used in lieu of "personal representative" wherever required by context.

(17) "Surviving spouse" or "surviving domestic partner" does not include an individual whose marriage to or state registered domestic partnership with the decedent has been terminated, dissolved, or invalidated unless, by virtue of a subsequent marriage or state registered domestic partnership, he or she is married to or in a domestic partnership with the decedent at the time of death. A decree of separation that does not terminate the status of spouses or domestic partners is not a dissolution or invalidation for purposes of this subsection.

(18) "Trustee" means an original, added, or successor trustee and includes the state, or any agency thereof, when it is acting as the trustee of a trust to which chapter 11.98 RCW applies.

(19) "Trustor" means a person, including a testator, who creates, or contributes property to, a trust.

(20) "Will" means an instrument validly executed as required by RCW 11.12.020.

Words that import the singular number may also be applied to the plural of persons and things.

Words importing the masculine gender only may be extended to females also.

Sec. 19. RCW 11.07.010 and 2008 c 6 s 906 are each amended to read as follows:

(1) This section applies to all nonprobate assets, wherever situated, held at the time of entry of a decree of dissolution of marriage or state registered domestic partnership or a declaration of invalidity or certification of termination of a state registered domestic partnership.

(2)(a) If a marriage or state registered domestic partnership is dissolved or invalidated, or a state registered domestic partnership terminated, a provision made prior to that event that relates to the payment or transfer at death of the decedent's interest in a nonprobate asset in favor of or granting an interest or power to the decedent's former spouse or state registered domestic partner, is revoked. A provision affected by this section must be interpreted, and the nonprobate asset affected passes, as if the former spouse or former state registered domestic partner, failed to survive the decedent, having died at the time of entry of the decree of dissolution or declaration of invalidity or termination of state registered domestic partnership.

(b) This subsection does not apply if and to the extent that:

(i) The instrument governing disposition of the nonprobate asset expressly provides otherwise;

(ii) The decree of dissolution, declaration of invalidity, or other court order requires that the decedent maintain a nonprobate asset for the benefit of a former spouse or former state registered domestic partner or children of the marriage or domestic partnership, payable on the decedent's death either outright or in trust, and other nonprobate

assets of the decedent fulfilling such a requirement for the benefit of the former spouse or former state registered domestic partner or children of the marriage or domestic partnership do not exist at the decedent's death;

(iii) A court order requires that the decedent maintain a nonprobate asset for the benefit of another, payable on the decedent's death either outright or in a trust, and other nonprobate assets of the decedent fulfilling such a requirement do not exist at the decedent's death; or

(iv) If not for this subsection, the decedent could not have effected the revocation by unilateral action because of the terms of the decree, declaration, termination of state registered domestic partnership, or for any other reason, immediately after the entry of the decree of dissolution, declaration of invalidity, or termination of state registered domestic partnership.

(3)(a) A payor or other third party in possession or control of a nonprobate asset at the time of the decedent's death is not liable for making a payment or transferring an interest in a nonprobate asset to a decedent's former spouse or state registered domestic partner, whose interest in the nonprobate asset is revoked under this section, or for taking another action in reliance on the validity of the instrument governing disposition of the nonprobate asset, before the payor or other third party has actual knowledge of the dissolution or other invalidation of marriage or termination of the state registered domestic partnership. A payor or other third party is liable for a payment or transfer made or other action taken after the payor or other third party has actual knowledge of a revocation under this section.

(b) This section does not require a payor or other third party to pay or transfer a nonprobate asset to a beneficiary designated in a governing instrument affected by the dissolution or other invalidation of marriage or termination of state registered domestic partnership, or to another person claiming an interest in the nonprobate asset, if the payor or third party has actual knowledge of the existence of a dispute between the former spouse or former state registered domestic partner, and the beneficiaries or other persons concerning rights of ownership of the nonprobate asset as a result of the application of this section among the former spouse or former state registered domestic partner, and the beneficiaries or among other persons, or if the payor or third party is otherwise uncertain as to who is entitled to the nonprobate asset under this section. In such a case, the payor or third party may, without liability, notify in writing all beneficiaries or other persons claiming an interest in the nonprobate asset of either the existence of the dispute or its uncertainty as to who is entitled to payment or transfer of the nonprobate asset. The payor or third party may also, without liability, refuse to pay or transfer a nonprobate asset in such a circumstance to a beneficiary or other person claiming an interest until the time that either:

(i) All beneficiaries and other interested persons claiming an interest have consented in writing to the payment or transfer; or

(ii) The payment or transfer is authorized or directed by a court of proper jurisdiction.

(c) Notwithstanding subsections (1) and (2) of this section and (a) and (b) of this subsection, a payor or other third party having actual knowledge of the existence of a dispute between beneficiaries or other persons concerning rights to a nonprobate asset as a result of the application of this section may condition the payment or transfer of the nonprobate asset on execution, in a form and with security acceptable to the payor or other third party, of a bond in an amount that is double the fair market value of the nonprobate asset at the time of the decedent's death or the amount of an adverse claim, whichever is the lesser, or of a similar instrument to provide security to the payor or other third party, indemnifying the payor or other third party for any liability, loss, damage, costs, and expenses for and on account of payment or transfer of the nonprobate asset.

(d) As used in this subsection, "actual knowledge" means, for a payor or other third party in possession or control of the nonprobate asset at or following the decedent's death, written notice to the payor or

other third party, or to an officer of a payor or third party in the course of his or her employment, received after the decedent's death and within a time that is sufficient to afford the payor or third party a reasonable opportunity to act upon the knowledge. The notice must identify the nonprobate asset with reasonable specificity. The notice also must be sufficient to inform the payor or other third party of the revocation of the provisions in favor of the decedent's spouse or state registered domestic partner, by reason of the dissolution or invalidation of marriage or termination of state registered domestic partnership, or to inform the payor or third party of a dispute concerning rights to a nonprobate asset as a result of the application of this section. Receipt of the notice for a period of more than thirty days is presumed to be received within a time that is sufficient to afford the payor or third party a reasonable opportunity to act upon the knowledge, but receipt of the notice for a period of less than five business days is presumed not to be a sufficient time for these purposes. These presumptions may be rebutted only by clear and convincing evidence to the contrary.

(4)(a) A person who purchases a nonprobate asset from a former spouse, former state registered domestic partner, or other person, for value and without actual knowledge, or who receives from a former spouse, former state registered domestic partner, or other person payment or transfer of a nonprobate asset without actual knowledge and in partial or full satisfaction of a legally enforceable obligation, is neither obligated under this section to return the payment, property, or benefit nor is liable under this section for the amount of the payment or the value of the nonprobate asset. However, a former spouse, former state registered domestic partner, or other person who, with actual knowledge, not for value, or not in satisfaction of a legally enforceable obligation, receives payment or transfer of a nonprobate asset to which that person is not entitled under this section is obligated to return the payment or nonprobate asset, or is personally liable for the amount of the payment or value of the nonprobate asset, to the person who is entitled to it under this section.

(b) As used in this subsection, "actual knowledge" means, for a person described in (a) of this subsection who purchases or receives a nonprobate asset from a former spouse, former state registered domestic partner, or other person, personal knowledge or possession of documents relating to the revocation upon dissolution or invalidation of marriage of provisions relating to the payment or transfer at the decedent's death of the nonprobate asset, received within a time after the decedent's death and before the purchase or receipt that is sufficient to afford the person purchasing or receiving the nonprobate asset reasonable opportunity to act upon the knowledge. Receipt of the personal knowledge or possession of the documents for a period of more than thirty days is presumed to be received within a time that is sufficient to afford the payor or third party a reasonable opportunity to act upon the knowledge, but receipt of the notice for a period of less than five business days is presumed not to be a sufficient time for these purposes. These presumptions may be rebutted only by clear and convincing evidence to the contrary.

(5)(a) As used in this section, "nonprobate asset" means those rights and interests of a person having beneficial ownership of an asset that pass on the person's death under only the following written instruments or arrangements other than the decedent's will:

((a)) (i) A payable-on-death provision of a life insurance policy, employee benefit plan, annuity or similar contract, or individual retirement account, unless provided otherwise by controlling federal law;

((b)) (ii) A payable-on-death, trust, or joint with right of survivorship bank account;

((c)) (iii) A trust of which the person is a grantor and that becomes effective or irrevocable only upon the person's death;

((d)) (iv) Transfer on death beneficiary designations of a transfer on death or pay on death security, or joint tenancy or joint tenancy with right of survivorship designations of a security, if such designations are authorized under Washington law;

~~((v))~~ (v) A transfer on death, pay on death, joint tenancy, or joint tenancy with right of survivorship brokerage account;

~~((vi))~~ (vi) A transfer on death deed;

(vii) Unless otherwise specifically provided therein, a contract wherein payment or performance under that contract is affected by the death of the person; or

~~((viii))~~ (viii) Unless otherwise specifically provided therein, any other written instrument of transfer, within the meaning of RCW 11.02.091(3), containing a provision for the nonprobate transfer of an asset at death.

(b) For the general definition in this title of "nonprobate asset," see RCW 11.02.005~~((15))~~ (10) and for the definition of "nonprobate asset" relating to testamentary disposition of nonprobate assets, see RCW 11.11.010(7). For the purposes of this chapter, a "bank account" includes an account into or from which cash deposits and withdrawals can be made, and includes demand deposit accounts, time deposit accounts, money market accounts, or certificates of deposit, maintained at a bank, savings and loan association, credit union, brokerage house, or similar financial institution.

(6) This section is remedial in nature and applies as of July 25, 1993, to decrees of dissolution and declarations of invalidity entered after July 24, 1993, and this section applies as of January 1, 1995, to decrees of dissolution and declarations of invalidity entered before July 25, 1993.

Sec. 20. RCW 11.11.010 and 2008 c 6 s 909 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1)(a) "Actual knowledge" means:

(i) For a financial institution, whether acting as personal representative or otherwise, or other third party in possession or control of a nonprobate asset, receipt of written notice that: (A) Complies with RCW 11.11.050; (B) pertains to the testamentary disposition or ownership of a nonprobate asset in its possession or control; and (C) is received by the financial institution or third party after the death of the owner in a time sufficient to afford the financial institution or third party a reasonable opportunity to act upon the knowledge; and

(ii) For a personal representative that is not a financial institution, personal knowledge or possession of documents relating to the testamentary disposition or ownership of a nonprobate asset of the owner sufficient to afford the personal representative reasonable opportunity to act upon the knowledge, including reasonable opportunity for the personal representative to provide the written notice under RCW 11.11.050.

(b) For the purposes of (a) of this subsection, notice of more than thirty days is presumed to be notice that is sufficient to afford the party a reasonable opportunity to act upon the knowledge, but notice of less than five business days is presumed not to be a sufficient notice for these purposes. These presumptions may be rebutted only by clear and convincing evidence to the contrary.

(2) "Beneficiary" means the person designated to receive a nonprobate asset upon the death of the owner by means other than the owner's will.

(3) "Broker" means a person defined as a broker or dealer under the federal securities laws.

(4) "Date of will" means, as to any nonprobate asset, the date of signature of the will or codicil that refers to the asset and disposes of it.

(5) "Designate" means a written means by which the owner selects a beneficiary, including but not limited to instruments under contractual arrangements and registration of accounts, and "designation" means the selection.

(6) "Financial institution" means: A bank, trust company, mutual savings bank, savings and loan association, credit union, broker, or issuer of stock or its transfer agent.

(7)(a) "Nonprobate asset" means a nonprobate asset within the meaning of RCW 11.02.005, but excluding the following:

(i) A right or interest in real property passing under a joint tenancy with right of survivorship;

(ii) A deed or conveyance for which possession has been postponed until the death of the owner;

(iii) A transfer on death deed;

~~((iv))~~ (iv) A right or interest passing under a community property agreement; and

~~((v))~~ (v) An individual retirement account or bond.

(b) For the definition of "nonprobate asset" relating to revocation of a provision for a former spouse or former domestic partner upon dissolution of marriage or state registered domestic partnership or declaration of invalidity of marriage or state registered domestic partnership, see RCW 11.07.010(5).

(8) "Owner" means a person who, during life, has beneficial ownership of the nonprobate asset.

(9) "Request" means a request by the beneficiary for transfer of a nonprobate asset after the death of the owner, if it complies with all conditions of the arrangement, including reasonable special requirements concerning necessary signatures and regulations of the financial institution or other third party, or by the personal representative of the owner's estate or the testamentary beneficiary, if it complies with the owner's will and any additional conditions of the financial institution or third party for such transfer.

(10) "Testamentary beneficiary" means a person named under the owner's will to receive a nonprobate asset under this chapter, including but not limited to the trustee of a testamentary trust.

(11) "Third party" means a person, including a financial institution, having possession of or control over a nonprobate asset at the death of the owner, including the trustee of a revocable living trust and surviving joint tenant or tenants.

Sec. 21. RCW 11.18.200 and 1999 c 42 s 605 are each amended to read as follows:

(1) Unless expressly exempted by statute, a beneficiary of a nonprobate asset that was subject to satisfaction of the decedent's general liabilities immediately before the decedent's death takes the asset subject to liabilities, claims, estate taxes, and the fair share of expenses of administration reasonably incurred by the personal representative in the transfer of or administration upon the asset. The beneficiary of such an asset is liable to account to the personal representative to the extent necessary to satisfy liabilities, claims, the asset's fair share of expenses of administration, and the asset's share of any applicable estate taxes under chapter ~~((83.110))~~ 83.110A RCW. Before making demand that a beneficiary of a nonprobate asset account to the personal representative, the personal representative ~~((shall))~~ must give notice to the beneficiary, in the manner provided in chapter 11.96A RCW, that the beneficiary is liable to account under this section.

(2) The following rules govern in applying subsection (1) of this section:

(a) A beneficiary of property passing at death under a community property agreement takes the property subject to the decedent's liabilities, claims, estate taxes, and administration expenses as described in subsection (1) of this section. However, assets existing as community or separate property immediately before the decedent's death under the community property agreement are subject to the decedent's liabilities and claims to the same extent that they would have been had they been assets of the probate estate.

(b) A beneficiary of property held in joint tenancy form with right of survivorship, including without limitation United States savings bonds or similar obligations, takes the property subject to the decedent's liabilities, claims, estate taxes, and administration expenses as described in subsection (1) of this section to the extent of the decedent's beneficial ownership interest in the property immediately before death.

(c) A beneficiary of payable-on-death or trust bank accounts, bonds, securities, or similar obligations, including without limitation United States bonds or similar obligations, takes the property subject

to the decedent's liabilities, claims, estate taxes, and administration expenses as described in subsection (1) of this section, to the extent of the decedent's beneficial ownership interest in the property immediately before death.

(d) A beneficiary of a transfer on death deed or of deeds or conveyances made by the decedent if possession has been postponed until the death of the decedent takes the property subject to the decedent's liabilities, claims, estate taxes, and administration expenses as described in subsection (1) of this section, to the extent of the decedent's beneficial ownership interest in the property immediately before death.

(e) A trust for the decedent's use of which the decedent is the grantor is subject to the decedent's liabilities, claims, estate taxes, and administration expenses as described in subsection (1) of this section, to the same extent as the trust was subject to claims of the decedent's creditors immediately before death under RCW 19.36.020.

(f) A trust not for the use of the grantor but of which the decedent is the grantor and that becomes effective or irrevocable only upon the decedent's death is subject to the decedent's claims, liabilities, estate taxes, and expenses of administration as described in subsection (1) of this section.

(g) Anything in this section to the contrary notwithstanding, nonprobate assets that existed as community property immediately before the decedent's death are subject to the decedent's liabilities and claims to the same extent that they would have been had they been assets of the probate estate.

(h) The liability of a beneficiary of life insurance is governed by chapter 48.18 RCW.

(i) The liability of a beneficiary of pension or retirement employee benefits is governed by chapter 6.15 RCW.

(j) An inference may not be drawn from (a) through (i) of this subsection that a beneficiary of nonprobate assets other than those assets specifically described in (a) through (i) of this subsection does or does not take the assets subject to claims, liabilities, estate taxes, and administration expenses as described in subsection (1) of this section.

(3) Nothing in this section derogates from the rights of a person interested in the estate to recover any applicable estate tax under chapter ~~((83.110))~~ 83.110A RCW or from the liability of any beneficiary for estate tax under chapter ~~((83.110))~~ 83.110A RCW.

(4) Nonprobate assets that may be responsible for the satisfaction of the decedent's general liabilities and claims abate together with the probate assets of the estate in accord with chapter 11.10 RCW.

Sec. 22. RCW 11.86.011 and 1989 c 34 s 1 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Beneficiary" means the person entitled, but for the person's disclaimer, to take an interest.

(2) "Interest" includes the whole of any property, real or personal, legal or equitable, or any fractional part, share, or particular portion or specific assets thereof, any vested or contingent interest in any such property, any power to appoint, consume, apply, or expend property, or any other right, power, privilege, or immunity relating to property. "Interest" includes, but is not limited to, an interest created in any of the following manners:

- (a) By intestate succession;
- (b) Under a will;
- (c) Under a trust;
- (d) By succession to a disclaimed interest;
- (e) By virtue of an election to take against a will;
- (f) By creation of a power of appointment;
- (g) By exercise or nonexercise of a power of appointment;
- (h) By an inter vivos gift, whether outright or in trust;
- (i) By surviving the death of a depositor of a trust or P.O.D. account within the meaning of RCW 30.22.040;
- (j) Under an insurance or annuity contract;

(k) By surviving the death of another joint tenant;

(l) Under an employee benefit plan;

(m) Under an individual retirement account, annuity, or bond;

(n) Under a community property agreement; ~~((or))~~

(o) By surviving the death of a transferor of a transfer on death deed; or

(p) Any other interest created by any testamentary or inter vivos instrument or by operation of law.

(3) "Creator of the interest" means a person who establishes, declares, or otherwise creates an interest.

(4) "Disclaimer" means any writing which declines, refuses, renounces, or disclaims any interest that would otherwise be taken by a beneficiary.

(5) "Disclaimant" means a beneficiary who executes a disclaimer on his or her own behalf or a person who executes a disclaimer on behalf of a beneficiary.

(6) "Person" means an individual, corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership, association, or other entity.

(7)(a) "Date of the transfer" means:

~~((a))~~ (i) For an inter vivos transfer, the date of the creation of the interest; or

~~((b))~~ (ii) For a transfer upon the death of the creator of the interest, the date of the death of the creator.

~~((c))~~ (b) A joint tenancy interest of a deceased joint tenant ~~((shall be))~~ is deemed to be transferred at the death of the joint tenant rather than at the creation of the joint tenancy.

Sec. 23. RCW 11.94.050 and 2011 c 327 s 4 are each amended to read as follows:

(1) Although a designated attorney-in-fact or agent has all powers of absolute ownership of the principal, or the document has language to indicate that the attorney-in-fact or agent ~~((shall have))~~ has all the powers the principal would have if alive and competent, the attorney-in-fact or agent ~~((shall))~~ does not have the power to make, amend, alter, or revoke the principal's wills or codicils, and ~~((shall))~~ does not have the power, unless specifically provided otherwise in the document: To make, amend, alter, or revoke any of the principal's life insurance, annuity, or similar contract beneficiary designations, employee benefit plan beneficiary designations, trust agreements, registration of the principal's securities in beneficiary form, payable on death or transfer on death beneficiary designations, designation of persons as joint tenants with right of survivorship with the principal with respect to any of the principal's property, community property agreements, transfer on death deeds, or any other provisions for nonprobate transfer at death contained in nontestamentary instruments described in RCW 11.02.091; to make any gifts of property owned by the principal; to exercise the principal's rights to distribute property in trust or cause a trustee to distribute property in trust to the extent consistent with the terms of the trust agreement; to make transfers of property to any trust (whether or not created by the principal) unless the trust benefits the principal alone and does not have dispositive provisions which are different from those which would have governed the property had it not been transferred into the trust; or to disclaim property.

(2) Nothing in subsection (1) of this section prohibits an attorney-in-fact or agent from making any transfer of resources not prohibited under chapter 74.09 RCW when the transfer is for the purpose of qualifying the principal for medical assistance or the limited casualty program for the medically needy.

Sec. 24. RCW 82.45.010 and 2010 1st sp.s. c 23 s 207 are each amended to read as follows:

(1) As used in this chapter, the term "sale" has its ordinary meaning and includes any conveyance, grant, assignment, quitclaim, or transfer of the ownership of or title to real property, including standing timber, or any estate or interest therein for a valuable consideration, and any contract for such conveyance, grant, assignment, quitclaim, or transfer, and any lease with an option to purchase real property, including

standing timber, or any estate or interest therein or other contract under which possession of the property is given to the purchaser, or any other person at the purchaser's direction, and title to the property is retained by the vendor as security for the payment of the purchase price. The term also includes the grant, assignment, quitclaim, sale, or transfer of improvements constructed upon leased land.

(2)(a) The term "sale" also includes the transfer or acquisition within any twelve-month period of a controlling interest in any entity with an interest in real property located in this state for a valuable consideration.

(b) For the sole purpose of determining whether, pursuant to the exercise of an option, a controlling interest was transferred or acquired within a twelve-month period, the date that the option agreement was executed is the date on which the transfer or acquisition of the controlling interest is deemed to occur. For all other purposes under this chapter, the date upon which the option is exercised is the date of the transfer or acquisition of the controlling interest.

(c) For purposes of this subsection, all acquisitions of persons acting in concert must be aggregated for purposes of determining whether a transfer or acquisition of a controlling interest has taken place. The department must adopt standards by rule to determine when persons are acting in concert. In adopting a rule for this purpose, the department must consider the following:

(i) Persons must be treated as acting in concert when they have a relationship with each other such that one person influences or controls the actions of another through common ownership; and

(ii) When persons are not commonly owned or controlled, they must be treated as acting in concert only when the unity with which the purchasers have negotiated and will consummate the transfer of ownership interests supports a finding that they are acting as a single entity. If the acquisitions are completely independent, with each purchaser buying without regard to the identity of the other purchasers, then the acquisitions are considered separate acquisitions.

(3) The term "sale" does not include:

(a) A transfer by gift, devise, or inheritance.

(b) A transfer by transfer on death deed, to the extent that it is not in satisfaction of a contractual obligation of the decedent owed to the recipient of the property.

(c) A transfer of any leasehold interest other than of the type mentioned above.

~~((e))~~ (d) A cancellation or forfeiture of a vendee's interest in a contract for the sale of real property, whether or not such contract contains a forfeiture clause, or deed in lieu of foreclosure of a mortgage.

~~((d))~~ (e) The partition of property by tenants in common by agreement or as the result of a court decree.

~~((e))~~ (f) The assignment of property or interest in property from one spouse or one domestic partner to the other spouse or other domestic partner in accordance with the terms of a decree of dissolution of marriage or state registered domestic partnership or in fulfillment of a property settlement agreement.

~~((f))~~ (g) The assignment or other transfer of a vendor's interest in a contract for the sale of real property, even though accompanied by a conveyance of the vendor's interest in the real property involved.

~~((g))~~ (h) Transfers by appropriation or decree in condemnation proceedings brought by the United States, the state or any political subdivision thereof, or a municipal corporation.

~~((h))~~ (i) A mortgage or other transfer of an interest in real property merely to secure a debt, or the assignment thereof.

~~((i))~~ (j) Any transfer or conveyance made pursuant to a deed of trust or an order of sale by the court in any mortgage, deed of trust, or lien foreclosure proceeding or upon execution of a judgment, or deed in lieu of foreclosure to satisfy a mortgage or deed of trust.

~~((j))~~ (k) A conveyance to the federal housing administration or veterans administration by an authorized mortgagee made pursuant to a contract of insurance or guaranty with the federal housing administration or veterans administration.

~~((k))~~ (l) A transfer in compliance with the terms of any lease or contract upon which the tax as imposed by this chapter has been paid or where the lease or contract was entered into prior to the date this tax was first imposed.

~~((l))~~ (m) The sale of any grave or lot in an established cemetery.

~~((m))~~ (n) A sale by the United States, this state or any political subdivision thereof, or a municipal corporation of this state.

~~((n))~~ (o) A sale to a regional transit authority or public corporation under RCW 81.112.320 under a sale/leaseback agreement under RCW 81.112.300.

~~((o))~~ (p) A transfer of real property, however effected, if it consists of a mere change in identity or form of ownership of an entity where there is no change in the beneficial ownership. These include transfers to a corporation or partnership which is wholly owned by the transferor and/or the transferor's spouse or domestic partner or children of the transferor or the transferor's spouse or domestic partner. However, if thereafter such transferee corporation or partnership voluntarily transfers such real property, or such transferor, spouse or domestic partner, or children of the transferor or the transferor's spouse or domestic partner voluntarily transfer stock in the transferee corporation or interest in the transferee partnership capital, as the case may be, to other than (i) the transferor and/or the transferor's spouse or domestic partner or children of the transferor or the transferor's spouse or domestic partner, (ii) a trust having the transferor and/or the transferor's spouse or domestic partner or children of the transferor or the transferor's spouse or domestic partner as the only beneficiaries at the time of the transfer to the trust, or (iii) a corporation or partnership wholly owned by the original transferor and/or the transferor's spouse or domestic partner or children of the transferor or the transferor's spouse or domestic partner, within three years of the original transfer to which this exemption applies, and the tax on the subsequent transfer has not been paid within sixty days of becoming due, excise taxes become due and payable on the original transfer as otherwise provided by law.

~~((p))~~ (q)(i) A transfer that for federal income tax purposes does not involve the recognition of gain or loss for entity formation, liquidation or dissolution, and reorganization, including but not limited to nonrecognition of gain or loss because of application of 26 U.S.C. Sec. 332, 337, 351, 368(a)(1), 721, or 731 of the internal revenue code of 1986, as amended.

(ii) However, the transfer described in ~~((p))~~ (q)(i) of this subsection cannot be preceded or followed within a twelve-month period by another transfer or series of transfers, that, when combined with the otherwise exempt transfer or transfers described in ~~((p))~~ (q)(i) of this subsection, results in the transfer of a controlling interest in the entity for valuable consideration, and in which one or more persons previously holding a controlling interest in the entity receive cash or property in exchange for any interest the person or persons acting in concert hold in the entity. This subsection ~~(3)((p))~~ (q)(ii) does not apply to that part of the transfer involving property received that is the real property interest that the person or persons originally contributed to the entity or when one or more persons who did not contribute real property or belong to the entity at a time when real property was purchased receive cash or personal property in exchange for that person or persons' interest in the entity. The real estate excise tax under this subsection ~~(3)((p))~~ (q)(ii) is imposed upon the person or persons who previously held a controlling interest in the entity.

~~((q))~~ (r) A qualified sale of a manufactured/mobile home community, as defined in RCW 59.20.030, that takes place on or after June 12, 2008, but before December 31, 2018.

Sec. 25. RCW 82.45.197 and 2008 c 269 s 1 are each amended to read as follows:

In order to receive an exemption from the tax in this chapter on real property transferred as a result of inheritance under RCW 82.45.010(3)(a), the following documentation must be provided:

(1) If the property is being transferred under the terms of a community property agreement, a copy of the recorded agreement and a certified copy of the death certificate;

1 2 229
3 217

(2) If the property is being transferred under the terms of a trust instrument, a certified copy of the death certificate and a copy of the trust instrument showing the authority of the grantor;

4 157

(3) If the property is being transferred under the terms of a probated will, a certified copy of the letters testamentary or in the case of intestate administration, a certified copy of the letters of administration showing that the grantor is the court-appointed executor, executrix, or administrator, and a certified copy of the death certificate;

1 198
2 190
3 183

(4) In the case of joint tenants with right of survivorship and remainder interests, a certified copy of the death certificate is recorded to perfect title;

4 132

(5) If the property is being transferred pursuant to a court order, a certified copy of the court order requiring the transfer, and confirming that the grantor is required to do so under the terms of the order; ((~~or~~))

1 154
3 2 149

(6) If the community property interest of the decedent is being transferred to a surviving spouse or surviving domestic partner absent the documentation set forth in subsections (1) through (5) of this section, a certified copy of the death certificate and a signed affidavit from the surviving spouse or surviving domestic partner affirming that he or she is the sole and rightful heir to the property; or

3 148
4 113

(7) If the property is being transferred pursuant to a transfer on death deed, a certified copy of the death certificate is recorded to perfect title.

1 117
4 2 114

Sec. 26. RCW 82.45.150 and 1996 c 149 s 6 are each amended to read as follows:

3 113

All of chapter 82.32 RCW, except RCW 82.32.030, 82.32.050, 82.32.140, 82.32.270, and 82.32.090 (1) and ((~~8~~)) (10), applies to the tax imposed by this chapter, in addition to any other provisions of law for the payment and enforcement of the tax imposed by this chapter. The department of revenue ((~~shall~~)) must by rule provide for the effective administration of this chapter. The rules ((~~shall~~)) must prescribe and furnish a real estate excise tax affidavit form verified by both the seller and the buyer, or agents of each, to be used by each county, or the department, as the case may be, in the collection of the tax imposed by this chapter, except that an affidavit given in connection with grant of an easement or right-of-way to a gas, electrical, or telecommunications company, as defined in RCW 80.04.010, or to a public utility district or cooperative that distributes electricity, need be verified only on behalf of the company, district, or cooperative and except that a transfer on death deed need be verified only on behalf of the transferor. The department of revenue ((~~shall~~)) must annually conduct audits of transactions and affidavits filed under this chapter.

4 86
1 85
5 2 78
3 77
4 52
1 43
6 2 39
3 39
4 37

Sec. 27. RCW 84.33.140 and 2013 2nd sp.s. c 11 s 13 are each amended to read as follows:

1 21

(1) When land has been designated as forest land under RCW 84.33.130, a notation of the designation must be made each year upon the assessment and tax rolls. A copy of the notice of approval together with the legal description or assessor's parcel numbers for the land must, at the expense of the applicant, be filed by the assessor in the same manner as deeds are recorded.

7 2 21
3 20
4 20

(2) In preparing the assessment roll as of January 1, 2002, for taxes payable in 2003 and each January 1st thereafter, the assessor must list each parcel of designated forest land at a value with respect to the grade and class provided in this subsection and adjusted as provided in subsection (3) of this section. The assessor must compute the assessed value of the land using the same assessment ratio applied generally in computing the assessed value of other property in the county. Values for the several grades of bare forest land are as follows:

8 1

(3) On or before December 31, 2001, the department must adjust by rule under chapter 34.05 RCW, the forest land values contained in subsection (2) of this section in accordance with this subsection, and must certify the adjusted values to the assessor who will use these values in preparing the assessment roll as of January 1, 2002. For the adjustment to be made on or before December 31, 2001, for use in the 2002 assessment year, the department must:

LAND GRADE	OPERABILITY CLASS	VALUES PER ACRE
	1	\$234

(a) Divide the aggregate value of all timber harvested within the state between July 1, 1996, and June 30, 2001, by the aggregate harvest volume for the same period, as determined from the harvester excise tax returns filed with the department under RCW 84.33.074; and

(b) Divide the aggregate value of all timber harvested within the state between July 1, 1995, and June 30, 2000, by the aggregate harvest volume for the same period, as determined from the harvester excise tax returns filed with the department under RCW 84.33.074; and

(c) Adjust the forest land values contained in subsection (2) of this section by a percentage equal to one-half of the percentage change in the average values of harvested timber reflected by comparing the resultant values calculated under (a) and (b) of this subsection.

(4) For the adjustments to be made on or before December 31, 2002, and each succeeding year thereafter, the same procedure described in subsection (3) of this section must be followed using harvester excise tax returns filed under RCW 84.33.074. However, this adjustment must be made to the prior year's adjusted value, and the five-year periods for calculating average harvested timber values must be successively one year more recent.

(5) Land graded, assessed, and valued as forest land must continue to be so graded, assessed, and valued until removal of designation by the assessor upon the occurrence of any of the following:

(a) Receipt of notice from the owner to remove the designation;

(b) Sale or transfer to an ownership making the land exempt from ad valorem taxation;

(c) Sale or transfer of all or a portion of the land to a new owner, unless the new owner has signed a notice of forest land designation continuance, except transfer to an owner who is an heir or devisee of a deceased owner or transfer by a transfer on death deed, does not, by itself, result in removal of designation. The signed notice of continuance must be attached to the real estate excise tax affidavit provided for in RCW 82.45.150. The notice of continuance must be on a form prepared by the department. If the notice of continuance is not signed by the new owner and attached to the real estate excise tax affidavit, all compensating taxes calculated under subsection (11) of this section are due and payable by the seller or transferor at time of sale. The auditor may not accept an instrument of conveyance regarding designated forest land for filing or recording unless the new owner has signed the notice of continuance or the compensating tax has been paid, as evidenced by the real estate excise tax stamp affixed thereto by the treasurer. The seller, transferor, or new owner may appeal the new assessed valuation calculated under subsection (11) of this section to the county board of equalization in accordance with the provisions of RCW 84.40.038. Jurisdiction is hereby conferred on the county board of equalization to hear these appeals;

(d) Determination by the assessor, after giving the owner written notice and an opportunity to be heard, that:

(i) The land is no longer primarily devoted to and used for growing and harvesting timber. However, land may not be removed from designation if a governmental agency, organization, or other recipient identified in subsection (13) or (14) of this section as exempt from the payment of compensating tax has manifested its intent in writing or by other official action to acquire a property interest in the designated forest land by means of a transaction that qualifies for an exemption under subsection (13) or (14) of this section. The governmental agency, organization, or recipient must annually provide the assessor of the county in which the land is located reasonable evidence in writing of the intent to acquire the designated land as long as the intent continues or within sixty days of a request by the assessor. The assessor may not request this evidence more than once in a calendar year;

(ii) The owner has failed to comply with a final administrative or judicial order with respect to a violation of the restocking, forest management, fire protection, insect and disease control, and forest debris provisions of Title 76 RCW or any applicable rules under Title 76 RCW; or

(iii) Restocking has not occurred to the extent or within the time specified in the application for designation of such land.

(6) Land may not be removed from designation if there is a governmental restriction that prohibits, in whole or in part, the owner from harvesting timber from the owner's designated forest land. If only a portion of the parcel is impacted by governmental restrictions of this nature, the restrictions cannot be used as a basis to remove the remainder of the forest land from designation under this chapter. For the purposes of this section, "governmental restrictions" includes: (a) Any law, regulation, rule, ordinance, program, or other action adopted or taken by a federal, state, county, city, or other governmental entity; or (b) the land's zoning or its presence within an urban growth area designated under RCW 36.70A.110.

(7) The assessor has the option of requiring an owner of forest land to file a timber management plan with the assessor upon the occurrence of one of the following:

(a) An application for designation as forest land is submitted; or

(b) Designated forest land is sold or transferred and a notice of continuance, described in subsection (5)(c) of this section, is signed.

(8) If land is removed from designation because of any of the circumstances listed in subsection (5)(a) through (c) of this section, the removal applies only to the land affected. If land is removed from designation because of subsection (5)(d) of this section, the removal applies only to the actual area of land that is no longer primarily devoted to the growing and harvesting of timber, without regard to any other land that may have been included in the application and approved for designation, as long as the remaining designated forest land meets the definition of forest land contained in RCW 84.33.035.

(9) Within thirty days after the removal of designation as forest land, the assessor must notify the owner in writing, setting forth the reasons for the removal. The seller, transferor, or owner may appeal the removal to the county board of equalization in accordance with the provisions of RCW 84.40.038.

(10) Unless the removal is reversed on appeal a copy of the notice of removal with a notation of the action, if any, upon appeal, together with the legal description or assessor's parcel numbers for the land removed from designation must, at the expense of the applicant, be filed by the assessor in the same manner as deeds are recorded and a notation of removal from designation must immediately be made upon the assessment and tax rolls. The assessor must revalue the land to be removed with reference to its true and fair value as of January 1st of the year of removal from designation. Both the assessed value before and after the removal of designation must be listed. Taxes based on the value of the land as forest land are assessed and payable up until the date of removal and taxes based on the true and fair value of the land are assessed and payable from the date of removal from designation.

(11) Except as provided in subsection (5)(c), (13), or (14) of this section, a compensating tax is imposed on land removed from designation as forest land. The compensating tax is due and payable to the treasurer thirty days after the owner is notified of the amount of this tax. As soon as possible after the land is removed from designation, the assessor must compute the amount of compensating tax and mail a notice to the owner of the amount of compensating tax owed and the date on which payment of this tax is due. The amount of compensating tax is equal to the difference between the amount of tax last levied on the land as designated forest land and an amount equal to the new assessed value of the land multiplied by the dollar rate of the last levy extended against the land, multiplied by a number, in no event greater than nine, equal to the number of years for which the land was designated as forest land, plus compensating taxes on the land at forest land values up until the date of removal and the prorated taxes on the land at true and fair value from the date of removal to the end of the current tax year.

(12) Compensating tax, together with applicable interest thereon, becomes a lien on the land, which attaches at the time the land is removed from designation as forest land and has priority and must be

fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation, or responsibility to or with which the land may become charged or liable. The lien may be foreclosed upon expiration of the same period after delinquency and in the same manner provided by law for foreclosure of liens for delinquent real property taxes as provided in RCW 84.64.050. Any compensating tax unpaid on its due date will thereupon become delinquent. From the date of delinquency until paid, interest is charged at the same rate applied by law to delinquent ad valorem property taxes.

(13) The compensating tax specified in subsection (11) of this section may not be imposed if the removal of designation under subsection (5) of this section resulted solely from:

(a) Transfer to a government entity in exchange for other forest land located within the state of Washington;

(b) A taking through the exercise of the power of eminent domain, or sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of such power;

(c) A donation of fee title, development rights, or the right to harvest timber, to a government agency or organization qualified under RCW 84.34.210 and 64.04.130 for the purposes enumerated in those sections, or the sale or transfer of fee title to a governmental entity or a nonprofit nature conservancy corporation, as defined in RCW 64.04.130, exclusively for the protection and conservation of lands recommended for state natural area preserve purposes by the natural heritage council and natural heritage plan as defined in chapter 79.70 RCW or approved for state natural resources conservation area purposes as defined in chapter 79.71 RCW, or for acquisition and management as a community forest trust as defined in chapter 79.155 RCW. At such time as the land is not used for the purposes enumerated, the compensating tax specified in subsection (11) of this section is imposed upon the current owner;

(d) The sale or transfer of fee title to the parks and recreation commission for park and recreation purposes;

(e) Official action by an agency of the state of Washington or by the county or city within which the land is located that disallows the present use of the land;

(f) The creation, sale, or transfer of forestry riparian easements under RCW 76.13.120;

(g) The creation, sale, or transfer of a conservation easement of private forest lands within unconfined channel migration zones or containing critical habitat for threatened or endangered species under RCW 76.09.040;

(h) The sale or transfer of land within two years after the death of the owner of at least a fifty percent interest in the land if the land has been assessed and valued as classified forest land, designated as forest land under this chapter, or classified under chapter 84.34 RCW continuously since 1993. The date of death shown on a death certificate is the date used for the purposes of this subsection (13)(h); or

(i)(i) The discovery that the land was designated under this chapter in error through no fault of the owner. For purposes of this subsection (13)(i), "fault" means a knowingly false or misleading statement, or other act or omission not in good faith, that contributed to the approval of designation under this chapter or the failure of the assessor to remove the land from designation under this chapter.

(ii) For purposes of this subsection (13), the discovery that land was designated under this chapter in error through no fault of the owner is not the sole reason for removal of designation under subsection (5) of this section if an independent basis for removal exists. An example of an independent basis for removal includes the land no longer being devoted to and used for growing and harvesting timber.

(14) In a county with a population of more than six hundred thousand inhabitants or in a county with a population of at least two hundred forty-five thousand inhabitants that borders Puget Sound as defined in RCW 90.71.010, the compensating tax specified in subsection (11) of this section may not be imposed if the removal of

designation as forest land under subsection (5) of this section resulted solely from:

(a) An action described in subsection (13) of this section; or

(b) A transfer of a property interest to a government entity, or to a nonprofit historic preservation corporation or nonprofit nature conservancy corporation, as defined in RCW 64.04.130, to protect or enhance public resources, or to preserve, maintain, improve, restore, limit the future use of, or otherwise to conserve for public use or enjoyment, the property interest being transferred. At such time as the property interest is not used for the purposes enumerated, the compensating tax is imposed upon the current owner.

Sec. 28. RCW 84.34.108 and 2009 c 513 s 2, 2009 c 354 s 3, 2009 c 255 s 2, and 2009 c 246 s 3 are each reenacted and amended to read as follows:

(1) When land has once been classified under this chapter, a notation of the classification ~~((shall))~~ must be made each year upon the assessment and tax rolls and the land ~~((shall))~~ must be valued pursuant to RCW 84.34.060 or 84.34.065 until removal of all or a portion of the classification by the assessor upon occurrence of any of the following:

(a) Receipt of notice from the owner to remove all or a portion of the classification;

(b) Sale or transfer to an ownership, except a transfer that resulted from a default in loan payments made to or secured by a governmental agency that intends to or is required by law or regulation to resell the property for the same use as before, making all or a portion of the land exempt from ad valorem taxation;

(c) Sale or transfer of all or a portion of the land to a new owner, unless the new owner has signed a notice of classification continuance, except transfer to an owner who is an heir or devisee of a deceased owner ~~((shall))~~ or transfer by a transfer on death deed does not, by itself, result in removal of classification. The notice of continuance ~~((shall))~~ must be on a form prepared by the department. If the notice of continuance is not signed by the new owner and attached to the real estate excise tax affidavit, all additional taxes calculated pursuant to subsection (4) of this section ~~((shall))~~ become due and payable by the seller or transferor at time of sale. The auditor ~~((shall))~~ may not accept an instrument of conveyance regarding classified land for filing or recording unless the new owner has signed the notice of continuance or the additional tax has been paid, as evidenced by the real estate excise tax stamp affixed thereto by the treasurer. The seller, transferor, or new owner may appeal the new assessed valuation calculated under subsection (4) of this section to the county board of equalization in accordance with the provisions of RCW 84.40.038. Jurisdiction is hereby conferred on the county board of equalization to hear these appeals;

(d)(i) Determination by the assessor, after giving the owner written notice and an opportunity to be heard, that all or a portion of the land no longer meets the criteria for classification under this chapter. The criteria for classification pursuant to this chapter continue to apply after classification has been granted.

(ii) The granting authority, upon request of an assessor, ~~((shall))~~ must provide reasonable assistance to the assessor in making a determination whether the land continues to meet the qualifications of RCW 84.34.020 (1) or (3). The assistance ~~((shall))~~ must be provided within thirty days of receipt of the request.

(2) Land may not be removed from classification because of:

(a) The creation, sale, or transfer of forestry riparian easements under RCW 76.13.120; or

(b) The creation, sale, or transfer of a fee interest or a conservation easement for the riparian open space program under RCW 76.09.040.

(3) Within thirty days after the removal of all or a portion of the land from current use classification under subsection (1) of this section, the assessor ~~((shall))~~ must notify the owner in writing, setting forth the reasons for the removal. The seller, transferor, or owner may appeal the removal to the county board of equalization in accordance with the provisions of RCW 84.40.038. The removal notice must explain the

steps needed to appeal the removal decision, including when a notice of appeal must be filed, where the forms may be obtained, and how to contact the county board of equalization.

(4) Unless the removal is reversed on appeal, the assessor ~~((shall))~~ must revalue the affected land with reference to its true and fair value on January 1st of the year of removal from classification. Both the assessed valuation before and after the removal of classification ~~((shall))~~ must be listed and taxes ~~((shall))~~ must be allocated according to that part of the year to which each assessed valuation applies. Except as provided in subsection (6) of this section, an additional tax, applicable interest, and penalty ~~((shall))~~ must be imposed which ~~((shall be))~~ are due and payable to the treasurer thirty days after the owner is notified of the amount of the additional tax. As soon as possible, the assessor ~~((shall))~~ must compute the amount of additional tax, applicable interest, and penalty and the treasurer ~~((shall))~~ must mail notice to the owner of the amount thereof and the date on which payment is due. The amount of the additional tax, applicable interest, and penalty ~~((shall))~~ must be determined as follows:

(a) The amount of additional tax ~~((shall be))~~ is equal to the difference between the property tax paid as "open space land," "farm and agricultural land," or "timber land" and the amount of property tax otherwise due and payable for the seven years last past had the land not been so classified;

(b) The amount of applicable interest ~~((shall be))~~ is equal to the interest upon the amounts of the additional tax paid at the same statutory rate charged on delinquent property taxes from the dates on which the additional tax could have been paid without penalty if the land had been assessed at a value without regard to this chapter;

(c) The amount of the penalty ~~((shall be))~~ is as provided in RCW 84.34.080. The penalty ~~((shall))~~ may not be imposed if the removal satisfies the conditions of RCW 84.34.070.

(5) Additional tax, applicable interest, and penalty ~~((shall))~~ become a lien on the land ~~((which shall attach))~~ that attaches at the time the land is removed from classification under this chapter and ~~((shall))~~ have priority to and ~~((shall))~~ must be fully paid and satisfied before any recognizance, mortgage, judgment, debt, obligation or responsibility to or with which the land may become charged or liable. This lien may be foreclosed upon expiration of the same period after delinquency and in the same manner provided by law for foreclosure of liens for delinquent real property taxes as provided in RCW 84.64.050. Any additional tax unpaid on its due date ~~((shall))~~ will thereupon become delinquent. From the date of delinquency until paid, interest must be charged at the same rate applied by law to delinquent property taxes.

(6) The additional tax, applicable interest, and penalty specified in subsection (4) of this section ~~((shall))~~ may not be imposed if the removal of classification pursuant to subsection (1) of this section resulted solely from:

(a) Transfer to a government entity in exchange for other land located within the state of Washington;

(b)(i) A taking through the exercise of the power of eminent domain, or (ii) sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of such power, said entity having manifested its intent in writing or by other official action;

(c) A natural disaster such as a flood, windstorm, earthquake, or other such calamity rather than by virtue of the act of the landowner changing the use of the property;

(d) Official action by an agency of the state of Washington or by the county or city within which the land is located which disallows the present use of the land;

(e) Transfer of land to a church when the land would qualify for exemption pursuant to RCW 84.36.020;

(f) Acquisition of property interests by state agencies or agencies or organizations qualified under RCW 84.34.210 and 64.04.130 for the purposes enumerated in those sections. At such time as these property interests are not used for the purposes enumerated in RCW 84.34.210

and 64.04.130 the additional tax specified in subsection (4) of this section ~~((shall))~~ must be imposed;

(g) Removal of land classified as farm and agricultural land under RCW 84.34.020(2)(f);

(h) Removal of land from classification after enactment of a statutory exemption that qualifies the land for exemption and receipt of notice to the owner to remove the land from classification;

(i) The creation, sale, or transfer of forestry riparian easements under RCW 76.13.120;

(j) The creation, sale, or transfer of a conservation easement of private forest lands within unconfined channel migration zones or containing critical habitat for threatened or endangered species under RCW 76.09.040;

(k) The sale or transfer of land within two years after the death of the owner of at least a fifty percent interest in the land if the land has been assessed and valued as classified forest land, designated as forest land under chapter 84.33 RCW, or classified under this chapter continuously since 1993. The date of death shown on a death certificate is the date used for the purposes of this subsection (6)(k); or

(l)(i) The discovery that the land was classified under this chapter in error through no fault of the owner. For purposes of this subsection (6)(l), "fault" means a knowingly false or misleading statement, or other act or omission not in good faith, that contributed to the approval of classification under this chapter or the failure of the assessor to remove the land from classification under this chapter.

(ii) For purposes of this subsection (6), the discovery that land was classified under this chapter in error through no fault of the owner is not the sole reason for removal of classification pursuant to subsection (1) of this section if an independent basis for removal exists. Examples of an independent basis for removal include the owner changing the use of the land or failing to meet any applicable income criteria required for classification under this chapter.

NEW SECTION. Sec. 29. Section 23 of this act takes effect if the Washington uniform power of attorney act (House/Senate Bill No. . . .) is not enacted during the 2014 regular legislative session.

NEW SECTION. Sec. 30. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 31. Sections 1 through 17 of this act constitute a new chapter in Title 64 RCW."

On page 1, line 2 of the title, after "death;" strike the remainder of the title and insert "amending RCW 11.07.010, 11.11.010, 11.18.200, 11.86.011, 11.94.050, 82.45.010, 82.45.197, 82.45.150, and 84.33.140; reenacting and amending RCW 11.02.005 and 84.34.108; adding a new chapter to Title 64 RCW; and providing a contingent effective date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Rodne and Hansen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Engrossed Substitute House Bill No. 1117, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Engrossed Substitute House Bill No. 1117, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, G. Hunt, Overstreet, Scott, Shea, Taylor and Young.

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 1651 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that:

(1) The primary goal of the Washington state juvenile justice system is the rehabilitation and reintegration of former juvenile offenders. The public has a compelling interest in the rehabilitation of former juvenile offenders and their successful reintegration into society as active, law-abiding, and contributing members of their communities. When juvenile court records are publicly available, former juvenile offenders face substantial barriers to reintegration, as they are denied housing, employment, and education opportunities on the basis of these records.

(2) The legislature declares it is the policy of the state of Washington that the interest in juvenile rehabilitation and reintegration constitutes compelling circumstances that outweigh the public interest in continued availability of juvenile court records. The legislature intends that juvenile court proceedings be openly administered but, except in limited circumstances, the records of these proceedings be closed when the juvenile has reached the age of eighteen and completed the terms of disposition.

Sec. 2. RCW 13.50.010 and 2013 c 23 s 6 are each amended to read as follows:

(1) For purposes of this chapter:

(a) "Juvenile justice or care agency" means any of the following: Police, diversion units, court, prosecuting attorney, defense attorney, detention center, attorney general, the legislative children's oversight committee, the office of the family and children's ombuds, the department of social and health services and its contracting agencies, schools; persons or public or private agencies having children committed to their custody; and any placement oversight committee created under RCW 72.05.415;

(b) "Official juvenile court file" means the legal file of the juvenile court containing the petition or information, motions, memorandums, briefs, findings of the court, and court orders;

(c) "Records" means the official juvenile court file, the social file, and records of any other juvenile justice or care agency in the case;

(d) "Social file" means the juvenile court file containing the records and reports of the probation counselor.

(2) Each petition or information filed with the court may include only one juvenile and each petition or information shall be filed under a separate docket number. The social file shall be filed separately from the official juvenile court file.

(3) It is the duty of any juvenile justice or care agency to maintain accurate records. To this end:

(a) The agency may never knowingly record inaccurate information. Any information in records maintained by the department of social and health services relating to a petition filed pursuant to chapter 13.34 RCW that is found by the court to be false or inaccurate shall be corrected or expunged from such records by the agency;

(b) An agency shall take reasonable steps to assure the security of its records and prevent tampering with them; and

(c) An agency shall make reasonable efforts to insure the completeness of its records, including action taken by other agencies with respect to matters in its files.

(4) Each juvenile justice or care agency shall implement procedures consistent with the provisions of this chapter to facilitate inquiries concerning records.

(5) Any person who has reasonable cause to believe information concerning that person is included in the records of a juvenile justice or care agency and who has been denied access to those records by the agency may make a motion to the court for an order authorizing that person to inspect the juvenile justice or care agency record concerning that person. The court shall grant the motion to examine records unless it finds that in the interests of justice or in the best interests of the juvenile the records or parts of them should remain confidential.

(6) A juvenile, or his or her parents, or any person who has reasonable cause to believe information concerning that person is included in the records of a juvenile justice or care agency may make a motion to the court challenging the accuracy of any information concerning the moving party in the record or challenging the continued possession of the record by the agency. If the court grants the motion, it shall order the record or information to be corrected or destroyed.

(7) The person making a motion under subsection (5) or (6) of this section shall give reasonable notice of the motion to all parties to the original action and to any agency whose records will be affected by the motion.

(8) The court may permit inspection of records by, or release of information to, any clinic, hospital, or agency which has the subject person under care or treatment. The court may also permit inspection by or release to individuals or agencies, including juvenile justice advisory committees of county law and justice councils, engaged in legitimate research for educational, scientific, or public purposes. ~~((The court shall release to the caseload forecast council records needed for its research and data-gathering functions. Access to records or information for research purposes shall be permitted only if the anonymity of all persons mentioned in the records or information will be preserved.))~~ Each person granted permission to inspect juvenile justice or care agency records for research purposes shall present a

notarized statement to the court stating that the names of juveniles and parents will remain confidential.

(9) The court shall release to the caseload forecast council the records needed for its research and data-gathering functions. Access to caseload forecast data may be permitted by the council for research purposes only if the anonymity of all persons mentioned in the records or information will be preserved.

(10) Juvenile detention facilities shall release records to the caseload forecast council upon request. The commission shall not disclose the names of any juveniles or parents mentioned in the records without the named individual's written permission.

~~((44))~~ (11) Requirements in this chapter relating to the court's authority to compel disclosure shall not apply to the legislative children's oversight committee or the office of the family and children's ombuds.

~~((44))~~ (12) For the purpose of research only, the administrative office of the courts shall maintain an electronic research copy of all records in the judicial information system related to juveniles. Access to the research copy is restricted to the Washington state center for court research. The Washington state center for court research shall maintain the confidentiality of all confidential records and shall preserve the anonymity of all persons identified in the research copy. The research copy may not be subject to any records retention schedule and must include records destroyed or removed from the judicial information system pursuant to ~~((RCW 13.50.050 (17) and (18)))~~ section 5 of this act and RCW 13.50.100(3).

~~((42))~~ (13) The court shall release to the Washington state office of public defense records needed to implement the agency's oversight, technical assistance, and other functions as required by RCW 2.70.020. Access to the records used as a basis for oversight, technical assistance, or other agency functions is restricted to the Washington state office of public defense. The Washington state office of public defense shall maintain the confidentiality of all confidential information included in the records.

Sec. 3. RCW 13.50.050 and 2012 c 177 s 2 are each amended to read as follows:

(1) This section and sections 4 and 5 of this act govern(s) records relating to the commission of juvenile offenses, including records relating to diversions.

(2) The official juvenile court file of any alleged or proven juvenile offender shall be open to public inspection, unless sealed pursuant to ~~((subsection (12) of this))~~ section 4 of this act.

(3) All records other than the official juvenile court file are confidential and may be released only as provided in this ~~((section))~~ chapter, RCW ~~((13.50.010))~~ 13.40.215(~~(c)~~) and 4.24.550.

(4) Except as otherwise provided in this ~~((section and RCW 13.50.010))~~ chapter, records retained or produced by any juvenile justice or care agency may be released to other participants in the juvenile justice or care system only when an investigation or case involving the juvenile in question is being pursued by the other participant or when that other participant is assigned the responsibility for supervising the juvenile.

(5) Except as provided in RCW 4.24.550, information not in an official juvenile court file concerning a juvenile or a juvenile's family may be released to the public only when that information could not reasonably be expected to identify the juvenile or the juvenile's family.

(6) Notwithstanding any other provision of this chapter, the release, to the juvenile or his or her attorney, of law enforcement and prosecuting attorneys' records pertaining to investigation, diversion, and prosecution of juvenile offenses shall be governed by the rules of discovery and other rules of law applicable in adult criminal investigations and prosecutions.

(7) Upon the decision to arrest or the arrest, law enforcement and prosecuting attorneys may cooperate with schools in releasing information to a school pertaining to the investigation, diversion, and prosecution of a juvenile attending the school. Upon the decision to

arrest or the arrest, incident reports may be released unless releasing the records would jeopardize the investigation or prosecution or endanger witnesses. If release of incident reports would jeopardize the investigation or prosecution or endanger witnesses, law enforcement and prosecuting attorneys may release information to the maximum extent possible to assist schools in protecting other students, staff, and school property.

(8) The juvenile court and the prosecutor may set up and maintain a central recordkeeping system which may receive information on all alleged juvenile offenders against whom a complaint has been filed pursuant to RCW 13.40.070 whether or not their cases are currently pending before the court. The central recordkeeping system may be computerized. If a complaint has been referred to a diversion unit, the diversion unit shall promptly report to the juvenile court or the prosecuting attorney when the juvenile has agreed to diversion. An offense shall not be reported as criminal history in any central recordkeeping system without notification by the diversion unit of the date on which the offender agreed to diversion.

(9) Upon request of the victim of a crime or the victim's immediate family, the identity of an alleged or proven juvenile offender alleged or found to have committed a crime against the victim and the identity of the alleged or proven juvenile offender's parent, guardian, or custodian and the circumstance of the alleged or proven crime shall be released to the victim of the crime or the victim's immediate family.

(10) Subject to the rules of discovery applicable in adult criminal prosecutions, the juvenile offense records of an adult criminal defendant or witness in an adult criminal proceeding shall be released upon request to prosecution and defense counsel after a charge has actually been filed. The juvenile offense records of any adult convicted of a crime and placed under the supervision of the adult corrections system shall be released upon request to the adult corrections system.

(11) ~~((In any case in which an information has been filed pursuant to RCW 13.40.100 or a complaint has been filed with the prosecutor and referred for diversion pursuant to RCW 13.40.070, the person the subject of the information or complaint may file a motion with the court to have the court vacate its order and findings, if any, and, subject to subsection (23) of this section, order the sealing of the official juvenile court file, the social file, and records of the court and of any other agency in the case.~~

~~((12)(a) The court shall not grant any motion to seal records for class A offenses made pursuant to subsection (11) of this section that is filed on or after July 1, 1997, unless:~~

~~— (i) Since the last date of release from confinement, including full-time residential treatment, if any, or entry of disposition, the person has spent five consecutive years in the community without committing any offense or crime that subsequently results in an adjudication or conviction;~~

~~— (ii) No proceeding is pending against the moving party seeking the conviction of a juvenile offense or a criminal offense;~~

~~— (iii) No proceeding is pending seeking the formation of a diversion agreement with that person;~~

~~— (iv) The person is no longer required to register as a sex offender under RCW 9A.44.130 or has been relieved of the duty to register under RCW 9A.44.143 if the person was convicted of a sex offense;~~

~~— (v) The person has not been convicted of rape in the first degree, rape in the second degree, or indecent liberties that was actually committed with forcible compulsion; and~~

~~— (vi) Full restitution has been paid.~~

~~((b) The court shall not grant any motion to seal records for class B, C, gross misdemeanor and misdemeanor offenses and diversions made under subsection (11) of this section unless:~~

~~— (i) Since the date of last release from confinement, including full-time residential treatment, if any, entry of disposition, or completion of the diversion agreement, the person has spent two consecutive years in the community without being convicted of any offense or crime;~~

~~— (ii) No proceeding is pending against the moving party seeking the~~

conviction of a juvenile offense or a criminal offense;
 (iii) No proceeding is pending seeking the formation of a diversion agreement with that person;

(iv) The person is no longer required to register as a sex offender under RCW 9A.44.130 or has been relieved of the duty to register under RCW 9A.44.143 if the person was convicted of a sex offense; and

(v) Full restitution has been paid.

(c) Notwithstanding the requirements in (a) or (b) of this subsection, the court shall grant any motion to seal records of any deferred disposition vacated under RCW 13.40.127(9) prior to June 7, 2012, if restitution has been paid and the person is eighteen years of age or older at the time of the motion.

(13) The person making a motion pursuant to subsection (11) of this section shall give reasonable notice of the motion to the prosecution and to any person or agency whose files are sought to be sealed.

(14)(a) If the court grants the motion to seal made pursuant to subsection (11) of this section, it shall, subject to subsection (23) of this section, order sealed the official juvenile court file, the social file, and other records relating to the case as are named in the order. Thereafter, the proceedings in the case shall be treated as if they never occurred, and the subject of the records may reply accordingly to any inquiry about the events, records of which are sealed. Any agency shall reply to any inquiry concerning confidential or sealed records that records are confidential, and no information can be given about the existence or nonexistence of records concerning an individual.

(b) In the event the subject of the juvenile records receives a full and unconditional pardon, the proceedings in the matter upon which the pardon has been granted shall be treated as if they never occurred, and the subject of the records may reply accordingly to any inquiry about the events upon which the pardon was received. Any agency shall reply to any inquiry concerning the records pertaining to the events for which the subject received a pardon that records are confidential, and no information can be given about the existence or nonexistence of records concerning an individual.

(15) Inspection of the files and records included in the order to seal may thereafter be permitted only by order of the court upon motion made by the person who is the subject of the information or complaint, except as otherwise provided in RCW 13.50.010(8) and subsection (23) of this section.

(16) Any adjudication of a juvenile offense or a crime subsequent to sealing has the effect of nullifying the sealing order. Any charging of an adult felony subsequent to the sealing has the effect of nullifying the sealing order for the purposes of chapter 9.94A RCW. The administrative office of the courts shall ensure that the superior court judicial information system provides prosecutors access to information on the existence of sealed juvenile records.

(17)(a)(i) Subject to subsection (23) of this section, all records maintained by any court or law enforcement agency, including the juvenile court, local law enforcement, the Washington state patrol, and the prosecutor's office, shall be automatically destroyed within ninety days of becoming eligible for destruction. Juvenile records are eligible for destruction when:

(A) The person who is the subject of the information or complaint is at least eighteen years of age;

(B) His or her criminal history consists entirely of one diversion agreement or counsel and release entered on or after June 12, 2008;

(C) Two years have elapsed since completion of the agreement or counsel and release;

(D) No proceeding is pending against the person seeking the conviction of a criminal offense; and

(E) There is no restitution owing in the case.
 (ii) No less than quarterly, the administrative office of the courts shall provide a report to the juvenile courts of those individuals whose records may be eligible for destruction. The juvenile court shall verify

eligibility and notify the Washington state patrol and the appropriate local law enforcement agency and prosecutor's office of the records to be destroyed. The requirement to destroy records under this subsection is not dependent on a court hearing or the issuance of a court order to destroy records.

(iii) The state and local governments and their officers and employees are not liable for civil damages for the failure to destroy records pursuant to this section.

(b) All records maintained by any court or law enforcement agency, including the juvenile court, local law enforcement, the Washington state patrol, and the prosecutor's office, shall be automatically destroyed within thirty days of being notified by the governor's office that the subject of those records received a full and unconditional pardon by the governor.

(c) A person eighteen years of age or older whose criminal history consists entirely of one diversion agreement or counsel and release entered prior to June 12, 2008, may request that the court order the records in his or her case destroyed. The request shall be granted, subject to subsection (23) of this section, if the court finds that two years have elapsed since completion of the agreement or counsel and release.

(d) A person twenty three years of age or older whose criminal history consists of only referrals for diversion may request that the court order the records in those cases destroyed. The request shall be granted, subject to subsection (23) of this section, if the court finds that all diversion agreements have been successfully completed and no proceeding is pending against the person seeking the conviction of a criminal offense.

(18) If the court grants the motion to destroy records made pursuant to subsection (17)(c) or (d) of this section, it shall, subject to subsection (23) of this section, order the official juvenile court file, the social file, and any other records named in the order to be destroyed.

(19) The person making the motion pursuant to subsection (17)(c) or (d) of this section shall give reasonable notice of the motion to the prosecuting attorney and to any agency whose records are sought to be destroyed.

(20) Any juvenile to whom the provisions of this section or section 4 or 5 of this act may apply shall be given written notice of his or her rights under this section at the time of his or her disposition hearing or during the diversion process.

((21)) (12) Nothing in this section or section 4 or 5 of this act may be construed to prevent a crime victim or a member of the victim's family from divulging the identity of the alleged or proven juvenile offender or his or her family when necessary in a civil proceeding.

((22)) Any juvenile justice or care agency may, subject to the limitations in subsection (23) of this section and (a) and (b) of this subsection, develop procedures for the routine destruction of records relating to juvenile offenses and diversions.

(a) Records may be routinely destroyed only when the person the subject of the information or complaint has attained twenty three years of age or older pursuant to subsection (17)(a) of this section.

(b) The court may not routinely destroy the official juvenile court file or recordings or transcripts of any proceedings.

((23)) (13) Except ((for subsection (17)(b) of this section)) as provided in section 5(2) of this act, no identifying information held by the Washington state patrol in accordance with chapter 43.43 RCW is subject to destruction or sealing under this section. For the purposes of this subsection, identifying information includes photographs, fingerprints, palmprints, soleprints, toeprints and any other data that identifies a person by physical characteristics, name, birthdate or address, but does not include information regarding criminal activity, arrest, charging, diversion, conviction or other information about a person's treatment by the criminal justice system or about the person's behavior.

((24)) (14) Information identifying child victims under age eighteen who are victims of sexual assaults by juvenile offenders is

confidential and not subject to release to the press or public without the permission of the child victim or the child's legal guardian. Identifying information includes the child victim's name, addresses, location, photographs, and in cases in which the child victim is a relative of the alleged perpetrator, identification of the relationship between the child and the alleged perpetrator. Information identifying a child victim of sexual assault may be released to law enforcement, prosecutors, judges, defense attorneys, or private or governmental agencies that provide services to the child victim of sexual assault.

NEW SECTION. Sec. 4. A new section is added to chapter 13.50 RCW to read as follows:

(1)(a) The court shall hold regular sealing hearings. During these regular sealing hearings, the court shall administratively seal an individual's juvenile court record pursuant to the requirements of this subsection unless the court receives an objection to sealing or the court notes a compelling reason not to seal, in which case, the court shall set a contested hearing to be conducted on the record to address sealing. The respondent and his or her attorney shall be given at least eighteen days' notice of any contested sealing hearing and the opportunity to respond to any objections, but the respondent's presence is not required at any sealing hearing pursuant to this subsection.

(b) At the disposition hearing of a juvenile offender, the court shall schedule an administrative sealing hearing to take place during the first regularly scheduled sealing hearing after the latest of the following events that apply:

- (i) The respondent's eighteenth birthday;
- (ii) Anticipated completion of a respondent's probation, if ordered;
- (iii) Anticipated release from confinement at the juvenile rehabilitation administration, or the completion of parole, if the respondent is transferred to the juvenile rehabilitation administration.

(c) A court shall enter a written order sealing an individual's juvenile court record pursuant to this subsection if:

(i) One of the offenses for which the court has entered a disposition is not at the time of commission of the offense:

- (A) A most serious offense, as defined in RCW 9.94A.030;
- (B) A sex offense under chapter 9A.44 RCW; or
- (C) A drug offense, as defined in RCW 9.94A.030; and

(ii) The respondent has completed the terms and conditions of disposition, including affirmative conditions and financial obligations.

(d) Following a contested sealing hearing on the record after an objection is made pursuant to (a) of this subsection, the court shall enter a written order sealing the juvenile court record unless the court determines that sealing is not appropriate.

(2) The court shall enter a written order immediately sealing the official juvenile court record upon the acquittal after a fact finding or upon dismissal of charges.

(3) If a juvenile court record has not already been sealed pursuant to this section, in any case in which information has been filed pursuant to RCW 13.40.100 or a complaint has been filed with the prosecutor and referred for diversion pursuant to RCW 13.40.070, the person who is the subject of the information or complaint may file a motion with the court to have the court vacate its order and findings, if any, and, subject to RCW 13.50.050(13), order the sealing of the official juvenile court record, the social file, and records of the court and of any other agency in the case.

(4)(a) The court shall grant any motion to seal records for class A offenses made pursuant to subsection (3) of this section if:

(i) Since the last date of release from confinement, including full-time residential treatment, if any, or entry of disposition, the person has spent five consecutive years in the community without committing any offense or crime that subsequently results in an adjudication or conviction;

(ii) No proceeding is pending against the moving party seeking the conviction of a juvenile offense or a criminal offense;

(iii) No proceeding is pending seeking the formation of a diversion agreement with that person;

(iv) The person is no longer required to register as a sex offender under RCW 9A.44.130 or has been relieved of the duty to register under RCW 9A.44.143 if the person was convicted of a sex offense;

(v) The person has not been convicted of rape in the first degree, rape in the second degree, or indecent liberties that was actually committed with forcible compulsion; and

(vi) Full restitution has been paid.

(b) The court shall grant any motion to seal records for class B, C, gross misdemeanor, and misdemeanor offenses and diversions made under subsection (3) of this section if:

(i) Since the date of last release from confinement, including full-time residential treatment, if any, entry of disposition, or completion of the diversion agreement, the person has spent two consecutive years in the community without being convicted of any offense or crime;

(ii) No proceeding is pending against the moving party seeking the conviction of a juvenile offense or a criminal offense;

(iii) No proceeding is pending seeking the formation of a diversion agreement with that person;

(iv) The person is no longer required to register as a sex offender under RCW 9A.44.130 or has been relieved of the duty to register under RCW 9A.44.143 if the person was convicted of a sex offense; and

(v) Full restitution has been paid.

(c) Notwithstanding the requirements in (a) or (b) of this subsection, the court shall grant any motion to seal records of any deferred disposition vacated under RCW 13.40.127(9) prior to June 7, 2012, if restitution has been paid and the person is eighteen years of age or older at the time of the motion.

(5) The person making a motion pursuant to subsection (3) of this section shall give reasonable notice of the motion to the prosecution and to any person or agency whose records are sought to be sealed.

(6)(a) If the court enters a written order sealing the juvenile court record pursuant to this section, it shall, subject to RCW 13.50.050(13), order sealed the official juvenile court record, the social file, and other records relating to the case as are named in the order. Thereafter, the proceedings in the case shall be treated as if they never occurred, and the subject of the records may reply accordingly to any inquiry about the events, records of which are sealed. Any agency shall reply to any inquiry concerning confidential or sealed records that records are confidential, and no information can be given about the existence or nonexistence of records concerning an individual.

(b) In the event the subject of the juvenile records receives a full and unconditional pardon, the proceedings in the matter upon which the pardon has been granted shall be treated as if they never occurred, and the subject of the records may reply accordingly to any inquiry about the events upon which the pardon was received. Any agency shall reply to any inquiry concerning the records pertaining to the events for which the subject received a pardon that records are confidential, and no information can be given about the existence or nonexistence of records concerning an individual.

(7) Inspection of the files and records included in the order to seal may thereafter be permitted only by order of the court upon motion made by the person who is the subject of the information or complaint, except as otherwise provided in RCW 13.50.010(8) and 13.50.050(13).

(8)(a) Any adjudication of a juvenile offense or a crime subsequent to sealing has the effect of nullifying a sealing order; however, the court may order the juvenile court record resealed upon disposition of the subsequent matter if the case meets the sealing criteria under this section and the court record has not previously been resealed.

(b) Any charging of an adult felony subsequent to the sealing has the effect of nullifying the sealing order.

(c) The administrative office of the courts shall ensure that the superior court judicial information system provides prosecutors access to information on the existence of sealed juvenile records.

(9) If the juvenile court record has been sealed pursuant to this section, the record of an employee is not admissible in an action for

liability against the employer based on the former juvenile offender's conduct to show that the employer knew or should have known of the juvenile record of the employee. The record may be admissible, however, if a background check conducted or authorized by the employer contained the information in the sealed record.

NEW SECTION. Sec. 5. A new section is added to chapter 13.50 RCW to read as follows:

(1)(a) Subject to RCW 13.50.050(13), all records maintained by any court or law enforcement agency, including the juvenile court, local law enforcement, the Washington state patrol, and the prosecutor's office, shall be automatically destroyed within ninety days of becoming eligible for destruction. Juvenile records are eligible for destruction when:

(i) The person who is the subject of the information or complaint is at least eighteen years of age;

(ii) The person's criminal history consists entirely of one diversion agreement or counsel and release entered on or after June 12, 2008;

(iii) Two years have elapsed since completion of the agreement or counsel and release;

(iv) No proceeding is pending against the person seeking the conviction of a criminal offense; and

(v) There is no restitution owing in the case.

(b) No less than quarterly, the administrative office of the courts shall provide a report to the juvenile courts of those individuals whose records may be eligible for destruction. The juvenile court shall verify eligibility and notify the Washington state patrol and the appropriate local law enforcement agency and prosecutor's office of the records to be destroyed. The requirement to destroy records under this subsection is not dependent on a court hearing or the issuance of a court order to destroy records.

(c) The state and local governments and their officers and employees are not liable for civil damages for the failure to destroy records pursuant to this section.

(2) All records maintained by any court or law enforcement agency, including the juvenile court, local law enforcement, the Washington state patrol, and the prosecutor's office, shall be automatically destroyed within thirty days of being notified by the governor's office that the subject of those records received a full and unconditional pardon by the governor.

(3)(a) A person may request that the court order the records in his or her case destroyed as follows:

(i) A person eighteen years of age or older whose criminal history consists entirely of one diversion agreement or counsel and release entered prior to June 12, 2008. The request shall be granted if the court finds that two years have elapsed since completion of the agreement or counsel and release.

(ii) A person twenty-three years of age or older whose criminal history consists of only referrals for diversion. The request shall be granted if the court finds that all diversion agreements have been successfully completed and no proceeding is pending against the person seeking the conviction of a criminal offense.

(b) If the court grants the motion to destroy records made pursuant to this subsection, it shall, subject to RCW 13.50.050(13), order the official juvenile court record, the social file, and any other records named in the order to be destroyed.

(c) The person making the motion pursuant to this subsection must give reasonable notice of the motion to the prosecuting attorney and to any agency whose records are sought to be destroyed.

(4) Any juvenile justice or care agency may, subject to the limitations in RCW 13.50.050(13) and this section, develop procedures for the routine destruction of records relating to juvenile offenses and diversions.

(a) Records may be routinely destroyed only when the person the subject of the information or complaint has attained twenty-three years of age or older pursuant to subsection (1) of this section.

(b) The court may not routinely destroy the official juvenile court record or recordings or transcripts of any proceedings.

Sec. 6. RCW 13.40.127 and 2013 c 179 s 5 are each amended to read as follows:

(1) A juvenile is eligible for deferred disposition unless he or she:

(a) Is charged with a sex or violent offense;

(b) Has a criminal history which includes any felony;

(c) Has a prior deferred disposition or deferred adjudication; or

(d) Has two or more adjudications.

(2) The juvenile court may, upon motion at least fourteen days before commencement of trial and, after consulting the juvenile's custodial parent or parents or guardian and with the consent of the juvenile, continue the case for disposition for a period not to exceed one year from the date the juvenile is found guilty. The court shall consider whether the offender and the community will benefit from a deferred disposition before deferring the disposition. The court may waive the fourteen-day period anytime before the commencement of trial for good cause.

(3) Any juvenile who agrees to a deferral of disposition shall:

(a) Stipulate to the admissibility of the facts contained in the written police report;

(b) Acknowledge that the report will be entered and used to support a finding of guilt and to impose a disposition if the juvenile fails to comply with terms of supervision;

(c) Waive the following rights to: (i) A speedy disposition; and (ii) call and confront witnesses; and

(d) Acknowledge the direct consequences of being found guilty and the direct consequences that will happen if an order of disposition is entered.

The adjudicatory hearing shall be limited to a reading of the court's record.

(4) Following the stipulation, acknowledgment, waiver, and entry of a finding or plea of guilt, the court shall defer entry of an order of disposition of the juvenile.

(5) Any juvenile granted a deferral of disposition under this section shall be placed under community supervision. The court may impose any conditions of supervision that it deems appropriate including posting a probation bond. Payment of restitution under RCW 13.40.190 shall be a condition of community supervision under this section.

The court may require a juvenile offender convicted of animal cruelty in the first degree to submit to a mental health evaluation to determine if the offender would benefit from treatment and such intervention would promote the safety of the community. After consideration of the results of the evaluation, as a condition of community supervision, the court may order the offender to attend treatment to address issues pertinent to the offense.

The court may require the juvenile to undergo a mental health or substance abuse assessment, or both. If the assessment identifies a need for treatment, conditions of supervision may include treatment for the assessed need that has been demonstrated to improve behavioral health and reduce recidivism.

(6) A parent who signed for a probation bond has the right to notify the counselor if the juvenile fails to comply with the bond or conditions of supervision. The counselor shall notify the court and surety of any failure to comply. A surety shall notify the court of the juvenile's failure to comply with the probation bond. The state shall bear the burden to prove, by a preponderance of the evidence, that the juvenile has failed to comply with the terms of community supervision.

(7)(a) Anytime prior to the conclusion of the period of supervision, the prosecutor or the juvenile's juvenile court community supervision counselor may file a motion with the court requesting the court revoke the deferred disposition based on the juvenile's lack of compliance or treat the juvenile's lack of compliance as a violation pursuant to RCW 13.40.200.

(b) If the court finds the juvenile failed to comply with the terms of the deferred disposition, the court may:

(i) Revoke the deferred disposition and enter an order of disposition; or

(ii) Impose sanctions for the violation pursuant to RCW 13.40.200.

(8) At any time following deferral of disposition the court may, following a hearing, continue supervision for an additional one-year period for good cause.

(9)(a) At the conclusion of the period of supervision, the court shall determine whether the juvenile is entitled to dismissal of the deferred disposition only when the court finds:

(i) The deferred disposition has not been previously revoked;

(ii) The juvenile has completed the terms of supervision;

(iii) There are no pending motions concerning lack of compliance pursuant to subsection (7) of this section; and

(iv) The juvenile has either paid the full amount of restitution, or, made a good faith effort to pay the full amount of restitution during the period of supervision.

(b) If the court finds the juvenile is entitled to dismissal of the deferred disposition pursuant to (a) of this subsection, the juvenile's conviction shall be vacated and the court shall dismiss the case with prejudice, except that a conviction under RCW 16.52.205 shall not be vacated. Whenever a case is dismissed with restitution still owing, the court shall enter a restitution order pursuant to RCW 13.40.190 for any unpaid restitution. Jurisdiction to enforce payment and modify terms of the restitution order shall be the same as those set forth in RCW 13.40.190.

(c) If the court finds the juvenile is not entitled to dismissal of the deferred disposition pursuant to (a) of this subsection, the court shall revoke the deferred disposition and enter an order of disposition. A deferred disposition shall remain a conviction unless the case is dismissed and the conviction is vacated pursuant to (b) of this subsection or sealed pursuant to ~~((RCW 13.50.050))~~ section 4 of this act.

(10)(a)(i) Any time the court vacates a conviction pursuant to subsection (9) of this section, if the juvenile is eighteen years of age or older and the full amount of restitution ordered has been paid, the court shall enter a written order sealing the case.

(ii) Any time the court vacates a conviction pursuant to subsection (9) of this section, if the juvenile is not eighteen years of age or older and full restitution ordered has been paid, the court shall schedule an administrative sealing hearing to take place no later than thirty days after the respondent's eighteenth birthday, at which time the court shall enter a written order sealing the case. The respondent's presence at the administrative sealing hearing is not required.

(iii) Any deferred disposition vacated prior to June 7, 2012, is not subject to sealing under this subsection.

(b) Nothing in this subsection shall preclude a juvenile from petitioning the court to have the records of his or her deferred dispositions sealed under ~~((RCW 13.50.050 (11) and (12)))~~ section 4 of this act.

(c) Records sealed under this provision shall have the same legal status as records sealed under ~~((RCW 13.50.050))~~ section 4 of this act.

Sec. 7. RCW 13.40.190 and 2010 c 134 s 1 are each amended to read as follows:

(1)(a) In its dispositional order, the court shall require the respondent to make restitution to any persons who have suffered loss or damage as a result of the offense committed by the respondent. In addition, restitution may be ordered for loss or damage if the offender pleads guilty to a lesser offense or fewer offenses and agrees with the prosecutor's recommendation that the offender be required to pay restitution to a victim of an offense or offenses which, pursuant to a plea agreement, are not prosecuted.

(b) Restitution may include the costs of counseling reasonably related to the offense.

(c) The payment of restitution shall be in addition to any punishment which is imposed pursuant to the other provisions of this chapter.

(d) The court may determine the amount, terms, and conditions of the restitution including a payment plan extending up to ten years if the court determines that the respondent does not have the means to make full restitution over a shorter period. For the purposes of this section, the respondent shall remain under the court's jurisdiction for a maximum term of ten years after the respondent's eighteenth birthday and, during this period, the restitution portion of the dispositional order may be modified as to amount, terms, and conditions at any time. Prior to the expiration of the ten-year period, the juvenile court may extend the judgment for the payment of restitution for an additional ten years. If the court grants a respondent's petition pursuant to ~~((RCW 13.50.050(11)))~~ section 4 of this act, the court's jurisdiction under this subsection shall terminate.

(e) Nothing in this section shall prevent a respondent from petitioning the court pursuant to ~~((RCW 13.50.050(11)))~~ section 4 of this act if the respondent has paid the full restitution amount stated in the court's order and has met the statutory criteria.

(f) If the respondent participated in the crime with another person or other persons, all such participants shall be jointly and severally responsible for the payment of restitution.

(g) At any time, the court may determine that the respondent is not required to pay, or may relieve the respondent of the requirement to pay, full or partial restitution to any insurance provider authorized under Title 48 RCW if the respondent reasonably satisfies the court that he or she does not have the means to make full or partial restitution to the insurance provider and could not reasonably acquire the means to pay the insurance provider the restitution over a ten-year period.

(2) Regardless of the provisions of subsection (1) of this section, the court shall order restitution in all cases where the victim is entitled to benefits under the crime victims' compensation act, chapter 7.68 RCW. If the court does not order restitution and the victim of the crime has been determined to be entitled to benefits under the crime victims' compensation act, the department of labor and industries, as administrator of the crime victims' compensation program, may petition the court within one year of entry of the disposition order for entry of a restitution order. Upon receipt of a petition from the department of labor and industries, the court shall hold a restitution hearing and shall enter a restitution order.

(3) If an order includes restitution as one of the monetary assessments, the county clerk shall make disbursements to victims named in the order. The restitution to victims named in the order shall be paid prior to any payment for other penalties or monetary assessments.

(4) For purposes of this section, "victim" means any person who has sustained emotional, psychological, physical, or financial injury to person or property as a direct result of the offense charged. "Victim" may also include a known parent or guardian of a victim who is a minor child or is not a minor child but is incapacitated, incompetent, disabled, or deceased.

(5) A respondent under obligation to pay restitution may petition the court for modification of the restitution order.

Sec. 8. RCW 13.50.100 and 2013 c 23 s 7 are each amended to read as follows:

(1) This section governs records not covered by RCW 13.50.050 and sections 4 and 5 of this act.

(2) Records covered by this section shall be confidential and shall be released only pursuant to this section and RCW 13.50.010.

(3) Records retained or produced by any juvenile justice or care agency may be released to other participants in the juvenile justice or care system only when an investigation or case involving the juvenile in question is being pursued by the other participant or when that other participant is assigned the responsibility of supervising the juvenile. Records covered under this section and maintained by the juvenile

courts which relate to the official actions of the agency may be entered in the statewide judicial information system. However, truancy records associated with a juvenile who has no other case history, and records of a juvenile's parents who have no other case history, shall be removed from the judicial information system when the juvenile is no longer subject to the compulsory attendance laws in chapter 28A.225 RCW. A county clerk is not liable for unauthorized release of this data by persons or agencies not in his or her employ or otherwise subject to his or her control, nor is the county clerk liable for inaccurate or incomplete information collected from litigants or other persons required to provide identifying data pursuant to this section.

(4) Subject to (a) of this subsection, the department of social and health services may release information retained in the course of conducting child protective services investigations to a family or juvenile court hearing a petition for custody under chapter 26.10 RCW.

(a) Information that may be released shall be limited to information regarding investigations in which: (i) The juvenile was an alleged victim of abandonment or abuse or neglect; or (ii) the petitioner for custody of the juvenile, or any individual aged sixteen or older residing in the petitioner's household, is the subject of a founded or currently pending child protective services investigation made by the d subsequent to October 1, 1998.

(b) Additional information may only be released with the written consent of the subject of the investigation and the juvenile alleged to be the victim of abandonment or abuse and neglect, or the parent, custodian, guardian, or personal representative of the juvenile, or by court order obtained with notice to all interested parties.

(5) Any disclosure of records or information by the department of social and health services pursuant to this section shall not be deemed a waiver of any confidentiality or privilege attached to the records or information by operation of any state or federal statute or regulation, and any recipient of such records or information shall maintain it in such a manner as to comply with such state and federal statutes and regulations and to protect against unauthorized disclosure.

(6) A contracting agency or service provider of the department of social and health services that provides counseling, psychological, psychiatric, or medical services may release to the office of the family and children's ombuds information or records relating to services provided to a juvenile who is dependent under chapter 13.34 RCW without the consent of the parent or guardian of the juvenile, or of the juvenile if the juvenile is under the age of thirteen years, unless such release is otherwise specifically prohibited by law.

(7) A juvenile, his or her parents, the juvenile's attorney, and the juvenile's parent's attorney, shall, upon request, be given access to all records and information collected or retained by a juvenile justice or care agency which pertain to the juvenile except:

(a) If it is determined by the agency that release of this information is likely to cause severe psychological or physical harm to the juvenile or his or her parents the agency may withhold the information subject to other order of the court: **PROVIDED**, That if the court determines that limited release of the information is appropriate, the court may specify terms and conditions for the release of the information; or

(b) If the information or record has been obtained by a juvenile justice or care agency in connection with the provision of counseling, psychological, psychiatric, or medical services to the juvenile, when the services have been sought voluntarily by the juvenile, and the juvenile has a legal right to receive those services without the consent of any person or agency, then the information or record may not be disclosed to the juvenile's parents without the informed consent of the juvenile unless otherwise authorized by law; or

(c) That the department of social and health services may delete the name and identifying information regarding persons or organizations who have reported alleged child abuse or neglect.

(8) A juvenile or his or her parent denied access to any records following an agency determination under subsection (7) of this section may file a motion in juvenile court requesting access to the records.

The court shall grant the motion unless it finds access may not be permitted according to the standards found in subsection (7)(a) and (b) of this section.

(9) The person making a motion under subsection (8) of this section shall give reasonable notice of the motion to all parties to the original action and to any agency whose records will be affected by the motion.

(10) Subject to the rules of discovery in civil cases, any party to a proceeding seeking a declaration of dependency or a termination of the parent-child relationship and any party's counsel and the guardian ad litem of any party, shall have access to the records of any natural or adoptive child of the parent, subject to the limitations in subsection (7) of this section. A party denied access to records may request judicial review of the denial. If the party prevails, he or she shall be awarded attorneys' fees, costs, and an amount not less than five dollars and not more than one hundred dollars for each day the records were wrongfully denied.

(11) No unfounded allegation of child abuse or neglect as defined in RCW 26.44.020(1) may be disclosed to a child-placing agency, private adoption agency, or any other licensed provider."

On page 1, line 1 of the title, after "records;" strike the remainder of the title and insert "amending RCW 13.50.010, 13.50.050, 13.40.127, 13.40.190, and 13.50.100; adding new sections to chapter 13.50 RCW; and creating a new section."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 1651 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1651, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1651, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Klippert.

SECOND SUBSTITUTE HOUSE BILL NO. 1651, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. A new section is added to chapter 26.44 RCW to read as follows:

(1) The family assessment response worker must assess for child safety and child well-being when collaborating with a family to determine the need for child care, preschool, or home visiting services and, as appropriate, the family assessment response worker must refer children to preschool programs that are enrolled in the early achievers program and rate at a level 3, 4, or 5 unless:

(a) The family lives in an area with no local preschool programs that rate at a level 3, 4, or 5 in the early achievers program;

(b) The local preschool programs that rate at a level 3, 4, or 5 in the early achievers program are not able to meet the needs of the child; or

(c) The child is attending a preschool program prior to participating in family assessment response and the parent or caregiver does not want the child to change preschool programs.

(2) The family assessment response worker may make child care referrals for nonschool-aged children to licensed child care programs that rate at a level 3, 4, or 5 in the early achievers program described in RCW 43.215.100 unless:

(a) The family lives in an area with no local programs that rate at level 3, 4, or 5 in the early achievers program;

(b) The local child care programs that rate at a level 3, 4, or 5 in the early achievers program are not able to meet the needs of the child; or

(c) The child is attending a child care program prior to participating in family assessment response and the parent or caregiver does not want the child to change child care programs.

(3) The family assessment response worker shall, when appropriate, provide referrals to high quality child care and early learning programs.

(4) The family assessment response worker shall, when appropriate, provide referrals to state and federally subsidized programs such as, but not limited to, licensed child care programs that receive state subsidy pursuant to RCW 43.215.135; early childhood education and assistance programs; head start programs; and early head start programs.

(5) Prior to closing the family assessment response case, the family assessment response worker must, when appropriate, discuss child care and early learning services with the child's parent or caregiver.

If the family plans to use child care or early learning services, the family assessment response worker must work with the family to facilitate enrollment.

NEW SECTION. Sec. 2. No later than December 31, 2014, the department of social and health services and the department of early learning shall jointly develop recommendations on methods by which the department of social and health services and the department of early learning can better partner to ensure children involved in the child welfare system have access to early learning services and developmentally appropriate child care services and report these

recommendations to the governor and appropriate legislative committees.

Sec. 3. RCW 43.215.405 and 2013 2nd sp.s. c 16 s 4 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout RCW 43.215.400 through ~~((43.215.450, 43.215.455, 43.215.456,))~~ 43.215.457~~((;))~~ and 43.215.900 through 43.215.903.

(1) "Advisory committee" means the advisory committee under RCW 43.215.420.

(2) "Approved programs" means those state-supported education and special assistance programs which are recognized by the department as meeting the minimum program rules adopted by the department to qualify under RCW 43.215.400 through 43.215.450 and 43.215.900 through 43.215.903 and are designated as eligible for funding by the department under RCW 43.215.430 and 43.215.440.

(3) "Comprehensive" means an assistance program that focuses on the needs of the child and includes education, health, and family support services.

(4) "Department" means the department of early learning.

(5)(a) "Eligible child" means a child not eligible for kindergarten whose family income is at or below one hundred ten percent of the federal poverty level, as published annually by the federal department of health and human services, and includes a child whose family is eligible for public assistance, and who is not a participant in a federal or state program providing comprehensive services; a child eligible for special education due to disability under RCW 28A.155.020; and may include children who are eligible under rules adopted by the department if the number of such children equals not more than ten percent of the total enrollment in the early childhood program. Priority for enrollment shall be given to children from families with the lowest income, children in foster care, or to eligible children from families with multiple needs.

(b) Subject to the availability of appropriations specifically for this purpose, the department may include as an eligible child, a child who is not otherwise receiving services under (a) of this subsection, but is receiving child protective services under RCW 26.44.020(3), or family assessment response services under RCW 26.44.260. If included as an eligible child, these children shall receive priority services under (a) of this subsection.

(6) "Family support services" means providing opportunities for parents to:

(a) Actively participate in their child's early childhood program;

(b) Increase their knowledge of child development and parenting skills;

(c) Further their education and training;

(d) Increase their ability to use needed services in the community;

(e) Increase their self-reliance.

Sec. 4. RCW 43.215.405 and 2014 c . . . s 3 (section 3 of this act) are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout RCW 43.215.400 through 43.215.457 and 43.215.900 through 43.215.903.

(1) "Advisory committee" means the advisory committee under RCW 43.215.420.

(2) "Approved programs" means those state-supported education and special assistance programs which are recognized by the department as meeting the minimum program rules adopted by the department to qualify under RCW 43.215.400 through 43.215.450 and 43.215.900 through 43.215.903 and are designated as eligible for funding by the department under RCW 43.215.430 and 43.215.440.

(3) "Comprehensive" means an assistance program that focuses on the needs of the child and includes education, health, and family support services.

(4) "Department" means the department of early learning.

(5)((a)) "Eligible child" means a child not eligible for kindergarten whose family income is at or below one hundred ten percent of the federal poverty level, as published annually by the federal department of health and human services, and includes a child whose family is eligible for public assistance, and who is not a participant in a federal or state program providing comprehensive services; a child eligible for special education due to disability under RCW 28A.155.020; and may include children who are eligible under rules adopted by the department if the number of such children equals not more than ten percent of the total enrollment in the early childhood program. Priority for enrollment shall be given to children from families with the lowest income, children in foster care, or to eligible children from families with multiple needs.

~~((b) Subject to the availability of appropriations specifically for this purpose, the department may include as an eligible child, a child who is not otherwise receiving services under (a) of this subsection, but is receiving child protective services under RCW 26.44.020(3), or family assessment response services under RCW 26.44.260. If included as an eligible child, these children shall receive priority services under (a) of this subsection.))~~

(6) "Family support services" means providing opportunities for parents to:

- (a) Actively participate in their child's early childhood program;
- (b) Increase their knowledge of child development and parenting skills;
- (c) Further their education and training;
- (d) Increase their ability to use needed services in the community;
- (e) Increase their self-reliance.

NEW SECTION. Sec. 5. Section 4 of this act takes effect June 30, 2018."

On page 1, line 2 of the title, after "programming;" strike the remainder of the title and insert "amending RCW 43.215.405 and 43.215.405; adding a new section to chapter 26.44 RCW; creating a new section; and providing an effective date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Senn and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2519, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2519, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; Nays, 12; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green,

Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, G. Hunt, Holy, Klippert, Kretz, Overstreet, Scott, Shea, Short, Taylor and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 4, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2580 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature recognizes the important role of the maritime industry and other manufacturing sectors in creating and sustaining economic opportunities in Washington. The maritime industry and other manufacturing sectors account for forty percent of the gross domestic product in Washington. In looking to the state's future, the legislature finds that supporting the maritime industry and other manufacturing sectors is critical to building and sustaining a diverse and resilient economy in Washington.

(2) The maritime industry and other manufacturing sectors are interconnected with the public infrastructure, including ports, roads, railways, energy facilities, and water-sewer facilities. The protection and expansion of public infrastructure, including through urban planning and disaster recovery planning, is crucial to the success of the maritime industry and other manufacturing sectors.

(3) To that end, the legislature intends to engage in a collaborative process with state agencies, local governments, and private sector leaders to evaluate whether changes in state and local policies are necessary to foster resilience and growth in the maritime industry and other manufacturing sectors. Through the establishment of the joint select legislative task force, the legislature intends to take action to support and sustain the maritime industry and other manufacturing sectors as the region continues to recover from the national financial crisis and progresses toward a future of increased economic opportunity for all citizens of the state.

NEW SECTION. Sec. 2. (1)(a) A joint select legislative task force on the economic resilience of maritime and manufacturing in Washington is established, with members as provided in this subsection.

(i) The speaker of the house of representatives must appoint three members from each of the two largest caucuses of the house of representatives.

(ii) The president of the senate must appoint three members from each of the two largest caucuses of the senate.

(iii) The governor must appoint one member to represent the department of commerce.

(b) The legislative members of the task force must select cochairs from among the membership, one from the house of representatives and one from the senate.

(2)(a) The task force must develop recommendations through the following objectives:

(i) Identify the maritime and manufacturing sectors of economic significance to the state;

(ii) Identify and assess the critical public infrastructure that supports and sustains the maritime and manufacturing sectors;

(iii) Identify the barriers to maintaining and expanding the maritime and manufacturing sectors;

(iv) Identify and assess the educational resources and support services available to local governments with respect to supporting and sustaining the development of the maritime and manufacturing sectors;

(v) Promote regulatory consistency and certainty in the areas of urban planning, land use permitting, and business development in a manner that encourages the maritime and manufacturing industries in urban areas;

(vi) Encourage cooperation between the public and private sectors to foster economic growth;

(vii) Explore public-private sector collaborations that draw on Washington State University research centers and institutes with expertise on maritime interoperability and critical infrastructure resilience;

(viii) Identify aspects of state policy that have an impact on fostering resilience and growth in the maritime and manufacturing sectors, such as storm water policy and other food fish-related issues; and

(ix) Maximize the opportunities for employment in the maritime industry and other manufacturing sectors in Washington.

(b) The recommendations of the task force must include a short and long-term action plan for the legislature to support and sustain the maritime industry and other manufacturing sectors in Washington. The recommendations of the task force may also include specific legislative approaches, such as changes to state law, and nonlegislative approaches, such as action plans for state agencies and local governments.

(3)(a) The task force must consult with local governments and state agencies, which must include, but are not limited to: The department of commerce, the department of transportation, the office of regulatory assistance, the workforce training and education coordinating board, and associate development organizations.

(b) The legislative cochairs must appoint an advisory committee consisting of maritime and manufacturing business, labor, and other representatives to provide technical information and assistance in completing the objectives of the task force. Membership on the advisory committee must include, but are not limited to representatives from: Marine terminal operators, manufacturing, maritime businesses, local industrial councils, local labor trades councils, and chambers of commerce.

(4) The task force must submit to the governor and the appropriate committees of the legislature a work plan by December 1, 2014, and a report with the task force's final findings and recommendations by November 1, 2015.

(5) Staff support for the task force must be provided by the senate committee services and the house of representatives office of program research.

(6) Legislative members of the task force must be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(7) The expenses of the task force must be paid jointly by the senate and the house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the

house of representatives executive rules committee, or their successor committees.

(8) This section expires June 1, 2016."

On page 1, line 3 of the title, after "sectors;" strike the remainder of the title and insert "creating new sections; and providing an expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2580 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Tarleton and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2580, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2580, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott and Taylor.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2580, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2626 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) The legislature finds that increasing educational attainment is vital to the well-being of Washingtonians and critical to the health of the state's economy. Education opens doors to gainful employment, higher wages, increased job benefits, improved physical health, and increased civic engagement. Educated workers who are capable of competing for high-demand jobs in today's global economy sustain existing employers and attract new businesses. These individuals with competitive higher education credentials directly contribute to the state's economic growth and vitality.

(2) The legislature finds that workforce and labor market projections estimate that by 2020 the vast majority of jobs in Washington will require at least a high school diploma or equivalent and seventy percent of those jobs will also require some postsecondary education.

(3) The legislature finds that current levels of educational attainment are inadequate to address the educational needs of the state. In 2013, eighty-nine percent of Washington adults ages twenty-five to forty-four had a high school diploma or equivalent, and less than fifty percent of Washington adults ages twenty-five to forty-four have a postsecondary credential.

(4) The legislature recognizes that one of the most important duties of the student achievement council is to propose educational attainment goals to the governor and legislature and develop a ten-year roadmap to achieve those goals, to be updated every two years.

NEW SECTION. Sec. 2. Acknowledging the recommendations in the higher education ten-year roadmap, the legislature is encouraged by the student achievement council's efforts to meet the following two goals in order to meet the societal and economic needs of the future:

(1) All adults in Washington ages twenty-five to forty-four will have a high school diploma or equivalent by 2023; and

(2) At least seventy percent of Washington adults ages twenty-five to forty-four will have a postsecondary credential by 2023.

NEW SECTION. Sec. 3. This act expires July 1, 2016."

On page 1, line 2 of the title, after "goals;" strike the remainder of the title and insert "creating new sections; and providing an expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2626 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Seaquist, Haler, Young and Pollet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2626, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2626, as amended by the Senate, and the

bill passed the House by the following vote: Yeas, 96; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Klippert and Overstreet.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2626, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 6, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 2627 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that the large number of individuals involved in the juvenile justice and criminal justice systems with substance abuse challenges is of significant concern. Access to effective treatment is critical to the successful treatment of individuals in the early stages of their contact with the juvenile justice and criminal justice systems. Such access may prevent further involvement in the systems. The effective use of substance abuse treatment options can result not only in significant cost savings for the juvenile justice and criminal justice systems, but can benefit the lives of individuals who face substance abuse challenges.

NEW SECTION. Sec. 2. A new section is added to chapter 10.31 RCW to read as follows:

(1) A pilot program is established in Snohomish county for the purpose of studying the effect of chemical dependency diversions as described in this section.

(2) When a police officer has reasonable cause to believe that the individual:

(a) Has committed acts constituting a nonfelony crime that is not a serious offense as identified in RCW 9.41.010;

(b) Has not committed a possible violation of laws relating to driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug under chapter 46.20 RCW; and

(c) Is known by history or consultation with staff designated by the county to suffer from a chemical dependency, as defined in RCW 70.96A.020, the arresting officer may:

(i) Take the individual to an approved chemical dependency treatment provider for treatment. The individual must be examined by a chemical dependency treatment provider within three hours of arrival;

(ii) Take the individual to an emergency medical service customarily used for incapacitated persons, if no approved treatment

program is readily available. The individual must be examined by a chemical dependency treatment provider within three hours of arrival;

(iii) Refer the individual to a chemical dependency professional for initial detention and proceeding under chapter 70.96A RCW; or

(iv) Release the individual upon agreement to voluntary participation in outpatient treatment.

(3) If the individual is released to the community, the chemical dependency provider shall inform the arresting officer of the release within a reasonable period of time after the release if the arresting officer has specifically requested notification and provided contact information to the provider.

(4) In deciding whether to refer the individual to treatment under this section, the police officer shall be guided by standards mutually agreed upon with the prosecuting authority, which address, at a minimum, the length, seriousness, and recency of the known criminal history of the individual, the mental health and substance abuse history of the individual, where available, and the circumstances surrounding the commission of the alleged offense.

(5) The police officer shall submit a written report to the prosecuting attorney within ten days.

(6) Any agreement to participate in treatment shall not require individuals to stipulate to any of the alleged facts regarding the criminal activity as a prerequisite to participation in a chemical dependency treatment alternative. The agreement is inadmissible in any criminal or civil proceeding. The agreement does not create immunity from prosecution for the alleged criminal activity.

(7) If an individual violates such agreement and the chemical dependency treatment alternative is no longer appropriate, the chemical dependency provider shall inform the referring law enforcement agency of the violation.

(8) Nothing in this section may be construed as barring the referral of charges to the prosecuting attorney, or the filing of criminal charges by the prosecuting attorney.

(9) The police officer, staff designated by the county, or treatment facility personnel are immune from liability for any good faith conduct under this section.

NEW SECTION. Sec. 3. Snohomish county shall evaluate the effects of the pilot program as provided in section 2 of this act. Snohomish county shall submit a report to the legislature consistent with RCW 43.01.036. The report must summarize the effectiveness of the pilot program and include: How often the chemical dependency diversion was used, the kind of treatment the person engaged in, how often treatment was completed, the number of prosecutions, any cost savings to the county or state, any cost shifting from the county or state onto other systems, and the recidivism rate of offenders involved in the pilot program. The report may include any recommendations to the legislature to improve the effectiveness of the pilot program. The report is due July 1, 2015, and every other year until July 1, 2019.

Sec. 4. RCW 13.40.042 and 2013 c 179 s 2 are each amended to read as follows:

(1) When a police officer has reasonable cause to believe that a juvenile has committed acts constituting a nonfelony crime that is not a serious offense as identified in RCW 10.77.092, and the officer believes that the juvenile suffers from a mental disorder, and the local prosecutor has entered into an agreement with law enforcement regarding the detention of juveniles who may have a mental disorder or may be suffering from chemical dependency, the arresting officer, instead of taking the juvenile to the local juvenile detention facility, may take the juvenile to:

(a) An evaluation and treatment facility as defined in RCW 71.34.020 if the juvenile suffers from a mental disorder and the facility has been identified as an alternative location by agreement of the prosecutor, law enforcement, and the mental health provider;

(b) A facility or program identified by agreement of the prosecutor and law enforcement; or

(c) A location already identified and in use by law enforcement for the purpose of ~~((mental))~~ a behavioral health diversion.

(2) For the purposes of this section, an "alternative location" means a facility or program that has the capacity to evaluate a youth and, if determined to be appropriate, develop a behavioral health intervention plan and initiate treatment.

(3) If a juvenile is taken to any location described in subsection (1)(a) or (b) of this section, the juvenile may be held for up to twelve hours and must be examined by a mental health or chemical dependency professional within three hours of arrival.

(4) The authority provided pursuant to this section is in addition to existing authority under RCW 10.31.110 and section 2 of this act.

Sec. 5. RCW 13.40.080 and 2013 c 179 s 4 are each amended to read as follows:

(1) A diversion agreement shall be a contract between a juvenile accused of an offense and a diversion unit whereby the juvenile agrees to fulfill certain conditions in lieu of prosecution. Such agreements may be entered into only after the prosecutor, or probation counselor pursuant to this chapter, has determined that probable cause exists to believe that a crime has been committed and that the juvenile committed it. Such agreements shall be entered into as expeditiously as possible.

(2) A diversion agreement shall be limited to one or more of the following:

(a) Community restitution not to exceed one hundred fifty hours, not to be performed during school hours if the juvenile is attending school;

(b) Restitution limited to the amount of actual loss incurred by any victim;

(c) Attendance at up to ten hours of counseling and/or up to twenty hours of educational or informational sessions at a community agency. The educational or informational sessions may include sessions relating to respect for self, others, and authority; victim awareness; accountability; self-worth; responsibility; work ethics; good citizenship; literacy; and life skills. If an assessment identifies mental health or chemical dependency needs, a youth may access up to thirty hours of counseling. The counseling sessions may include services demonstrated to improve behavioral health and reduce recidivism. For purposes of this section, "community agency" may also mean a community-based nonprofit organization, a physician, a counselor, a school, or a treatment provider, if approved by the diversion unit. The state shall not be liable for costs resulting from the diversion unit exercising the option to permit diversion agreements to mandate attendance at up to thirty hours of counseling and/or up to twenty hours of educational or informational sessions;

(d) A fine, not to exceed one hundred dollars;

(e) Requirements to remain during specified hours at home, school, or work, and restrictions on leaving or entering specified geographical areas; and

(f) Upon request of any victim or witness, requirements to refrain from any contact with victims or witnesses of offenses committed by the juvenile.

(3) Notwithstanding the provisions of subsection (2) of this section, youth courts are not limited to the conditions imposed by subsection (2) of this section in imposing sanctions on juveniles pursuant to RCW 13.40.630.

(4) In assessing periods of community restitution to be performed and restitution to be paid by a juvenile who has entered into a diversion agreement, the court officer to whom this task is assigned shall consult with the juvenile's custodial parent or parents or guardian. To the extent possible, the court officer shall advise the victims of the juvenile offender of the diversion process, offer victim impact letter forms and restitution claim forms, and involve members of the community. Such members of the community shall meet with the juvenile and advise the court officer as to the terms of the diversion agreement and shall supervise the juvenile in carrying out its terms.

(5)(a) A diversion agreement may not exceed a period of six months and may include a period extending beyond the eighteenth birthday of the diveree.

(b) If additional time is necessary for the juvenile to complete restitution to a victim, the time period limitations of this subsection may be extended by an additional six months.

(c) If the juvenile has not paid the full amount of restitution by the end of the additional six-month period, then the juvenile shall be referred to the juvenile court for entry of an order establishing the amount of restitution still owed to the victim. In this order, the court shall also determine the terms and conditions of the restitution, including a payment plan extending up to ten years if the court determines that the juvenile does not have the means to make full restitution over a shorter period. For the purposes of this subsection (5)(c), the juvenile shall remain under the court's jurisdiction for a maximum term of ten years after the juvenile's eighteenth birthday. Prior to the expiration of the initial ten-year period, the juvenile court may extend the judgment for restitution an additional ten years. The court may relieve the juvenile of the requirement to pay full or partial restitution if the juvenile reasonably satisfies the court that he or she does not have the means to make full or partial restitution and could not reasonably acquire the means to pay the restitution over a ten-year period. If the court relieves the juvenile of the requirement to pay full or partial restitution, the court may order an amount of community restitution that the court deems appropriate. The county clerk shall make disbursements to victims named in the order. The restitution to victims named in the order shall be paid prior to any payment for other penalties or monetary assessments. A juvenile under obligation to pay restitution may petition the court for modification of the restitution order.

(6) The juvenile shall retain the right to be referred to the court at any time prior to the signing of the diversion agreement.

(7) Divertees and potential divertees shall be afforded due process in all contacts with a diversion unit regardless of whether the juveniles are accepted for diversion or whether the diversion program is successfully completed. Such due process shall include, but not be limited to, the following:

(a) A written diversion agreement shall be executed stating all conditions in clearly understandable language;

(b) Violation of the terms of the agreement shall be the only grounds for termination;

(c) No diveree may be terminated from a diversion program without being given a court hearing, which hearing shall be preceded by:

(i) Written notice of alleged violations of the conditions of the diversion program; and

(ii) Disclosure of all evidence to be offered against the diveree;

(d) The hearing shall be conducted by the juvenile court and shall include:

(i) Opportunity to be heard in person and to present evidence;

(ii) The right to confront and cross-examine all adverse witnesses;

(iii) A written statement by the court as to the evidence relied on and the reasons for termination, should that be the decision; and

(iv) Demonstration by evidence that the diveree has substantially violated the terms of his or her diversion agreement;

(e) The prosecutor may file an information on the offense for which the diveree was diverted:

(i) In juvenile court if the diveree is under eighteen years of age; or

(ii) In superior court or the appropriate court of limited jurisdiction if the diveree is eighteen years of age or older.

(8) The diversion unit shall, subject to available funds, be responsible for providing interpreters when juveniles need interpreters to effectively communicate during diversion unit hearings or negotiations.

(9) The diversion unit shall be responsible for advising a diveree of his or her rights as provided in this chapter.

(10) The diversion unit may refer a juvenile to a restorative justice program, community-based counseling, or treatment programs.

(11) The right to counsel shall inure prior to the initial interview for purposes of advising the juvenile as to whether he or she desires to participate in the diversion process or to appear in the juvenile court. The juvenile may be represented by counsel at any critical stage of the diversion process, including intake interviews and termination hearings. The juvenile shall be fully advised at the intake of his or her right to an attorney and of the relevant services an attorney can provide. For the purpose of this section, intake interviews mean all interviews regarding the diversion agreement process.

The juvenile shall be advised that a diversion agreement shall constitute a part of the juvenile's criminal history as defined by RCW 13.40.020(7). A signed acknowledgment of such advisement shall be obtained from the juvenile, and the document shall be maintained by the diversion unit together with the diversion agreement, and a copy of both documents shall be delivered to the prosecutor if requested by the prosecutor. The supreme court shall promulgate rules setting forth the content of such advisement in simple language.

(12) When a juvenile enters into a diversion agreement, the juvenile court may receive only the following information for dispositional purposes:

(a) The fact that a charge or charges were made;

(b) The fact that a diversion agreement was entered into;

(c) The juvenile's obligations under such agreement;

(d) Whether the alleged offender performed his or her obligations under such agreement; and

(e) The facts of the alleged offense.

(13) A diversion unit may refuse to enter into a diversion agreement with a juvenile. When a diversion unit refuses to enter a diversion agreement with a juvenile, it shall immediately refer such juvenile to the court for action and shall forward to the court the criminal complaint and a detailed statement of its reasons for refusing to enter into a diversion agreement. The diversion unit shall also immediately refer the case to the prosecuting attorney for action if such juvenile violates the terms of the diversion agreement.

(14) A diversion unit may, in instances where it determines that the act or omission of an act for which a juvenile has been referred to it involved no victim, or where it determines that the juvenile referred to it has no prior criminal history and is alleged to have committed an illegal act involving no threat of or instance of actual physical harm and involving not more than fifty dollars in property loss or damage and that there is no loss outstanding to the person or firm suffering such damage or loss, counsel and release or release such a juvenile without entering into a diversion agreement. A diversion unit's authority to counsel and release a juvenile under this subsection includes the authority to refer the juvenile to community-based counseling or treatment programs or a restorative justice program. Any juvenile released under this subsection shall be advised that the act or omission of any act for which he or she had been referred shall constitute a part of the juvenile's criminal history as defined by RCW 13.40.020(7). A signed acknowledgment of such advisement shall be obtained from the juvenile, and the document shall be maintained by the unit, and a copy of the document shall be delivered to the prosecutor if requested by the prosecutor. The supreme court shall promulgate rules setting forth the content of such advisement in simple language. A juvenile determined to be eligible by a diversion unit for release as provided in this subsection shall retain the same right to counsel and right to have his or her case referred to the court for formal action as any other juvenile referred to the unit.

(15) A diversion unit may supervise the fulfillment of a diversion agreement entered into before the juvenile's eighteenth birthday and which includes a period extending beyond the diveree's eighteenth birthday.

(16) If a fine required by a diversion agreement cannot reasonably be paid due to a change of circumstance, the diversion agreement may be modified at the request of the divertee and with the concurrence of the diversion unit to convert an unpaid fine into community restitution. The modification of the diversion agreement shall be in writing and signed by the divertee and the diversion unit. The number of hours of community restitution in lieu of a monetary penalty shall be converted at the rate of the prevailing state minimum wage per hour.

(17) Fines imposed under this section shall be collected and paid into the county general fund in accordance with procedures established by the juvenile court administrator under RCW 13.04.040 and may be used only for juvenile services. In the expenditure of funds for juvenile services, there shall be a maintenance of effort whereby counties exhaust existing resources before using amounts collected under this section.

NEW SECTION. Sec. 6. Sections 2 and 3 of this act expire July 31, 2019."

On page 1, line 2 of the title, after "dependency;" strike the remainder of the title and insert "amending RCW 13.40.042 and 13.40.080; adding a new section to chapter 10.31 RCW; creating new sections; and providing an expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 2627 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Roberts spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2627, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2627, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Roberts.

SECOND SUBSTITUTE HOUSE BILL NO. 2627, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 8, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 5045 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 5045.

FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENTS

Representatives Hurst and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5045, without House amendments.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5045 without House amendments, and the bill passed the House by the following vote: Yeas, 86; Nays, 12; Absent, 0; Excused, 0.

Voting yea: Representatives Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Christian, Cody, DeBolt, Goodman, Harris, Hawkins, Morrell, Nealey, Orcutt, Stanford and Van De Wege.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5045, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the fifth order of business.

1st SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

March 10, 2014

ESSB 6440 Prime Sponsor, Committee on Transportation: Imposing transportation taxes and fees on compressed natural gas and liquefied natural gas used for transportation purposes. (REVISED FOR ENGROSSED: Concerning compressed natural gas and liquefied natural gas used for transportation purposes.) Reported by Committee on Finance

MAJORITY recommendation: Do pass as amended.

Strike everything after the enacting clause and insert the following:

"PART I

Tax Performance Statement

NEW SECTION. Sec. 101. (1) The legislature finds that current law taxes natural gas as a traditional home heating or electric generation fuel while not taking into account the benefits of natural gas use as a transportation fuel. The legislature further finds that the construction and operation of a natural gas liquefaction plant and compressed natural gas refueling stations as well as the ongoing use of compressed and liquefied natural gas will lead to positive job creation, economic development, environmental benefits, lower fuel costs, and increased tax revenues to the state. The legislature further finds that it is sound tax policy to provide uniform tax treatment of natural gas used as a transportation fuel, regardless of whether the taxpayer providing the natural gas is a gas distribution business or not, so as to prevent any particular entity from receiving a competitive advantage solely through a structural inefficiency in the tax code.

(2)(a) This subsection is the tax performance statement for this act. The performance statement is only intended to be used for subsequent evaluation of the tax changes made in this act. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(b) The legislature categorizes the tax changes in this act as changes intended to accomplish the general purposes indicated in RCW 82.32.808(2) (c) and (d).

(c) It is the legislature's specific public policy objectives to promote job creation and positive economic development; lower carbon dioxide, sulfur dioxide, nitrogen dioxide, and particulate emissions; and secure optimal liquefied natural gas pricing for the state of Washington and other public entities.

(d) To measure the effectiveness of the exemption provided in this act in achieving the specific public policy objective described in (c) of this subsection, the joint legislative audit and review committee must evaluate the following:

(i) The number of employment positions and wages at a natural gas liquefaction facility located in Washington and operated by a gas distribution business where some or all of the liquefied natural gas is sold for use as a transportation fuel. If the average number of employment positions at the liquefaction facility once it is operationally complete equals or exceeds eighteen and average annual wages for employment positions at the facility exceed thirty-five thousand dollars, it is presumed that the public policy objective of job creation has been achieved.

(ii) The estimated total cost of construction of a liquefaction plant by a gas distribution company, including costs for machinery and equipment. If the total cost equals or exceeds two hundred fifty million

dollars, it is presumed that the public policy objective of positive economic development has been achieved.

(iii) The estimated fuel savings by the Washington state ferry system and other public entities through the use of liquefied natural gas purchased from a gas distribution business.

(iv) The estimated reduction in carbon dioxide, sulfur dioxide, nitrogen dioxide, and particulate emissions, resulting from the use of liquefied natural gas and compressed natural gas as a transportation fuel where the natural gas is sold by a gas distribution business. The emissions of liquefied and compressed natural gas must be specifically compared with an equivalent amount of diesel fuel. If the estimated annual reduction in emissions exceeds the following benchmarks, it is presumed that the public policy objective of reducing emissions has been achieved:

(A) Three hundred million pounds of carbon dioxide;

(B) Two hundred thousand pounds of particulates;

(C) Four hundred thousand pounds of sulfur dioxide; and

(D) Four hundred fifty thousand pounds of nitrogen dioxide.

(e)(i) The following data sources are intended to provide the informational basis for the evaluation under (d) of this subsection:

(A) Employment data provided by the state employment security department;

(B) Ferry fuel purchasing data provided by the state department of transportation;

(C) Diesel and other energy pricing data found on the United States energy information administration's web site; and

(D) Information provided by a gas distribution business on the annual report required under RCW 82.32.534.

(ii) In addition to the data source described under (e)(i) of this subsection, the joint legislative audit and review committee may use any other data it deems necessary in performing the evaluation under (d) of this subsection.

(3) A gas distribution business claiming the exemption under RCW 82.08.02565 or 82.12.02565 must file the annual report under RCW 82.32.534 or any successor document. In addition to the information contained in the report, the report must also include the amount of liquefied natural gas and compressed natural gas sold by the gas distribution business as a transportation fuel.

(4) The joint legislative audit and review committee must perform the review required in this section in a manner consistent with its tax preference review process under chapter 43.136 RCW. The committee must perform the review in calendar year 2020.

PART II

Fuel Taxes and Sales Taxes

Sec. 201. RCW 82.38.020 and 2013 c 225 s 102 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Blended fuel" means a mixture of fuel and another liquid, other than a de minimis amount of the liquid.

(2) "Blender" means a person who produces blended fuel outside the bulk transfer-terminal system.

(3) "Bond" means a bond duly executed with a corporate surety qualified under chapter 48.28 RCW payable to the state of Washington conditioned upon faithful performance of all requirements of this chapter.

(4) "Bulk transfer-terminal system" means the fuel distribution system consisting of refineries, pipelines, vessels, and terminals. Fuel in a refinery, pipeline, vessel, or terminal is in the bulk transfer-terminal system.

(5) "Bulk transfer" means a transfer of fuel by pipeline or vessel.

(6) "Bulk storage" means the placing of fuel into a receptacle other than the fuel supply tank of a motor vehicle.

(7) "Department" means the department of licensing.

(8) "Diesel gallon equivalent" means the amount of special fuel for special fuel that is liquefied natural gas or compressed natural gas, that is equivalent in terms of energy content to one gallon of diesel fuel, as provided in this subsection. The equivalent amount is the amount of fuel that by volume possesses an energy content of one hundred twenty-nine thousand five hundred British thermal units.

(9) "Distributor" means a person who acquires fuel outside the bulk transfer-terminal system for importation into Washington, from a terminal or refinery rack located within Washington for distribution within Washington, or for immediate export outside the state of Washington.

~~((9))~~ (10) "Dyed special fuel user" means a person authorized by the internal revenue code to operate a motor vehicle on the highway using dyed special fuel, in which the use is not exempt from the fuel tax.

~~((10))~~ (11) "Evasion" or "evade" means to diminish or avoid the computation, assessment, or payment of authorized taxes or fees through:

(a) A knowing: False statement; omission; misrepresentation of fact; or other act of deception;

(b) An intentional: Failure to file a return or report; or other act of deception; or

(c) The unlawful use of dyed special fuel.

~~((11))~~ (12) "Exempt sale" means the sale of fuel to a person whose use of fuel is exempt from the fuel tax.

~~((12))~~ (13) "Export" means to obtain fuel in this state for sales or distribution outside the state. Fuel distributed to a federally recognized Indian tribal reservation located within the state of Washington is not considered exported outside this state.

~~((13))~~ (14) "Exporter" means a person who purchases fuel physically located in this state at the time of purchase and directly exports the fuel by a means other than the bulk transfer-terminal system to a destination outside of the state. If the exporter of record is acting as an agent, the person for whom the agent is acting is the exporter. If there is no exporter of record, the owner of the fuel at the time of exportation is the exporter.

~~((14))~~ (15) "Fuel" means motor vehicle fuel or special fuel.

~~((15))~~ (16) "Fuel user" means a person engaged in uses of fuel that are not specifically exempted from the fuel tax imposed under this chapter.

~~((16))~~ (17) "Gallon of fuel" means one gallon of fuel, except that it does not include fuel that is liquefied natural gas or compressed natural gas.

(18) "Highway" means every way or place open to the use of the public, as a matter of right, for the purpose of vehicular travel.

~~((17))~~ (19) "Import" means to bring fuel into this state by a means of conveyance other than the fuel supply tank of a motor vehicle.

~~((18))~~ (20) "Importer" means a person who imports fuel into the state by a means other than the bulk transfer-terminal system. If the importer of record is acting as an agent, the person for whom the agent is acting is the importer. If there is no importer of record, the owner of the fuel at the time of importation is the importer.

~~((19))~~ (21) "International fuel tax agreement licensee" means a fuel user operating qualified motor vehicles in interstate commerce and licensed by the department under the international fuel tax agreement.

~~((20))~~ (22) "Licensee" means a person holding a license issued under this chapter.

~~((21))~~ (23) "Motor vehicle" means a self-propelled vehicle utilizing fuel as a means of propulsion.

~~((22))~~ (24) "Motor vehicle fuel" means gasoline and any other inflammable gas or liquid, by whatsoever name the gasoline, gas, or liquid may be known or sold the chief use of which is as a fuel for the propulsion of motor vehicles or vessels.

~~((23))~~ (25) "Natural gas" means naturally occurring mixtures of hydrocarbon gases and vapors consisting principally of methane, whether in gaseous or liquid form. "Natural gas" includes liquefied natural gas and compressed natural gas.

~~((24))~~ (26) "Person" means any individual, partnership, association, public or private corporation, limited liability company, or any other type of legal or commercial entity, including their members, managers, partners, directors, or officers.

~~((25))~~ (27) "Position holder" means a person who holds the inventory position in fuel, as reflected by the records of the terminal operator. A person holds the inventory position if the person has a contractual agreement with the terminal for the use of storage facilities and terminating services. "Position holder" includes a terminal operator that owns fuel in their terminal.

~~((26))~~ (28) "Rack" means a mechanism for delivering fuel from a refinery or terminal into a truck, trailer, railcar, or other means of nonbulk transfer.

~~((27))~~ (29) "Refiner" means a person who owns, operates, or otherwise controls a refinery.

~~((28))~~ (30) "Removal" means a physical transfer of fuel other than by evaporation, loss, or destruction.

~~((29))~~ (31) "Special fuel" means diesel fuel, propane, natural gas, kerosene, biodiesel, and any other combustible liquid or gas by whatever name the liquid or gas may be known or sold for the generation of power to propel a motor vehicle on the highways, except it does not include motor vehicle fuel.

~~((30))~~ (32) "Supplier" means a person who holds a federal certificate of registry issued under the internal revenue code and authorizes the person to engage in tax-free transactions of fuel in the bulk transfer-terminal system.

~~((31))~~ (33) "Terminal" means a fuel storage and distribution facility that has been assigned a terminal control number by the internal revenue service.

~~((32))~~ (34) "Terminal operator" means a person who owns, operates, or otherwise controls a terminal.

~~((33))~~ (35) "Two-party exchange" or "buy-sell agreement" means a transaction in which taxable fuel is transferred from one licensed supplier to another licensed supplier whereby the supplier that is the position holder agrees to deliver taxable fuel to the other supplier or the other supplier's customer at the terminal at which the delivering supplier is the position holder.

Sec. 202. RCW 82.38.030 and 2013 c 225 s 103 are each amended to read as follows:

(1) There is levied and imposed upon fuel licensees a tax at the rate of twenty-three cents per each gallon of fuel ~~(, or each one hundred cubic feet of compressed natural gas, measured at standard pressure and temperature)~~ or per diesel gallon equivalent.

(2) Beginning July 1, 2003, an additional and cumulative tax rate of five cents per each gallon of fuel ~~(, or each one hundred cubic feet of compressed natural gas, measured at standard pressure and temperature)~~ or per diesel gallon equivalent is imposed on fuel licensees. This subsection (2) expires when the bonds issued for transportation 2003 projects are retired.

(3) Beginning July 1, 2005, an additional and cumulative tax rate of three cents per each gallon of fuel ~~(, or each one hundred cubic feet of compressed natural gas, measured at standard pressure and temperature)~~ or per diesel gallon equivalent is imposed on fuel licensees.

(4) Beginning July 1, 2006, an additional and cumulative tax rate of three cents per each gallon of fuel ~~(, or each one hundred cubic feet of compressed natural gas, measured at standard pressure and temperature)~~ or per diesel gallon equivalent is imposed on fuel licensees.

(5) Beginning July 1, 2007, an additional and cumulative tax rate of two cents per each gallon of fuel ~~(, or each one hundred cubic feet of compressed natural gas, measured at standard pressure and~~

~~temperature)) or per diesel gallon equivalent~~ is imposed on fuel licensees.

(6) Beginning July 1, 2008, an additional and cumulative tax rate of one and one-half cents per ~~each~~ gallon of fuel ~~((or each one hundred cubic feet of compressed natural gas, measured at standard pressure and temperature))~~ or per diesel gallon equivalent is imposed on fuel licensees.

(7) Taxes are imposed when:

(a) Fuel is removed in this state from a terminal if the fuel is removed at the rack unless the removal is by a licensed supplier or distributor for direct delivery to a destination outside of the state, or the removal is by a fuel supplier for direct delivery to an international fuel tax agreement licensee under RCW 82.38.320;

(b) Fuel is removed in this state from a refinery if either of the following applies:

(i) The removal is by bulk transfer and the refiner or the owner of the fuel immediately before the removal is not a licensed supplier; or

(ii) The removal is at the refinery rack unless the removal is to a licensed supplier or distributor for direct delivery to a destination outside of the state, or the removal is to a licensed supplier for direct delivery to an international fuel tax agreement licensee under RCW 82.38.320;

(c) Fuel enters into this state for sale, consumption, use, or storage, unless the fuel enters this state for direct delivery to an international fuel tax agreement licensee under RCW 82.38.320, if either of the following applies:

(i) The entry is by bulk transfer and the importer is not a licensed supplier; or

(ii) The entry is not by bulk transfer;

(d) Fuel enters this state by means outside the bulk transfer-terminal system and is delivered directly to a licensed terminal unless the owner is a licensed distributor or supplier;

(e) Fuel is sold or removed in this state to an unlicensed entity unless there was a prior taxable removal, entry, or sale of the fuel;

(f) Blended fuel is removed or sold in this state by the blender of the fuel. The number of gallons of blended fuel subject to tax is the difference between the total number of gallons of blended fuel removed or sold and the number of gallons of previously taxed fuel used to produce the blended fuel;

(g) Dyed special fuel is used on a highway, as authorized by the internal revenue code, unless the use is exempt from the fuel tax;

(h) Dyed special fuel is held for sale, sold, used, or is intended to be used in violation of this chapter;

(i) Special fuel purchased by an international fuel tax agreement licensee under RCW 82.38.320 is used on a highway; ~~(and)~~

(j) Fuel is sold by a licensed fuel supplier to a fuel distributor or fuel blender and the fuel is not removed from the bulk transfer-terminal system; and

(k) Special fuel that is liquefied natural gas or compressed natural gas is exported from the state as provided in RCW 82.38.180(1)(g).

(8) The department must establish diesel gallon equivalents by rule.

NEW SECTION. Sec. 203. A new section is added to chapter 82.38 RCW to read as follows:

(1) The provisions of this chapter requiring the payment of taxes do not apply to special fuel imported into the state in interstate or foreign commerce and intended to be sold while in interstate or foreign commerce, nor to special fuel that is exported from this state to a destination outside the United States to the extent allowed under RCW 82.38.180(1)(g), nor to any special fuel sold by a licensee to the armed forces of the United States or to the national guard for use exclusively in ships or for export from this state.

(2) The exemption under this section applies only to special fuel that is liquefied natural gas or compressed natural gas.

(3) This section expires July 1, 2022.

Sec. 204. RCW 46.68.090 and 2013 c 225 s 645 are each amended to read as follows:

(1) All moneys that have accrued or may accrue to the motor vehicle fund from the motor vehicle fuel tax and special fuel tax must be first expended for purposes enumerated in (a) and (b) of this subsection. Except for moneys received from special fuel tax on exported fuel that is liquefied natural gas or compressed natural gas, the remaining net tax amount must be distributed monthly by the state treasurer in accordance with subsections (2) through ~~((7))~~ (6) and (8) of this section.

(a) For payment of refunds of motor vehicle fuel tax and special fuel tax that has been paid and is refundable as provided by law;

(b) For payment of amounts to be expended pursuant to appropriations for the administrative expenses of the offices of state treasurer, state auditor, and the department of licensing of the state of Washington in the administration of the motor vehicle fuel tax and the special fuel tax, which sums must be distributed monthly.

(2) All of the remaining net tax amount collected under RCW 82.38.030(1) must be distributed as set forth in (a) through (j) of this section.

(a) For distribution to the motor vehicle fund an amount equal to 44.387 percent to be expended for highway purposes of the state as defined in RCW 46.68.130;

(b)(i) For distribution to the special category C account, hereby created in the motor vehicle fund, an amount equal to 3.2609 percent to be expended for special category C projects. Special category C projects are category C projects that, due to high cost only, will require bond financing to complete construction.

(ii) The following criteria, listed in order of priority, must be used in determining which special category C projects have the highest priority:

(A) Accident experience;

(B) Fatal accident experience;

(C) Capacity to move people and goods safely and at reasonable speeds without undue congestion; and

(D) Continuity of development of the highway transportation network.

(iii) Moneys deposited in the special category C account in the motor vehicle fund may be used for payment of debt service on bonds the proceeds of which are used to finance special category C projects under this subsection (2)(b);

(c) For distribution to the Puget Sound ferry operations account in the motor vehicle fund an amount equal to 2.3283 percent;

(d) For distribution to the Puget Sound capital construction account in the motor vehicle fund an amount equal to 2.3726 percent;

(e) For distribution to the transportation improvement account in the motor vehicle fund an amount equal to 7.5597 percent;

(f) For distribution to the transportation improvement account in the motor vehicle fund an amount equal to 5.6739 percent and expended in accordance with RCW 47.26.086;

(g) For distribution to the cities and towns from the motor vehicle fund an amount equal to 10.6961 percent in accordance with RCW 46.68.110;

(h) For distribution to the counties from the motor vehicle fund an amount equal to 19.2287 percent: (i) Out of which there must be distributed from time to time, as directed by the department of transportation, those sums as may be necessary to carry out the provisions of RCW 47.56.725; and (ii) less any amounts appropriated to the county road administration board to implement the provisions of RCW 47.56.725(4), with the balance of such county share to be distributed monthly as the same accrues for distribution in accordance with RCW 46.68.120;

(i) For distribution to the county arterial preservation account, hereby created in the motor vehicle fund an amount equal to 1.9565 percent. These funds must be distributed by the county road administration board to counties in proportions corresponding to the

number of paved arterial lane miles in the unincorporated area of each county and must be used for improvements to sustain the structural, safety, and operational integrity of county arterials. The county road administration board must adopt reasonable rules and develop policies to implement this program and to assure that a pavement management system is used;

(j) For distribution to the rural arterial trust account in the motor vehicle fund an amount equal to 2.5363 percent and expended in accordance with RCW 36.79.020.

(3) The remaining net tax amount collected under RCW 82.38.030(2) must be distributed to the transportation 2003 account (nickel account).

(4) The remaining net tax amount collected under RCW 82.38.030(3) must be distributed as follows:

(a) 8.3333 percent must be distributed to the incorporated cities and towns of the state in accordance with RCW 46.68.110;

(b) 8.3333 percent must be distributed to counties of the state in accordance with RCW 46.68.120; and

(c) The remainder must be distributed to the transportation partnership account created in RCW 46.68.290.

(5) The remaining net tax amount collected under RCW 82.38.030(4) must be distributed as follows:

(a) 8.3333 percent must be distributed to the incorporated cities and towns of the state in accordance with RCW 46.68.110;

(b) 8.3333 percent must be distributed to counties of the state in accordance with RCW 46.68.120; and

(c) The remainder must be distributed to the transportation partnership account created in RCW 46.68.290.

(6) The remaining net tax amount collected under RCW 82.38.030 (5) and (6) must be distributed to the transportation partnership account created in RCW 46.68.290.

(7) The remaining net tax amount that is attributable to moneys received from special fuel tax on exported fuel that is liquefied natural gas or compressed natural gas must be distributed to the finished fuel account created in section 205 of this act.

(8) Nothing in this section or in RCW 46.68.130 may be construed so as to violate any terms or conditions contained in any highway construction bond issues now or hereafter authorized by statute and whose payment is by such statute pledged to be paid from any excise taxes on motor vehicle fuel and special fuels.

NEW SECTION. Sec. 205. A new section is added to chapter 46.68 RCW to read as follows:

(1) The finished fuel account is created in the state treasury. Special fuel tax receipts received under RCW 46.68.090(7) and sales taxes under section 405 of this act must be deposited into the account. Money in the account may be spent only after appropriation. Funds may be used only to construct, improve, repair, or rehabilitate Washington state ferry boat vessels, or to convert such vessels to operate using special fuels other than diesel fuel or other alternative energy sources.

(2) This section expires July 1, 2022.

Sec. 206. RCW 82.38.075 and 2013 c 225 s 110 are each amended to read as follows:

(1) To encourage the use of nonpolluting fuels, an annual license fee in lieu of the tax imposed by RCW 82.38.030 is imposed upon the use of ((natural gas or)) propane used in any motor vehicle. The annual license fee must be based upon the following schedule and formula:

VEHICLE TONNAGE (GVW)	FEE
0 - 6,000	\$ 45
6,001 - 10,000	\$ 45
10,001 - 18,000	\$ 80

18,001 - 28,000	\$110
28,001 - 36,000	\$150
36,001 and above	\$250

(2) To determine the annual license fee for a registration year, the appropriate dollar amount in the schedule is multiplied by the fuel tax rate per gallon effective on July 1st of the preceding calendar year and the product is divided by 12 cents.

(3) The department, in addition to the resulting fee, must charge an additional fee of five dollars as a handling charge for each license issued.

(4) The vehicle tonnage fee must be prorated so the annual license will correspond with the staggered vehicle licensing system.

(5) A decal or other identifying device issued upon payment of the annual fee must be displayed as prescribed by the department as authority to purchase this fuel.

(6) Persons selling or dispensing ((natural gas or)) propane may not sell or dispense this fuel for their own use or the use of others into tanks of vehicles powered by this fuel which do not display a valid decal or other identifying device.

(7) Commercial motor vehicles registered in a foreign jurisdiction under the provisions of the international registration plan are subject to the _____ annual _____ fee.

(8) Motor vehicles registered in a foreign jurisdiction, except those registered under the international registration plan under chapter 46.87 RCW, _____ are exempt from this section.

(9) Vehicles registered in jurisdictions outside the state of Washington are exempt from this section.

~~((8))~~ (10) Any person selling or dispensing ((natural gas or)) propane into the tank of a motor vehicle powered by this fuel, except as prescribed in this chapter, is subject to the penalty provisions of this chapter.

Sec. 207. RCW 82.80.010 and 2013 c 225 s 641 are each amended to read as follows:

(1) ~~(For purposes of this section:)~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Distributor" means every person who imports, refines, manufactures, produces, or compounds motor vehicle fuel and special fuel as defined in RCW 82.38.020(~~, respectively,~~) and sells or distributes the fuel into a county(ies).

(b) "Person" has the same meaning as in RCW 82.04.030.

(2) Subject to the conditions of this section, any county may levy, by approval of its legislative body and a majority of the registered voters of the county voting on the proposition at a general or special election, additional excise taxes equal to ten percent of the statewide ~~((motor vehicle fuel tax rate under RCW 82.38.030 on each gallon of motor vehicle fuel as defined in RCW 82.38.020 and on each gallon of special fuel))~~ fuel tax rates under RCW 82.38.030 on motor vehicle fuel and special fuel as defined in RCW 82.38.020 sold within the boundaries of the county. Vehicles paying an annual license fee under RCW 82.38.075 are exempt from the county fuel excise tax. An election held under this section must be held not more than twelve months before the date on which the proposed tax is to be levied. The ballot setting forth the proposition must state the tax rate that is proposed. The county's authority to levy additional excise taxes under this section includes the incorporated and unincorporated areas of the county. The additional excise taxes are subject to the same exceptions and rights of refund as applicable to other motor vehicle fuel and special fuel excise taxes levied under chapter 82.38 RCW. The proposed tax may not be levied less than one month from the date the election results are certified by the county election officer. The

commencement date for the levy of any tax under this section must be the first day of January, April, July, or October.

(3) The local option motor vehicle fuel tax on ~~((each gallon of))~~ motor vehicle fuel and on ~~((each gallon of))~~ special fuel is imposed upon the distributor of the fuel.

(4) A taxable event for the purposes of this section occurs upon the first distribution of the fuel within the boundaries of a county to a retail outlet, bulk fuel user, or ultimate user of the fuel.

(5) All administrative provisions in chapters 82.01, 82.03, and 82.32 RCW, insofar as they are applicable, apply to local option fuel taxes imposed under this section.

(6) Before the effective date of the imposition of the fuel taxes under this section, a county must contract with the department of revenue for the administration and collection of the taxes. The contract must provide that a percentage amount, not to exceed one percent of the taxes imposed under this section, will be deposited into the local tax administration account created in the custody of the state treasurer. The department of revenue may spend money from this account, upon appropriation, for the administration of the local taxes imposed under this section.

(7) The state treasurer must distribute monthly to the levying county and cities contained therein the proceeds of the additional excise taxes collected under this section, after the deductions for payments and expenditures as provided in RCW 46.68.090(1) (a) and (b) and under the conditions and limitations provided in RCW 82.80.080.

(8) The proceeds of the additional excise taxes levied under this section must be used strictly for transportation purposes in accordance with RCW 82.80.070.

(9) A county may not levy the tax under this section if they are levying the tax in RCW 82.80.110 or if they are a member of a regional transportation investment district levying the tax in RCW 82.80.120.

Sec. 208. RCW 82.80.110 and 2013 c 225 s 642 are each amended to read as follows:

(1) ~~((For purposes of this section:))~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Distributor" means every person who imports, refines, manufactures, produces, or compounds motor vehicle fuel and special fuel as defined in RCW 82.38.020~~((, respectively,))~~ and sells or distributes the fuel into a county~~((;))~~.

(b) "Person" has the same meaning as in RCW 82.04.030.

(2) For purposes of dedication to a regional transportation investment district plan under chapter 36.120 RCW, subject to the conditions of this section, a county may levy additional excise taxes equal to ten percent of the statewide ~~((motor vehicle fuel tax rate under RCW 82.38.030 on each gallon of motor vehicle fuel as defined in RCW 82.38.020 and on each gallon of special fuel))~~ fuel tax rates under RCW 82.38.030 on motor vehicle fuel and special fuel as defined in RCW ~~((82.32.020 [82.38.020]))~~ 82.38.020 sold within the boundaries of the county. The additional excise tax is subject to the approval of the county's legislative body and a majority of the registered voters of the county voting on the proposition at a general or special election. An election held under this section must be held not more than twelve months before the date on which the proposed tax is to be levied. The ballot setting forth the proposition must state that the revenues from the tax will be used for a regional transportation investment district plan. The county's authority to levy additional excise taxes under this section includes the incorporated and unincorporated areas of the county. Vehicles paying an annual license fee under RCW 82.38.075 are exempt from the county fuel excise tax. The additional excise taxes are subject to the same exceptions and rights of refund as applicable to other motor vehicle fuel and special fuel excise taxes levied under chapter 82.38 RCW. The proposed tax may not be levied less than one month from the date the election results are certified by the county election officer. The commencement date for the levy of any tax under this section will be the first day of January, April, July, or October.

(3) The local option motor vehicle fuel tax on ~~((each gallon of))~~ motor vehicle fuel and on ~~((each gallon of))~~ special fuel is imposed upon the distributor of the fuel.

(4) A taxable event for the purposes of this section occurs upon the first distribution of the fuel within the boundaries of a county to a retail outlet, bulk fuel user, or ultimate user of the fuel.

(5) All administrative provisions in chapters 82.01, 82.03, and 82.32 RCW, insofar as they are applicable, apply to local option fuel taxes imposed under this section.

(6) Before the effective date of the imposition of the fuel taxes under this section, a county must contract with the department of revenue for the administration and collection of the taxes. The contract must provide that a percentage amount, not to exceed one percent of the taxes imposed under this section, will be deposited into the local tax administration account created in the custody of the state treasurer. The department of revenue may spend money from this account, upon appropriation, for the administration of the local taxes imposed under this section.

(7) The state treasurer must distribute monthly to the county levying the tax as part of a regional transportation investment plan, after the deductions for payments and expenditures as provided in RCW 46.68.090(1) (a) and (b).

(8) The proceeds of the additional taxes levied by a county in this section, to be used as a part of a regional transportation investment plan, must be used in accordance with chapter 36.120 RCW, but only for those areas that are considered "highway purposes" as that term is construed in Article II, section 40 of the state Constitution.

(9) A county may not levy the tax under this section if they are a member of a regional transportation investment district that is levying the tax in RCW 82.80.120 or the county is levying the tax in RCW 82.80.010.

Sec. 209. RCW 82.80.120 and 2013 c 225 s 643 are each amended to read as follows:

(1) ~~((For purposes of this section:))~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Distributor" means every person who imports, refines, manufactures, produces, or compounds motor vehicle fuel and special fuel as defined in RCW 82.38.020~~((, respectively,))~~ and sells or distributes the fuel into a county~~((;))~~.

(b) "Person" has the same meaning as in RCW 82.04.030;

(c) "District" means a regional transportation investment district under chapter 36.120 RCW.

(2) A regional transportation investment district under chapter 36.120 RCW, subject to the conditions of this section, may levy additional excise taxes equal to ten percent of the statewide motor vehicle fuel tax rate under RCW 82.38.030 on each gallon of motor vehicle fuel as defined in RCW 82.38.020 and on each gallon of special fuel as defined in RCW 82.38.020 sold within the boundaries of the district. The additional excise tax is subject to the approval of a majority of the voters within the district boundaries. Vehicles paying an annual license fee under RCW 82.38.075 are exempt from the district's fuel excise tax. The additional excise taxes are subject to the same exceptions and rights of refund as applicable to other motor vehicle fuel and special fuel excise taxes levied under chapter 82.38 RCW. The proposed tax may not be levied less than one month from the date the election results are certified. The commencement date for the levy of any tax under this section will be the first day of January, April, July, or October.

(3) The local option motor vehicle fuel tax on ~~((each gallon of))~~ motor vehicle fuel and on ~~((each gallon of))~~ special fuel is imposed upon the distributor of the fuel.

(4) A taxable event for the purposes of this section occurs upon the first distribution of the fuel within the boundaries of the district to a retail outlet, bulk fuel user, or ultimate user of the fuel.

(5) All administrative provisions in chapters 82.01, 82.03, and 82.32 RCW, insofar as they are applicable, apply to local option fuel taxes imposed under this section.

(6) Before the effective date of the imposition of the fuel taxes under this section, a district must contract with the department of revenue for the administration and collection of the taxes. The contract must provide that a percentage amount, not to exceed one percent of the taxes imposed under this section, will be deposited into the local tax administration account created in the custody of the state treasurer. The department of revenue may spend money from this account, upon appropriation, for the administration of the local taxes imposed under this section.

(7) The state treasurer must distribute monthly to the district levying the tax as part of the regional transportation investment district plan, after the deductions for payments and expenditures as provided in RCW 46.68.090(1) (a) and (b).

(8) The proceeds of the additional taxes levied by a district in this section, to be used as a part of a regional transportation investment district plan, must be used in accordance with chapter 36.120 RCW, but only for those areas that are considered "highway purposes" as that term is construed in Article II, section 40 of the state Constitution.

(9) A district may only levy the tax under this section if the district is comprised of boundaries identical to the boundaries of a county or counties. A district may not levy the tax in this section if a member county is levying the tax in RCW 82.80.010 or 82.80.110.

Sec. 210. RCW 82.47.010 and 1998 c 176 s 85 are each amended to read as follows:

~~((The definitions set forth in this section shall apply throughout this chapter unless the context clearly requires otherwise.~~

~~—(1) "Motor vehicle fuel" has the meaning given in RCW 82.36.010.~~

~~—(2) "Special fuel" has the meaning given in RCW 82.38.020.~~

~~—(3) "Motor vehicle" has the meaning given in RCW 82.36.010.)~~

For purposes of this chapter, unless the context clearly requires otherwise, "fuel," "motor vehicle fuel," "special fuel," and "motor vehicle" have the meaning given in RCW 82.38.020.

Sec. 211. RCW 46.16A.060 and 2011 c 114 s 6 are each amended to read as follows:

(1) The department, county auditor or other agent, or subagent appointed by the director may not issue or renew a motor vehicle registration or change the registered owner of a registered vehicle for any motor vehicle required to be inspected under chapter 70.120 RCW, unless the application for issuance or renewal is: (a) Accompanied by a valid certificate of compliance or a valid certificate of acceptance issued as required under chapter 70.120 RCW; or (b) exempt, as described in subsection (2) of this section. The certificates must have a date of validation that is within twelve months of the assigned registration renewal date. Certificates for fleet or owner tested diesel vehicles may have a date of validation that is within twelve months of the assigned registration renewal date.

(2) The following motor vehicles are exempt from emission test requirements:

(a) Motor vehicles that are less than five years old or more than twenty-five years old;

(b) Motor vehicles that are a 2009 model year or newer;

(c) Motor vehicles powered exclusively by electricity, propane, compressed natural gas, liquefied natural gas, or liquid petroleum gas;

(d) Motorcycles as defined in RCW 46.04.330 and motor-driven cycles as defined in RCW 46.04.332;

(e) Farm vehicles as defined in RCW 46.04.181;

(f) Street rod vehicles as defined in RCW 46.04.572 and custom vehicles as defined in RCW 46.04.161;

(g) Used vehicles that are offered for sale by a motor vehicle dealer licensed under chapter 46.70 RCW;

(h) Classes of motor vehicles exempted by the director of the department of ecology; and

(i) Hybrid motor vehicles that obtain a rating by the environmental protection agency of at least fifty miles per gallon of gas during city driving. For purposes of this section, a hybrid motor vehicle is one that uses propulsion units powered by both electricity and gas.

(3) The department of ecology ~~((shall))~~ must provide information to motor vehicle owners:

(a) Regarding the boundaries of emission contributing areas and restrictions established under this section that apply to vehicles registered in such areas; and

(b) On the relationship between motor vehicles and air pollution and steps motor vehicle owners should take to reduce motor vehicle related air pollution.

(4) The department of licensing ~~((shall))~~ must:

(a) Notify all registered motor vehicle owners affected by the emission testing program that they must have an emission test to renew their registration;

(b) Adopt rules implementing and enforcing this section, except for subsection (2)(e) of this section, as specified in chapter 34.05 RCW.

(5) A motor vehicle may not be registered, leased, rented, or sold for use in the state, starting with the model year as provided in RCW 70.120A.010, unless the vehicle:

(a) Has seven thousand five hundred miles or more; or

(b)(i) Is consistent with the vehicle emission standards and carbon dioxide equivalent emission standards adopted by the department of ecology; and

(ii) Has a California certification label for all emission standards, and carbon dioxide equivalent emission standards necessary to meet fleet average requirements.

(6) The department of licensing, in consultation with the department of ecology, may adopt rules necessary to implement this section and may provide for reasonable exemptions to these requirements. The department of ecology may exempt public safety vehicles from meeting the standards where the department finds that vehicles necessary to meet the needs of public safety agencies are not otherwise reasonably available.

Sec. 212. RCW 46.37.467 and 1995 c 369 s 23 are each amended to read as follows:

(1) Every automobile, truck, motorcycle, motor home, or off-road vehicle that is fueled by an alternative fuel source ~~((shall))~~ must bear a reflective placard issued by the national fire protection association indicating that the vehicle is so fueled. Violation of this subsection is a traffic infraction.

(2) As used in this section "alternative fuel source" includes propane, compressed natural gas, liquefied natural gas, liquid petroleum gas, or any chemically similar gas but does not include gasoline or diesel fuel.

(3) If a placard for a specific alternative fuel source has not been issued by the national fire protection association, a placard issued by the chief of the Washington state patrol, through the director of fire protection, ~~((shall be))~~ is required. The chief of the Washington state patrol, through the director of fire protection, ~~((shall))~~ must develop rules for the design, size, and placement of the placard which ~~((shall))~~ remains effective until a specific placard is issued by the national fire protection association.

PART III

State and Local Business Taxes

NEW SECTION. **Sec. 301.** A new section is added to chapter 82.16 RCW to read as follows:

(1) The provisions of this chapter do not apply to sales by a gas distribution business of:

(a) Compressed natural gas or liquefied natural gas, where the compressed natural gas or liquefied natural gas is to be sold or used as transportation fuel; or

(b) Natural gas from which the buyer manufactures compressed natural gas or liquefied natural gas, where the compressed natural gas or liquefied natural gas is to be sold or used as transportation fuel.

(2) The exemption is available only when the buyer provides the seller with an exemption certificate in a form and manner prescribed by the department. The seller must retain a copy of the certificate for the seller's files.

(3) For the purposes of this section, "transportation fuel" means fuel for the generation of power to propel a motor vehicle as defined in RCW 46.04.320, a vessel as defined in RCW 88.02.310, or a locomotive or railroad car.

(4) This section expires July 1, 2022.

Sec. 302. RCW 82.04.310 and 2007 c 58 s 1 are each amended to read as follows:

(1) This chapter ~~((shall))~~ does not apply to any person in respect to a business activity with respect to which tax liability is specifically imposed under the provisions of chapter 82.16 RCW including amounts derived from activities for which a deduction is allowed under RCW 82.16.050. The exemption in this subsection does not apply to sales of natural gas, including compressed natural gas and liquefied natural gas, by a gas distribution business, if such sales are exempt from the tax imposed under chapter 82.16 RCW as provided in section 301 of this act.

(2) This chapter does not apply to amounts received by any person for the sale of electrical energy for resale within or outside the state.

(3)(a) This chapter does not apply to amounts received by any person for the sale of natural or manufactured gas in a calendar year if that person sells within the United States a total amount of natural or manufactured gas in that calendar year that is no more than twenty percent of the amount of natural or manufactured gas that it consumes within the United States in the same calendar year.

(b) For purposes of determining whether a person has sold within the United States a total amount of natural or manufactured gas in a calendar year that is no more than twenty percent of the amount of natural or manufactured gas that it consumes within the United States in the same calendar year, the following transfers of gas are not considered to be the sale of natural or manufactured gas:

(i) The transfer of any natural or manufactured gas as a result of the acquisition of another business, through merger or otherwise; or

(ii) The transfer of any natural or manufactured gas accomplished solely to comply with federal regulatory requirements imposed on the pipeline transportation of such gas when it is shipped by a third-party manager of a person's pipeline transportation.

Sec. 303. RCW 82.04.120 and 2011 c 23 s 3 are each amended to read as follows:

(1) "To manufacture" embraces all activities of a commercial or industrial nature wherein labor or skill is applied, by hand or machinery, to materials so that as a result thereof a new, different or useful substance or article of tangible personal property is produced for sale or commercial or industrial use, and includes:

(a) The production or fabrication of special made or custom made articles;

(b) The production or fabrication of dental appliances, devices, restorations, substitutes, or other dental laboratory products by a dental laboratory or dental technician;

(c) Cutting, delimiting, and measuring of felled, cut, or taken trees; ~~((and))~~

(d) Crushing and/or blending of rock, sand, stone, gravel, or ore; and

(e) The production of compressed natural gas or liquefied natural gas for use as a transportation fuel as defined in section 301 of this act.

(2) "To manufacture" does not include:

(a) Conditioning of seed for use in planting; cubing hay or alfalfa;

(b) Activities which consist of cutting, grading, or ice glazing seafood which has been cooked, frozen, or canned outside this state;

(c) The growing, harvesting, or producing of agricultural products;

(d) Packing of agricultural products, including sorting, washing, rinsing, grading, waxing, treating with fungicide, packaging, chilling, or placing in controlled atmospheric storage;

(e) The production of digital goods;

(f) The production of computer software if the computer software is delivered from the seller to the purchaser by means other than tangible storage media, including the delivery by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser; and

(g) Except as provided in subsection (1)(e) of this section, any activity that is integral to any public service business as defined in RCW 82.16.010 and with respect to which the gross income associated with such activity: (i) Is subject to tax under chapter 82.16 RCW; or (ii) would be subject to tax under chapter 82.16 RCW if such activity were conducted in this state or if not for an exemption or deduction.

(3) With respect to wastewater treatment facilities:

(a) "To manufacture" does not include the treatment of wastewater, the production of reclaimed water, and the production of class B biosolids; and

(b) "To manufacture" does include the production of class A or exceptional quality biosolids, but only with respect to the processing activities that occur after the biosolids have reached class B standards.

Sec. 304. RCW 82.12.022 and 2011 c 174 s 304 are each amended to read as follows:

(1) A use tax is levied on every person in this state for the privilege of using natural gas or manufactured gas, including compressed natural gas and liquefied natural gas, within this state as a consumer.

(2) The tax must be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate in effect for the public utility tax on gas distribution businesses under RCW 82.16.020. The "value of the article used" does not include any amounts that are paid for the hire or use of a gas distribution business as defined in RCW 82.16.010(2) in transporting the gas subject to tax under this subsection if those amounts are subject to tax under that chapter.

(3) The tax levied in this section does not apply to the use of natural or manufactured gas delivered to the consumer by other means than through a pipeline.

(4) The tax levied in this section does not apply to the use of natural or manufactured gas if the person who sold the gas to the consumer has paid a tax under RCW 82.16.020 with respect to the gas for which exemption is sought under this subsection.

(5)(a) The tax levied in this section does not apply to the use of natural or manufactured gas by an aluminum smelter as that term is defined in RCW 82.04.217 before January 1, 2017.

(b) A person claiming the exemption provided in this subsection (5) must file a complete annual report with the department under RCW 82.32.534.

(6) The tax imposed by this section does not apply to the use of natural gas, compressed natural gas, or liquefied natural gas, if the consumer uses the gas for transportation fuel as defined in section 301 of this act.

(7) There is a credit against the tax levied under this section in an amount equal to any tax paid by:

(a) The person who sold the gas to the consumer when that tax is a gross receipts tax similar to that imposed pursuant to RCW 82.16.020 by another state with respect to the gas for which a credit is sought under this subsection; or

(b) The person consuming the gas upon which a use tax similar to the tax imposed by this section was paid to another state with respect to the gas for which a credit is sought under this subsection.

~~((7))~~ (8) The use tax imposed in this section must be paid by the consumer to the department.

~~((8))~~ (9) There is imposed a reporting requirement on the person who delivered the gas to the consumer to make a quarterly report to the department. Such report must contain the volume of gas delivered, name of the consumer to whom delivered, and such other information as the department may require by rule.

~~((9))~~ (10) The department may adopt rules under chapter 34.05 RCW for the administration and enforcement of sections 1 through 6, chapter 384, Laws of 1989.

Sec. 305. RCW 82.14.230 and 2010 c 127 s 5 are each amended to read as follows:

(1) The governing body of any city, while not required by legislative mandate to do so, may, by resolution or ordinance for the purposes authorized by this chapter, fix and impose on every person a use tax for the privilege of using natural gas or manufactured gas in the city as a consumer.

(2) The tax is imposed in an amount equal to the value of the article used by the taxpayer multiplied by the rate in effect for the tax on natural gas businesses under RCW 35.21.870 in the city in which the article is used. The "value of the article used," does not include any amounts that are paid for the hire or use of a natural gas business in transporting the gas subject to tax under this subsection if those amounts are subject to tax under RCW 35.21.870.

(3) The tax imposed under this section does not apply to the use of natural or manufactured gas if the person who sold the gas to the consumer has paid a tax under RCW 35.21.870 with respect to the gas for which exemption is sought under this subsection.

(4) There is a credit against the tax levied under this section in an amount equal to any tax paid by:

(a) The person who sold the gas to the consumer when that tax is a gross receipts tax similar to that imposed pursuant to RCW 35.21.870 by another municipality or other unit of local government with respect to the gas for which a credit is sought under this subsection; or

(b) The person consuming the gas upon which a use tax similar to the tax imposed by this section was paid to another municipality or other unit of local government with respect to the gas for which a credit is sought under this subsection.

(5) The use tax imposed must be paid by the consumer. The administration and collection of the tax imposed is pursuant to RCW 82.14.050.

(6) The tax authorized by this section does not apply to the use of natural gas, compressed natural gas, or liquefied natural gas, if the consumer uses the gas for transportation fuel as defined in section 301 of this act.

Sec. 306. RCW 35.21.870 and 1984 c 225 s 6 are each amended to read as follows:

(1) No city or town may impose a tax on the privilege of conducting an electrical energy, natural gas, steam energy, or telephone business at a rate which exceeds six percent unless the rate is first approved by a majority of the voters of the city or town voting on such a proposition.

(2)(a) If a city or town is imposing a rate of tax under subsection (1) of this section in excess of six percent on April 20, 1982, the city or town ~~((shall))~~ must decrease the rate to a rate of six percent or less by reducing the rate each year on or before November 1st by ordinances to be effective on January 1st of the succeeding year, by an amount equal to one-tenth the difference between the tax rate on April 20, 1982, and six percent.

(b) Nothing in this subsection prohibits a city or town from reducing its rates by amounts greater than the amounts required in this subsection.

(3) Voter approved rate increases under subsection (1) of this section ~~((shall))~~ may not be included in the computations under this subsection.

(4) No city or town may impose a tax on the privilege of conducting a natural gas business with respect to sales that are exempt from the tax imposed under chapter 82.16 RCW as provided in section 301 of this act at a rate higher than its business and occupation tax rate on the sale of tangible personal property or, if the city or town does not impose a

business and occupation tax on the sale of tangible personal property, at a rate greater than .002.

Sec. 307. RCW 82.14.030 and 2008 c 86 s 101 are each amended to read as follows:

(1) The governing body of any county or city, while not required by legislative mandate to do so, may, by resolution or ordinance for the purposes authorized by this chapter, impose a sales and use tax in accordance with the terms of this chapter. Such tax ~~((shall))~~ must be collected from those persons who are taxable by the state under chapters 82.08 and 82.12 RCW, upon the occurrence of any taxable event within the county or city as the case may be. ~~((Except as provided in RCW 82.14.230,))~~ This sales and use tax ((shall)) does not apply to natural or manufactured gas, except for natural gas that is used as a transportation fuel as defined in section 301 of this act and is taxable by the state under chapters 82.08 and 82.12 RCW. The rate of such tax imposed by a county ~~((shall be))~~ is five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of such tax imposed by a city ~~((shall))~~ may not exceed five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). However, in the event a county imposes a sales and use tax under this subsection, the rate of such tax imposed under this subsection by any city therein ~~((shall))~~ may not exceed four hundred and twenty-five one-thousandths of one percent.

(2) In addition to the tax authorized in subsection (1) of this section, the governing body of any county or city may by resolution or ordinance impose an additional sales and use tax in accordance with the terms of this chapter. Such additional tax ~~((shall))~~ must be collected upon the same taxable events upon which the tax imposed under subsection (1) of this section is imposed. The rate of such additional tax imposed by a county ~~((shall be))~~ is up to five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of such additional tax imposed by a city ~~((shall be))~~ is up to five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). However, in the event a county imposes a sales and use tax under the authority of this subsection at a rate equal to or greater than the rate imposed under the authority of this subsection by a city within the county, the county ~~((shall))~~ must receive fifteen percent of the city tax. In the event that the county imposes a sales and use tax under the authority of this subsection at a rate which is less than the rate imposed under this subsection by a city within the county, the county ~~((shall))~~ must receive that amount of revenues from the city tax equal to fifteen percent of the rate of tax imposed by the county under the authority of this subsection. The authority to impose a tax under this subsection is intended in part to compensate local government for any losses from the phase-out of the property tax on business inventories.

PART IV

Export Exemptions and Machinery and Equipment Sales and Use Tax Exemptions

Sec. 401. RCW 82.38.180 and 2013 c 225 s 119 are each amended to read as follows:

(1) Any person who has purchased fuel on which tax has been paid may file a claim with the department for a refund of the tax for:

(a) Fuel used for purposes other than for the propulsion of motor vehicles upon the public highways in this state. However, a refund may not be made for motor vehicle fuel consumed by a motor vehicle required to be registered under chapter 46.16A RCW.

(b) Except as provided in (g) of this subsection (1), fuel exported for use outside of this state. Fuel carried from this state in the fuel tank

of a motor vehicle is deemed to be exported from this state. Fuel distributed to a federally recognized Indian tribal reservation located within the state of Washington is not considered exported outside this state.

(c) Tax, penalty, or interest erroneously or illegally collected or paid.

(d) Fuel which is lost or destroyed, while the licensee is the owner thereof, through fire, lightning, flood, wind storm, or explosion.

(e) Fuel of five hundred gallons or more which is lost or destroyed while the licensee is the owner thereof, through leakage or other casualty except evaporation, shrinkage, or unknown causes.

(f) Fuel used in power pumping units or other power take-off equipment of any motor vehicle which is accurately measured by metering devices that have been specifically approved by the department or by a formula determined by the department.

(g) Seventy percent of liquefied and compressed natural gas exported for use outside of this state.

(2) Any person who has purchased special fuel on which tax has been paid may file a claim with the department for a refund of tax for:

(a) Special fuel used for the operation of a motor vehicle as a part of or incidental to logging operations upon a highway under federal jurisdiction within the boundaries of a federal area if the federal government requires a fee for the privilege of operating the motor vehicle upon the highway, the proceeds of which are reserved for constructing or maintaining roads in the federal area, or requires maintenance or construction work to be performed on the highway for the privilege of operating the motor vehicle on the highway;

(b) Special fuel used by special mobile equipment as defined in RCW 46.04.552;

(c) Special fuel used in a motor vehicle for movement between two pieces of private property wherein the movement is incidental to the primary use of the vehicle; and

(d) Special fuel inadvertently mixed with dyed special fuel.

(3) Any person who has purchased motor vehicle fuel on which tax has been paid may file a claim with the department for a refund of tax for:

(a) Motor vehicle fuel used by a private, nonprofit transportation provider regulated under chapter 81.66 RCW to provide transportation services for persons with special transportation needs; and

(b) Motor vehicle fuel used by an urban passenger transportation system. For purposes of this subsection "urban passenger transportation system" means every transportation system, publicly or privately owned, having as its principal source of revenue the income from transporting persons for compensation by means of motor vehicles or trackless trolleys, each having a seating capacity of over fifteen persons, over prescribed routes in such a manner that the routes of such motor vehicles or trackless trolleys, either alone or in conjunction with routes of other such motor vehicles or trackless trolleys subject to the routing by the same transportation system, do not extend for a distance exceeding fifteen road miles beyond the corporate limits of the city in which the original starting points of such motor vehicles or trackless trolleys are located. No refunds are authorized for fuel used on any trip where any portion of the trip is more than fifteen road miles beyond the corporate limits of the city in which the trip originated.

(4) Recovery for such loss or destruction under subsections (1)(d) or (e) or (2)(d) of this section must be susceptible to positive proof thereby enabling the department to conduct such investigation and require such information as it may deem necessary. In the event that the department is not satisfied that the fuel was lost, destroyed, or contaminated as claimed because information or proof as required hereunder is not sufficient to substantiate the accuracy of the claim, it may deem such as sufficient cause to deny all right relating to the refund or credit for the excise tax paid on fuel alleged to be lost or destroyed.

(5) No refund or claim for credit may be approved by the department unless the gallons of fuel claimed as nontaxable satisfy the conditions specifically set forth in this section and the nontaxable event or use occurred during the period covered by the refund claim. Refunds or claims for credit are not ~~((be [are not]))~~ allowed for anticipated nontaxable use or events.

Sec. 402. RCW 82.08.02565 and 2011 c 23 s 2 are each amended to read as follows:

(1)(a) The tax levied by RCW 82.08.020 does not apply to sales to a manufacturer or processor for hire of machinery and equipment used directly in a manufacturing operation or research and development operation, to sales to a person engaged in testing for a manufacturer or processor for hire of machinery and equipment used directly in a testing operation, or to sales of or charges made for labor and services rendered in respect to installing, repairing, cleaning, altering, or improving the machinery and equipment.

(b) Except as provided in (c) of this subsection, sellers making tax-exempt sales under this section must obtain from the purchaser an exemption certificate in a form and manner prescribed by the department by rule. The seller must retain a copy of the certificate for the seller's files.

(c)(i) The exemption under this section is in the form of a remittance for a gas distribution business, as defined in RCW 82.16.010, claiming the exemption for machinery and equipment used for the production of compressed natural gas or liquefied natural gas for use as a transportation fuel.

(ii) A gas distribution business claiming an exemption from state and local tax in the form of a remittance under this section must pay the tax under RCW 82.08.020 and all applicable local sales taxes. Beginning July 1, 2017, the gas distribution business may then apply to the department for remittance of state and local sales and use taxes. A gas distribution business may not apply for a remittance more frequently than once a quarter. The gas distribution business must specify the amount of exempted tax claimed and the qualifying purchases for which the exemption is claimed. The gas distribution business must retain, in adequate detail, records to enable the department to determine whether the business is entitled to an exemption under this section, including: Invoices; proof of tax paid; and documents describing the machinery and equipment.

(iii) The department must determine eligibility under this section based on the information provided by the gas distribution business, which is subject to audit verification by the department. The department must on a quarterly basis remit exempted amounts to qualifying businesses who submitted applications during the previous quarter.

(2) For purposes of this section and RCW 82.12.02565:

(a) "Machinery and equipment" means industrial fixtures, devices, and support facilities, and tangible personal property that becomes an ingredient or component thereof, including repair parts and replacement parts. "Machinery and equipment" includes pollution control equipment installed and used in a manufacturing operation, testing operation, or research and development operation to prevent air pollution, water pollution, or contamination that might otherwise result from the manufacturing operation, testing operation, or research and development operation. "Machinery and equipment" also includes digital goods.

(b) "Machinery and equipment" does not include:

(i) Hand-powered tools;

(ii) Property with a useful life of less than one year;

(iii) Buildings, other than machinery and equipment that is permanently affixed to or becomes a physical part of a building; and

(iv) Building fixtures that are not integral to the manufacturing operation, testing operation, or research and development operation that are permanently affixed to and become a physical part of a building, such as utility systems for heating, ventilation, air conditioning, communications, plumbing, or electrical.

(c) Machinery and equipment is "used directly" in a manufacturing operation, testing operation, or research and development operation if the machinery and equipment:

- (i) Acts upon or interacts with an item of tangible personal property;
- (ii) Conveys, transports, handles, or temporarily stores an item of tangible personal property at the manufacturing site or testing site;
- (iii) Controls, guides, measures, verifies, aligns, regulates, or tests tangible personal property at the site or away from the site;
- (iv) Provides physical support for or access to tangible personal property;
- (v) Produces power for, or lubricates machinery and equipment;
- (vi) Produces another item of tangible personal property for use in the manufacturing operation, testing operation, or research and development operation;
- (vii) Places tangible personal property in the container, package, or wrapping in which the tangible personal property is normally sold or transported; or
- (viii) Is integral to research and development as defined in RCW 82.63.010.

(d) "Manufacturer" means a person that qualifies as a manufacturer under RCW 82.04.110. "Manufacturer" also includes a person that prints newspapers or other materials.

(e) "Manufacturing" means only those activities that come within the definition of "to manufacture" in RCW 82.04.120 and are taxed as manufacturing or processing for hire under chapter 82.04 RCW, or would be taxed as such if such activity were conducted in this state or if not for an exemption or deduction. "Manufacturing" also includes printing newspapers or other materials. An activity is not taxed as manufacturing or processing for hire under chapter 82.04 RCW if the activity is within the purview of chapter 82.16 RCW.

(f) "Manufacturing operation" means the manufacturing of articles, substances, or commodities for sale as tangible personal property. A manufacturing operation begins at the point where the raw materials enter the manufacturing site and ends at the point where the processed material leaves the manufacturing site. With respect to the production of class A or exceptional quality biosolids by a wastewater treatment facility, the manufacturing operation begins at the point where class B biosolids undergo additional processing to achieve class A or exceptional quality standards. Notwithstanding anything to the contrary in this section, the term also includes that portion of a cogeneration project that is used to generate power for consumption within the manufacturing site of which the cogeneration project is an integral part. The term does not include the preparation of food products on the premises of a person selling food products at retail.

(g) "Cogeneration" means the simultaneous generation of electrical energy and low-grade heat from the same fuel.

(h) "Research and development operation" means engaging in research and development as defined in RCW 82.63.010 by a manufacturer or processor for hire.

(i) "Testing" means activities performed to establish or determine the properties, qualities, and limitations of tangible personal property.

(j) "Testing operation" means the testing of tangible personal property for a manufacturer or processor for hire. A testing operation begins at the point where the tangible personal property enters the testing site and ends at the point where the tangible personal property leaves the testing site. The term also includes the testing of tangible personal property for use in that portion of a cogeneration project that is used to generate power for consumption within the manufacturing site of which the cogeneration project is an integral part. The term does not include the testing of tangible personal property for use in the production of electricity by a light and power business as defined in RCW 82.16.010 or the preparation of food products on the premises of a person selling food products at retail.

Sec. 403. RCW 82.12.02565 and 2003 c 5 s 5 are each amended to read as follows:

(1) The provisions of this chapter (~~shall~~) do not apply in respect to the use by a manufacturer or processor for hire of machinery and equipment used directly in a manufacturing operation or research and development operation, to the use by a person engaged in testing for a manufacturer or processor for hire of machinery and equipment used directly in a testing operation, or to the use of labor and services rendered in respect to installing, repairing, cleaning, altering, or improving the machinery and equipment.

(2) The definitions, conditions, and requirements in RCW 82.08.02565 apply to this section.

Sec. 404. RCW 82.08.0255 and 2013 c 225 s 640 are each amended to read as follows:

(1) The tax levied by RCW 82.08.020 does not apply to sales of motor vehicle and special fuel if:

(a) The fuel is purchased for the purpose of public transportation and the purchaser is entitled to a refund or an exemption under RCW 82.38.080(1) (f) and (g) or 82.38.180(3)(b); or

(b) The fuel is purchased by a private, nonprofit transportation provider certified under chapter 81.66 RCW and the purchaser is entitled to a refund or an exemption under RCW 82.38.080(1)(d) or 82.38.180(3)(a); or

(c) The fuel is purchased by a public transportation benefit area created under chapter 36.57A RCW or a county-owned ferry or county ferry district created under chapter 36.54 RCW for use in passenger-only ferry vessels; or

(d) The fuel is purchased by the Washington state ferry system for use in a state-owned ferry after June 30, 2013; or

(e) The fuel is purchased by a county-owned ferry for use in ferry vessels after June 30, 2013; or

(f) The fuel is taxable under chapter 82.38 RCW.

(2)(a) Except as provided in (b) of this subsection, any person who has paid the tax imposed by RCW 82.08.020 on the sale of special fuel delivered in this state is entitled to a credit or refund of such tax with respect to fuel subsequently established to have been actually transported and used outside this state by persons engaged in interstate commerce. The tax must be claimed as a credit or refunded through the tax reports required under RCW 82.38.150.

(b) Any person who has paid the tax imposed by RCW 82.08.020 on the purchase of liquefied natural gas where the liquefied natural gas is used as a transportation fuel is entitled to a credit or refund of seventy percent of the tax with respect to fuel subsequently established to have been actually transported and used outside this state by persons engaged in interstate commerce. The department must specify the form and manner in which the credit or refund is claimed.

NEW SECTION. Sec. 405. A new section is added to chapter 82.32 RCW to read as follows:

(1) By the last workday of the second and fourth calendar quarters, the state treasurer must transfer the amount specified in subsection (2) of this section from the general fund to the finished fuel account created in section 205 of this act. The first transfer under this subsection must occur by December 31, 2017.

(2) By December 15th and by June 15th of each year, the department must estimate the increase in state general fund revenues from the changes made under RCW 82.08.0255 for the current and prior calendar quarters and notify the state treasurer of the increase.

(3) This section expires July 1, 2022.

NEW SECTION. Sec. 406. A new section is added to chapter 43.135 RCW to read as follows:

(1) RCW 43.135.034(4) does not apply to the transfers under section 405 of this act.

(2) This section expires July 1, 2022.

NEW SECTION. Sec. 407. A new section is added to chapter 39.42 RCW to read as follows:

(1) The purpose of eliminating a portion of the sales credit for exported liquefied natural gas under RCW 82.08.0255 is to fund improvements to Washington state ferries. For this reason, general

state revenues transferred under section 405 of this act to the finished fuel account are excluded from the calculation of general state revenues for purposes of Article VIII, section 1 of the state Constitution and RCW 39.42.130 and 39.42.140.

(2) This section expires July 1, 2022.

PART V

Utility Law Change

Sec. 501. RCW 80.28.280 and 1991 c 199 s 216 are each amended to read as follows:

(1) The legislature finds that compressed natural gas and liquefied natural gas offers significant potential to reduce vehicle and vessel emissions and to significantly decrease dependence on petroleum-based fuels. The legislature also finds that well-developed and convenient refueling systems are imperative if compressed natural gas ~~((#))~~ and liquefied natural gas are to be widely used by the public. The legislature declares that the development of compressed natural gas ~~((refueling stations are in the public interest.))~~ and liquefied natural gas motor vehicle refueling stations and vessel refueling facilities are in the public interest. Except as provided in subsection (2) of this section, nothing in this section and RCW 80.28.290 is intended to alter the regulatory practices of the commission or allow the subsidization of one ratepayer class by another.

(2) When a liquefied natural gas facility owned by a natural gas company serves both a private customer operating marine vessels and the Washington state ferries or any other public entity, the rate charged by the natural gas company to the Washington state ferries may not be more than the rate charged to the private customer operating marine vessels.

PART VI

Miscellaneous Provisions

NEW SECTION. Sec. 601. Parts I, II, III, and V and sections 401 through 404 of this act take effect July 1, 2015.

NEW SECTION. Sec. 602. This act expires July 1, 2022."

Correct the title.

Signed by Representatives Carlyle, Chair; Tharinger, Vice Chair; Hansen; Lytton; Pollet; Reykdal and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Nealey, Ranking Minority Member; Orcutt, Assistant Ranking Minority Member; Condotta and Vick.

Referred to Committee on .

There being no objection, ENGROSSED SUBSTITUTE SENATE BILL NO. 6440 was placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of ENGROSSED SUBSTITUTE SENATE BILL NO. 6570 and the bill was placed on the second reading calendar.

There being no objection, the Committee on Judiciary was relieved of ENGROSSED SUBSTITUTE SENATE BILL NO. 5972 and the bill was placed on the second reading calendar.

MESSAGES FROM THE SENATE

March 11, 2014

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

ENGROSSED SENATE BILL NO. 5048

SUBSTITUTE SENATE BILL NO. 5173

SUBSTITUTE SENATE BILL NO. 6086

SENATE BILL NO. 6141

ENGROSSED SUBSTITUTE SENATE BILL NO. 6388

ENGROSSED SUBSTITUTE SENATE BILL NO. 6458

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 11, 2014

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

SUBSTITUTE SENATE BILL NO. 5467

SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5785

ENGROSSED SENATE BILL NO. 6031

ENGROSSED SENATE BILL NO. 6034

SECOND SUBSTITUTE SENATE BILL NO. 6062

SENATE BILL NO. 6065

SECOND SUBSTITUTE SENATE BILL NO. 6330

ENGROSSED SUBSTITUTE SENATE BILL NO. 6511

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 11, 2014

MR. SPEAKER:

The President has signed:

SUBSTITUTE SENATE BILL NO. 5123

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 11, 2014

MR. SPEAKER:

The President has signed:

HOUSE BILL NO. 2555

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5972, by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Pearson, Rolfes, Hargrove, Mullet, Sheldon, Hewitt, Cleveland, Honeyford, Fain, Hill, Braun, Fraser, Litzow, Parlette, Frockt and Kline)

Specifying recovery for fire damages to public or private forested lands.

The bill was read the second time.

With the consent of the house, amendment (948) was withdrawn.

Representative Hansen moved the adoption of amendment (954):

On page 2, beginning on line 14, after "fire" strike all material through "fire" on line 16 and insert ", to the extent permitted by Washington law"

On page 2, line 18, after "chapter;" strike "and"

On page 2, beginning on line 23, after "opportunities" strike all material through "property." on line 25 and insert "; and

(d) In actions brought by an Indian tribe for recovery of damages from injury to archaeological objects, archaeological sites, or historic archaeological resources, damages as measured in accordance with WAC 25-48-043 as it existed on the effective date of this section."

Representatives Hansen and Rodne spoke in favor of the adoption of the amendment.

Amendment (954) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Hansen and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5972, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5972, as amended by the House, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5972, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6001, by Senate Committee on Transportation (originally sponsored by Senators Eide and King)

Making 2013-2015 supplemental transportation appropriations.

The bill was read the second time.

Representative Clibborn moved the adoption of amendment (960):

Strike everything after the enacting clause and insert the following:

**"2013-2015 FISCAL BIENNIUM
GENERAL GOVERNMENT AGENCIES--OPERATING**

Sec. 101. 2013 c 306 s 101 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Motor Vehicle Account--State Appropriation(~~(\$435,000)~~)

\$433,000

The appropriation in this section is subject to the following conditions and limitations: The entire appropriation is provided solely for staffing costs to be dedicated to state transportation activities. Staff hired to support transportation activities must have practical experience with complex construction projects.

Sec. 102. 2013 c 306 s 102 (uncodified) is amended to read as follows:

FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Grade Crossing Protective Account--State

Appropriation\$504,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Within existing resources, the commission must work with stakeholders to study the safety of equipment, driver qualifications, insurance levels, safety of operations, and the past accidents of charter party carriers providing railroad crew transportation.

(2) The study must include a review of current practices regarding:

(a) Driver qualifications, including a driver's experience and skill, physical condition, type or class of license, and any license suspensions or revocations;

(b) Equipment safety;

(c) Safety of operations;

(d) Passenger safety;

(e) Insurance coverage levels, including liability coverage, uninsured and underinsured motorist coverage, and property damage coverage;

(f) Safety complaints received by the commission.

(3) This study must also include examination of past accidents involving vehicles regulated under chapter 81.61 RCW.

(4) The commission must provide a report to the legislature by December 31, 2014, summarizing the findings to date, including recommendations for avoiding accidents in the future and providing recommended statutory changes that would enhance public safety.

Sec. 103. 2013 c 306 s 103 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

Motor Vehicle Account--State Appropriation(~~(\$1,641,000)~~)

\$1,636,000
 Puget Sound Ferry Operations Account--State
 Appropriation \$176,000
 TOTAL APPROPRIATION (~~(\$1,817,000)~~)
\$1,812,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$932,000 of the motor vehicle account--state appropriation is provided solely for the office of financial management, from funds set aside out of statewide fuel taxes distributed to counties according to RCW 46.68.120(3), to contract with the Washington state association of counties to identify, analyze, evaluate, and implement county transportation performance measures associated with transportation system policy goals outlined in RCW 47.04.280. The Washington state association of counties, in cooperation with state agencies, must: Identify, analyze, and report on county transportation system preservation; identify, evaluate, and report on opportunities to streamline reporting requirements for counties; and evaluate project management tools to help improve project delivery at the county level.

(2) \$70,000 of the Puget Sound ferry operations account--state appropriation is provided solely for the state's share of the marine salary survey.

Sec. 104. 2013 c 306 s 106 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF AGRICULTURE
 Motor Vehicle Account--State Appropriation (~~(\$1,208,000)~~)
\$1,203,000

The appropriation in this section is subject to the following conditions and limitations:

(1) \$351,000 of the motor vehicle account--state appropriation is provided solely for costs associated with the motor fuel quality program.

(2) \$857,000 of the motor vehicle account--state appropriation is provided solely to test the quality of biofuel. The department must test fuel quality at the biofuel manufacturer, distributor, and retailer.

Sec. 105. 2013 c 306 s 107 (uncodified) is amended to read as follows:

FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE
 Motor Vehicle Account--State Appropriation (~~(\$529,000)~~)
\$527,000

TRANSPORTATION AGENCIES--OPERATING

Sec. 201. 2013 c 306 s 201 (uncodified) is amended to read as follows:

FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION
 Highway Safety Account--State Appropriation (~~(\$3,017,000)~~)
\$3,027,000
 Highway Safety Account--Federal Appropriation (~~(\$40,699,000)~~)
\$40,780,000
 Highway Safety Account--Private/Local Appropriation (~~(\$50,000)~~)
\$118,000
 School Zone Safety Account--State Appropriation (~~(\$1,800,000)~~)
\$1,700,000
 TOTAL APPROPRIATION (~~(\$45,566,000)~~)
\$45,625,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The commission shall develop and implement, in collaboration with the Washington state patrol, a target zero team pilot program in Yakima and Spokane counties. The pilot program must demonstrate the effectiveness of intense, high visibility driving under the influence enforcement in Washington state. The commission shall apply to the national highway traffic safety administration for federal highway safety grants to cover the cost of the pilot program.

(2) \$20,000,000 of the highway safety account--federal appropriation is provided solely for federal funds that may be obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the 2013-2015 fiscal biennium.

~~((4))~~ (3) The commission may continue to oversee pilot projects implementing the use of automated traffic safety cameras to detect speed violations within cities west of the Cascade mountains that have a population over one hundred ninety-five thousand. For the purposes of pilot projects in this subsection, no more than one automated traffic safety camera may be used to detect speed violations within any one jurisdiction.

(a) The commission shall comply with RCW 46.63.170 in administering the pilot projects.

(b) By January 1, 2015, any local authority that is operating an automated traffic safety camera to detect speed violations must provide a summary to the transportation committees of the legislature concerning the use of the cameras and data regarding infractions, revenues, and costs.

(4)(a) The commission shall coordinate with counties to implement and administer a statewide yellow dot program that will provide a yellow dot window decal and yellow dot folder during the 2013-2015 fiscal biennium.

(b) The commission may utilize available federal dollars and state dollars to implement and administer the program. The commission may accept donations and partnership funds through the state's existing donation process and deposit the funds to the highway safety account for the start-up and continued support of the program.

(c) The commission, in conjunction with counties, shall maintain a separate web page that allows a person to download the yellow dot form to be placed in the yellow dot folder and lists the locations in which a person may pick up the yellow dot window decal and folder. The commission and counties may not collect any personal information. A person using the program is responsible for maintaining the information in the yellow dot folder. Participation in the program does not create any new or distinct obligation for emergency medical responders or law enforcement personnel to determine if there is a yellow dot folder in the motor vehicle or use the information contained in the yellow dot folder.

(d) The commission may adopt rules necessary to implement this subsection.

(5) During the 2013-2015 fiscal biennium, the commission shall continue to provide funding to counties for target zero task forces at the same annual allotment levels that were in place January 1, 2014. By December 1, 2014, the commission must report to the transportation committees of the legislature on any proposed changes in funding levels for target zero task forces in the 2015-2017 fiscal biennium.

Sec. 202. 2013 c 306 s 202 (uncodified) is amended to read as follows:

FOR THE COUNTY ROAD ADMINISTRATION BOARD
 Rural Arterial Trust Account--State Appropriation (~~(\$945,000)~~)
\$939,000
 Motor Vehicle Account--State Appropriation (~~(\$2,186,000)~~)
\$2,195,000
 County Arterial Preservation Account--State
 Appropriation (~~(\$1,456,000)~~)
\$1,446,000
 TOTAL APPROPRIATION (~~(\$4,587,000)~~)
\$4,580,000

Sec. 203. 2013 c 306 s 203 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION IMPROVEMENT BOARD

Transportation Improvement Account--State

Appropriation ((~~\$3,804,000~~))

\$3,900,000

Sec. 204. 2013 c 306 s 204 (uncodified) is amended to read as follows:

FOR THE JOINT TRANSPORTATION COMMITTEE

Motor Vehicle Account--State Appropriation ((~~\$1,330,000~~))

\$1,575,000

The appropriation in this section is subject to the following conditions and limitations:

(1)(a) \$325,000 of the motor vehicle account--state appropriation is for a study of transportation cost drivers and potential efficiencies to contain project costs and gain more value from investments in Washington state's transportation system. The goal is to enable the department of transportation to construct bridge and highway projects more quickly and to build and operate them at a lower cost, while ensuring that appropriate environmental and regulatory protections are maintained and a quality project is delivered. The joint transportation committee must convene an advisory panel to provide study guidance and discuss potential efficiencies and recommendations. The scope of the study must be limited to state-level policies and practices relating to the planning, design, permitting, construction, financing, and operation of department of transportation roadway and bridge projects. The study must:

- (i) Identify best practices;
- (ii) Identify inefficiencies in state policy or agency practice where changes may save money;
- (iii) Recommend changes to improve efficiency and save money; and
- (iv) Identify potential savings to be achieved by adopting changes in practice or policy.

(b) The joint transportation committee shall issue a report of its findings to the house of representatives and senate transportation committees by December 31, 2013.

(2) The joint transportation committee shall coordinate a work group comprised of the department of licensing, the department of revenue, county auditors or other agents, and subagents to identify possible issues relating to the administration of, compliance with, and enforcement of the existing statutory requirement for a person to provide an unexpired driver's license when registering a vehicle. The work group shall provide recommendations on how administration and enforcement may be modified, as needed, to address any identified issues, including whether statutory changes may be needed. A report presenting the recommendations must be presented to the house of representatives and senate transportation committees by December 31, 2013.

(3) The joint transportation committee shall continue to convene a subcommittee for legislative oversight of the I-5/Columbia river crossing bridge replacement project. The Columbia river crossing legislative oversight subcommittee must be made up of six members: Two appointed by the cochair of the senate transportation committee, two appointed by the chair and ranking member of the house of representatives transportation committee, one designee of the governor, and one citizen jointly appointed by the four members of the joint transportation executive committee. The citizen appointee must be a Washington state resident of the area served by the bridge. At least two of the legislative members must be from the legislative districts served by the bridge. In addition to reviewing project and financing information, the subcommittee must also coordinate with the Oregon legislative oversight committee for the Columbia river crossing bridge.

(4) The joint transportation committee shall convene a work group to identify and evaluate internal refinance opportunities for the Tacoma

Narrows bridge. The study must include a staff work group, including staff from the office of financial management, the transportation commission, the department of transportation, the office of the state treasurer, and the legislative transportation committees. The joint transportation committee shall issue a report of its findings to the house of representatives and the senate transportation committees by December 31, 2013.

(5) The joint transportation committee shall study and review the use of surplus property proceeds to fund facility replacement projects, and the possibility of using the north central region as a pilot. The joint transportation committee shall consult with the department of transportation and the office of financial management regarding the department's current process for prioritizing and funding facility improvement and replacement projects.

(6) \$250,000 of the motor vehicle account--state appropriation is for the joint transportation committee to evaluate the current status of electric vehicle charging stations in Washington, and to make recommendations regarding potential business models for financially-sustainable electric vehicle charging networks and alternative roles for public and private sector participation in those business models. Public sector participation may include public financing, funding, facilitation, and other incentives to encourage installation of electric vehicle charging stations. In conducting the study, the committee must coordinate with the department of transportation and consult with local governments and stakeholders in the electric vehicle industry. The committee may also consult with users of electric vehicles and stakeholders representing manufacturers and operators of electric vehicle charging stations. The committee shall submit an interim report by December 31, 2014, and a final report by March 1, 2015.

(7) The joint transportation committee shall coordinate a work group to review the existing titling and registration processes along with policies that county auditors, subagents, and agents must comply with when conducting title and registration transactions. The goal and related outcomes of the work group review are to provide recommendations to streamline processes, modernize policies, and identify potential information technology opportunities. Members of the work group shall only include county auditors, subagents, agents, and the department of licensing. The work group shall submit a report to the transportation committees of the legislature on or before December 1, 2014.

(8) The joint transportation committee shall coordinate a work group comprised of representatives from the department of licensing, the Washington state traffic safety commission, and other stakeholders as deemed necessary, along with interested legislators, to develop parameters for and make recommendations regarding a pilot program that would allow students to meet traffic safety education requirements online. Additionally, the work group shall make recommendations related to requiring driver training to individuals between the ages of eighteen and twenty-four who have not previously passed a driver training education program or other methods of enhancing the safety of this high-risk group. The joint transportation committee shall issue a report of its findings to the transportation committees of the house of representatives and senate by December 1, 2014.

Sec. 205. 2013 c 306 s 205 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION COMMISSION

Motor Vehicle Account--State Appropriation ((~~\$2,947,000~~))

\$3,516,000

Multimodal Transportation Account--State

Appropriation \$112,000

TOTAL APPROPRIATION ((~~\$3,059,000~~))

\$3,628,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315, during the 2013-2015 fiscal biennium, the legislature authorizes the transportation commission to periodically review and, if necessary, adjust the schedule of fares for the Washington state ferry system only in amounts not greater than those sufficient to generate the amount of revenue required by the biennial transportation budget. When adjusting ferry fares, the commission must consider input from affected ferry users by public hearing and by review with the affected ferry advisory committees, in addition to the data gathered from the current ferry user survey.

(2) Consistent with RCW 43.135.055 and 47.46.100, during the 2013- 2015 fiscal biennium, the legislature authorizes the transportation commission to periodically review and, if necessary, adjust the schedule of toll charges applicable to the Tacoma Narrows bridge only in amounts not greater than those sufficient to support (a) any required costs for operating and maintaining the toll bridge, including the cost of insurance, (b) any amount required by law to meet the redemption of bonds and applicable interest payments, and (c) repayment of the motor vehicle fund.

(3) Consistent with RCW 43.135.055 and 47.56.880, during the 2013-2015 fiscal biennium, the legislature authorizes the transportation commission to set, periodically review, and, if necessary, adjust the schedule of toll charges applicable to the Interstate 405 express toll lanes.

~~(4)~~(a) \$400,000 of the motor vehicle account--state appropriation is provided solely for the development of the business case for the transition to a road usage charge system as the basis for funding the state transportation system, from the current motor fuel tax system. The funds are provided for fiscal year 2014 only.

(b) The legislature finds that the efforts started in the 2011-2013 fiscal biennium regarding the transition to a road usage charge system represent an important first step in the policy and conceptual development of potential alternative systems to fund transportation projects, but that the governance for the development needs clarification. The legislature also finds that significant amounts of research and public education are occurring in similar efforts in several states and that these efforts can and should be leveraged to advance the evaluation in Washington. The legislature intends, therefore, that the commission and its staff lead the policy development of the business case for a road usage charge system, with the goal of providing the business case to the governor and the legislative committees of the legislature in time for inclusion in the 2014 supplemental omnibus transportation appropriations act. The legislature intends for additional oversight in the business case development, with guidance from a steering committee as provided in chapter 86, Laws of 2012, augmented with participation by the joint transportation committee. The legislature further intends that the department of transportation continue to address administrative, technical, and conceptual operational issues related to road usage charge systems, and that the department serve as a resource for information gleaned from other states on this topic for the commission's efforts.

(c) For the purposes of this subsection ~~((3))~~ (4), the commission shall:

(i) Develop preliminary road usage charge policies that are necessary to develop the business case, as well as supporting research and data that will guide the potential application in Washington;

(ii) Develop the preferred operational concept or concepts that reflect the preliminary policies;

(iii) Evaluate the business case for the road usage charge system that would result from implementing the preliminary policies and preferred operational concept or concepts. The evaluation must assess likely financial outcomes if the system were to be implemented; and

(iv) Identify and document policy and other issues that are deemed important to further refine the preferred operational concept or concepts and to gain public acceptance. These identified issues should form the basis for continued work beyond this funding cycle.

(d) The commission shall convene a steering committee to guide the development of the business case. The membership must be the same as provided in chapter 86, Laws of 2012, except that the membership must also include the joint transportation committee executive members.

(e) The commission shall submit a report of the business case to the governor and the transportation committees of the legislature by December 15, 2013. The report must also include a proposed budget and work plan for fiscal year 2015. A progress report must be submitted to the governor and the joint transportation committee by November 1, 2013, including a presentation to the joint transportation committee.

~~((4))~~ (5) \$174,000 of the motor vehicle account--state appropriation is provided solely for the voice of Washington survey program. The funding must be utilized for continued program maintenance and two transportation surveys for the 2013-2015 fiscal biennium.

(6)(a) \$450,000 of the motor vehicle account--state appropriation is provided solely for a work plan to further develop the concept of a road usage charge system. The work plan must include: Refinement of initial policy analysis and development, a concept of operations that incorporates refined policy inputs, and a financial analysis evaluating the operational concept. The refinement of initial policy analysis and development funded under this subsection must be supplemented by the products of complementary policy refinement tasks delegated to the department of transportation in section 214 of this act and the office of the state treasurer in section 703 of this act. It is the intent of the legislature that consideration for potential planning for a pilot project and any risk analysis occur in the 2015 legislative session.

(b)(i) For the purposes of the refinement of initial policy analysis and development, the work plan must consider phasing and staging of how a road usage charge would be implemented as it relates to the types of vehicles that would be subject to a road usage charge and the nature and manner of a transition period.

(ii) For the purposes of this subsection (6)(b), the legislature intends that the commission focus its analysis by assuming that the exemptions under a road usage charge would be the same as those under the motor vehicle fuel and special fuel taxes. In addition, the commission must engage the road usage charge steering committee, which was reauthorized in chapter 306, Laws of 2013 for fiscal year 2014 and is hereby reauthorized in this act with the same membership, to continue in its role and, at a minimum, to guide the work specified in (a) of this subsection, including the following: Assessing and recommending the type of vehicles that would be subject to the road usage charge, and assessing and recommending the options for the timing and duration of the transition period. The steering committee shall report its findings and guidance to the commission by December 1, 2014.

(c)(i) For the purposes of the development of the concept of operations, the development must incorporate the products of (b) of this subsection, and, to the extent practicable, the products of work conducted by the department of transportation in section 214 of this act and the office of the state treasurer in section 703 of this act.

(ii) To reduce system development and operational costs, for road user charge options that rely on in-vehicle devices to record mileage, the work plan must recommend how the state can utilize the technology and back-office platforms that are scheduled to be provided by commercial account managers under the Oregon road usage charge program.

(iii) In addition to a time permit and an odometer charge, the concept of operations recommendation must be developed to include a means for periodic payments based on mileage reporting utilizing methods other than onboard diagnostic in-vehicle devices.

(d) The work plan and recommendations, along with a proposed work plan and budget for the 2015-2017 fiscal biennium, must be submitted by the commission to the transportation committees of the

legislature by January 15, 2015.

(7) Within existing resources, the commission shall undertake a study of the urban and rural financial and equity implications of a potential road usage charge system in Washington. The commission shall work with the department of transportation and the department of licensing to conduct this analysis. For any survey work that is considered, the commission should utilize the existing voice of Washington survey panel and budget to inform the study. The results must be presented to the governor and the legislature by January 15, 2015.

(8) \$125,000 of the motor vehicle account--state appropriation is provided solely to update the statewide transportation plan required under RCW 47.01.071(4) with the required federal elements to bring the plan into federal compliance. The legislature intends that a single, statewide transportation plan fulfill the requirements of RCW 47.01.071(4) and 47.06.040 and currently known federal planning requirements. The commission shall work collaboratively with the department of transportation to accomplish this intent. The commission shall submit the completed plan to the transportation committees of the legislature, and the department shall submit the completed plan to the United States department of transportation as required under 23 U.S.C. Sec. 135 by June 30, 2015. The commission shall provide a status update on this work to the transportation committees of the legislature by January 1, 2015.

Sec. 206. 2013 c 306 s 206 (uncodified) is amended to read as follows:

FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Motor Vehicle Account--State Appropriation (~~(\$904,000)~~)

\$879,000

Sec. 207. 2013 c 306 s 207 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account--State

Appropriation (~~(\$370,354,000)~~)

\$366,805,000

State Patrol Highway Account--Federal

Appropriation (~~(\$11,137,000)~~)

\$11,067,000

State Patrol Highway Account--Private/Local

Appropriation (~~(\$3,591,000)~~)

\$3,572,000

Highway Safety Account--State Appropriation (~~(\$19,429,000)~~)

\$19,265,000

Multimodal Transportation Account--State

Appropriation (~~(\$273,000)~~)

\$272,000

Ignition Interlock Device Revolving Account--State

Appropriation (~~(\$573,000)~~)

\$569,000

TOTAL APPROPRIATION (~~(\$405,357,000)~~)

\$401,550,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The Washington state patrol shall collaborate with the Washington traffic safety commission on the target zero team pilot program referenced in section 201 of this act.

(2) During the 2013-2015 fiscal biennium, the Washington state patrol shall relocate its data center to the state data center in Olympia. The Washington state patrol shall work with the department of enterprise services to negotiate the lease termination agreement for the current data center site.

(3) Washington state patrol officers engaged in off-duty uniformed employment providing traffic control services to the department of transportation or other state agencies may use state patrol vehicles for

the purpose of that employment, subject to guidelines adopted by the chief of the Washington state patrol. The Washington state patrol must be reimbursed for the use of the vehicle at the prevailing state employee rate for mileage and hours of usage, subject to guidelines developed by the chief of the Washington state patrol.

(4) \$573,000 of the ignition interlock device revolving account--state appropriation is provided solely for the ignition interlock program at the Washington state patrol to provide funding for two staff to work and provide support for the program in working with manufacturers, service centers, technicians, and participants in the program.

(5) \$370,000 of the state patrol highway account--state appropriation is provided solely for costs associated with the pilot program described under section 216(~~(46))~~ (5) of this act. The Washington state patrol may incur costs related only to the assignment of cadets and necessary computer equipment and to the reimbursement of the department of transportation for contract costs. The appropriation in this subsection must be funded from the portion of the automated traffic safety camera infraction fines deposited into the state patrol highway account; however, if the fines deposited into the state patrol highway account from automated traffic safety camera infractions do not reach three hundred seventy thousand dollars, the department of transportation shall remit funds necessary to the Washington state patrol to ensure the completion of the pilot program. The Washington state patrol may not incur overtime as a result of this pilot program. The Washington state patrol shall not assign troopers to operate or deploy the pilot program equipment used in roadway construction zones.

(6) The cost allocation for any costs incurred for the facilities at the Olympia, Washington airport used for the Washington state patrol aviation section must be split evenly between the state patrol highway account and the general fund.

(7) The Washington state patrol shall work with the state interoperability executive committee to compile a list of recent studies evaluating the potential savings and benefits of consolidating law enforcement and emergency dispatching centers and report to the joint transportation committee by December 1, 2014, on the findings and recommendations of those studies. As part of this study, the Washington state patrol must look for potential efficiencies within state government.

(8) The Washington state patrol shall coordinate and support local law enforcement in Pierce county in providing traffic control on the highways and other activities within current budget during the United States open national golf championship in June 2015.

Sec. 208. 2013 c 306 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

Marine Fuel Tax Refund Account--State

Appropriation \$34,000

Motorcycle Safety Education Account--State

Appropriation (~~(\$4,409,000)~~)

\$4,396,000

State Wildlife Account--State Appropriation (~~(\$885,000)~~)

\$867,000

Highway Safety Account--State Appropriation (~~(\$156,679,000)~~)

\$158,505,000

Highway Safety Account--Federal Appropriation (~~(\$4,392,000)~~)

\$4,363,000

Motor Vehicle Account--State Appropriation (~~(\$76,819,000)~~)

\$81,352,000

Motor Vehicle Account--Federal Appropriation \$467,000

Motor Vehicle Account--Private/Local Appropriation \$1,544,000

Ignition Interlock Device Revolving Account--State

Appropriation (~~(\$2,656,000)~~)

\$2,871,000

Department of Licensing Services Account--State

Appropriation (~~(\$5,959,000)~~)

\$5,983,000TOTAL APPROPRIATION (~~(\$253,844,000)~~)\$260,382,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,235,000 of the highway safety account--state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1752), Laws of 2013 (requirements for the operation of commercial motor vehicles in compliance with federal regulations). If chapter . . . (Substitute House Bill No. 1752), Laws of 2013 is not enacted by June 30, 2013, the amount provided in this subsection lapses.

(2) \$1,000,000 of the highway safety account--state appropriation is provided solely for information technology field system modernization.

(3) \$5,286,000 of the highway safety account--state appropriation is provided solely for business and technology modernization.

(4) \$2,355,000 of the motor vehicle account--state appropriation is provided solely for replacing prorated and fuel tax computer systems used to administer interstate licensing and the collection of fuel tax revenues.

(5) \$1,491,000 of the highway safety account--state appropriation is provided solely for the implementation of an updated central issuance system.

(6) \$201,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5152), Laws of 2013 (Sounders FC and Seahawks license plates). If chapter . . . (Substitute Senate Bill No. 5152), Laws of 2013 is not enacted by June 30, 2013, the amount provided in this subsection lapses.

~~((4))~~ (7) \$425,000 of the highway safety account--state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5182), Laws of 2013 (vehicle owner information). If chapter . . . (Substitute Senate Bill No. 5182), Laws of 2013 is not enacted by June 30, 2013, the amount provided in this subsection lapses.

~~((5))~~ \$172,000 of the highway safety account--state appropriation is provided solely for the implementation of chapter . . . (Senate Bill No. 5775), Laws of 2013 (veterans/drivers' licenses). If chapter . . . (Senate Bill No. 5775), Laws of 2013 is not enacted by June 30, 2013, the amount provided in this subsection lapses.

~~(6) \$652,000~~ (8) \$289,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (Second Engrossed Substitute Senate Bill No. 5785), Laws of ~~((2013))~~ 2014 (license plates). If chapter . . . (Second Engrossed Substitute Senate Bill No. 5785), Laws of ~~((2013))~~ 2014 is not enacted by June 30, ~~((2013))~~ 2014, the amount provided in this subsection lapses.

~~((7))~~ \$78,000 of the motor vehicle account--state appropriation and \$3,707,000 of the highway safety account--state appropriation are provided solely for the implementation of chapter . . . (Engrossed Substitute Senate Bill No. 5857), Laws of 2013 (vehicle related fees). If chapter . . . (Engrossed Substitute Senate Bill No. 5857), Laws of 2013 is not enacted by June 30, 2013, the amount provided in this subsection lapses.

~~(8))~~ (9) The appropriation in this section reflects the department charging an amount sufficient to cover the full cost of providing the data requested under RCW 46.12.630(1)(b).

~~((9))~~ (10)(a) The department must convene a work group to examine the use of parking placards and special license plates for persons with disabilities and develop a strategic plan for ending any abuse. In developing this plan, the department must work with the department of health, disabled citizen advocacy groups, and representatives from local government.

(b) The work group must be composed of no more than two representatives from each of the entities listed in (a) of this subsection.

The work group may, when appropriate, consult with any other public or private entity in order to complete the strategic plan.

(c) The strategic plan must include:

(i) Oversight measures to ensure that parking placards and special license plates for persons with disabilities are being properly issued, including: (A) The entity responsible for coordinating a randomized review of applications for special parking privileges; (B) a volunteer panel of medical professionals to conduct such reviews; (C) a means to protect the anonymity of both the medical professional conducting a review and the medical professional under review; (D) a means to protect the privacy of applicants by removing any personally identifiable information; and (E) possible sanctions against a medical professional for repeated improper issuances of parking placards or special license plates for persons with disabilities, including those sanctions listed in chapter 18.130 RCW; and

(ii) The creation of a publicly accessible system in which the validity of parking placards and special license plates for persons with disabilities may be verified. This system must not allow the public to access any personally identifiable information or protected health information of a person who has been issued a parking placard or special license plate.

(d) The work group must convene by July 1, 2013, and terminate by December 1, 2013.

(e) By December 1, 2013, the work group must deliver to the legislature and the appropriate legislative committees the strategic plan required under this subsection, together with its findings, recommendations, and any necessary draft legislation in order to implement the strategic plan.

~~((40))~~ (11) \$3,082,000 of the highway safety account--state appropriation is provided solely for exam and licensing activities, including the workload associated with providing driver record abstracts, and is subject to the following additional conditions and limitations:

(a) The department may furnish driving record abstracts only to those persons or entities expressly authorized to receive the abstracts under Title 46 RCW;

(b) The department may furnish driving record abstracts only for an amount that does not exceed the specified fee amounts in RCW 46.52.130 (2)(e)(v) and (4); and

(c) The department may not enter into a contract, or otherwise participate in any arrangement, with a third party or other state agency for any service that results in an additional cost, in excess of the fee amounts specified in RCW 46.52.130 (2)(e)(v) and (4), to statutorily authorized persons or entities purchasing a driving record abstract.

(12) \$229,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute House Bill No. 1129), Laws of 2014 (ferry vessel replacement). If chapter . . . (Engrossed Second Substitute House Bill No. 1129), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(13) \$96,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute House Bill No. 1902), Laws of 2014 (intermittent-use trailer license plates). If chapter . . . (Engrossed Second Substitute House Bill No. 1902), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(14) \$42,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 2100), Laws of 2014 (Seattle University license plates). If chapter . . . (House Bill No. 2100), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(15) \$46,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 2700), Laws of 2014 (breast cancer awareness license plates). If chapter . . . (House Bill No. 2700), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(16) \$42,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (Engrossed House Bill No. 2752), Laws of 2014 (Washington state tree license plates). If chapter . . . (Engrossed House Bill No. 2752), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(17) \$32,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 2741), Laws of 2014 (initial vehicle registration). If chapter . . . (House Bill No. 2741), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(18) Within existing resources, the department must convene a work group that includes, at a minimum, representatives from the department of transportation, the trucking industry, manufacturers of compressed natural gas and liquefied natural gas, and any other stakeholders as deemed necessary, for the following purposes:

(a) To evaluate the annual license fee in lieu of fuel tax under RCW 82.38.075 to determine a fee that more closely represents the average consumption of vehicles by weight and to make recommendations to the transportation committees of the legislature by December 1, 2014, on an updated fee schedule; and

(b) To develop a transition plan to move vehicles powered by liquefied natural gas and compressed natural gas from the annual license fee in lieu of fuel tax to the fuel tax under RCW 82.38.030. The transition plan must incorporate stakeholder feedback and must include draft legislation and cost and revenue estimates. The transition plan must be submitted to the transportation committees of the legislature by December 1, 2015.

(c) This subsection takes effect if both chapter . . . (Engrossed Substitute Senate Bill No. 6440), Laws of 2014 (compressed natural gas and liquefied natural gas) and chapter . . . (Substitute House Bill No. 2753), Laws of 2014 (compressed natural gas and liquefied natural gas) are not enacted by June 30, 2014.

(19) \$36,000 of the motor vehicle account--state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5467), Laws of 2014 (vehicle owner list furnishment requirements). If chapter . . . (Substitute Senate Bill No. 5467), Laws of 2014 is not enacted by June 30, 2014, the amount provided in this subsection lapses.

(20) The department must convene a work group to study the issue of regulating tow truck operators that are not licensed as registered tow truck operators under chapter 46.55 RCW. The work group must examine the advisability of regulating such operators, including any potential benefits to public safety, and possible methodologies for accomplishing this regulation. The work group must include the department, representatives of the Washington state patrol, organized groups of registered tow truck operators, and automobile clubs. The work group may also include hulk haulers, wreckers, transporters, and other stakeholders relating to the issue of unregulated towing for monetary compensation. The work group shall convene as necessary and report its recommendations and draft legislation to the transportation committees of the legislature by December 1, 2014.

(21) The department when modernizing its computer systems must place personal and company data elements in separate data fields to allow the department to select discrete data elements when providing information or data to persons or entities outside the department. This requirement must be included as part of the systems design in the department's business and technology modernization. A person's photo, social security number, or medical information must not be made available through public disclosure or data being provided under RCW 46.12.630 or 46.12.635.

Sec. 209. 2013 c 306 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND MAINTENANCE--PROGRAM B

High-Occupancy Toll Lanes Operations Account--State

	Appropriation ((\$1,851,000))	\$1,942,000
Motor Vehicle Account--State Appropriation ((\$509,000))		\$514,000
State Route Number 520 Corridor Account--State	Appropriation ((\$32,419,000))	\$34,267,000
State Route Number 520 Civil Penalties Account--State	Appropriation ((\$4,169,000))	\$4,156,000
Tacoma Narrows Toll Bridge Account--State	Appropriation ((\$23,730,000))	\$25,007,000
Puget Sound Ferry Operations Account--State	Appropriation \$250,000	
Interstate 405 Express Toll Lanes Operations	Account--State Appropriation	\$2,019,000
TOTAL APPROPRIATION ((\$62,928,000))		\$68,155,000

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) The legislature finds that the department's tolling division has expanded greatly in recent years to address the demands of administering several newly tolled facilities using emerging toll collection technologies. The legislature intends for the department to continue its good work in administering the tolled facilities of the state, while at the same time implementing controls and processes to ensure the efficient and judicious administration of toll payer dollars.

(b) The legislature finds that the department has undertaken a cost-of-service study in the winter and spring of 2013 for the purposes of identifying in detail the costs of operating and administering tolling on state route number 520, state route number 167 high-occupancy toll lanes, and the Tacoma Narrows bridge. The purpose of the study is to provide results to establish a baseline by which future activity may be compared and opportunities identified for cost savings and operational efficiencies. In addition, the legislature finds that the state auditor has undertaken a performance audit of the department's contract for the customer service center and back office processing of tolling transactions. The audit findings, which are expected to include lessons learned, are due in late spring 2013.

(c) Using the results of the cost-of-service study and the state audit as a basis, the department shall conduct a review of operations using lean management principles in order to eliminate inefficiencies and redundancies, incorporate lessons learned, and identify opportunities to conduct operations more efficiently and effectively. Within current statutory and budgetary tolling policy, the department shall use the results of the review to improve operations in order to conduct toll operations within the appropriations provided in subsections (2) through (4) of this section. The department shall submit the review, along with the status of and plans for the implementation of review recommendations, to the office of financial management and the house of representatives and senate transportation committees by October 15, 2013.

(2) (~~(\$10,482,000)~~) \$10,343,000 of the Tacoma Narrows toll bridge account--state appropriation, (~~(\$17,056,000)~~) \$16,534,000 of the state route number 520 corridor account--state appropriation, (~~(\$1,226,000)~~) \$1,217,000 of the high-occupancy toll lanes operations account--state appropriation, and (~~(\$509,000)~~) \$514,000 of the motor vehicle account-- state appropriation are provided solely for nonvendor costs of administering toll operations, including the costs of: Staffing the division, consultants and other personal service contracts required for technical oversight and management assistance, insurance, payments related to credit card processing, transponder purchases and inventory management, facility operations and maintenance, and other miscellaneous nonvendor costs.

(3) (~~(\$10,907,000)~~) \$11,265,000 of the Tacoma Narrows toll bridge account--state appropriation, (~~(\$9,363,000)~~) \$9,730,000 of the state route number 520 corridor account--state appropriation, and \$625,000 of the high-occupancy toll lanes operations account--state appropriation are provided solely for vendor-related costs of operating tolled facilities, including the costs of: The customer service center; cash collections on the Tacoma Narrows bridge; electronic payment processing; and toll collection equipment maintenance, renewal, and replacement.

(4) \$1,300,000 of the Tacoma Narrows toll bridge account--state appropriation and \$6,000,000 of the state route number 520 corridor account--state appropriation are provided solely for the purposes of addressing unforeseen operations and maintenance costs on the Tacoma Narrows bridge and the state route number 520 bridge, respectively. The office of financial management shall place the amounts provided in this section, which represent a portion of the required minimum fund balance under the policy of the state treasurer, in unallotted status. The office may release the funds only when it determines that all other funds designated for operations and maintenance purposes have been exhausted.

(5) (~~(\$4,169,000)~~) \$4,156,000 of the state route number 520 civil penalties account--state appropriation and \$1,039,000 of the Tacoma Narrows toll bridge account--state appropriation are provided solely for expenditures related to the toll adjudication process. The department shall report on the civil penalty process to the office of financial management and the house of representatives and senate transportation committees by the end of each calendar quarter. The reports must include a summary table for each toll facility that includes: The number of notices of civil penalty issued; the number of recipients who pay before the notice becomes a penalty; the number of recipients who request a hearing and the number who do not respond; workload costs related to hearings; the cost and effectiveness of debt collection activities; and revenues generated from notices of civil penalty.

(6) The Tacoma Narrows toll bridge account--state appropriation in this section reflects reductions in management costs of \$1,235,000.

(7) The department shall make detailed quarterly expenditure reports available to the transportation commission and to the public on the department's web site using current department resources. The reports must include a summary of toll revenue by facility on all operating toll facilities and high occupancy toll lane systems, and an itemized depiction of the use of that revenue.

(8) The department shall make detailed quarterly reports to the governor and the transportation committees of the legislature on the use of consultants in the tolling program. The reports must include the name of the contractor, the scope of work, the type of contract, timelines, deliverables, any new task orders, and any extensions to existing consulting contracts.

(9)(a) \$250,000 of the Puget Sound ferry operations account--state appropriation is provided solely for the development of a plan to integrate and transition customer service, reservation, and payment systems currently provided by the marine division to ferry users into the statewide tolling customer service center.

(b)(i) The department shall develop a plan that addresses:

(A) A phased implementation approach, beginning with "Good To Go" as a payment option for ferry users;

(B) The feasibility, schedule, and cost of creating a single account-based system for toll road and ferry users;

(C) Transitioning customer service currently provided by the marine division to the statewide tolling customer service center; and

(D) Transitioning existing and planned ferry reservation system support from the marine division to the statewide tolling customer service center.

(ii) The plan must be provided to the office of financial management and the transportation committees of the legislature by January 14, 2014.

(10)(a) \$2,019,000 of the Interstate 405 express toll lanes operations account--state appropriation is provided solely for operating and maintenance costs of the Interstate 405 express toll lanes program, including staff costs related to operating an additional toll facility, consulting support for operations, purchase of transponders, costs related to adjudication, credit card fees, printing and postage, and customer service center support. Of the amount provided in this subsection, \$519,000 of the Interstate 405 express toll lanes operations account--state appropriation must be placed in unallotted status by the office of financial management until a plan to begin tolling the Interstate 405 express toll lanes during the summer of 2015 is finalized and approved by the office of financial management, in consultation with the chairs and ranking member of the transportation committees of the legislature.

(b) The funds provided in (a) of this subsection are provided through a transfer from the motor vehicle account--state appropriation in section 407(19) of this act. These funds are a loan to the Interstate 405 express toll lanes operations account--state appropriation, and the legislature assumes that these funds will be reimbursed to the motor vehicle account at a later date when the Interstate 405 express toll lanes are operational.

(11) \$1,060,000 of the Tacoma narrows toll bridge account--state appropriation, \$2,003,000 of the state route number 520 corridor account--state appropriation, and \$99,000 of the high occupancy toll lanes operations account--state appropriation are provided solely in anticipation of, and to prepare for, the procurement of a new tolling customer service center. Of the amounts provided in this subsection, \$480,000 of the Tacoma narrows toll bridge account--state appropriation, \$906,000 of the state route number 520 corridor account--state appropriation, and \$45,000 of the high occupancy toll lanes operations account--state appropriation must be placed in unallotted status by the office of financial management until a procurement plan is finalized and approved by the office of financial management, in consultation with the chairs and ranking member of the transportation committees of the legislature. Beginning July 1, 2014, the department shall report quarterly to the governor, legislature, and state auditor on: (a) The department's effort to mitigate risk to the state, (b) the development of a request for proposals, and (c) the overall progress towards procuring a new tolling customer service center.

Sec. 210. 2013 c 306 s 210 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
INFORMATION TECHNOLOGY--PROGRAM C**

Transportation Partnership Account--State	Appropriation \$1,460,000
Motor Vehicle Account--State Appropriation ((\$68,773,000))	<u>\$65,936,000</u>
Multimodal Transportation Account--State	Appropriation ((\$363,000))
	<u>\$2,883,000</u>
Transportation 2003 Account (Nickel Account)--State	Appropriation \$1,460,000
Puget Sound Ferry Operations Account--State	Appropriation \$263,000
<hr/>	
TOTAL APPROPRIATION ((\$72,056,000))	<u>\$72,002,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$290,000 of the motor vehicle account--state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

(2) \$1,460,000 of the transportation partnership account--state appropriation and \$1,460,000 of the transportation 2003 account (nickel account)--state appropriation are provided solely for maintaining the department's project management reporting system.

Sec. 211. 2013 c 306 s 211 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
FACILITY MAINTENANCE, OPERATIONS, AND
CONSTRUCTION--PROGRAM D--OPERATING**

Motor Vehicle Account--State Appropriation ((~~\$26,251,000~~))

\$26,114,000

The appropriation in this section is subject to the following conditions and limitations: \$850,000 of the motor vehicle account--state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

Sec. 212. 2013 c 306 s 212 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
AVIATION--PROGRAM F**

Aeronautics Account--State Appropriation ((~~\$7,361,000~~))

\$7,909,000

Aeronautics Account--Federal Appropriation \$2,150,000

TOTAL APPROPRIATION ((~~\$9,511,000~~))

\$10,059,000

The appropriations in this section are subject to the following conditions and limitations: ((~~\$3,500,000~~)) \$4,065,000 of the aeronautics account--state appropriation is provided solely for airport investment studies and the airport aid grant program, which provides competitive grants to public airports for pavement, safety, maintenance, planning, and security.

Sec. 213. 2013 c 306 s 213 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--
PROGRAM H**

Motor Vehicle Account--State Appropriation ((~~\$47,607,000~~))

\$48,687,000

Motor Vehicle Account--Federal Appropriation \$500,000

Multimodal Transportation Account--State

Appropriation \$250,000

TOTAL APPROPRIATION ((~~\$48,357,000~~))

\$49,437,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$4,423,000 of the motor vehicle account--state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

(2) The real estate services division of the department must recover the cost of its efforts from sale proceeds and fund additional future sales from those proceeds.

(3) The legislature recognizes that the Dryden pit site (WSDOT Inventory Control (IC) No. 2-04-00103) is unused state-owned real property under the jurisdiction of the department, and that the public would benefit significantly from the complete enjoyment of the natural scenic beauty and recreational opportunities available at the site. Therefore, pursuant to RCW 47.12.080, the legislature declares that transferring the property to the department of fish and wildlife for recreational use and fish and wildlife restoration efforts is consistent with the public interest in order to preserve the area for the use of the public and the betterment of the natural environment. The department shall work with the department of fish and wildlife and transfer and convey the Dryden pit site to the department of fish and wildlife as-is for an adjusted fair market value reflecting site conditions, the proceeds of which must be deposited in the motor vehicle fund. The department is not responsible for any costs associated with the cleanup or transfer of this property. This subsection expires June 30, 2014.

(4) The legislature recognizes that the trail known as the Apple Capital Loop, and its extensions, serve to separate motor vehicle traffic from pedestrians and bicyclists, increasing motor vehicle safety on existing state route number 28. Consistent with chapter 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that transferring portions of WSDOT Inventory Control (IC) Nos. 2-09-04537 and 2-09-04569 to Douglas county and the city of East Wenatchee is consistent with the public interest. The legislature directs the department to transfer the property to Douglas county and the city of East Wenatchee. The department must be paid fair market value for any portions of the transferred real property that is later abandoned, vacated, or ceases to be publicly maintained for trail purposes. Douglas county and the city of East Wenatchee must agree to accept responsibility for trail segments within their respective jurisdictions and sign an agreement with the state that the transfer of these parcels to their respective jurisdictions extinguishes any state obligations to improve, maintain, or be in any way responsible for these assets. This subsection expires June 30, 2014.

(5) The legislature recognizes that the SR 20/Cook Road realignment and extension project in the city of Sedro-Woolley will enhance the state and local highway systems by providing a more direct route from state route number 20 and state route number 9 to Interstate 5, and will reduce traffic on state route number 20 and state route number 9, improving the capacity of each route. Furthermore, the legislature declares that certain portions of the department's property held for highway purposes located primarily to the north and west of state route number 20, between state route number 20 to the south and F and S Grade Road to the north, in the incorporated limits of Sedro-Woolley in Skagit county, can help facilitate completion of the project. Therefore, consistent with RCW 47.12.063, 47.12.080, and 47.12.120, it is the intent of the legislature that the department sell, transfer, or lease, as appropriate, to the city of Sedro-Woolley only those portions of the property necessary to construct the project, including necessary staging areas. However, any staging areas should revert to the department within three years of completion of the project.

(6) Within the amounts provided in this section, the department shall create a quality assurance position. This position must provide independent project quality assurance validation and ensure that quality assurance audit functions are accountable at the highest level of the organization.

(7) To maximize available resources, the department's efforts to eliminate fish passage barriers caused by state roads and highways must be based on the principle of maximizing habitat recovery through a coordinated investment strategy that, to the maximum extent practical and allowable, prioritizes opportunities: To correct multiple fish barriers in whole streams rather than through individual, isolated projects; to coordinate with other entities sponsoring barrier removals, such as regional fisheries enhancement groups, in a manner that achieves the greatest cost savings to all parties; and to eliminate barriers located furthest downstream in a stream system. The department must also recognize that many of the barriers owned by the state are located in the same stream systems as barriers that are owned by cities and counties with limited financial resources for correction and that state/local partnership opportunities should be sought to address these barriers. This subsection takes effect if chapter . . . (Second Substitute House Bill No. 2251), Laws of 2014 is not enacted by June 30, 2014.

(8) \$1,453,000 of the motor vehicle account--state appropriation is provided solely to support increased departmental efforts to dispose of surplus property as directed in subsection (2) of this section. These additional funds are expected to result in up to \$5,000,000 per fiscal biennium in additional revenues through increasing the sale of surplus property. By December 1, 2014, the department shall report to the governor and the chairs and ranking members of the senate and house of representatives transportation committees on the number of surplus property parcels sold and the amount of revenue generated from those sales during 2014.

Sec. 214. 2013 c 306 s 214 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
ECONOMIC PARTNERSHIPS--PROGRAM K**

Motor Vehicle Account--State Appropriation (~~(\$570,000)~~)

\$589,000

The appropriation in this section is subject to the following conditions and limitations:

(1) The legislature finds that the efforts started in the 2011-2013 fiscal biennium regarding the transition to a road usage charge system represent an important first step in the policy and conceptual development of potential alternative systems to fund transportation projects, but that the governance for the development needs clarification. The legislature also finds that significant amounts of research and public education are occurring in similar efforts in several states and that these efforts can and should be leveraged to advance the evaluation in Washington. The legislature intends, therefore, that the transportation commission and its staff lead the policy development of the business case for a road usage charge system, with the goal of providing the business case to the governor and the legislative committees of the legislature in time for inclusion in the 2014 supplemental omnibus transportation appropriations act. The legislature intends for additional oversight in the business case development, with guidance from a steering committee as provided in chapter 86, Laws of 2012 for the transportation commission, augmented with participation by the joint transportation committee. The legislature further intends that, through the economic partnerships program, the department continue to address administrative, technical, and conceptual operational issues related to road usage charge systems, and that the department serve as a resource for information gleaned from other states on this topic for the transportation commission's efforts.

(2) The economic partnerships program must continue to explore retail partnerships at state-owned park-and-ride facilities, as authorized in RCW 47.04.295.

(3) The department, in collaboration with the transportation commission, shall work with the office of the state treasurer and the state's bond counsel to explore legal approaches for ensuring that any reduction, refunding, crediting, or repeal of the motor vehicle fuel tax, in whole or in part, can be accomplished without unlawfully impairing the legal rights of motor vehicle fuel tax bond holders. The results of this work must be shared with the transportation committees of the legislature and the office of financial management by September 1, 2014.

(4) \$21,000 of the motor vehicle account--state appropriation is provided solely as matching funds for the department to partner with other transportation agencies located in the western region of North America to develop strategies and methods for reporting, collecting, crediting, and remitting road usage charges resulting from inter-jurisdictional travel. At least one partnering jurisdiction must share a common border with Washington. The results of this work must be reported to the governor, the transportation commission, and the transportation committees of the legislature by September 1, 2014.

Sec. 215. 2013 c 306 s 215 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
HIGHWAY MAINTENANCE--PROGRAM M**

Highway Safety Account--State Appropriation \$10,000,000

Motor Vehicle Account--State Appropriation (~~(\$390,040,000)~~)

\$391,358,000

Motor Vehicle Account--Federal Appropriation \$7,000,000

TOTAL APPROPRIATION (~~(\$407,040,000)~~)

\$408,358,000

The appropriations in this section are subject to the following conditions and limitations:

~~(1) (~~(\$377,779,000~~ of the motor vehicle account state appropriation and \$10,000,000 of the highway safety account state appropriation are provided solely for the maintenance program to achieve specific levels of service on the thirty maintenance targets listed by statewide priority in LEAP Transportation Document 2013-4 as developed April 23, 2013. Beginning in February 2014, the department shall report to the legislature annually on its updated maintenance accountability process targets and whether or not the department was able to achieve its targets.~~

~~(2) ~~(\$8,450,000)~~ \$10,910,000 of the motor vehicle account--state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.~~

~~((3) ~~(\$1,305,000)~~ (2) \$2,605,000 of the motor vehicle account--state appropriation is provided solely for utility fees assessed by local governments as authorized under RCW 90.03.525 for the mitigation of storm water runoff from state highways.~~

~~((4)) (3) The department shall submit a budget decision for the 2014 legislative session package that details all costs associated with utility fees assessed by local governments as authorized under RCW 90.03.525.~~

~~((5)) (4) \$50,000 of the motor vehicle account--state appropriation is provided solely for clearing and pruning dangerous trees along state route number 542 between mile markers 43 and 48 to prevent safety hazards and delays.~~

~~((6)) (5) \$2,277,000 of the motor vehicle account--state appropriation is provided solely to replace or rehabilitate critical equipment needed to perform snow and ice removal activities and roadway maintenance. These funds may not be used to purchase passenger cars as defined in RCW 46.04.382.~~

Sec. 216. 2013 c 306 s 216 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
TRAFFIC OPERATIONS--PROGRAM Q-- OPERATING**

Motor Vehicle Account--State Appropriation (~~(\$50,504,000)~~)

\$50,055,000

Motor Vehicle Account--Federal Appropriation \$2,050,000

Motor Vehicle Account--Private/Local Appropriation \$250,000

TOTAL APPROPRIATION (~~(\$52,804,000)~~)

\$52,355,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$6,000,000 of the motor vehicle account--state appropriation is provided solely for low-cost enhancements. The department shall give priority to low-cost enhancement projects that improve safety or provide congestion relief. The department shall prioritize low-cost enhancement projects on a statewide rather than regional basis. By September 1st of each even-numbered year, the department shall provide a report to the legislature listing all low-cost enhancement projects prioritized on a statewide rather than regional basis completed in the prior year.

(2) \$9,000,000 of the motor vehicle account--state appropriation is provided solely for the department's incident response program.

(3) During the 2013-2015 fiscal biennium, the department shall continue a pilot program that expands private transportation providers' access to high occupancy vehicle lanes. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, the following vehicles must be authorized to use the reserved portion of the highway if the vehicle has the capacity to carry eight or more passengers, regardless of the number of passengers in the vehicle: (a) Auto transportation company vehicles regulated under chapter 81.68 RCW; (b) passenger charter carrier vehicles regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as

defined under department of licensing rules; (c) private nonprofit transportation provider vehicles regulated under chapter 81.66 RCW; and (d) private employer transportation service vehicles. For purposes of this subsection, "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees. Nothing in this subsection is intended to authorize the conversion of public infrastructure to private, for-profit purposes or to otherwise create an entitlement or other claim by private users to public infrastructure.

(4) The department shall work with the cities of Lynnwood and Edmonds to provide traffic light synchronization on state route number 524.

~~((6))~~ (5) The department, in consultation with the Washington state patrol, must continue a pilot program for the state patrol to issue infractions based on information from automated traffic safety cameras in roadway construction zones on state highways. For the purpose of this pilot program, during the 2013-2015 fiscal biennium, a roadway construction zone includes areas where public employees or private contractors may be present or where a driving condition exists that would make it unsafe to drive at higher speeds, such as, when the department is redirecting or realigning lanes on any public roadway pursuant to ongoing construction. The department shall use the following guidelines to administer the program:

(a) Automated traffic safety cameras may only take pictures of the vehicle and vehicle license plate and only while an infraction is occurring. The picture must not reveal the face of the driver or of passengers in the vehicle;

(b) The department shall plainly mark the locations where the automated traffic safety cameras are used by placing signs on locations that clearly indicate to a driver that he or she is entering a roadway construction zone where traffic laws are enforced by an automated traffic safety camera;

(c) Notices of infractions must be mailed to the registered owner of a vehicle within fourteen days of the infraction occurring;

(d) The owner of the vehicle is not responsible for the violation if the owner of the vehicle, within fourteen days of receiving notification of the violation, mails to the patrol, a declaration under penalty of perjury, stating that the vehicle involved was, at the time, stolen or in the care, custody, or control of some person other than the registered owner, or any other extenuating circumstances;

(e) For purposes of the 2013-2015 fiscal biennium pilot program, infractions detected through the use of automated traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120. Additionally, infractions generated by the use of automated traffic safety cameras must be processed in the same manner as parking infractions for the purposes of RCW 3.50.100, 35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the fine issued under this subsection ~~((6))~~ (5) for an infraction generated through the use of an automated traffic safety camera is one hundred thirty-seven dollars. The court shall remit thirty-two dollars of the fine to the state treasurer for deposit into the state patrol highway account; and

(f) If a notice of infraction is sent to the registered owner and the registered owner is a rental car business, the infraction must be dismissed against the business if it mails to the patrol, within fourteen days of receiving the notice, a declaration under penalty of perjury of the name and known mailing address of the individual driving or renting the vehicle when the infraction occurred. If the business is unable to determine who was driving or renting the vehicle at the time the infraction occurred, the business must sign a declaration under penalty of perjury to this effect. The declaration must be mailed to the patrol within fourteen days of receiving the notice of traffic infraction. Timely mailing of this declaration to the issuing agency relieves a rental car business of any liability under this section for the notice of infraction. A declaration form suitable for this purpose must be

included with each automated traffic safety camera infraction notice issued, along with instructions for its completion and use.

~~((7))~~ (6) \$102,000 of the motor vehicle account--state appropriation is provided solely to replace or rehabilitate critical equipment needed to perform traffic control. These funds may not be used to purchase passenger cars as defined in RCW 46.04.382.

Sec. 217. 2013 c 306 s 217 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
TRANSPORTATION MANAGEMENT AND SUPPORT--
PROGRAM S**

Motor Vehicle Account--State Appropriation ~~((27,281,000))~~

\$27,079,000

Motor Vehicle Account--Federal Appropriation ~~((30,000))~~

\$280,000

Multimodal Transportation Account--State

Appropriation ~~((973,000))~~

\$1,131,000

TOTAL APPROPRIATION ~~((28,284,000))~~

\$28,490,000

The appropriations in this section are subject to the following conditions and limitations: \$200,000 of the motor vehicle account--state appropriation is provided solely for enhanced disadvantaged business enterprise outreach to increase the pool of disadvantaged businesses available for department contracts. The department must submit a status report on disadvantaged business enterprise outreach to the transportation committees of the legislature by November 15, 2014.

Sec. 218. 2013 c 306 s 218 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
TRANSPORTATION PLANNING, DATA, AND RESEARCH--
PROGRAM T**

Motor Vehicle Account--State Appropriation ~~((20,109,000))~~

\$19,818,000

Motor Vehicle Account--Federal Appropriation ~~((24,885,000))~~

\$26,085,000

Multimodal Transportation Account--State

Appropriation \$662,000

Multimodal Transportation Account--Federal

Appropriation \$2,809,000

Multimodal Transportation Account--Private/Local

Appropriation \$100,000

TOTAL APPROPRIATION ~~((48,565,000))~~

\$49,474,000

The appropriations in this section are subject to the following conditions and limitations: ((4)) Within available resources, the department must collaborate with the affected metropolitan planning organizations, regional transportation planning organizations, transit agencies, and private transportation providers to develop a plan to reduce vehicle demand, increase public transportation options, and reduce vehicle miles traveled on corridors affected by growth at Joint Base Lewis-McChord.

Sec. 219. 2013 c 306 s 219 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
CHARGES FROM OTHER AGENCIES-- PROGRAM U**

Motor Vehicle Account--State Appropriation ~~((81,628,000))~~

\$74,198,000

Motor Vehicle Account--Federal Appropriation \$400,000

Multimodal Transportation Account--State

Appropriation ~~((40,000))~~

\$3,068,000

TOTAL APPROPRIATION ~~((82,068,000))~~

\$77,666,000

The appropriations in this section are subject to the following conditions and limitations: The department of enterprise services must provide a detailed accounting of the revenues and expenditures of the self-insurance fund to the transportation committees of the legislature on December 31st and June 30th of each year.

Sec. 220. 2013 c 306 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V

State Vehicle Parking Account--State Appropriation (~~(\$452,000)~~
\$754,000)

Regional Mobility Grant Program Account--State
Appropriation (~~(\$49,948,000)~~
\$51,111,000)

Rural Mobility Grant Program Account--State
Appropriation \$17,000,000

Multimodal Transportation Account--State
Appropriation (~~(\$39,057,000)~~
\$39,325,000)

Multimodal Transportation Account--Federal
Appropriation \$3,280,000

Motor Vehicle Account--Federal Appropriation \$160,000

TOTAL APPROPRIATION (~~(\$109,737,000)~~)

\$111,630,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$25,000,000 of the multimodal transportation account--state appropriation is provided solely for a grant program for special needs transportation provided by transit agencies and nonprofit providers of transportation. Of this amount:

(a) \$5,500,000 of the multimodal transportation account--state appropriation is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers must be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided.

(b) \$19,500,000 of the multimodal transportation account--state appropriation is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must, to the greatest extent practicable, have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies must be prorated based on the amount expended for demand response service and route deviated service in calendar year 2011 as reported in the "Summary of Public Transportation - 2011" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions.

(2) \$17,000,000 of the rural mobility grant program account--state appropriation is provided solely for grants to aid small cities in rural areas as prescribed in RCW 47.66.100.

(3)(a) \$6,000,000 of the multimodal transportation account--state appropriation is provided solely for a vanpool grant program for: (a) Public transit agencies to add vanpools or replace vans; and (b) incentives for employers to increase employee vanpool use. The grant program for public transit agencies will cover capital costs only; operating costs for public transit agencies are not eligible for funding under this grant program. Additional employees may not be hired from the funds provided in this section for the vanpool grant program, and supplanting of transit funds currently funding vanpools is not allowed. The department shall encourage grant applicants and recipients to leverage funds other than state funds.

(b) At least \$1,600,000 of the amount provided in this subsection must be used for vanpool grants in congested corridors.

(c) \$520,000 of the amount provided in this subsection is provided solely for the purchase of additional vans for use by vanpools serving ~~((soldiers and civilian employees at))~~ or traveling through the Joint Base Lewis-McChord I-5 corridor between mile post 116 and 127.

(4) (~~(\$9,948,000)~~) \$11,111,000 of the regional mobility grant program account--state appropriation is reappropriated and provided solely for the regional mobility grant projects identified in LEAP Transportation Document (~~(2013-2)~~) 2014-2 ALL PROJECTS - Public Transportation - Program (V) as developed ((April 23, 2013)) March 10, 2014.

(5)(a) \$40,000,000 of the regional mobility grant program account--state appropriation is provided solely for the regional mobility grant projects identified in LEAP Transportation Document (~~(2013-2)~~) 2014-2 ALL PROJECTS - Public Transportation - Program (V) as developed ((April 23, 2013)) March 10, 2014. The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded funds, but does not report activity on the project within one year of the grant award, must be reviewed by the department to determine whether the grant should be terminated. The department shall promptly close out grants when projects have been completed, and any remaining funds must be used only to fund projects identified in the LEAP transportation document referenced in this subsection. The department shall provide annual status reports on December 15, 2013, and December 15, 2014, to the office of financial management and the transportation committees of the legislature regarding the projects receiving the grants. It is the intent of the legislature to appropriate funds through the regional mobility grant program only for projects that will be completed on schedule. A grantee may not receive more than twenty-five percent of the amount appropriated in this subsection. The department shall not approve any increases or changes to the scope of a project for the purpose of a grantee expending remaining funds on an awarded grant.

(b) In order to be eligible to receive a grant under (a) of this subsection during the 2013-2015 fiscal biennium, a transit agency must establish a process for private transportation providers to apply for the use of park and ride facilities. For purposes of this subsection, (i) "private transportation provider" means: An auto transportation company regulated under chapter 81.68 RCW; a passenger charter carrier regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; a private nonprofit transportation provider regulated under chapter 81.66 RCW; or a private employer transportation service provider; and (ii) "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees.

(6) Funds provided for the commute trip reduction (CTR) program may also be used for the growth and transportation efficiency center program.

(7) (~~(\$6,122,000)~~) \$6,424,000 of the total appropriation in this section is provided solely for CTR grants and activities. Of this amount:

(a) \$3,900,000 of the multimodal transportation account--state appropriation is provided solely for grants to local jurisdictions, selected by the CTR board, for the purpose of assisting employers meet CTR goals;

(b) \$1,770,000 of the multimodal transportation account--state appropriation is provided solely for state costs associated with CTR. The department shall develop more efficient methods of CTR assistance and survey procedures; and

(c) (~~(\$452,000)~~) \$754,000 of the state vehicle parking account--state appropriation is provided solely for CTR-related expenditures, including all expenditures related to the guaranteed ride home program and the STAR pass program.

(8) An affected urban growth area that has not previously implemented a commute trip reduction program as of the effective date of this section is exempt from the requirements in RCW 70.94.527.

(9) \$200,000 of the multimodal transportation account--state appropriation is contingent on the timely development of an annual report summarizing the status of public transportation systems as identified under RCW 35.58.2796.

(10) \$160,000 of the motor vehicle account--federal appropriation is provided solely for King county metro to study demand potential for a state route number 18 and Interstate 90 park and ride location, to size the facilities appropriately, to perform site analysis, and to develop preliminary design concepts. When studying potential park and ride locations pursuant to this subsection, King county metro must take into consideration the effect of the traffic using the weigh station at the Interstate 90 and state route number 18 interchange at exit 25 and, to the maximum extent practicable, choose a park and ride location that minimizes traffic impacts for the Interstate 90 and state route number 18 interchange and the weigh station.

Sec. 221. 2013 c 306 s 221 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X

Puget Sound Ferry Operations Account--State

Appropriation ((~~\$485,076,000~~))

\$483,404,000

Puget Sound Ferry Operations Account--Private/Local

Appropriation \$121,000

TOTAL APPROPRIATION ((~~\$485,197,000~~))

\$483,525,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2013-2015 supplemental and 2015-2017 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs.

(2) Until a reservation system is operational on the San Juan islands inter-island route, the department shall provide the same priority loading benefits on the San Juan islands inter-island route to home health care workers as are currently provided to patients traveling for purposes of receiving medical treatment.

(3) For the 2013-2015 fiscal biennium, the department may enter into a distributor controlled fuel hedging program and other methods of hedging approved by the fuel hedging committee.

(4) (~~(\$112,342,000)~~) \$113,157,000 of the Puget Sound ferry operations account--state appropriation is provided solely for auto ferry vessel operating fuel in the 2013-2015 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, are contingent upon the enactment of section 701 (~~(of this act)~~), chapter 306, Laws of 2013. The amount provided in this subsection represent the fuel budget for the purposes of calculating any ferry fare fuel surcharge. The department shall develop a fuel reduction plan to be submitted as part of its 2014 supplemental budget proposal. The plan must include fuel saving proposals, such as vessel modifications, vessel speed reductions, and changes to operating procedures, along with anticipated fuel saving estimates.

(5) \$100,000 of the Puget Sound ferry operations account--state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

(6) When purchasing uniforms that are required by collective bargaining agreements, the department shall contract with the lowest cost provider.

(7) \$3,049,000 of the Puget Sound ferry operations account--state appropriation is provided solely for the operating program share of the \$7,259,000 in lease payments for the ferry division's headquarters building. Consistent with the 2012 facilities oversight plan, the department shall strive to consolidate office space in downtown Seattle by the end of 2015. The department shall consider renewing the lease for the ferry division's current headquarters building only if the lease rate is reduced at least fifty percent and analysis shows that this is the least cost and risk option for the department. Consolidation with other divisions or state agencies, or a reduction in leased space, must also be considered as part of any headquarters lease renewal analysis.

(8) \$5,000,000 of the Puget Sound ferry operations account--state appropriation is provided solely for the purchase of a 2013-2015 marine insurance policy. Within this amount, the department is expected to purchase a policy with the lowest deductible possible, while maintaining at least existing coverage levels for ferry vessels, and providing coverage for all terminals.

(9) Within existing resources, the department must evaluate the feasibility of using re-refined used motor oil processed in Washington state as a ferry fuel source. The evaluation must include, but is not limited to, research on existing entities currently using the process for re-refined fuel, any required combustible engine modifications, additional needed equipment on the vessels or fueling locations, cost analysis, compatibility with B-5 blended diesel, and meeting engine performance specifications. The department must establish an evaluation group that includes, but is not limited to, persons experienced in the re-refined motor oil industry. The department must deliver a report containing the results of the evaluation to the transportation committees of the legislature and the office of financial management by December 1, 2014.

(10) \$71,000 of the Puget Sound ferry operations account--state appropriation is provided solely for one traffic attendant for ferry terminal traffic control at the Fauntleroy ferry terminal.

Sec. 222. 2013 c 306 s 222 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING

Multimodal Transportation Account--State

Appropriation ((~~\$32,924,000~~))

\$46,026,000

The appropriations in this section are subject to the following conditions and limitations:

(1) (~~(\$27,319,000)~~) \$40,289,000 of the multimodal transportation account--state appropriation is provided solely for ~~((the Amtrak service contract and Talgo maintenance contract associated with providing))~~ operating and maintaining state-supported passenger rail service. In recognition of the increased costs the state is expected to absorb due to changes in federal law, the department is directed to analyze the Amtrak contract proposal and find cost saving alternatives. The department shall report to the transportation committees of the legislature before the 2014 regular legislative session on its revisions to the Amtrak contract, including a review of the appropriate costs within the contract for concession services, policing, host railroad incentives, and station services and staffing needs. Within thirty days of each annual cost/revenue reconciliation under the Amtrak service contract, the department shall report any changes that would affect the state subsidy amount appropriated in this subsection. Through a competitive process, the department may contract with a private entity for services related to operations and maintenance of the Amtrak Cascades route, including, but not limited to, concession services.

(2) Amtrak Cascades runs may not be eliminated.

(3) The department shall continue a pilot program by partnering with the travel industry on the Amtrak Cascades service between Vancouver, British Columbia, and Seattle to test opportunities for increasing ridership, maximizing farebox recovery, and stimulating

private investment. The pilot program must run from December 31, 2013, to December 31, 2014, and evaluate seasonal differences in the program and the effect of advertising. The department may offer to Washington universities an opportunity for business students to work as interns on the analysis of the pilot program process and results. The department shall report on the results of the pilot program to the office of financial management and the legislature by January 31, 2015.

(4) \$150,000 of the multimodal transportation account--state appropriation is provided solely for the department to develop an inventory of short line rail infrastructure that can be used to support a data-driven approach to identifying system needs. The department shall work with short line rail owners and operators within the state, provide status updates periodically to the joint transportation committee, submit a progress report of its findings to the transportation committees of the legislature and the office of financial management by December 15, 2014, submit a preliminary report of key findings and recommendations to the transportation committees of the legislature and the office of financial management by March 1, 2015, and submit a final report to the transportation committees of the legislature and the office of financial management by June 30, 2015.

Sec. 223. 2013 c 306 s 223 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z-- OPERATING

Motor Vehicle Account--State Appropriation ~~(((\$8,737,000))~~
\$8,672,000
 Motor Vehicle Account--Federal Appropriation \$2,567,000
 TOTAL APPROPRIATION ~~(((\$11,304,000))~~
\$11,239,000

TRANSPORTATION AGENCIES--CAPITAL

Sec. 301. 2013 c 306 s 301 (uncodified) is amended to read as follows:

FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Freight Mobility Investment Account--State
 Appropriation ~~(((\$11,794,000))~~
\$11,930,000
 Freight Mobility Multimodal Account--State
 Appropriation ~~(((\$9,736,000))~~
\$9,826,000
 Freight Mobility Multimodal Account--Private/Local
 Appropriation \$1,320,000
 Highway Safety Account--State Appropriation ~~(((\$2,450,000))~~
\$2,606,000
 Motor Vehicle Account--State Appropriation \$84,000
 Motor Vehicle Account--Federal Appropriation ~~(((\$3,250,000))~~
\$5,750,000
 TOTAL APPROPRIATION ~~(((\$28,634,000))~~
\$31,516,000

~~((The appropriations in this section are subject to the following conditions and limitations: Except as provided otherwise in this section, the total appropriation in this section is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1256), Laws of 2013 (addressing project selection by the freight mobility strategic investment board). If chapter . . . (Substitute House Bill No. 1256), Laws of 2013 is not enacted by June 30, 2013, the amounts provided in this section lapse.))~~

Sec. 302. 2013 c 306 s 302 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account--State Appropriation ~~(((\$1,926,000))~~
\$2,661,000

The appropriation in this section is subject to the following conditions and limitations:

(1) \$200,000 of the state patrol highway account--state appropriation is provided solely for unforeseen emergency repairs on facilities.

(2) \$426,000 of the state patrol highway account--state appropriation is provided solely for the replacement of the roofs of the Marysville district office and vehicle inspection building and Spokane East office.

(3) \$450,000 of the state patrol highway account--state appropriation is provided solely for upgrades to scales at Ridgefield Port of Entry, Dryden, South Pasco, Deer Park, and Kelso required to meet current certification requirements.

(4) ~~(((\$850,000))~~ \$1,200,000 of the state patrol highway account--state appropriation is provided solely for the replacement of the damaged and unrepairable scale house at the Everett southbound I-5 weigh scales, including equipment, weigh-in-motion technology, and an ALPR camera.

(5) The Washington state patrol, in cooperation with the Washington state department of transportation, must study the federal funding options available for weigh station construction and improvements on the national highway system. A study report must be provided by July 1, 2014, to the office of financial management and the transportation committees of the legislature with recommendations on utilizing federal funds for weigh station projects.

Sec. 303. 2013 c 306 s 303 (uncodified) is amended to read as follows:

FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account--State
 Appropriation ~~(((\$35,894,000))~~
\$57,394,000
 Highway Safety Account--State Appropriation \$10,000,000
 Motor Vehicle Account--State Appropriation \$706,000
 County Arterial Preservation Account--State
 Appropriation ~~(((\$30,000,000))~~
\$32,000,000
 TOTAL APPROPRIATION ~~(((\$76,600,000))~~
\$100,100,000

Sec. 304. 2013 c 306 s 304 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION IMPROVEMENT BOARD

Small City Pavement and Sidewalk Account--State
 Appropriation ~~(((\$3,500,000))~~
\$5,250,000
 Highway Safety Account--State Appropriation \$10,000,000
 Transportation Improvement Account--State
 Appropriation ~~(((\$174,225,000))~~
\$231,851,000
 TOTAL APPROPRIATION ~~(((\$187,725,000))~~
\$247,101,000

The appropriations in this section are subject to the following conditions and limitations: The highway safety account--state appropriation is provided solely for:

(1) The arterial preservation program to help low tax-based, medium-sized cities preserve arterial pavements;

(2) The small city pavement program to help cities meet urgent preservation needs; and

(3) The small city low-energy street light retrofit demonstration program.

Sec. 305. 2013 c 306 s 305 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
FACILITIES--PROGRAM D-- (DEPARTMENT OF
TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

Transportation Partnership Account--State

Appropriation ((~~\$13,425,000~~))

\$14,390,000

Motor Vehicle Account--State Appropriation ((~~\$8,106,000~~))

\$9,469,000

TOTAL APPROPRIATION ((~~\$21,531,000~~))

\$23,859,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The legislature recognizes that the Marginal Way site (King county parcel numbers 3024049182 & 5367202525) is surplus state-owned real property under the jurisdiction of the department and that the public would benefit significantly if this site is used to provide important social services. Therefore, the legislature declares that committing the Marginal Way site to this use is consistent with the public interest.

Pursuant to RCW 47.12.063, the department shall work with the owner of King county parcel number 7643400010, which abuts both parcels of the Marginal Way site, and shall convey the Marginal Way site to that abutting property owner for the appraised fair market value of the parcels, the proceeds of which must be deposited in the motor vehicle fund. The conveyance is conditional upon the purchaser's agreement to commit the use of the Marginal Way site to operations with the goal of ending hunger in western Washington. The department may not make this conveyance before September 1, 2013, and may not make this conveyance after ((~~January 15~~)) September 1, 2014.

The Washington department of transportation is not responsible for any costs associated with the cleanup or transfer of the Marginal Way site.

(2) ((~~\$13,425,000~~)) \$14,390,000 of the transportation partnership account--state appropriation is provided solely for the construction of a new traffic management and emergency operations center on property owned by the department on Dayton Avenue in Shoreline (project 100010T). Consistent with the office of financial management's 2012 study, it is the intent of the legislature to appropriate no more than \$15,000,000 for the total construction costs. The department shall report to the transportation committees of the legislature and the office of financial management by June 30, 2014, on the progress of the construction of the traffic management and emergency operations center, including a schedule for terminating the current lease of the Goldsmith building in Seattle.

Sec. 306. 2013 c 306 s 306 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--
IMPROVEMENTS--PROGRAM I**

Multimodal Transportation Account--State

Appropriation \$1,000,000

Transportation Partnership Account--State

Appropriation ((~~\$1,536,032,000~~))

\$1,313,555,000

Motor Vehicle Account--State Appropriation ((~~\$61,508,000~~))

\$69,478,000

Motor Vehicle Account--Federal Appropriation ((~~\$473,359,000~~))

\$516,181,000

Motor Vehicle Account--Private/Local Appropriation ((~~\$208,452,000~~))

\$166,357,000

Transportation 2003 Account (Nickel Account)--State

Appropriation ((~~\$242,253,000~~))

\$325,778,000

State Route Number 520 Corridor Account--State

Appropriation ((~~\$737,205,000~~))

\$880,111,000

State Route Number 520 Corridor Account--Federal

Appropriation \$300,000,000

Special Category C Account--State Appropriation \$124,000

TOTAL APPROPRIATION ((~~\$3,559,933,000~~))

\$3,572,584,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as provided otherwise in this section, the entire transportation 2003 account (nickel account) appropriation and the entire transportation partnership account appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document ((~~2013-1~~)) 2014-1 as developed ((~~April 23, 2013~~)) March 10, 2014, Program - Highway Improvement Program (I). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section ((~~603~~)) 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account--state appropriation and motor vehicle account--federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document ((~~2013-2~~)) 2014-2 ALL PROJECTS as developed ((~~April 23, 2013~~)) March 10, 2014, Program - Highway Improvement Program (I). ((~~It is the intent of the legislature to direct~~)) The department ((~~to give first priority of~~)) shall apply any federal funds gained through efficiencies or the redistribution process in an amount up to \$27,200,000 for cost overruns related to the pontoon design errors on the SR 520 Bridge Replacement and HOV project (8B11003) as described in subsection (12)(f) of this section. Any federal funds gained through efficiencies or the redistribution process that are in excess of \$27,200,000 must then be applied to the "Contingency (Unfunded) Highway Preservation Projects" as identified in LEAP Transportation Document ((~~2013-2~~)) 2014-2 ALL PROJECTS as developed ((~~April 23, 2013~~)) March 10, 2014, Program - Highway Preservation Program (P). However, no additional federal funds may be allocated to the I- 5/Columbia River Crossing project (400506A).

(3) Within the motor vehicle account--state appropriation and motor vehicle account--federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act.

(4) The transportation 2003 account (nickel account)--state appropriation includes up to ((~~\$217,604,000~~)) \$246,710,000 in proceeds from the sale of bonds authorized by RCW 47.10.861.

(5) The transportation partnership account--state appropriation includes up to ((~~\$1,156,217,000~~)) \$811,595,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(6) The motor vehicle account--state appropriation includes up to \$30,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.843.

((~~8~~)) (7)(a) ((~~\$5,000,000~~)) \$6,174,000 of the motor vehicle account--federal appropriation and ((~~\$200,000~~)) \$269,000 of the motor vehicle account--state appropriation are provided solely for the I-90 Comprehensive Tolling Study and Environmental Review project (100067T). The department shall prepare a detailed environmental impact statement that complies with the national environmental policy act regarding tolling Interstate 90 between Interstate 5 and Interstate 405 for the purposes of both managing traffic and providing funding for the construction of the unfunded state route number 520 from Interstate 5 to Medina project. As part of the preparation of the statement, the department must review any impacts to the network of highways and roads surrounding Lake Washington. In developing this statement, the department must provide significant outreach to

potential affected communities. The department may consider traffic management options that extend as far east as Issaquah.

(b)(i) As part of the project in this subsection ~~((8))~~ (7), the department shall perform a study of all funding alternatives to tolling Interstate 90 to provide funding for construction of the unfunded state route number 520 and explore and evaluate options to mitigate the effect of tolling on affected residents and all other users of the network of highways and roads surrounding Lake Washington including, but not limited to:

(A) Allowing all Washington residents to traverse a portion of the tolled section of Interstate 90 without paying a toll. Residents may choose either (I) the portion of Interstate 90 between the easternmost landing west of Mercer Island and the westernmost landing on Mercer Island, or (II) the portion of Interstate 90 between the westernmost landing east of Mercer Island and the easternmost landing on Mercer Island;

(B) Assessing a toll only when a driver traverses, in either direction, the entire portion of Interstate 90 between the easternmost landing west of Mercer Island and the westernmost landing east of Mercer Island; and

(C) Allowing affected residents to choose one portion of the tolled section of Interstate 90 upon which they may travel without paying a toll. Residents may choose either (I) the portion of Interstate 90 between the easternmost landing west of Mercer Island and the westernmost landing on Mercer Island, or (II) the portion of Interstate 90 between the westernmost landing east of Mercer Island and the easternmost landing on Mercer Island.

(ii) The department may also consider any alternative mitigation options that conform to the purpose of this subsection ~~((8))~~ (7).

(iii) For the purposes of this subsection ~~((8))~~ (7), "affected resident" means anyone who must use a portion of Interstate 90 west of Interstate 405 upon which tolling is considered in order to access necessary medical services, such as a hospital.

~~((9) \$541,901,000)~~ (8) \$490,796,000 of the transportation partnership account--state appropriation, ~~((144,954,000))~~ \$156,979,000 of the motor vehicle account--federal appropriation, ~~((129,779,000))~~ \$132,191,000 of the motor vehicle account--private/local appropriation, and ~~((78,004,000))~~ \$123,305,000 of the transportation 2003 account (nickel account)--state appropriation are provided solely for the SR 99/Alaskan Way Viaduct - Replacement project (809936Z). Amounts appropriated in this subsection may not be spent for the purpose of public transportation mitigation, except pursuant to an agreement or agreements between the department and King county as that agreement or agreements existed on January 1, 2013.

~~((40))~~ (9) The department shall reconvene an expert review panel of no more than three members as described under RCW 47.01.400 for the purpose of updating the work that was previously completed by the panel on the Alaskan Way viaduct replacement project and to ensure that an appropriate and viable financial plan is created and regularly reviewed. The expert review panel must be selected cooperatively by the chairs of the senate and house of representatives transportation committees, the secretary of transportation, and the governor. The expert review panel must report findings and recommendations to the transportation committees of the legislature, the governor's Alaskan Way viaduct project oversight committee, and the transportation commission annually until the project is operationally complete. This subsection takes effect if chapter ... (Substitute House Bill No. 1957), Laws of 2013 is not enacted by June 30, 2013.

~~((11) \$7,408,000)~~ (10) \$7,103,000 of the transportation partnership account--state appropriation, ~~((14,594,000))~~ \$22,774,000 of the transportation 2003 account (nickel account)--state appropriation, ~~((3,730,000 of the motor vehicle account state appropriation,))~~ \$1,000,000 of the multimodal transportation account--state appropriation, and ~~((41,395,000))~~ \$51,712,000 of the motor vehicle account--federal appropriation are provided solely for the US

395/North Spokane Corridor projects (600010A & 600003A). Any future savings on the projects must stay on the US 395/Interstate 90 corridor and be made available to the current phase of the North Spokane corridor projects or any future phase of the projects.

~~((12) \$114,369,000)~~ (11) \$129,952,000 of the transportation partnership account--state appropriation and ~~((53,755,000))~~ \$58,583,000 of the transportation 2003 account (nickel account)--state appropriation are provided solely for the I-405/Kirkland Vicinity Stage 2 - Widening project (8B11002). This project must be completed as soon as practicable as a design-build project. Any future savings on this project or other Interstate 405 corridor projects must stay on the Interstate 405 corridor and be made available to either the I-405/SR 167 Interchange - Direct Connector project (140504C) or the I-405 Renton to Bellevue project.

~~((13))~~ (12)(a) The SR 520 Bridge Replacement and HOV project ~~((0B11003))~~ (8B11003) is supported over time from multiple sources, including a \$300,000,000 TIFIA loan, ~~((819,524,625))~~ \$923,000,000 in Garvee bonds, toll revenues, state bonds, interest earnings, and other miscellaneous sources.

(b) The state route number 520 corridor account--state appropriation includes up to ~~((668,142,000))~~ \$814,784,000 in proceeds from the sale of bonds authorized in RCW 47.10.879 and 47.10.886.

(c) The state route number 520 corridor account--federal appropriation includes up to \$300,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.879 and 47.10.886.

(d) ~~((153,124,000))~~ \$165,175,000 of the transportation partnership account--state appropriation, \$300,000,000 of the state route number 520 corridor account--federal appropriation, and ~~((737,205,000))~~ \$880,111,000 of the state route number 520 corridor account--state appropriation are provided solely for the SR 520 Bridge Replacement and HOV project ~~((0B11003))~~ (8B11003). Of the amounts appropriated in this subsection ~~((13))~~ (12)(d), ~~((105,085,000))~~ \$84,001,000 of the state route number 520 corridor account--federal appropriation and ~~((227,415,000))~~ \$354,411,000 of the state route number 520 corridor account--state appropriation must be put into unallotted status and are subject to review by the office of financial management. The director of the office of financial management shall consult with the joint transportation committee prior to making a decision to allot these funds.

(e) When developing the financial plan for the project, the department shall assume that all maintenance and operation costs for the new facility are to be covered by tolls collected on the toll facility and not by the motor vehicle account.

(f) The legislature finds that the most appropriate way to pay for the cost overruns related to change orders, additional sales tax, and future risks associated with pontoon design errors is for the state to issue triple pledge bonds in the 2015-2017 fiscal biennium resulting in \$110,961,000 in proceeds, and use efficiencies, including the use of least cost planning or practical design, and favorable bids in the highway construction program to generate an additional \$61,066,000 towards paying for the estimated project overruns. Of this additional \$61,066,000, \$33,866,000 should come from the transportation partnership account--state appropriation and \$27,200,000 should come from federal funds. As the department identifies savings in federal funds during the 2013-2015 fiscal biennium, the department shall prioritize the use of these funds towards the anticipated \$27,200,000 in federal funds needed to address cost overruns before expending state funds during this fiscal biennium. The legislature assumes that issuing bonds to complete this project as listed in LEAP Transportation Document 2014-1 as developed March 10, 2014, does not require a comprehensive financial plan for a project that completes the state route number 520 corridor to Interstate 5.

(g) The department's 2014 supplemental budget allotment submittal must include a project-specific plan detailing how the department will achieve the mandatory budget savings in (f) of this

subsection, including the use of least cost planning or practical design as a means to generate savings, as referenced in subsection (23) of this section. The use of least cost planning or practical design may result in a reduction of project cost, but not a reduction of functional scope. The director of financial management shall notify the transportation committees of the legislature in writing seven days prior to approving any allotment modifications under this subsection.

(13) Within the amounts provided in this section, the department must continue to work with the Seattle department of transportation in their joint planning, design, outreach, and operation of the remaining west side elements including, but not limited to, the Montlake lid, the bicycle/pedestrian path, the effective network of transit connections, and the Portage Bay bridge of the SR 520 Bridge Replacement and HOV project.

(14) ((~~\$1,100,000~~)) \$1,062,000 of the motor vehicle account--federal appropriation is provided solely for the 31st Ave SW Overpass Widening and Improvement project (L1100048).

(15) ((~~\$22,602,000~~)) \$25,243,000 of the motor vehicle account--state appropriation is provided solely to advance the design, preliminary engineering, and rights-of-way acquisition for the priority projects identified in LEAP Transportation Document ((~~2013-3~~)) 2014-3 as developed ((~~April 23, 2013~~)) March 10, 2014. Funds must be used to advance the emergent, initial development of these projects for the purpose of expediting delivery of the associated major investments when funding for such investments becomes available. Funding may be reallocated between projects to maximize the accomplishment of design and preliminary engineering work and rights-of-way acquisition, provided that all projects are addressed. It is the intent of the legislature that, while seeking to maximize the outcomes in this section, the department shall provide for continuity of both the state and consulting engineer workforce, while strategically utilizing private sector involvement to ensure consistency with the department's business plan for staffing in the highway construction program in the current fiscal biennium.

(16) If a planned roundabout in the vicinity of state route number 526 and 84th Street SW would divert commercial traffic onto neighborhood streets, the department may not proceed with improvements at state route number 526 and 84th Street SW until the traffic impacts in the vicinity of state route number 526 and 40th Avenue West are addressed.

(17) The legislature finds that there are sixteen companies involved in wood preserving in the state that employ four hundred workers and have an annual payroll of fifteen million dollars. Prior to the department's switch to steel guardrails, ninety percent of the twenty-five hundred mile guardrail system was constructed of preserved wood and one hundred ten thousand wood guardrail posts were produced annually for state use. Moreover, the policy of using steel posts requires the state to use imported steel. Given these findings, where practicable, and until June 30, 2015, the department shall include the design option to use wood guardrail posts, in addition to steel posts, in new guardrail installations. The selection of posts must be consistent with the agency design manual policy that existed before December 2009.

(18) The legislature finds that "right-sizing" is a lean, metric-based approach to determining project investments. This concept entails compromise between project cost and design, incorporating local community needs, desired outcomes, and available funding. Furthermore, the legislature finds that the concepts and principles the department has utilized in the safety analyst program have been effective tools to prioritize projects and reduce project costs. Therefore, the department shall establish a pilot project on the SR 3/Belfair Bypass - New Alignment (300344C) to begin implementing the concept of "right-sizing" in the highway construction program.

(19) For urban corridors that are all or partially within a metropolitan planning organization boundary, for which the department has not initiated environmental review, and that require an

environmental impact statement, at least one alternative must be consistent with the goals set out in RCW 47.01.440.

(20) The department shall itemize all future requests for the construction of buildings on a project list and submit them through the transportation executive information system as part of the department's 2014 budget submittal. It is the intent of the legislature that new facility construction must be transparent and not appropriated within larger highway construction projects.

(21) ((~~\$28,963,000~~)) \$19,513,000 of the motor vehicle account--state appropriation ((~~is~~)) and \$9,450,000 of the motor vehicle account--federal appropriation are provided solely for improvement program support activities (095901X). \$18,000,000 of this amount must be held in unallotted status until the office of financial management certifies that the department's 2014 supplemental budget request conforms to the terms of subsection (20) of this section.

((~~23~~)) (22) Any new advisory group that the department convenes during the 2013-2015 fiscal biennium must be representative of the interests of the entire state of Washington.

(23) Practical design offers targeted benefits to a state transportation system within available fiscal resources. This delivers value not just for individual projects, but for the entire system. Applying practical design standards will also preserve and enhance safety and mobility. The department shall implement a practical design strategy for transportation design standards. By June 30, 2015, the department shall report to the governor and the house of representatives and senate transportation committees on where practical design has been applied or is intended to be applied in the department and the cost savings resulting from the use of practical design.

(24) The department of transportation shall accept transfer to the state highway system of Quarry Road (also known as the Granite Falls Alternate Route) as a partially controlled limited access facility, consistent with the right-of-way and limited access plan adopted by Snohomish county and the city of Granite Falls in 2008. The department of transportation shall defend any and all claims related to access and challenges to the limited access designation. This subsection takes effect ninety days after the date the governor signs this act if an agreement between the department of transportation and Snohomish county has not been signed by the effective date of this act.

Sec. 307. 2013 c 306 s 307 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--PRESERVATION--PROGRAM P

Transportation Partnership Account--State

Appropriation ((~~\$36,480,000~~))

\$34,966,000

Highway Safety Account--State Appropriation ((~~\$10,000,000~~))

\$13,500,000

Motor Vehicle Account--State Appropriation ((~~\$58,503,000~~))

\$59,796,000

Motor Vehicle Account--Federal Appropriation ((~~\$580,062,000~~))

\$595,604,000

Motor Vehicle Account--Private/Local Appropriation ((~~\$11,270,000~~))

\$11,827,000

Transportation 2003 Account (Nickel Account)--State

Appropriation ((~~\$2,285,000~~))

\$2,650,000

Tacoma Narrows Toll Bridge Account--State Appropriation \$120,000

TOTAL APPROPRIATION ((~~\$698,600,000~~))

\$718,463,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as provided otherwise in this section, the entire transportation 2003 account (nickel account) appropriation and the entire transportation partnership account appropriation are provided solely for the projects and activities as listed by fund, project, and

amount in LEAP Transportation Document ((2013-4)) 2014-1 as developed ((April 23, 2013)) March 10, 2014, Program - Highway Preservation Program (P). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section ((603)) 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account--state appropriation and motor vehicle account--federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document ((2013-2)) 2014-2 ALL PROJECTS as developed ((April 23, 2013)) March 10, 2014, Program - Highway Preservation Program (P). ((It is the intent of the legislature to direct)) The department ((to give first priority of)) shall apply any federal funds gained through efficiencies or the redistribution process in an amount up to \$27,200,000 for cost overruns related to the pontoon design errors on the SR 520 Bridge Replacement and HOV project (8B11003) as described in section 306(12)(f) of this act. Any federal funds gained through efficiencies or the redistribution process that are in excess of \$27,200,000 must then be applied to the "Contingency (Unfunded) Highway Preservation Projects" as identified in LEAP Transportation Document ((2013-2)) 2014-2 ALL PROJECTS as developed ((April 23, 2013)) March 10, 2014, Program - Highway Preservation Program (P). However, no additional federal funds may be allocated to the I-5/Columbia River Crossing project (400506A).

(3) Within the motor vehicle account--state appropriation and motor vehicle account--federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act.

(4) ((~~\$27,278,000~~)) \$26,610,000 of the motor vehicle account--federal appropriation, \$51,000 ((and ~~\$1,141,000~~)) of the motor vehicle account--state appropriation, and \$769,000 of the highway safety account--state appropriation are provided solely for the SR 167/Puyallup River Bridge Replacement project (316725A). This project must be completed as a design-build project. The department must work with local jurisdictions and the community during the environmental review process to develop appropriate esthetic design elements, at no additional cost to the department, and traffic management plans pertaining to this project. The department must report to the transportation committees of the legislature on estimated cost and/or time savings realized as a result of using the design-build process.

(5) The department shall examine the use of electric arc furnace slag for use as an aggregate for new roads and paving projects in high traffic areas and report back to the legislature on its current use in other areas of the country and any characteristics that can provide greater wear resistance and skid resistance in new pavement construction.

Sec. 308. 2013 c 306 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q-- CAPITAL

Motor Vehicle Account--State Appropriation ((~~\$3,194,000~~))
\$4,915,000
 Motor Vehicle Account--Federal Appropriation ((~~\$7,959,000~~))
\$9,152,000
 Motor Vehicle Account--Private/Local Appropriation \$200,000
 TOTAL APPROPRIATION ((~~\$11,153,000~~))
\$14,267,000

The appropriations in this section are subject to the following conditions and limitations: ((~~\$694,000~~)) \$195,000 of the motor vehicle account--state appropriation is provided solely for project 000005Q as state matching funds for federally selected competitive grants or congressional earmark projects. These moneys must be placed into reserve status until such time as federal funds are secured that require a state match.

Sec. 309. 2013 c 306 s 309 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W

Puget Sound Capital Construction Account--State
 Appropriation ((~~\$53,036,000~~))
\$63,825,000
 Puget Sound Capital Construction Account--Federal
 Appropriation ((~~\$91,692,000~~))
\$118,444,000
 Puget Sound Capital Construction Account--Private/Local
 Appropriation ((~~\$1,145,000~~))
\$1,312,000
 Multimodal Transportation Account--State
 Appropriation ((~~\$1,534,000~~))
\$2,588,000
 Transportation 2003 Account (Nickel Account)--State
 Appropriation ((~~\$143,941,000~~))
\$190,031,000

<u>Transportation</u>	<u>Partnership</u>	<u>Account--State</u>
<u>Appropriation</u>	<u>\$2,813,000</u>	

 TOTAL APPROPRIATION ((~~\$291,348,000~~))
\$379,013,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed in LEAP Transportation Document ((2013-2)) 2014-2 ALL PROJECTS as developed ((April 23, 2013)) March 10, 2014, Program - Washington State Ferries Capital Program (W).

(2) The Puget Sound capital construction account--state appropriation includes up to \$20,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.843.

(3) ((~~\$143,633,000~~)) \$137,425,000 of the transportation 2003 account (nickel account)--state appropriation ((~~is~~)), \$2,338,000 of the transportation partnership account--state appropriation, and \$300,000 of the Puget Sound capital construction account--federal appropriation are provided solely for the acquisition of two 144-car vessels (projects L2200038 and L2200039). The department shall use as much already procured equipment as practicable on the 144-car vessels.

(4) ((~~\$8,270,000~~)) \$14,728,000 of the Puget Sound capital construction account--federal appropriation, ((~~\$3,935,000~~)) \$4,038,000 of the Puget Sound capital construction account--state appropriation, and ((~~\$1,534,000~~)) \$1,535,000 of the multimodal transportation account--state appropriation are provided solely for the Mukilteo ferry terminal (project 952515P). To the greatest extent practicable, the department shall seek additional federal funding for this project. Within the multimodal transportation account--state appropriation amount provided in this subsection, the department shall lease to the city in which the project is located a portion of the department's property associated with this project to provide safe, temporary public access from the easterly terminus of First Street to the vicinity of Front Street. The department shall provide the lease at no cost in recognition of the impacts of this project to the city and require appropriate liability and maintenance coverage in the terms of the lease. Public access must be installed and removed at no cost to the state prior to construction of the multimodal terminal project.

(5) ((~~\$4,000,000~~)) \$4,935,000 of the Puget Sound capital construction account--state appropriation is provided solely for emergency capital repair costs (project 999910K). Funds may only be spent after approval by the office of financial management.

(6) Consistent with RCW 47.60.662, which requires the Washington state ferry system to collaborate with passenger-only ferry and transit providers to provide service at existing terminals, the

department shall ensure that multimodal access, including for passenger-only ferries and transit service providers, is not precluded by any future modifications at the terminal.

(7) ~~(\$3,800,000)~~ \$4,026,000 of the Puget Sound capital construction account--state appropriation is provided solely for the reservation and communications system projects (L200041 & L200042).

(8) \$4,210,000 of the Puget Sound capital construction account--state appropriation is provided solely for the capital program share of \$7,259,000 in lease payments for the ferry division's headquarters building. Consistent with the 2012 facilities oversight plan, the department shall strive to consolidate office space in downtown Seattle by the end of 2015. The department shall consider renewing the lease for the ferry division's current headquarters building only if the lease rate is reduced at least fifty percent and analysis shows that this is the least cost and risk option for the department. Consolidation with other divisions or state agencies, or a reduction in leased space, must also be considered as part of any headquarters lease renewal analysis.

(9) ~~(\$21,950,000)~~ \$23,737,000 of the total appropriation is for preservation work on the Hyak super class vessel (project 944431D), including installation of a power management system and more efficient propulsion systems, that in combination are anticipated to save up to twenty percent in fuel and reduce maintenance costs. Upon completion of this project, the department shall provide a report to the transportation committees of the legislature on the fuel and maintenance savings achieved for this vessel and the potential to save additional funds through other vessel conversions.

(10) The transportation 2003 account (nickel account)--state appropriation includes up to \$50,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.861.

(11) \$50,000,000 of the transportation 2003 account (nickel account)--state appropriation is provided solely for the acquisition of one 144-car vessel (project L1000063). If chapter . . . (Engrossed Second Substitute House Bill No. 1129), Laws of 2014 (ferry vessel replacement) is not enacted by June 30, 2014, the amount provided in the subsection lapses.

(12) If the department pursues a conversion of the existing diesel powered Issaquah class fleet to a different fuel source or engine technology, the department must use a design-build procurement process.

(13) \$350,000 of the Puget Sound capital construction account--state appropriation is provided solely for the issuance of a request for proposals to convert the Issaquah class vessels to use liquefied natural gas and to provide a one-time stipend to the entity awarded the conversion contract. Of the amounts provided in this subsection:

(a) \$100,000 of the Puget Sound capital construction account--state appropriation is for the department to issue a request for proposals for a design-build contract consistent with RCW 47.20.780 to convert six Issaquah class vessels to be powered by liquefied natural gas. Consistent with RCW 47.56.030(2)(c), the legislature finds that the performance needs of the department in converting to liquefied natural gas are for engines with the lowest life-cycle costs, and the department must weigh this criteria as a priority when evaluating the proposals. To encourage cost saving ideas, the department shall limit prescribing design elements in the proposal to those approved or required by the United States coast guard in the liquefied natural gas waterways suitability assessment or those otherwise essential to provide clear direction to bidders. The request for proposals must include a process for evaluating proposals that may include alternative financing arrangements that are in compliance with state private financing law. When evaluating the financial merits of any liquefied natural gas conversion request for proposals, the department shall give consideration to the inability of the state to fund a liquefied natural gas conversion using currently available public resources. The department shall issue the request for proposals within forty-five days of rejecting the liquefied natural gas request for proposals issued under section

308(11), chapter 86, Laws of 2012 or receiving final findings from the United States coast guard on the liquefied natural gas waterways suitability assessment, whichever is later.

(b) \$250,000 of the Puget Sound capital construction account--state appropriation is for the entity awarded the contract pursuant to this subsection.

Sec. 310. 2013 c 306 s 310 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL

Essential Rail Assistance Account--State

Appropriation ~~(\$861,000)~~

\$1,020,000

Transportation Infrastructure Account--State

Appropriation ~~(\$8,582,000)~~

\$9,190,000

Multimodal Transportation Account--State

Appropriation ~~(\$33,156,000)~~

\$44,085,000

Multimodal Transportation Account--Federal

Appropriation ~~(\$333,881,000)~~

\$430,193,000

Multimodal Transportation Account--Private/Local

Appropriation \$409,000

TOTAL APPROPRIATION ~~(\$376,480,000)~~

\$484,897,000

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document ~~((2013-2))~~ 2014-2 ALL PROJECTS as developed ~~((April 23, 2013))~~ March 10, 2014, Program - Rail ~~((Capital))~~ Program (Y).

(b) Within the amounts provided in this section, ~~(\$7,332,000)~~ \$7,669,000 of the transportation infrastructure account--state appropriation is for low-interest loans through the freight rail investment bank program identified in the LEAP transportation document referenced in (a) of this subsection. The department shall issue freight rail investment bank program loans with a repayment period of no more than ten years, and only so much interest as is necessary to recoup the department's costs to administer the loans.

(c) Within the amounts provided in this section, ~~(\$2,439,000)~~ \$2,440,000 of the multimodal transportation account--state appropriation, \$1,250,000 of the transportation infrastructure account--state appropriation, and \$311,000 of the essential rail assistance account--state appropriation are for statewide emergent freight rail assistance projects identified in the LEAP transportation document referenced in (a) of this subsection.

(2) Unsuccessful 2012 freight rail assistance program grant applicants may be awarded freight rail investment bank program loans, if eligible. ~~((If any funds remain in the freight rail investment bank or freight rail assistance program reserves (projects F01001A and F01000A), or any approved grants or loans are terminated,))~~ The department shall issue a call for projects for the freight rail investment bank loan program and the freight rail assistance grant program, and shall evaluate the applications in a manner consistent with past practices as specified in section 309, chapter 367, Laws of 2011. By November 1, ~~((2013))~~ 2014, the department shall submit a prioritized list of recommended projects to the office of financial management and the transportation committees of the legislature.

(3) ~~(\$314,647,000)~~ \$424,400,000 of the multimodal transportation account--federal appropriation and ~~(\$4,867,000)~~ \$10,658,000 of the multimodal transportation account--state appropriation are provided solely for expenditures related to passenger high-speed rail grants. Except for the Mount Vernon project

(P01101A), the multimodal transportation account--state appropriation funds reflect one and one-half percent of the total project funds, and are provided solely for expenditures that are not eligible for federal reimbursement. Of the amounts provided in this subsection, \$31,500,000 of the multimodal transportation account--federal appropriation is provided solely for the purchase of two new train sets for the state-supported intercity passenger rail service. The department must apply for any federal waivers required to purchase the new train sets, as allowable under existing competitive bidding practices, and seek federal funds in addition to those available from the high-speed rail grants.

(4) As allowable under federal rail authority rules and existing competitive bidding practices, when purchasing new train sets, the department shall give preference to bidders that propose train sets with characteristics and maintenance requirements most similar to those currently owned by the department.

(5) The department shall provide quarterly reports to the office of financial management and the transportation committees of the legislature regarding applications that the department submits for federal funds and the status of such applications.

(6)(a) ~~(((\$550,000))~~ \$709,000 of the essential rail assistance account--state appropriation, \$241,000 of the transportation infrastructure account--state appropriation, and \$1,893,000 of the multimodal transportation account--state appropriation are provided solely for the purpose of rehabilitation and maintenance of the Palouse river and Coulee City railroad line (project F01111B). The department shall complete an evaluation and assessment of future maintenance needs on the line to ensure appropriate levels of state investment.

(b) Expenditures from the essential rail assistance account--state appropriation in this section may not exceed the combined total of:

(i) Revenues deposited into the essential rail assistance account from leases and sale of property pursuant to RCW 47.76.290; and

(ii) Revenues transferred from the miscellaneous program account to the essential rail assistance account, pursuant to RCW 47.76.360, for the purpose of sustaining the grain train program by maintaining the Palouse river and Coulee City railroad line.

~~(7) (((\$31,500,000 of the multimodal transportation account--federal appropriation is provided solely for the purchase of two new train sets for the state supported intercity passenger rail service. The department must apply for any federal waivers required to purchase the new train sets, as allowable under existing competitive bidding practices, and seek federal funds in addition to those available from the high speed rail grants))~~ (a) When the department identifies a prospective rail project that may have strategic significance for the state, or at the request of a proponent of a prospective rail project or a member of the legislature, the department shall evaluate the prospective project according to the cost-benefit methodology developed during the 2008 interim using the legislative priorities specified in (b) of this subsection. The department shall report its cost-benefit evaluation of the prospective rail project, as well as the department's best estimate of an appropriate construction schedule and total project costs, to the office of financial management and the transportation committees of the legislature.

(b) The legislative priorities to be used in the cost-benefit methodology are, in order of relative importance:

(i) Economic, safety, or environmental advantages of freight movement by rail compared to alternative modes;

(ii) Self-sustaining economic development that creates family-wage jobs;

(iii) Preservation of transportation corridors that would otherwise be lost;

(iv) Increased access to efficient and cost-effective transport to market for Washington's agricultural and industrial products;

(v) Better integration and cooperation within the regional, national, and international systems of freight distribution; and

(vi) Mitigation of impacts of increased rail traffic on communities.

Sec. 311. 2013 c 306 s 311 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z-- CAPITAL

Highway Infrastructure Account--State Appropriation \$207,000

Highway Infrastructure Account--Federal

Appropriation \$1,602,000

~~((Freight Mobility Investment Account State Appropriation \$11,794,000))~~

Transportation Partnership Account--State

Appropriation ~~(((\$7,214,000))~~

\$9,236,000

Highway Safety Account--State Appropriation ~~(((\$11,255,000))~~

\$8,915,000

Motor Vehicle Account--State Appropriation ~~(((\$6,918,000))~~

\$2,201,000

Motor Vehicle Account--Federal Appropriation ~~(((\$28,413,000))~~

\$34,581,000

~~((Freight Mobility Multimodal Account State Appropriation \$9,736,000~~

~~Freight Mobility Multimodal Account Private/Local Appropriation \$1,320,000))~~

Multimodal Transportation Account--State

Appropriation ~~(((\$13,913,000))~~

\$18,740,000

TOTAL APPROPRIATION ~~(((\$92,372,000))~~

\$75,482,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document ~~((2013-2))~~ 2014-2 ALL PROJECTS as developed ~~((April 23, 2013))~~ March 10, 2014, Program - Local Programs (Z).

(2) With each department budget submittal, the department shall provide an update on the status of the repayment of the twenty million dollars of unobligated federal funds authority advanced by the department in September 2010 to the city of Tacoma for the Murray Morgan/11th Street bridge project. The department may negotiate with the city of Tacoma an agreement for repayment of the funds over a period of up to twenty-five years at terms agreed upon by the department and the city. The funds previously advanced by the department to the city are not to be considered a general obligation of the city but instead an obligation payable from identified revenues set aside for the repayment of the funds.

(3) The amounts identified in the LEAP transportation document referenced under subsection (1) of this section for pedestrian safety/safe routes to school are as follows:

(a) ~~(((\$12,160,000))~~ \$16,543,000 of the multimodal transportation account--state appropriation, ~~(((\$6,824,000))~~ \$8,724,000 of the transportation partnership account--state appropriation, and \$62,000 of the motor vehicle account--federal appropriation are provided solely for pedestrian and bicycle safety program projects.

(b) \$11,700,000 of the motor vehicle account--federal appropriation ~~((-- \$5,200,000 of the motor vehicle account state appropriation))~~ and \$6,750,000 of the highway safety account--state appropriation are provided solely for newly selected safe routes to school projects, and ~~(((\$3,400,000))~~ \$6,503,000 of the motor vehicle account--federal appropriation and ~~(((\$2,055,000))~~ \$2,165,000 of the highway safety account--state appropriation are reappropriated for safe routes to school projects selected in the previous biennia. The amount provided for new projects is consistent with federal funding levels from the 2011-2013 omnibus transportation appropriations act and the intent of the fee increases in chapter 74, Laws of 2012 and chapter 80, Laws of 2012. ~~((The motor vehicle account state appropriation in this~~

subsection (3)(b) is the amount made available by the repeal of the deduction from motor vehicle fuel tax liability for handling losses of motor vehicle fuel, as identified in chapter . . . (Substitute House Bill No. 2041), Laws of 2013 (handling losses of motor vehicle fuel). If chapter . . . (Substitute House Bill No. 2041), Laws of 2013 is not enacted by June 30, 2013, the motor vehicle account state appropriation in this subsection (3)(b) lapses.)

(4) (~~(\$84,000 of the motor vehicle account state appropriation, \$3,250,000 of the motor vehicle account federal appropriation, \$2,450,000 of the highway safety account state appropriation, \$11,794,000 of the freight mobility investment account state appropriation, \$9,736,000 of the freight mobility multimodal account state appropriation, and \$1,320,000 of the freight mobility multimodal account private/local appropriation are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document 2013 B as developed April 23, 2013. If chapter . . . (Substitute House Bill No. 1256), Laws of 2013 is enacted by June 30, 2013, the amounts provided in this subsection lapse. —(5))~~) The department may enter into contracts and make expenditures for projects on behalf of and selected by the freight mobility strategic investment board from the amounts provided in section 301 of this act.

(~~(6))~~ (5) The department shall submit a report to the transportation committees of the legislature by December 1, 2013, and December 1, 2014, on the status of projects funded as part of the pedestrian safety/safe routes to school grant program (OLP600P). The report must include, but is not limited to, a list of projects selected and a brief description of each project's status.

(~~(7))~~ (6) \$50,000 of the motor vehicle account--state appropriation is provided solely for the installation of a guard rail on Deer Harbor Road in San Juan county (L2220054).

Sec. 312. 2013 c 306 s 312 (uncodified) is amended to read as follows:

ANNUAL REPORTING REQUIREMENTS FOR CAPITAL PROGRAM

(1) As part of its budget submittal for the (~~(2014 supplemental)~~) 2015 biennial budget, the department of transportation shall provide an update to the report provided to the legislature in 2013 that: (a) Compares the original project cost estimates approved in the 2003 and 2005 project lists to the completed cost of the project, or the most recent legislatively approved budget and total project costs for projects not yet completed; (b) identifies highway projects that may be reduced in scope and still achieve a functional benefit; (c) identifies highway projects that have experienced scope increases and that can be reduced in scope; (d) identifies highway projects that have lost significant local or regional contributions that were essential to completing the project; and (e) identifies contingency amounts allocated to projects.

(2) As part of its budget submittal for the (~~(2014 supplemental)~~) 2015 biennial budget, the department of transportation shall provide an annual report on the number of toll credits the department has accumulated and how the department has used the toll credits.

TRANSFERS AND DISTRIBUTIONS

Sec. 401. 2013 c 306 s 401 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND REVENUE

Transportation Partnership Account--State
Appropriation (~~(\$10,406,000)~~)

\$3,099,000
Motor Vehicle Account--State Appropriation (~~(\$450,000)~~)
\$187,000
State Route Number 520 Corridor Account--State
Appropriation \$3,866,000
Highway Bond Retirement Account--State
Appropriation (~~(\$1,074,580,000)~~)
\$1,086,801,000
Ferry Bond Retirement Account--State Appropriation \$31,824,000
Transportation Improvement Board Bond Retirement
Account--State Appropriation (~~(\$16,267,000)~~)
\$16,268,000
Nondebt-Limit Reimbursable Bond Retirement Account--State
Appropriation \$25,825,000
Toll Facility Bond Retirement Account--State
Appropriation \$52,050,000
(~~(Toll Facility Bond Retirement Account Federal~~
~~Appropriation \$64,982,000))~~
Transportation 2003 Account (Nickel Account)--State
Appropriation (~~(\$1,958,000)~~)
\$682,000
(~~(Special Category C Account State Appropriation \$2,000)~~)
TOTAL APPROPRIATION (~~(\$1,282,210,000)~~)
\$1,220,602,000

Sec. 402. 2013 c 306 s 402 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT CHARGES

Transportation Partnership Account--State
Appropriation (~~(\$1,156,000)~~)
\$588,000
Motor Vehicle Account--State Appropriation (~~(\$50,000)~~)
\$32,000
State Route Number 520 Corridor Account--State
Appropriation \$531,000
Transportation 2003 Account (Nickel Account)--State
Appropriation (~~(\$218,000)~~)
\$123,000
TOTAL APPROPRIATION (~~(\$1,955,000)~~)
\$1,274,000

NEW SECTION. Sec. 403. A new section is added to 2013 c 306 (uncodified) to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE

Toll Facility Bond Retirement Account--Federal
Appropriation \$69,913,000

Sec. 404. 2013 c 306 s 404 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account--State Appropriation: For
motor vehicle fuel tax distributions to cities
and counties (~~(\$474,610,000)~~)
\$478,598,000

Sec. 405. 2013 c 306 s 405 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

Motor Vehicle Account--State Appropriation: For
motor vehicle fuel tax refunds and statutory
transfers (~~(\$1,235,491,000)~~)
\$1,242,728,000

Sec. 406. 2013 c 306 s 406 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--TRANSFERS

Motor Vehicle Account--State Appropriation: For motor vehicle fuel tax refunds and transfers ~~(((\$138,627,000)) \$138,494,000~~

Sec. 407. 2013 c 306 s 407 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS

(1) Recreational Vehicle Account--State Appropriation: For transfer to the Motor Vehicle Account--State \$1,300,000

(2) Multimodal Transportation Account--State Appropriation: For transfer to the Puget Sound Ferry Operations Account--State \$13,000,000

(3) Rural Mobility Grant Program Account--State Appropriation: For transfer to the Multimodal Transportation Account--State \$3,000,000

(4) Motor Vehicle Account--State Appropriation: For transfer to the Special Category C Account--State \$1,500,000

(5) Capital Vessel Replacement Account--State Appropriation: For transfer to the Transportation 2003 Account (Nickel Account)--State ~~(((\$7,702,000)) \$7,571,000~~

(6) Multimodal Transportation Account--State Appropriation: For transfer to the Public Transportation Grant Program Account--State \$26,000,000

(7) Motor Vehicle Account--State Appropriation: For transfer to the Puget Sound Ferry Operations Account--State \$28,000,000

(8) Motor Vehicle Account--State Appropriation: For transfer to the Puget Sound Capital Construction Account--State \$28,000,000

(9) State Route Number 520 Civil Penalties Account--State Appropriation: For transfer to the State Route Number 520 Corridor Account--State \$886,000

(10) Multimodal Transportation Account--State Appropriation: For transfer to the Highway Safety Account--State ~~(((\$10,000,000)) \$14,000,000~~

(11) Motor Vehicle Account--State Appropriation: For transfer to the State Patrol Highway Account--State \$27,000,000

(12) Highway Safety Account--State Appropriation: For transfer to the Puget Sound Ferry Operations Account--State \$42,000,000

(13) Advanced Environmental Mitigation Revolving Account--State Appropriation: For transfer to the Motor Vehicle Account--State \$2,000,000

(14) Advanced Right-of-Way Revolving Fund--State Appropriation: For transfer to the Motor Vehicle Account--State \$6,000,000

(15) Tacoma Narrows Toll Bridge Account--State Appropriation: For transfer to the Motor Vehicle Account--State \$950,000

(16) License Plate Technology Account--State Appropriation: For transfer to the Highway Safety Account--State \$3,000,000

(17) Motor Vehicle Account--State Appropriation: For transfer to the Transportation Equipment Fund--State \$3,915,000

(18) ~~((Multimodal Transportation Account State Appropriation: For transfer to the Motor Vehicle Account--State \$10,000,000))~~

(a) ~~Capital Vessel Replacement Account--State Appropriation: For transfer to Transportation 2003 Account (Nickel Account)--State \$11,128,000~~

(b) If chapter . . . (Engrossed Second Substitute House Bill No. 1129), Laws of 2014 (ferry vessel replacement) is not enacted by June 30, 2014, the amount transferred in (a) of this subsection lapses.

~~(19) Motor Vehicle Account--State Appropriation: For transfer to the Interstate 405 Express Toll Lanes Operations Account--State \$2,019,000~~

COMPENSATION

Sec. 501. 2013 c 306 s 517 (uncodified) is amended to read as follows:

COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS

No agreement has been reached between the governor and the health care super coalition under chapter 41.80 RCW for the 2013-2015 fiscal biennium. Appropriations in this act for fiscal year 2014 for state agencies, including institutions of higher education, are sufficient to continue the provisions of the 2011-2013 collective bargaining agreement. An agreement was reached between the governor and the health care super coalition under chapter 41.80 RCW for fiscal year 2015. The agreement includes employer contributions to premiums at eighty-five percent of the total weighted average of the projected health care premiums. Appropriations in this act for fiscal year 2015 are sufficient to fund the provisions of the fiscal year 2015 collective bargaining agreement, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan must not exceed \$809 per eligible employee for fiscal year 2014. For fiscal year 2015, the monthly employer funding rate must not exceed ~~(((\$820)) \$703~~ per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board must require any of the following: Employee premium copayments; increases in point-of-service cost sharing; the implementation of managed competition; or other changes to benefits consistent with the collective bargaining agreement and RCW 41.05.065.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts must not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be \$150.00 per month.

Sec. 502. 2013 c 306 s 518 (uncodified) is amended to read as follows:

COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for represented employees outside the super coalition for health benefits and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan must not exceed \$809 per eligible employee for

fiscal year 2014. For fiscal year 2015, the monthly employer funding rate must not exceed (~~(\$820)~~) \$703 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require any of the following: Employee premium copayments; increases in point-of-service cost sharing; the implementation of managed competition; or other changes to benefits consistent with RCW 41.05.065.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts must not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be \$150.00 per month.

Sec. 503. 2013 c 306 s 519 (uncodified) is amended to read as follows:

COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan must not exceed \$809 per eligible employee for fiscal year 2014. For fiscal year 2015, the monthly employer funding rate must not exceed (~~(\$820)~~) \$703 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require any of the following: Employee premium copayments; increases in point-of-service cost sharing; the implementation of managed competition; or make other changes to benefits consistent with RCW 41.05.065.

(c) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts must not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be \$150.00 per month.

IMPLEMENTING PROVISIONS

Sec. 601. 2013 c 306 s 603 (uncodified) is amended to read as follows:

FUND TRANSFERS

(1) The transportation 2003 projects or improvements and the 2005 transportation partnership projects or improvements are listed in the LEAP list titled (~~(2013-4)~~) 2014-1 as developed (~~(April 23, 2013)~~) March 10, 2014, which consists of a list of specific projects by fund source and amount over a ten-year period. Current fiscal biennium funding for each project is a line-item appropriation, while the outer

year funding allocations represent a ten-year plan. The department is expected to use the flexibility provided in this section to assist in the delivery and completion of all transportation partnership account and transportation 2003 account (nickel account) projects on the LEAP transportation documents referenced in this act. However, this section does not apply to the I-5/Columbia River Crossing project (400506A). For the 2011-2013 and 2013-2015 project appropriations, unless otherwise provided in this act, the director of financial management may authorize a transfer of appropriation authority between projects funded with transportation 2003 account (nickel account) appropriations, or transportation partnership account appropriations, in order to manage project spending and efficiently deliver all projects in the respective program under the following conditions and limitations:

(a) Transfers may only be made within each specific fund source referenced on the respective project list;

(b) Transfers from a project may not be made as a result of the reduction of the scope of a project or be made to support increases in the scope of a project;

(c) Each transfer between projects may only occur if the director of financial management finds that any resulting change will not hinder the completion of the projects as approved by the legislature. Until the legislature reconvenes to consider the 2014 supplemental omnibus transportation appropriations act, any unexpended 2011-2013 appropriation balance as approved by the office of financial management, in consultation with the legislative staff of the house of representatives and senate transportation committees, may be considered when transferring funds between projects;

(d) Transfers from a project may be made if the funds appropriated to the project are in excess of the amount needed to complete the project;

(e) Transfers may not occur for projects not identified on the applicable project list;

(f) Transfers may not be made while the legislature is in session; and

(g) Transfers between projects may be made, without the approval of the director of the office of financial management, by the department of transportation until the transfer amount by project exceeds two hundred fifty thousand dollars, or ten percent of the total project, whichever is less. These transfers must be reported quarterly to the director of financial management and the chairs of the house of representatives and senate transportation committees.

(2) At the time the department submits a request to transfer funds under this section, a copy of the request must be submitted to the transportation committees of the legislature.

(3) The office of financial management shall work with legislative staff of the house of representatives and senate transportation committees to review the requested transfers in a timely manner.

(4) The office of financial management shall document approved transfers and schedule changes in the transportation executive information system, compare changes to the legislative baseline funding and schedules identified by project identification number identified in the LEAP transportation documents referenced in this act, and transmit revised project lists to chairs of the transportation committees of the legislature on a quarterly basis.

NEW SECTION. Sec. 602. A new section is added to 2013 c 306 (uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION

Except as otherwise provided in this act, the department may enter into a new agreement with King county for the purpose of public transportation mitigation for the SR 99/Alaskan Way Viaduct - Replacement project through the end of the 2013-2015 fiscal biennium. Before expending any funds, the department must inform the transportation committees of the legislature of the amount and source of the funds.

NEW SECTION. Sec. 603. A new section is added to 2013 c 306 (uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION

(1) The department shall submit a report to the transportation committees of the legislature detailing engineering errors on highway construction projects resulting in project cost increases in excess of five hundred thousand dollars. The department must submit a full report within ninety days of the negotiated change order resulting from the engineering error.

(2) The department's full report must include an assessment and review of:

- (a) How the engineering error happened;
- (b) The department of the employee or employees responsible for the engineering error, without disclosing the name of the employee or employees;
- (c) What corrective action was taken;
- (d) The estimated total cost of the engineering error and how the department plans to mitigate that cost;
- (e) Whether the cost of the engineering error will impact the overall project financial plan; and
- (f) What action the secretary has recommended to avoid similar engineering errors in the future.

MISCELLANEOUS 2013-2015 FISCAL BIENNIUM

Sec. 701. RCW 47.28.030 and 2011 c 367 s 710 are each amended to read as follows:

(1)(a) A state highway shall be constructed, altered, repaired, or improved, and improvements located on property acquired for right-of-way purposes may be repaired or renovated pending the use of such right-of-way for highway purposes, by contract or state forces. The work or portions thereof may be done by state forces when the estimated costs thereof are less than fifty thousand dollars and effective July 1, 2005, sixty thousand dollars.

(b) When delay of performance of such work would jeopardize a state highway or constitute a danger to the traveling public, the work may be done by state forces when the estimated cost thereof is less than eighty thousand dollars and effective July 1, 2005, one hundred thousand dollars.

(c) When the department of transportation determines to do the work by state forces, it shall enter a statement upon its records to that effect, stating the reasons therefor.

(d) To enable a larger number of small businesses and veteran, minority, and women contractors to effectively compete for department of transportation contracts, the department may adopt rules providing for bids and award of contracts for the performance of work, or furnishing equipment, materials, supplies, or operating services whenever any work is to be performed and the engineer's estimate indicates the cost of the work would not exceed eighty thousand dollars and effective July 1, 2005, one hundred thousand dollars.

(2) The rules adopted under this section:

(a) Shall provide for competitive bids to the extent that competitive sources are available except when delay of performance would jeopardize life or property or inconvenience the traveling public; and

(b) Need not require the furnishing of a bid deposit nor a performance bond, but if a performance bond is not required then progress payments to the contractor may be required to be made based on submittal of paid invoices to substantiate proof that disbursements have been made to laborers, material suppliers, mechanics, and subcontractors from the previous partial payment; and

(c) May establish prequalification standards and procedures as an alternative to those set forth in RCW 47.28.070, but the prequalification standards and procedures under RCW 47.28.070 shall always be sufficient.

(3) The department of transportation shall comply with such goals and rules as may be adopted by the office of minority and women's business enterprises to implement chapter 39.19 RCW with respect to contracts entered into under this chapter. The department may adopt such rules as may be necessary to comply with the rules adopted by the office of minority and women's business enterprises under chapter 39.19 RCW.

(4)(a) For the period of March 15, ((2014)) 2014, through June 30, ((2013)) 2015, work for less than one hundred twenty thousand dollars may be performed on ferry vessels and terminals by state forces.

(b) The department shall hire a disinterested, third party to conduct an independent analysis to identify methods of reducing out-of-service times for vessel maintenance, preservation, and improvement projects. The analysis must include options that consider consolidating work while vessels are at shipyards by having state forces perform services traditionally performed at Eagle Harbor at the shipyard and decreasing the allowable time at shipyards. The analysis must also compare the out-of-service vessel times of performing services by state forces versus contracting out those services which in turn must be used to form a recommendation as to what the threshold of work performed on ferry vessels and terminals by state forces should be. This analysis must be presented to the transportation committees of the senate and house of representatives by December 1, 2010.

(c) The department shall develop a proposed ferry vessel maintenance, preservation, and improvement program and present it to the transportation committees of the senate and house of representatives by December 1, 2010. The proposed program must:

(i) Improve the basis for budgeting vessel maintenance, preservation, and improvement costs and for projecting those costs into a sixteen-year financial plan;

(ii) Limit the amount of planned out-of-service time to the greatest extent possible, including options associated with department staff as well as commercial shipyards; and

(iii) Be based on the service plan in the capital plan, recognizing that vessel preservation and improvement needs may vary by route.

(d) In developing the proposed ferry vessel maintenance, preservation, and improvement program, the department shall consider the following, related to reducing vessel out-of-service time:

(i) The costs compared to benefits of Eagle Harbor repair and maintenance facility operations options to include staffing costs and benefits in terms of reduced out-of-service time;

(ii) The maintenance requirements for on-vessel staff, including the benefits of a systemwide standard;

(iii) The costs compared to benefits of staff performing preservation or maintenance work, or both, while the vessel is underway, tied up between sailings, or not deployed;

(iv) A review of the department's vessel maintenance, preservation, and improvement program contracting process and contractual requirements;

(v) The costs compared to benefits of allowing for increased costs associated with expedited delivery;

(vi) A method for comparing the anticipated out-of-service time of proposed projects and other projects planned during the same construction period;

(vii) Coordination with required United States coast guard dry dockings;

(viii) A method for comparing how proposed projects relate to the service requirements of the route on which the vessel normally operates; and

(ix) A method for evaluating the ongoing maintenance and preservation costs associated with proposed improvement projects.

Sec. 702. RCW 81.53.281 and 2003 c 190 s 3 are each amended to read as follows:

There is hereby created in the state treasury a "grade crossing protective fund" to carry out the provisions of RCW 81.53.261, 81.53.271, 81.53.281, 81.53.291, and 81.53.295; for grants and/or

subsidies to public, private, and nonprofit entities for rail safety projects authorized or ordered by the commission; and for personnel and associated costs related to supervising and administering rail safety grants and/or subsidies. During the 2013-2015 fiscal biennium, funds in this account may also be used to conduct the study required under section 102 of this act. The commission shall transfer from the public service revolving fund's miscellaneous fees and penalties accounts moneys appropriated for these purposes as needed. At the time the commission makes each allocation of cost to said grade crossing protective fund, it shall certify that such cost shall be payable out of said fund. When federal-aid highway funds are involved, the department of transportation shall, upon entry of an order by the commission requiring the installation or upgrading of a grade crossing protective device, submit to the commission an estimate for the cost of the proposed installation and related work. Upon receipt of the estimate the commission shall pay to the department of transportation the percentage of the estimate specified in RCW 81.53.295, as now or hereafter amended, to be used as the grade crossing protective fund portion of the cost of the installation and related work.

The commission may adopt rules for the allocation of money from the grade crossing protective fund.

NEW SECTION. Sec. 703. A new section is added to 2013 c 306 (uncodified) to read as follows:

The office of the state treasurer shall explore the fiscal implications with respect to outstanding motor vehicle fuel transportation bonds and to future transportation bond sales, relating to any reduction, refunding, crediting, or repeal of the motor vehicle fuel tax, in whole or in part, that may occur in a transition to a potential road usage charge by which transportation activities may be funded in the future. The exploration of fiscal implications must examine possible effects on the state credit rating, interest rates, and other factors that affect the cost of financing transportation projects. The draft report of this work must be shared with the transportation committees of the legislature, the transportation commission, and the office of financial management by September 1, 2014. A final report must be provided to the transportation committees of the legislature, the transportation commission, and the office of financial management by December 31, 2014.

Sec. 704. RCW 82.70.020 and 2013 c 306 s 718 are each amended to read as follows:

(1) Employers in this state who are taxable under chapter 82.04 or 82.16 RCW and provide financial incentives to their own or other employees for ride sharing, for using public transportation, for using car sharing, or for using nonmotorized commuting before July 1, ~~((2014))~~ 2015, are allowed a credit against taxes payable under chapters 82.04 and 82.16 RCW for amounts paid to or on behalf of employees for ride sharing in vehicles carrying two or more persons, for using public transportation, for using car sharing, or for using nonmotorized commuting, not to exceed sixty dollars per employee per fiscal year.

(2) Property managers who are taxable under chapter 82.04 or 82.16 RCW and provide financial incentives to persons employed at a worksite in this state managed by the property manager for ride sharing, for using public transportation, for using car sharing, or for using nonmotorized commuting before July 1, ~~((2014))~~ 2015, are allowed a credit against taxes payable under chapters 82.04 and 82.16 RCW for amounts paid to or on behalf of these persons for ride sharing in vehicles carrying two or more persons, for using public transportation, for using car sharing, or for using nonmotorized commuting, not to exceed sixty dollars per person per fiscal year.

(3) The credit under this section is equal to the amount paid to or on behalf of each employee multiplied by fifty percent, but may not exceed sixty dollars per employee per fiscal year. No refunds may be granted for credits under this section.

(4) A person may not receive credit under this section for amounts paid to or on behalf of the same employee under both chapters 82.04 and 82.16 RCW.

(5) A person may not take a credit under this section for amounts claimed for credit by other persons.

Sec. 705. RCW 82.70.040 and 2013 c 306 s 719 are each amended to read as follows:

(1)(a)(i) The department shall keep a running total of all credits allowed under RCW 82.70.020 during each fiscal year. The department shall not allow any credits that would cause the total amount allowed to exceed two million seven hundred fifty thousand dollars in any fiscal year. This limitation includes any deferred credits carried forward under subsection (2)(b)(i) of this section from prior years.

(ii) During the 2013-2015 fiscal biennium, the department shall not allow any credits that would cause the total amount allowed to exceed one million five hundred thousand dollars in any fiscal year. This limitation includes any deferred credits carried forward under subsection (2)(b)(i) of this section from prior years.

(b) If the total amount of credit applied for by all applicants in any year exceeds the limit in this subsection, the department shall ratably reduce the amount of credit allowed for all applicants so that the limit in this subsection is not exceeded. If a credit is reduced under this subsection, the amount of the reduction may not be carried forward and claimed in subsequent fiscal years.

(2)(a) Tax credits under RCW 82.70.020 may not be claimed in excess of the amount of tax otherwise due under chapter 82.04 or 82.16 RCW.

(b)(i) Through June 30, 2005, a person with taxes equal to or in excess of the credit under RCW 82.70.020, and therefore not subject to the limitation in (a) of this subsection, may elect to defer tax credits for a period of not more than three years after the year in which the credits accrue. No credits deferred under this subsection (2)(b)(i) may be used after June 30, 2008. A person deferring tax credits under this subsection (2)(b)(i) must submit an application as provided in RCW 82.70.025 in the year in which the deferred tax credits will be used. This application is subject to the provisions of subsection (1) of this section for the year in which the tax credits will be applied. If a deferred credit is reduced under subsection (1)(b) of this section, the amount of deferred credit disallowed because of the reduction may be carried forward as long as the period of deferral does not exceed three years after the year in which the credit was earned.

(ii) For credits approved by the department after June 30, 2005, the approved credit may be carried forward to subsequent years until used. Credits carried forward as authorized by this subsection are subject to the limitation in subsection (1)(a) of this section for the fiscal year for which the credits were originally approved.

(3) No person shall be approved for tax credits under RCW 82.70.020 in excess of two hundred thousand dollars in any fiscal year. This limitation does not apply to credits carried forward from prior years under subsection (2)(b) of this section.

(4) No person may claim tax credits after June 30, ~~((2014))~~ 2015.

(5) Credits may not be carried forward other than as authorized in subsection (2)(b) of this section.

(6) No person is eligible for tax credits under RCW 82.70.020 if the additional revenues for the multimodal transportation account created by Engrossed Substitute House Bill No. 2231 are terminated.

Sec. 706. RCW 82.70.050 and 2003 c 364 s 5 are each amended to read as follows:

(1) During the 2013-2015 fiscal biennium, the director shall on the 25th of February, May, August, and November of each year advise the state treasurer of the amount of credit taken under RCW 82.70.020 during the preceding calendar quarter ending on the last day of December, March, June, and September, respectively.

(2) On the last day of March, June, September, and December of each year, the state treasurer, based upon information provided by the department, shall deposit to the general fund a sum equal to the dollar amount of the credit provided under RCW 82.70.020 from the multimodal transportation account.

Sec. 707. RCW 82.70.900 and 2013 c 306 s 720 are each amended to read as follows:

This chapter expires ~~((July 1, 2014, except for RCW 82.70.050, which expires January 1, 2015))~~ **June 30, 2015.**

Sec. 708. RCW 90.03.525 and 2005 c 319 s 140 are each amended to read as follows:

(1) The rate charged by a local government utility to the department of transportation with respect to state highway right-of-way or any section of state highway right-of-way for the construction, operation, and maintenance of storm water control facilities under chapters 35.67, 35.92, 36.89, 36.94, 57.08, and 86.15 RCW, shall be thirty percent of the rate for comparable real property, except as otherwise provided in this section. The rate charged to the department with respect to state highway right-of-way or any section of state highway right-of-way within a local government utility's jurisdiction shall not, however, exceed the rate charged for comparable city street or county road right-of-way within the same jurisdiction. The legislature finds that the aforesaid rates are presumptively fair and equitable because of the traditional and continuing expenditures of the department of transportation for the construction, operation, and maintenance of storm water control facilities designed to control surface water or storm water runoff from state highway rights-of-way.

(2) Charges paid under subsection (1) of this section by the department of transportation must be used solely for storm water control facilities that directly reduce ~~((state highway))~~ runoff impacts or implementation of best management practices that will reduce the need for such facilities. ~~((By January 1st of each year, beginning with calendar year 1997, the local government utility, in coordination with the department, shall develop a plan for the expenditure of the charges for that calendar year. The plan must be consistent with the objectives identified in RCW 90.78.010. In addition, beginning with the submittal for 1998, the utility shall provide a progress report on the use of charges assessed for the prior year. No charges may be paid until the plan and report have been submitted to the department.))~~

(3) The utility imposing the charge and the department of transportation may, however, agree to either higher or lower rates with respect to the construction, operation, or maintenance of any specific storm water control facilities ~~((based upon the annual plan prescribed in subsection (2) of this section))~~. If, after mediation, the local government utility and the department of transportation cannot agree upon the proper rate, either may commence an action in the superior court for the county in which the state highway right-of-way is located to establish the proper rate. The court in establishing the proper rate shall take into account the extent and adequacy of storm water control facilities constructed by the department and the actual benefits to the sections of state highway rights-of-way from storm water control facilities constructed, operated, and maintained by the local government utility. Control of surface water runoff and storm water runoff from state highway rights-of-way shall be deemed an actual benefit to the state highway rights-of-way. The rate for sections of state highway right-of-way as determined by the court shall be set forth in terms of the percentage of the rate for comparable real property, but shall in no event exceed the rate charged for comparable city street or county road right-of-way within the same jurisdiction.

(4) The legislature finds that the federal clean water act (national pollutant discharge elimination system, 40 C.F.R. parts 122- 124), the state water pollution control act, chapter 90.48 RCW, and the highway runoff program under chapter 90.71 RCW, mandate the treatment and control of storm water runoff from state highway rights-of-way owned by the department of transportation. Appropriations made by the legislature to the department of transportation for the construction, operation, and maintenance of storm water control facilities are intended to address applicable federal and state mandates related to storm water control and treatment. This section is not intended to limit opportunities for sharing the costs of storm water improvements between cities, counties, and the state.

MISCELLANEOUS

NEW SECTION. Sec. 801. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 802. Section 701 of this act takes effect if chapter . . . (Engrossed House Bill No. 2684), Laws of 2014 (ferry vessel and terminal work) is not enacted by April 15, 2014.

NEW SECTION. Sec. 803. Section 708 of this act expires June 30, 2015.

NEW SECTION. Sec. 804. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

(End of Bill)

INDEX	PAGE #
ANNUAL REPORTING REQUIREMENTS FOR CAPITAL PROGRAM	69
COMPENSATION	
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS	75
REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS	75
REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS	73
COUNTY ROAD ADMINISTRATION BOARD	5, 46
DEPARTMENT OF AGRICULTURE	3
DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION	1
DEPARTMENT OF LICENSING	15
TRANSFERS	71
DEPARTMENT OF TRANSPORTATION	78
AVIATION--PROGRAM F	27
CHARGES FROM OTHER AGENCIES--PROGRAM U	37
ECONOMIC PARTNERSHIPS--PROGRAM K	30
FACILITIES--PROGRAM D--CAPITAL	47
FACILITIES--PROGRAM D--OPERATING	27
HIGHWAY MAINTENANCE--PROGRAM M	31
IMPROVEMENTS--PROGRAM I	48
INFORMATION TECHNOLOGY--PROGRAM C	26
LOCAL PROGRAMS--PROGRAM Z--CAPITAL	66
LOCAL PROGRAMS--PROGRAM Z--OPERATING	44
MARINE--PROGRAM X	41
PRESERVATION--PROGRAM P	57
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H	27
PUBLIC TRANSPORTATION--PROGRAM V	37
RAIL--PROGRAM Y--OPERATING	43
RAIL--PROGRAM Y--CAPITAL	63
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B	21
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL	59
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING	32
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S	35
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T	36
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W	59

FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD 13, 45
 FUND TRANSFERS 76
 JOINT TRANSPORTATION COMMITTEE 6
 LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE 3
 OFFICE OF FINANCIAL MANAGEMENT 2
 STATE TREASURER
 ADMINISTRATIVE TRANSFERS 72
 BOND RETIREMENT AND INTEREST 69, 70, 71
 STATE REVENUES FOR DISTRIBUTION 71
 TRANSFERS 71
 TRANSPORTATION COMMISSION 9
 TRANSPORTATION IMPROVEMENT BOARD 6, 47
 UTILITIES AND TRANSPORTATION COMMISSION 1
 WASHINGTON STATE PATROL 13, 45
 WASHINGTON TRAFFIC SAFETY COMMISSION 3"

Correct the title.

Representatives Clibborn and Orcutt spoke in favor of the adoption of the striking amendment.

Amendment (960) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representative Clibborn spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6001, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6001, as amended by the House, and the bill passed the House by the following vote: Yeas, 65; Nays, 33; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hargrove, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Walkinshaw, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, Dahlquist, DeBolt, Fagan, G. Hunt, Haler, Harris, Hawkins, Holy, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Morrell, Orcutt, Overstreet, Parker, Pike, Ross, Schmick, Scott, Shea, Short, Stonier, Taylor, Van De Wege, Vick, Wilcox and Young.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6001, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 10, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 6265 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment. The rules were suspended and ENGROSSED SUBSTITUTE SENATE BILL NO. 6265 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 6265, by Senate Committee on Health Care (originally sponsored by Senators Frockt, Rivers, Conway, Becker, Kohl-Welles, Bailey, Cleveland, Ranker, Keiser and Tom)

Concerning state and local agencies that obtain patient health care information.

The bill was read the second time.

Representative Cody moved the adoption of amendment (958):

On page 6, line 12, strike all of section 4 and insert the following:

"Sec. 4. RCW 70.02.010 and 2013 c 200 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

- (1) "Admission" has the same meaning as in RCW 71.05.020.
- (2) "Audit" means an assessment, evaluation, determination, or investigation of a health care provider by a person not employed by or affiliated with the provider to determine compliance with:
 - (a) Statutory, regulatory, fiscal, medical, or scientific standards;
 - (b) A private or public program of payments to a health care provider; or
 - (c) Requirements for licensing, accreditation, or certification.
- (3) "Commitment" has the same meaning as in RCW 71.05.020.

(4) "Custody" has the same meaning as in RCW 71.05.020.

(5) "Deidentified" means health information that does not identify an individual and with respect to which there is no

reasonable basis to believe that the information can be used to identify an individual.

(6) "Department" means the department of social and health services.

(7) "Designated mental health professional" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.

(8) "Detention" or "detain" has the same meaning as in RCW 71.05.020.

(9) "Directory information" means information disclosing the presence, and for the purpose of identification, the name, location within a health care facility, and the general health condition of a particular patient who is a patient in a health care facility or who is currently receiving emergency health care in a health care facility.

(10) "Discharge" has the same meaning as in RCW 71.05.020.

(11) "Evaluation and treatment facility" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.

(12) "Federal, state, or local law enforcement authorities" means an officer of any agency or authority in the United States, a state, a tribe, a territory, or a political subdivision of a state, a tribe, or a territory who is empowered by law to: (a) Investigate or conduct an official inquiry into a potential criminal violation of law; or (b) prosecute or otherwise conduct a criminal proceeding arising from an alleged violation of law.

(13) "General health condition" means the patient's health status described in terms of "critical," "poor," "fair," "good," "excellent," or terms denoting similar conditions.

(14) "Health care" means any care, service, or procedure provided by a health care provider:

(a) To diagnose, treat, or maintain a patient's physical or mental condition; or

(b) That affects the structure or any function of the human body.

(15) "Health care facility" means a hospital, clinic, nursing home, laboratory, office, or similar place where a health care provider provides health care to patients.

(16) "Health care information" means any information, whether oral or recorded in any form or medium, that identifies or can readily be associated with the identity of a patient and directly relates to the patient's health care, including a patient's deoxyribonucleic acid and identified sequence of chemical base pairs. The term includes any required accounting of disclosures of health care information.

(17) "Health care operations" means any of the following activities of a health care provider, health care facility, or third-party payor to the extent that the activities are related to functions that make an entity a health care provider, a health care facility, or a third-party payor:

(a) Conducting: Quality assessment and improvement activities, including outcomes evaluation and development of clinical guidelines, if the obtaining of generalizable knowledge is not the primary purpose of any studies resulting from such activities; population-based activities relating to improving health or reducing health care costs, protocol development, case management and care coordination, contacting of health care providers and patients with information about treatment alternatives; and related functions that do not include treatment;

(b) Reviewing the competence or qualifications of health care professionals, evaluating practitioner and provider performance and third-party payor performance, conducting training programs in which students, trainees, or practitioners in areas of health care learn under supervision to practice or improve their skills as health care providers, training of nonhealth care professionals, accreditation, certification, licensing, or credentialing activities;

(c) Underwriting, premium rating, and other activities relating to the creation, renewal, or replacement of a contract of health insurance or health benefits, and ceding, securing, or placing a

contract for reinsurance of risk relating to claims for health care, including stop-loss insurance and excess of loss insurance, if any applicable legal requirements are met;

(d) Conducting or arranging for medical review, legal services, and auditing functions, including fraud and abuse detection and compliance programs;

(e) Business planning and development, such as conducting cost-management and planning-related analyses related to managing and operating the health care facility or third-party payor, including formulary development and administration, development, or improvement of methods of payment or coverage policies; and

(f) Business management and general administrative activities of the health care facility, health care provider, or third-party payor including, but not limited to:

(i) Management activities relating to implementation of and compliance with the requirements of this chapter;

(ii) Customer service, including the provision of data analyses for policy holders, plan sponsors, or other customers, provided that health care information is not disclosed to such policy holder, plan sponsor, or customer;

(iii) Resolution of internal grievances;

(iv) The sale, transfer, merger, or consolidation of all or part of a health care provider, health care facility, or third-party payor with another health care provider, health care facility, or third-party payor or an entity that following such activity will become a health care provider, health care facility, or third-party payor, and due diligence related to such activity; and

(v) Consistent with applicable legal requirements, creating deidentified health care information or a limited dataset for the benefit of the health care provider, health care facility, or third-party payor.

(18) "Health care provider" means a person who is licensed, certified, registered, or otherwise authorized by the law of this state to provide health care in the ordinary course of business or practice of a profession.

(19) "Human immunodeficiency virus" or "HIV" has the same meaning as in RCW 70.24.017.

(20) "Imminent" has the same meaning as in RCW 71.05.020.

(21) "Information and records related to mental health services" means a type of health care information that relates to all information and records((, including mental health treatment records,)) compiled, obtained, or maintained in the course of providing services by a mental health service agency((, as defined in this section)) or mental health professional to persons who are receiving or have received services for mental illness. The term includes mental health information contained in a medical bill, registration records, as defined in RCW 71.05.020, and all other records regarding the person maintained by the department, by regional support networks and their staff, and by treatment facilities. ((This may)) The term further includes documents of legal proceedings under chapter 71.05, 71.34, or 10.77 RCW, or somatic health care information. For health care information maintained by a hospital as defined in RCW 70.41.020 or a health care facility or health care provider that participates with a hospital in an organized health care arrangement defined under federal law, "information and records related to mental health services" is limited to information and records of services provided by a mental health professional or information and records of services created by a hospital-operated community mental health program as defined in RCW 71.24.025(6). The term does not include psychotherapy notes.

(22) "Information and records related to sexually transmitted diseases" means a type of health care information that relates to the identity of any person upon whom an HIV antibody test or other sexually transmitted infection test is performed, the results of such

tests, and any information relating to diagnosis of or treatment for any confirmed sexually transmitted infections.

(23) "Institutional review board" means any board, committee, or other group formally designated by an institution, or authorized under federal or state law, to review, approve the initiation of, or conduct periodic review of research programs to assure the protection of the rights and welfare of human research subjects.

(24) "Legal counsel" has the same meaning as in RCW 71.05.020.

(25) "Local public health officer" has the same meaning as in RCW 70.24.017.

(26) "Maintain," as related to health care information, means to hold, possess, preserve, retain, store, or control that information.

(27) "Mental health professional" ((has the same meaning as in RCW 71.05.020)) means a psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary of social and health services under chapter 71.05 RCW, whether that person works in a private or public setting.

(28) "Mental health service agency" means a public or private agency that provides services to persons with mental disorders as defined under RCW 71.05.020 or 71.34.020 and receives funding from public sources. This includes evaluation and treatment facilities as defined in RCW 71.34.020, community mental health service delivery systems, or community mental health programs, as defined in RCW 71.24.025, and facilities conducting competency evaluations and restoration under chapter 10.77 RCW.

(29) ("Mental health treatment records" include registration records, as defined in RCW 71.05.020, and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by regional support networks and their staff, and by treatment facilities. "Mental health treatment records" include mental health information contained in a medical bill including, but not limited to, mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. "Mental health treatment records" do not include notes or records maintained for personal use by a person providing treatment services for the department, regional support networks, or a treatment facility if the notes or records are not available to others.

(30)) "Minor" has the same meaning as in RCW 71.34.020.

((31))) (30) "Parent" has the same meaning as in RCW 71.34.020.

((32))) (31) "Patient" means an individual who receives or has received health care. The term includes a deceased individual who has received health care.

((33))) (32) "Payment" means:

(a) The activities undertaken by:

(i) A third-party payor to obtain premiums or to determine or fulfill its responsibility for coverage and provision of benefits by the third-party payor; or

(ii) A health care provider, health care facility, or third-party payor, to obtain or provide reimbursement for the provision of health care; and

(b) The activities in (a) of this subsection that relate to the patient to whom health care is provided and that include, but are not limited to:

(i) Determinations of eligibility or coverage, including coordination of benefits or the determination of cost-sharing amounts, and adjudication or subrogation of health benefit claims;

(ii) Risk adjusting amounts due based on enrollee health status and demographic characteristics;

(iii) Billing, claims management, collection activities, obtaining payment under a contract for reinsurance, including stop-

loss insurance and excess of loss insurance, and related health care data processing;

(iv) Review of health care services with respect to medical necessity, coverage under a health plan, appropriateness of care, or justification of charges;

(v) Utilization review activities, including precertification and preauthorization of services, and concurrent and retrospective review of services; and

(vi) Disclosure to consumer reporting agencies of any of the following health care information relating to collection of premiums or reimbursement:

(A) Name and address;

(B) Date of birth;

(C) Social security number;

(D) Payment history;

(E) Account number; and

(F) Name and address of the health care provider, health care facility, and/or third-party payor.

((34))) (33) "Person" means an individual, corporation, business trust, estate, trust, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal or commercial entity.

((35))) (34) "Professional person" has the same meaning as in RCW 71.05.020.

((36))) (35) "Psychiatric advanced registered nurse practitioner" has the same meaning as in RCW 71.05.020.

((37))) (36) "Psychotherapy notes" means notes recorded, in any medium, by a mental health professional documenting or analyzing the contents of conversations during a private counseling session or group, joint, or family counseling session, and that are separated from the rest of the individual's medical record. The term excludes mediation prescription and monitoring, counseling session start and stop times, the modalities and frequencies of treatment furnished, results of clinical tests, and any summary of the following items: Diagnosis, functional status, the treatment plan, symptoms, prognosis, and progress to date.

(37) "Reasonable fee" means the charges for duplicating or searching the record, but shall not exceed sixty-five cents per page for the first thirty pages and fifty cents per page for all other pages.

In addition, a clerical fee for searching and handling may be charged not to exceed fifteen dollars. These amounts shall be adjusted biennially in accordance with changes in the consumer price index, all consumers, for Seattle-Tacoma metropolitan statistical area as determined by the secretary of health. However, where editing of records by a health care provider is required by statute and is done by the provider personally, the fee may be the usual and customary charge for a basic office visit.

(38) "Release" has the same meaning as in RCW 71.05.020.

(39) "Resource management services" has the same meaning as in RCW 71.05.020.

(40) "Serious violent offense" has the same meaning as in RCW 71.05.020.

(41) "Sexually transmitted infection" or "sexually transmitted disease" has the same meaning as "sexually transmitted disease" in RCW 70.24.017.

(42) "Test for a sexually transmitted disease" has the same meaning as in RCW 70.24.017.

(43) "Third-party payor" means an insurer regulated under Title 48 RCW authorized to transact business in this state or other jurisdiction, including a health care service contractor, and health maintenance organization; or an employee welfare benefit plan, excluding fitness or wellness plans; or a state or federal health benefit program.

(44) "Treatment" means the provision, coordination, or management of health care and related services by one or more health care providers or health care facilities, including the

coordination or management of health care by a health care provider or health care facility with a third party; consultation between health care providers or health care facilities relating to a patient; or the referral of a patient for health care from one health care provider or health care facility to another.

Sec. 5. RCW 70.02.020 and 2013 c 200 s 2 are each amended to read as follows:

(1) Except as authorized elsewhere in this chapter, a health care provider, an individual who assists a health care provider in the delivery of health care, or an agent and employee of a health care provider may not disclose health care information about a patient to any other person without the patient's written authorization. A disclosure made under a patient's written authorization must conform to the authorization.

(2) ((A patient has a right to receive an accounting of all disclosures of mental health treatment records except disclosures made under RCW 71.05.425.

(3))) A patient has a right to receive an accounting of disclosures of health care information((, except for mental health treatment records which are addressed in subsection (2) of this section.)) made by a health care provider or a health care facility in the six years before the date on which the accounting is requested, except for disclosures:

- (a) To carry out treatment, payment, and health care operations;
- (b) To the patient of health care information about him or her;
- (c) Incident to a use or disclosure that is otherwise permitted or required;
- (d) Pursuant to an authorization where the patient authorized the disclosure of health care information about himself or herself;
- (e) Of directory information;
- (f) To persons involved in the patient's care;
- (g) For national security or intelligence purposes if an accounting of disclosures is not permitted by law;
- (h) To correctional institutions or law enforcement officials if an accounting of disclosures is not permitted by law; and
- (i) Of a limited data set that excludes direct identifiers of the patient or of relatives, employers, or household members of the patient.

Sec. 6. RCW 70.02.050 and 2013 c 200 s 3 are each amended to read as follows:

(1) A health care provider or health care facility may disclose health care information, except for information and records related to sexually transmitted diseases which are addressed in RCW 70.02.220, about a patient without the patient's authorization to the extent a recipient needs to know the information, if the disclosure is:

- (a) To a person who the provider or facility reasonably believes is providing health care to the patient;
- (b) To any other person who requires health care information for health care education, or to provide planning, quality assurance, peer review, or administrative, legal, financial, actuarial services to, or other health care operations for or on behalf of the health care provider or health care facility; or for assisting the health care provider or health care facility in the delivery of health care and the health care provider or health care facility reasonably believes that the person:
 - (i) Will not use or disclose the health care information for any other purpose; and
 - (ii) Will take appropriate steps to protect the health care information;
- (c) To any person if the health care provider or health care facility reasonably believes that disclosure will avoid or minimize an imminent danger to the health or safety of the patient or any other individual, however there is no obligation under this chapter on the part of the provider or facility to so disclose. The fact of

admission to a provider for mental health services and all information and records compiled, obtained, or maintained in the course of providing mental health services to either voluntary or involuntary recipients of services at public or private agencies is not subject to disclosure unless disclosure is permitted in RCW 70.02.230; or

(d) ((To an official of a penal or other custodial institution in which the patient is detained; or

(e))) For payment, including information necessary for a recipient to make a claim, or for a claim to be made on behalf of a recipient for aid, insurance, or medical assistance to which he or she may be entitled.

(2) A health care provider shall disclose health care information, except for information and records related to sexually transmitted diseases, unless otherwise authorized in RCW 70.02.220, about a patient without the patient's authorization if the disclosure is:

(a) To federal, state, or local public health authorities, to the extent the health care provider is required by law to report health care information; when needed to determine compliance with state or federal licensure, certification or registration rules or laws, or to investigate unprofessional conduct or ability to practice with reasonable skill and safety under chapter 18.130 RCW. Any health care information obtained under this subsection is exempt from public inspection and copying pursuant to chapter 42.56 RCW; or

(b) When needed to protect the public health.

Sec. 7. RCW 70.02.200 and 2013 c 200 s 4 are each amended to read as follows:

(1) In addition to the disclosures authorized by RCW 70.02.050 and 70.02.210, a health care provider or health care facility may disclose health care information, except for information and records related to sexually transmitted diseases and information related to mental health services which are addressed by RCW 70.02.220 through 70.02.260, about a patient without the patient's authorization, to:

(a) Any other health care provider or health care facility reasonably believed to have previously provided health care to the patient, to the extent necessary to provide health care to the patient, unless the patient has instructed the health care provider or health care facility in writing not to make the disclosure;

(b) Immediate family members of the patient, including a patient's state registered domestic partner, or any other individual with whom the patient is known to have a close personal relationship, if made in accordance with good medical or other professional practice, unless the patient has instructed the health care provider or health care facility in writing not to make the disclosure;

(c) A health care provider or health care facility who is the successor in interest to the health care provider or health care facility maintaining the health care information;

(d) A person who obtains information for purposes of an audit, if that person agrees in writing to:

(i) Remove or destroy, at the earliest opportunity consistent with the purpose of the audit, information that would enable the patient to be identified; and

(ii) Not to disclose the information further, except to accomplish the audit or report unlawful or improper conduct involving fraud in payment for health care by a health care provider or patient, or other unlawful conduct by the health care provider;

(e) Provide directory information, unless the patient has instructed the health care provider or health care facility not to make the disclosure;

(f) Fire, police, sheriff, or other public authority, that brought, or caused to be brought, the patient to the health care facility or health care provider if the disclosure is limited to the patient's

name, residence, sex, age, occupation, condition, diagnosis, estimated or actual discharge date, or extent and location of injuries as determined by a physician, and whether the patient was conscious when admitted;

(g) Federal, state, or local law enforcement authorities and the health care provider, health care facility, or third-party payor believes in good faith that the health care information disclosed constitutes evidence of criminal conduct that occurred on the premises of the health care provider, health care facility, or third-party payor; (and)

(h) Another health care provider, health care facility, or third-party payor for the health care operations of the health care provider, health care facility, or third-party payor that receives the information, if each entity has or had a relationship with the patient who is the subject of the health care information being requested, the health care information pertains to such relationship, and the disclosure is for the purposes described in RCW 70.02.010(17) (a) and (b); and

(i) An official of a penal or other custodial institution in which the patient is detained.

(2) In addition to the disclosures required by RCW 70.02.050 and 70.02.210, a health care provider shall disclose health care information, except for information related to sexually transmitted diseases and information related to mental health services which are addressed by RCW 70.02.220 through 70.02.260, about a patient without the patient's authorization if the disclosure is:

(a) To federal, state, or local law enforcement authorities to the extent the health care provider is required by law;

(b) To federal, state, or local law enforcement authorities, upon receipt of a written or oral request made to a nursing supervisor, administrator, or designated privacy official, in a case in which the patient is being treated or has been treated for a bullet wound, gunshot wound, powder burn, or other injury arising from or caused by the discharge of a firearm, or an injury caused by a knife, an ice pick, or any other sharp or pointed instrument which federal, state, or local law enforcement authorities reasonably believe to have been intentionally inflicted upon a person, or a blunt force injury that federal, state, or local law enforcement authorities reasonably believe resulted from a criminal act, the following information, if known:

- (i) The name of the patient;
- (ii) The patient's residence;
- (iii) The patient's sex;
- (iv) The patient's age;
- (v) The patient's condition;
- (vi) The patient's diagnosis, or extent and location of injuries as determined by a health care provider;
- (vii) Whether the patient was conscious when admitted;
- (viii) The name of the health care provider making the determination in (b)(v), (vi), and (vii) of this subsection;
- (ix) Whether the patient has been transferred to another facility; and

(x) The patient's discharge time and date;

(c) Pursuant to compulsory process in accordance with RCW 70.02.060.

Sec. 8. RCW 70.02.210 and 2013 c 200 s 5 are each amended to read as follows:

(1)(a) A health care provider or health care facility may disclose health care information about a patient without the patient's authorization to the extent a recipient needs to know the information, if the disclosure is for use in a research project that an institutional review board has determined:

((a)) (i) Is of sufficient importance to outweigh the intrusion into the privacy of the patient that would result from the disclosure;

((b)) (ii) Is impracticable without the use or disclosure of the health care information in individually identifiable form;

((c)) (iii) Contains reasonable safeguards to protect the information from redisclosure;

((d)) (iv) Contains reasonable safeguards to protect against identifying, directly or indirectly, any patient in any report of the research project; and

((e)) (v) Contains procedures to remove or destroy at the earliest opportunity, consistent with the purposes of the project, information that would enable the patient to be identified, unless an institutional review board authorizes retention of identifying information for purposes of another research project.

(b) Disclosure under (a) of this subsection may include health care information and records of treatment programs related to chemical dependency addressed in chapter 70.96A RCW and as authorized by federal law.

(2) In addition to the disclosures required by RCW 70.02.050 and 70.02.200, a health care provider or health care facility shall disclose health care information about a patient without the patient's authorization if:

(a) The disclosure is to county coroners and medical examiners for the investigations of deaths;

(b) The disclosure is to a procurement organization or person to whom a body part passes for the purpose of examination necessary to assure the medical suitability of the body part; or

(c) The disclosure is to a person subject to the jurisdiction of the federal food and drug administration in regards to a food and drug administration-regulated product or activity for which that person has responsibility for quality, safety, or effectiveness of activities.

Sec. 9. RCW 70.02.230 and 2013 c 200 s 7 are each amended to read as follows:

(1) Except as provided in this section, RCW 70.02.050, 71.05.445, 70.96A.150, 74.09.295, 70.02.210, 70.02.240, 70.02.250, and 70.02.260, or pursuant to a valid authorization under RCW 70.02.030, the fact of admission to a provider for mental health services and all information and records compiled, obtained, or maintained in the course of providing mental health services to either voluntary or involuntary recipients of services at public or private agencies must be confidential.

(2) Information and records related to mental health services, other than those obtained through treatment under chapter 71.34 RCW, may be disclosed only:

(a) In communications between qualified professional persons to meet the requirements of chapter 71.05 RCW, in the provision of services or appropriate referrals, or in the course of guardianship proceedings if provided to a professional person:

- (i) Employed by the facility;
- (ii) Who has medical responsibility for the patient's care;
- (iii) Who is a designated mental health professional;
- (iv) Who is providing services under chapter 71.24 RCW;
- (v) Who is employed by a state or local correctional facility where the person is confined or supervised; or

(vi) Who is providing evaluation, treatment, or follow-up services under chapter 10.77 RCW;

(b) When the communications regard the special needs of a patient and the necessary circumstances giving rise to such needs and the disclosure is made by a facility providing services to the operator of a facility in which the patient resides or will reside;

(c)(i) When the person receiving services, or his or her guardian, designates persons to whom information or records may be released, or if the person is a minor, when his or her parents make such a designation;

(ii) A public or private agency shall release to a person's next of kin, attorney, personal representative, guardian, or conservator, if any:

(A) The information that the person is presently a patient in the facility or that the person is seriously physically ill;

(B) A statement evaluating the mental and physical condition of the patient, and a statement of the probable duration of the patient's confinement, if such information is requested by the next of kin, attorney, personal representative, guardian, or conservator; and

(iii) Other information requested by the next of kin or attorney as may be necessary to decide whether or not proceedings should be instituted to appoint a guardian or conservator;

(d)(i) To the courts as necessary to the administration of chapter 71.05 RCW or to a court ordering an evaluation or treatment under chapter 10.77 RCW solely for the purpose of preventing the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

(ii) To a court or its designee in which a motion under chapter 10.77 RCW has been made for involuntary medication of a defendant for the purpose of competency restoration.

(iii) Disclosure under this subsection is mandatory for the purpose of the federal health insurance portability and accountability act;

(e)(i) When a mental health professional is requested by a representative of a law enforcement or corrections agency, including a police officer, sheriff, community corrections officer, a municipal attorney, or prosecuting attorney to undertake an investigation or provide treatment under RCW 71.05.150, 10.31.110, or 71.05.153, the mental health professional shall, if requested to do so, advise the representative in writing of the results of the investigation including a statement of reasons for the decision to detain or release the person investigated. The written report must be submitted within seventy-two hours of the completion of the investigation or the request from the law enforcement or corrections representative, whichever occurs later.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(f) To the attorney of the detained person;

(g) To the prosecuting attorney as necessary to carry out the responsibilities of the office under RCW 71.05.330(2), 71.05.340(1)(b), and 71.05.335. The prosecutor must be provided access to records regarding the committed person's treatment and prognosis, medication, behavior problems, and other records relevant to the issue of whether treatment less restrictive than inpatient treatment is in the best interest of the committed person or others. Information must be disclosed only after giving notice to the committed person and the person's counsel;

(h)(i) To appropriate law enforcement agencies and to a person, when the identity of the person is known to the public or private agency, whose health and safety has been threatened, or who is known to have been repeatedly harassed, by the patient. The person may designate a representative to receive the disclosure. The disclosure must be made by the professional person in charge of the public or private agency or his or her designee and must include the dates of commitment, admission, discharge, or release, authorized or unauthorized absence from the agency's facility, and only any other information that is pertinent to the threat or harassment. The agency or its employees are not civilly liable for the decision to disclose or not, so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(i)(i) To appropriate corrections and law enforcement agencies all necessary and relevant information in the event of a crisis or emergent situation that poses a significant and imminent risk to the public. The mental health service agency or its employees are not

civilly liable for the decision to disclose or not so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the health insurance portability and accountability act;

(j) To the persons designated in RCW 71.05.425 for the purposes described in those sections;

(k) Upon the death of a person. The person's next of kin, personal representative, guardian, or conservator, if any, must be notified. Next of kin who are of legal age and competent must be notified under this section in the following order: Spouse, parents, children, brothers and sisters, and other relatives according to the degree of relation. Access to all records and information compiled, obtained, or maintained in the course of providing services to a deceased patient are governed by RCW 70.02.140;

(l) To mark headstones or otherwise memorialize patients interred at state hospital cemeteries. The department of social and health services shall make available the name, date of birth, and date of death of patients buried in state hospital cemeteries fifty years after the death of a patient;

(m) To law enforcement officers and to prosecuting attorneys as are necessary to enforce RCW 9.41.040(2)(a)(ii). The extent of information that may be released is limited as follows:

(i) Only the fact, place, and date of involuntary commitment, an official copy of any order or orders of commitment, and an official copy of any written or oral notice of ineligibility to possess a firearm that was provided to the person pursuant to RCW 9.41.047(1), must be disclosed upon request;

(ii) The law enforcement and prosecuting attorneys may only release the information obtained to the person's attorney as required by court rule and to a jury or judge, if a jury is waived, that presides over any trial at which the person is charged with violating RCW 9.41.040(2)(a)(ii);

(iii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(n) When a patient would otherwise be subject to the provisions of this section and disclosure is necessary for the protection of the patient or others due to his or her unauthorized disappearance from the facility, and his or her whereabouts is unknown, notice of the disappearance, along with relevant information, may be made to relatives, the department of corrections when the person is under the supervision of the department, and governmental law enforcement agencies designated by the physician or psychiatric advanced registered nurse practitioner in charge of the patient or the professional person in charge of the facility, or his or her professional designee;

(o) Pursuant to lawful order of a court;

(p) To qualified staff members of the department, to the director of regional support networks, to resource management services responsible for serving a patient, or to service providers designated by resource management services as necessary to determine the progress and adequacy of treatment and to determine whether the person should be transferred to a less restrictive or more appropriate treatment modality or facility;

(q) Within the ((treatment facility)) mental health service agency where the patient is receiving treatment, confidential information may be disclosed to persons employed, serving in bona fide training programs, or participating in supervised volunteer programs, at the facility when it is necessary to perform their duties;

(r) Within the department as necessary to coordinate treatment for mental illness, developmental disabilities, alcoholism, or drug abuse of persons who are under the supervision of the department;

(s) To a licensed physician or psychiatric advanced registered nurse practitioner who has determined that the life or health of the person is in danger and that treatment without the information and

records related to mental health services ((contained in the mental health treatment records)) could be injurious to the patient's health. Disclosure must be limited to the portions of the records necessary to meet the medical emergency;

(t) Consistent with the requirements of the federal health information portability and accountability act, to a licensed mental health professional or a health care professional licensed under chapter 18.71, 18.71A, 18.57, 18.57A, 18.79, or 18.36A RCW who is providing care to a person, or to whom a person has been referred for evaluation or treatment, to assure coordinated care and treatment of that person. Psychotherapy notes((, as defined in 45 C.F.R. Sec. 164.501.)) may not be released without authorization of the person who is the subject of the request for release of information;

(u) To administrative and office support staff designated to obtain medical records for those licensed professionals listed in (t) of this subsection;

(v) To a facility that is to receive a person who is involuntarily committed under chapter 71.05 RCW, or upon transfer of the person from one evaluation and treatment facility to another. The release of records under this subsection is limited to the ((mental health treatment records)) information and records related to mental health services required by law, a record or summary of all somatic treatments, and a discharge summary. The discharge summary may include a statement of the patient's problem, the treatment goals, the type of treatment which has been provided, and recommendation for future treatment, but may not include the patient's complete treatment record;

(w) To the person's counsel or guardian ad litem, without modification, at any time in order to prepare for involuntary commitment or recommitment proceedings, reexaminations, appeals, or other actions relating to detention, admission, commitment, or patient's rights under chapter 71.05 RCW;

(x) To staff members of the protection and advocacy agency or to staff members of a private, nonprofit corporation for the purpose of protecting and advocating the rights of persons with mental disorders or developmental disabilities. Resource management services may limit the release of information to the name, birthdate, and county of residence of the patient, information regarding whether the patient was voluntarily admitted, or involuntarily committed, the date and place of admission, placement, or commitment, the name and address of a guardian of the patient, and the date and place of the guardian's appointment. Any staff member who wishes to obtain additional information must notify the patient's resource management services in writing of the request and of the resource management services' right to object. The staff member shall send the notice by mail to the guardian's address. If the guardian does not object in writing within fifteen days after the notice is mailed, the staff member may obtain the additional information. If the guardian objects in writing within fifteen days after the notice is mailed, the staff member may not obtain the additional information;

(y) To all current treating providers of the patient with prescriptive authority who have written a prescription for the patient within the last twelve months. For purposes of coordinating health care, the department may release without written authorization of the patient, information acquired for billing and collection purposes as described in RCW 70.02.050(1)((e)) (d). The department shall notify the patient that billing and collection information has been released to named providers, and provide the substance of the information released and the dates of such release. The department may not release counseling, inpatient psychiatric hospitalization, or drug and alcohol treatment information without a signed written release from the client;

(z)(i) To the secretary of social and health services for either program evaluation or research, or both so long as the secretary adopts rules for the conduct of the evaluation or research, or both. Such rules must include, but need not be limited to, the requirement that all evaluators and researchers sign an oath of confidentiality substantially as follows:

"As a condition of conducting evaluation or research concerning persons who have received services from (fill in the facility, agency, or person) I,, agree not to divulge, publish, or otherwise make known to unauthorized persons or the public any information obtained in the course of such evaluation or research regarding persons who have received services such that the person who received such services is identifiable.

I recognize that unauthorized release of confidential information may subject me to civil liability under the provisions of state law.

(ii) Nothing in this chapter may be construed to prohibit the compilation and publication of statistical data for use by government or researchers under standards, including standards to assure maintenance of confidentiality, set forth by the secretary.

(3) Whenever federal law or federal regulations restrict the release of information contained in the ((treatment records)) information and records related to mental health services of any patient who receives treatment for chemical dependency, the department may restrict the release of the information as necessary to comply with federal law and regulations.

(4) Civil liability and immunity for the release of information about a particular person who is committed to the department of social and health services under RCW 71.05.280(3) and 71.05.320(3)(c) after dismissal of a sex offense as defined in RCW 9.94A.030, is governed by RCW 4.24.550.

(5) The fact of admission to a provider of mental health services, as well as all records, files, evidence, findings, or orders made, prepared, collected, or maintained pursuant to chapter 71.05 RCW are not admissible as evidence in any legal proceeding outside that chapter without the written authorization of the person who was the subject of the proceeding except as provided in RCW 70.02.260, in a subsequent criminal prosecution of a person committed pursuant to RCW 71.05.280(3) or 71.05.320(3)(c) on charges that were dismissed pursuant to chapter 10.77 RCW due to incompetency to stand trial, in a civil commitment proceeding pursuant to chapter 71.09 RCW, or, in the case of a minor, a guardianship or dependency proceeding. The records and files maintained in any court proceeding pursuant to chapter 71.05 RCW must be confidential and available subsequent to such proceedings only to the person who was the subject of the proceeding or his or her attorney. In addition, the court may order the subsequent release or use of such records or files only upon good cause shown if the court finds that appropriate safeguards for strict confidentiality are and will be maintained.

(6)(a) Except as provided in RCW 4.24.550, any person may bring an action against an individual who has willfully released confidential information or records concerning him or her in violation of the provisions of this section, for the greater of the following amounts:

(i) One thousand dollars; or

(ii) Three times the amount of actual damages sustained, if any.

(b) It is not a prerequisite to recovery under this subsection that the plaintiff suffered or was threatened with special, as contrasted with general, damages.

(c) Any person may bring an action to enjoin the release of confidential information or records concerning him or her or his or her ward, in violation of the provisions of this section, and may in the same action seek damages as provided in this subsection.

(d) The court may award to the plaintiff, should he or she prevail in any action authorized by this subsection, reasonable attorney fees in addition to those otherwise provided by law.

(e) If an action is brought under this subsection, no action may be brought under RCW 70.02.170.

Sec. 10. RCW 70.02.270 and 2013 c 200 s 11 are each amended to read as follows:

(1) No person who receives health care information for health care education, or to provide planning, quality assurance, peer review, or administrative, legal, financial, or actuarial services, or other health care operations for or on behalf of a health care provider or health care facility, may use or disclose any health care information received from the health care provider or health care facility in any manner that ((is inconsistent with the duties of the health care provider or health care facility under this chapter)) would violate the requirements of this chapter if performed by the health care provider or health care facility.

(2) A health care provider or health care facility that has a contractual relationship with a person to provide services described under subsection (1) of this section ((must)) may terminate the contractual relationship with the person if the health care provider or health care facility learns that the person has engaged in a pattern of activity that violates the person's duties under subsection (1) of this section, unless the person took reasonable steps to correct the breach of confidentiality or has discontinued the violating activity.

Sec. 11. RCW 70.02.280 and 2013 c 200 s 12 are each amended to read as follows:

A health care provider, health care facility, and their assistants, employees, agents, and contractors may not:

(1) Use or disclose health care information for marketing or fund-raising purposes, unless permitted by federal law; or

(2) ((Sell health care information to a third party, except in a form that is deidentified and aggregated; or

(3))) Sell health care information to a third party, except ((for the following purposes)):

(a) For purposes of treatment or payment;

(b) For purposes of sale, transfer, merger, or consolidation of a business;

(c) For purposes of remuneration to a third party for services;

(d) As disclosures are required by law;

(e) For purposes of providing access to or accounting of disclosures to an individual;

(f) For public health purposes;

(g) For research;

(h) With an individual's authorization;

(i) Where a reasonable cost-based fee is paid to prepare and transmit health information, where authority to disclose the information is provided in this chapter; or

(j) In a format that is deidentified and aggregated.

Sec. 12. RCW 70.02.310 and 2013 c 200 s 15 are each amended to read as follows:

(1) Resource management services shall establish procedures to provide reasonable and timely access to information and records related to mental health services for an individual ((mental health treatment records)). However, access may not be denied at any time to records of all medications and somatic treatments received by the person.

(2) Following discharge, a person who has received mental health services has a right to a complete record of all medications and somatic treatments prescribed during evaluation, admission, or commitment and to a copy of the discharge summary prepared at the time of his or her discharge. A reasonable and uniform charge for reproduction may be assessed.

(3) ((Mental health treatment records)) Information and records related to mental health services may be modified prior to

inspection to protect the confidentiality of other patients or the names of any other persons referred to in the record who gave information on the condition that his or her identity remain confidential. Entire documents may not be withheld to protect such confidentiality.

(4) At the time of discharge resource management services shall inform all persons who have received mental health services of their rights as provided in this chapter and RCW 71.05.620.

Sec. 13. RCW 70.02.340 and 2013 c 200 s 18 are each amended to read as follows:

The department of social and health services shall adopt rules related to the disclosure of ((mental health treatment records)) information and records related to mental health services in this chapter.

Sec. 14. RCW 71.05.445 and 2013 c 200 s 31 are each amended to read as follows:

(1)(a) When a mental health service provider conducts its initial assessment for a person receiving court-ordered treatment, the service provider shall inquire and shall be told by the offender whether he or she is subject to supervision by the department of corrections.

(b) When a person receiving court-ordered treatment or treatment ordered by the department of corrections discloses to his or her mental health service provider that he or she is subject to supervision by the department of corrections, the mental health service provider shall notify the department of corrections that he or she is treating the offender and shall notify the offender that his or her community corrections officer will be notified of the treatment, provided that if the offender has received relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132 and the offender has provided the mental health service provider with a copy of the order granting relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132, the mental health service provider is not required to notify the department of corrections that the mental health service provider is treating the offender. The notification may be written or oral and shall not require the consent of the offender. If an oral notification is made, it must be confirmed by a written notification. For purposes of this section, a written notification includes notification by e-mail or facsimile, so long as the notifying mental health service provider is clearly identified.

(2) The information to be released to the department of corrections shall include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties.

(3) The department and the department of corrections, in consultation with regional support networks, mental health service providers as defined in RCW 71.05.020, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules shall:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(4) The information received by the department of corrections under this section shall remain confidential and subject to the limitations on disclosure outlined in chapter 71.05 RCW, except as provided in RCW 72.09.585.

(5) No mental health service provider or individual employed by a mental health service provider shall be held responsible for

information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(6) Whenever federal law or federal regulations restrict the release of information ((contained in the treatment records of)) and records related to mental health services for any patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(7) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under chapter 70.24 RCW.

(8) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific regional support networks and mental health service providers that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

Sec. 15. RCW 70.02.030 and 2005 c 468 s 3 are each amended to read as follows:

(1) A patient may authorize a health care provider or health care facility to disclose the patient's health care information. A health care provider or health care facility shall honor an authorization and, if requested, provide a copy of the recorded health care information unless the health care provider or health care facility denies the patient access to health care information under RCW 70.02.090.

(2) A health care provider or health care facility may charge a reasonable fee for providing the health care information and is not required to honor an authorization until the fee is paid.

(3) To be valid, a disclosure authorization to a health care provider or health care facility shall:

- (a) Be in writing, dated, and signed by the patient;
- (b) Identify the nature of the information to be disclosed;
- (c) Identify the name and institutional affiliation of the person or class of persons to whom the information is to be disclosed;
- (d) Identify the provider or class of providers who are to make the disclosure;
- (e) Identify the patient; and
- (f) Contain an expiration date or an expiration event that relates to the patient or the purpose of the use or disclosure.

(4) Unless disclosure without authorization is otherwise permitted under RCW 70.02.050 or the federal health insurance portability and accountability act of 1996 and its implementing regulations, an authorization may permit the disclosure of health care information to a class of persons that includes:

- (a) Researchers if the health care provider or health care facility obtains the informed consent for the use of the patient's health care information for research purposes; or
- (b) Third-party payors if the information is only disclosed for payment purposes.

(5) Except as provided by this chapter, the signing of an authorization by a patient is not a waiver of any rights a patient has under other statutes, the rules of evidence, or common law.

(6) When an authorization permits the disclosure of health care information to a financial institution or an employer of the patient for purposes other than payment, the authorization as it pertains to those disclosures shall expire ((ninety days)) one year after the signing of the authorization, unless the authorization is renewed by the patient.

(7) A health care provider or health care facility shall retain the original or a copy of each authorization or revocation in conjunction with any health care information from which disclosures are made.

(8) Where the patient is under the supervision of the department of corrections, an authorization signed pursuant to this section for health care information related to mental health or drug or alcohol treatment expires at the end of the term of supervision, unless the patient is part of a treatment program that requires the continued exchange of information until the end of the period of treatment.

Sec. 16. RCW 70.02.045 and 2000 c 5 s 2 are each amended to read as follows:

Third-party payors shall not release health care information disclosed under this chapter, except ((to the extent that health care providers are authorized to do so under RCW 70.02.050)) as permitted under this chapter.

NEW SECTION. Sec. 17. Sections 1 through 7 and 9 through 16 of this act take effect July 1, 2014.

NEW SECTION. Sec. 18. Section 8 of this act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

Correct the title.

Representatives Cody and Schmick spoke in favor of the adoption of the amendment.

Amendment (958) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6265, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6265, as amended by the House, and the bill passed the House by the following vote: Yeas, 65; Nays, 33; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Klippert, Kretz, Kristiansen, MacEwen, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Ross, Scott, Shea, Short, Smith, Taylor, Vick, Wilcox, Young and Zeiger.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6265, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING**MESSAGE FROM THE SENATE**

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2023 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. This act may be known and cited as the Washington jobs act of 2014.

NEW SECTION. Sec. 2. The legislature finds that start-up companies play a critical role in creating new jobs and revenues. Crowdfunding, or raising money through small contributions from a large number of investors, allows smaller enterprises to access the capital they need to get new businesses off the ground. The legislature further finds that the costs of state securities registration often outweigh the benefits to Washington start-ups seeking to make small securities offerings and that the use of crowdfunding for business financing in Washington is significantly restricted by state securities laws. Helping new businesses access equity crowdfunding within certain boundaries will democratize venture capital and facilitate investment by Washington residents in Washington start-ups while protecting consumers and investors. For these reasons, the legislature intends to provide Washington businesses and investors the opportunity to benefit from equity crowdfunding.

NEW SECTION. Sec. 3. A new section is added to chapter 21.20 RCW to read as follows:

(1) Any offer or sale of a security is exempt from RCW 21.20.040 through 21.20.300 and 21.20.327, except as expressly provided, if:

(a) The offering is first declared exempt by the director after:

(i) The issuer files the offering with the director; or

(ii) A portal working in collaboration with the director files the offering with the director on behalf of the issuer under section 4 of this act;

(b) The offering is conducted in accordance with the requirements of section 3(a)(11) of the securities act of 1933 and securities and exchange commission rule 147, 17 C.F.R. Sec. 230.147;

(c) The issuer is an entity organized and doing business in the state of Washington;

(d) Each investor provides evidence or certification of residency in the state of Washington at the time of purchase;

(e) The issuer files with the director an escrow agreement either directly or through a portal providing that all offering proceeds will be released to the issuer only when the aggregate capital raised from all investors equals or exceeds the minimum target offering, as determined by the director;

(f) The aggregate purchase price of all securities sold by an issuer pursuant to the exemption provided by this section does not exceed one million dollars during any twelve-month period;

(g) The aggregate amount sold to any investor by one or more issuers during the twelve-month period preceding the date of the sale does not exceed:

(i) The greater of two thousand dollars or five percent of the annual income or net worth of the investor, as applicable, if either the annual income or the net worth of the investor is less than one hundred thousand dollars; or

(ii) Ten percent of the annual income or net worth of the investor, as applicable, up to one hundred thousand dollars, if either the annual

income or net worth of the investor is one hundred thousand dollars or more;

(h) The investor acknowledges by manual or electronic signature the following statement conspicuously presented at the time of sale on a page separate from other information relating to the offering: "I acknowledge that I am investing in a high-risk, speculative business venture, that I may lose all of my investment, and that I can afford the loss of my investment";

(i) The issuer reasonably believes that all purchasers are purchasing for investment and not for sale in connection with a distribution of the security; and

(j) The issuer and investor provide any other information reasonably requested by the director.

(2) Attempted compliance with the exemption provided by this section does not act as an exclusive election. The issuer may claim any other applicable exemption.

(3) For as long as securities issued under the exemption provided by this section are outstanding, the issuer shall provide a quarterly report to the issuer's shareholders and the director by making such report publicly accessible, free of charge, at the issuer's internet web site address within forty-five days of the end of each fiscal quarter. The report must contain the following information:

(a) Executive officer and director compensation, including specifically the cash compensation earned by the executive officers and directors since the previous report and on an annual basis, and any bonuses or other compensation, including stock options or other rights to receive equity securities of the issuer or any affiliate of the issuer, received by them; and

(b) A brief analysis by management of the issuer of the business operations and financial condition of the issuer.

(4) Securities issued under the exemption provided by this section may not be transferred by the purchaser during a one-year period beginning on the date of purchase, unless the securities are transferred:

(a) To the issuer of the securities;

(b) To an accredited investor;

(c) As part of a registered offering; or

(d) To a member of the family of the purchaser or the equivalent, or in connection with the death or divorce or other similar circumstances, in the discretion of the director.

(5) The director shall adopt disqualification provisions under which this exemption shall not be available to any person or its predecessors, affiliates, officers, directors, underwriters, or other related persons. The provisions shall be substantially similar to the disqualification provisions adopted by the securities and exchange commission pursuant to the requirements of section 401(b)(2) of the Jobs act of 2012 or, if none, as adopted in Rule 506 of Regulation D. Notwithstanding the foregoing, this exemption shall become available on the effective date of this section.

NEW SECTION. Sec. 4. A new section is added to chapter 21.20 RCW to read as follows:

(1) Only a local associate development organization, as defined in RCW 43.330.010, a port district, or an organization that qualifies as a portal pursuant to regulations promulgated by the director, may work in collaboration with the director to act as a portal under this chapter.

(2) A portal shall require, at a minimum, the following information from an applicant for exemption prior to offering services to the applicant or forwarding the applicant's materials to the director:

(a) A description of the issuer, including type of entity, location, and business plan, if any;

(b) The applicant's intended use of proceeds from an offering under this act;

(c) Identities of officers, directors, managing members, and ten percent beneficial owners, as applicable;

(d) A description of any outstanding securities; and

(e) A description of any litigation or legal proceedings involving the applicant, its officers, directors, managing members, or ten percent beneficial owners, as applicable.

(3) Upon receipt of the information described in subsection (2) of this section, the portal may offer services to the applicant that the portal deems appropriate or necessary to meet the criteria for exemption under sections 3 and 5 of this act. Such services may include assistance with development of a business plan, referral to legal services, and other technical assistance in preparation for a public securities offering.

(4) The portal shall forward the materials necessary for the applicant to qualify for exemption to the director for filing when the portal is satisfied that the applicant has assembled the necessary information and materials to meet the criteria for exemption under sections 3 and 5 of this act.

(5) The portal shall work in collaboration with the director for the purposes of executing the offering upon filing with the director.

NEW SECTION. Sec. 5. A new section is added to chapter 21.20 RCW to read as follows:

The director must adopt rules to implement sections 2 and 3 of this act subject to RCW 21.20.450 including, but not limited to:

(1) Adopting rules for filing with the director under sections 3 and 4 of this act by October 1, 2014;

(2) Establishing filing and transaction fees sufficient to cover the costs of administering this section and sections 2 through 4 of this act by January 1, 2015; and

(3) Adopting any other rules to implement sections 3 and 4 of this act by April 1, 2015.

The director shall take steps and adopt rules to implement this section by the dates specified in this section.

Sec. 6. RCW 42.56.270 and 2013 c 305 s 14 are each amended to read as follows:

The following financial, commercial, and proprietary information is exempt from disclosure under this chapter:

(1) Valuable formulae, designs, drawings, computer source code or object code, and research data obtained by any agency within five years of the request for disclosure when disclosure would produce private gain and public loss;

(2) Financial information supplied by or on behalf of a person, firm, or corporation for the purpose of qualifying to submit a bid or proposal for (a) a ferry system construction or repair contract as required by RCW 47.60.680 through 47.60.750 or (b) highway construction or improvement as required by RCW 47.28.070;

(3) Financial and commercial information and records supplied by private persons pertaining to export services provided under chapters 43.163 and 53.31 RCW, and by persons pertaining to export projects under RCW 43.23.035;

(4) Financial and commercial information and records supplied by businesses or individuals during application for loans or program services provided by chapters 43.325, 43.163, 43.160, 43.330, and 43.168 RCW, or during application for economic development loans or program services provided by any local agency;

(5) Financial information, business plans, examination reports, and any information produced or obtained in evaluating or examining a business and industrial development corporation organized or seeking certification under chapter 31.24 RCW;

(6) Financial and commercial information supplied to the state investment board by any person when the information relates to the investment of public trust or retirement funds and when disclosure would result in loss to such funds or in private loss to the providers of this information;

(7) Financial and valuable trade information under RCW 51.36.120;

(8) Financial, commercial, operations, and technical and research information and data submitted to or obtained by the clean Washington center in applications for, or delivery of, program services under chapter 70.95H RCW;

(9) Financial and commercial information requested by the public stadium authority from any person or organization that leases or uses the stadium and exhibition center as defined in RCW 36.102.010;

(10)(a) Financial information, including but not limited to account numbers and values, and other identification numbers supplied by or on behalf of a person, firm, corporation, limited liability company, partnership, or other entity related to an application for a horse racing license submitted pursuant to RCW 67.16.260(1)(b), liquor license, gambling license, or lottery retail license;

(b) Internal control documents, independent auditors' reports and financial statements, and supporting documents: (i) Of house-banked social card game licensees required by the gambling commission pursuant to rules adopted under chapter 9.46 RCW; or (ii) submitted by tribes with an approved tribal/state compact for class III gaming;

(11) Proprietary data, trade secrets, or other information that relates to: (a) A vendor's unique methods of conducting business; (b) data unique to the product or services of the vendor; or (c) determining prices or rates to be charged for services, submitted by any vendor to the department of social and health services for purposes of the development, acquisition, or implementation of state purchased health care as defined in RCW 41.05.011;

(12)(a) When supplied to and in the records of the department of commerce:

(i) Financial and proprietary information collected from any person and provided to the department of commerce pursuant to RCW 43.330.050(8); and

(ii) Financial or proprietary information collected from any person and provided to the department of commerce or the office of the governor in connection with the siting, recruitment, expansion, retention, or relocation of that person's business and until a siting decision is made, identifying information of any person supplying information under this subsection and the locations being considered for siting, relocation, or expansion of a business;

(b) When developed by the department of commerce based on information as described in (a)(i) of this subsection, any work product is not exempt from disclosure;

(c) For the purposes of this subsection, "siting decision" means the decision to acquire or not to acquire a site;

(d) If there is no written contact for a period of sixty days to the department of commerce from a person connected with siting, recruitment, expansion, retention, or relocation of that person's business, information described in (a)(ii) of this subsection will be available to the public under this chapter;

(13) Financial and proprietary information submitted to or obtained by the department of ecology or the authority created under chapter 70.95N RCW to implement chapter 70.95N RCW;

(14) Financial, commercial, operations, and technical and research information and data submitted to or obtained by the life sciences discovery fund authority in applications for, or delivery of, grants under chapter 43.350 RCW, to the extent that such information, if revealed, would reasonably be expected to result in private loss to the providers of this information;

(15) Financial and commercial information provided as evidence to the department of licensing as required by RCW 19.112.110 or 19.112.120, except information disclosed in aggregate form that does not permit the identification of information related to individual fuel licensees;

(16) Any production records, mineral assessments, and trade secrets submitted by a permit holder, mine operator, or landowner to the department of natural resources under RCW 78.44.085;

(17)(a) Farm plans developed by conservation districts, unless permission to release the farm plan is granted by the landowner or operator who requested the plan, or the farm plan is used for the application or issuance of a permit;

(b) Farm plans developed under chapter 90.48 RCW and not under the federal clean water act, 33 U.S.C. Sec. 1251 et seq., are subject to RCW 42.56.610 and 90.64.190;

(18) Financial, commercial, operations, and technical and research information and data submitted to or obtained by a health sciences and services authority in applications for, or delivery of, grants under RCW 35.104.010 through 35.104.060, to the extent that such information, if revealed, would reasonably be expected to result in private loss to providers of this information;

(19) Information gathered under chapter 19.85 RCW or RCW 34.05.328 that can be identified to a particular business;

(20) Financial and commercial information submitted to or obtained by the University of Washington, other than information the university is required to disclose under RCW 28B.20.150, when the information relates to investments in private funds, to the extent that such information, if revealed, would reasonably be expected to result in loss to the University of Washington consolidated endowment fund or to result in private loss to the providers of this information;

(21) Financial, commercial, operations, and technical and research information and data submitted to or obtained by innovate Washington in applications for, or delivery of, grants and loans under chapter 43.333 RCW, to the extent that such information, if revealed, would reasonably be expected to result in private loss to the providers of this information: ~~((and))~~

(22) Market share data submitted by a manufacturer under RCW 70.95N.190(4); and

(23) Financial information supplied to the department of financial institutions or to a portal under section 4 of this act, when filed by or on behalf of an issuer of securities for the purpose of obtaining the exemption from state securities registration for small securities offerings provided under section 3 of this act or when filed by or on behalf of an investor for the purpose of purchasing such securities."

On page 1, line 2 of the title, after "offerings;" strike the remainder of the title and insert "amending RCW 42.56.270; adding new sections to chapter 21.20 RCW; and creating new sections."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2023 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Habib, Parker and Hudgins spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2023, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2023, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist,

DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2023, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2493 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature intends to clarify and update the description of farm and agricultural land as it is used under the property tax open space program. Modern technology and water quality and labor regulations have all caused nurseries to increasingly grow plants in containers rather than in the ground. Growing plants in containers preserves topsoil, allows more plants to be grown per acre, allows soil and nutrients to be customized for each type of plant, allows more efficient use of water and fertilizer, allows year round harvest and sales, and reduces labor cost and injuries.

Sec. 2. RCW 84.34.020 and 2011 c 101 s 1 are each amended to read as follows:

~~((As used in this chapter, unless a different meaning is required by the context:))~~ The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Open space land" means (a) any land area so designated by an official comprehensive land use plan adopted by any city or county and zoned accordingly, or (b) any land area, the preservation of which in its present use would (i) conserve and enhance natural or scenic resources, or (ii) protect streams or water supply, or (iii) promote conservation of soils, wetlands, beaches or tidal marshes, or (iv) enhance the value to the public of abutting or neighboring parks, forests, wildlife preserves, nature reservations or sanctuaries or other open space, or (v) enhance recreation opportunities, or (vi) preserve historic sites, or (vii) preserve visual quality along highway, road, and street corridors or scenic vistas, or (viii) retain in its natural state tracts of land not less than one acre situated in an urban area and open to public use on such conditions as may be reasonably required by the legislative body granting the open space classification, or (c) any land meeting the definition of farm and agricultural conservation land under subsection (8) of this section. As a condition of granting open space classification, the legislative body may not require public access on land classified under (b)(iii) of this subsection for the purpose of promoting conservation of wetlands.

(2) "Farm and agricultural land" means:

(a) Any parcel of land that is twenty or more acres or multiple parcels of land that are contiguous and total twenty or more acres:

(i) Devoted primarily to the production of livestock or agricultural commodities for commercial purposes;

(ii) Enrolled in the federal conservation reserve program or its successor administered by the United States department of agriculture; or

(iii) Other similar commercial activities as may be established by rule;

(b)(i) Any parcel of land that is five acres or more but less than twenty acres devoted primarily to agricultural uses, which has produced a gross income from agricultural uses equivalent to, as of January 1, 1993:

(A) One hundred dollars or more per acre per year for three of the five calendar years preceding the date of application for classification under this chapter for all parcels of land that are classified under this subsection or all parcels of land for which an application for classification under this subsection is made with the granting authority prior to January 1, 1993; and

(B) On or after January 1, 1993, two hundred dollars or more per acre per year for three of the five calendar years preceding the date of application for classification under this chapter;

(ii) For the purposes of (b)(i) of this subsection, "gross income from agricultural uses" includes, but is not limited to, the wholesale value of agricultural products donated to nonprofit food banks or feeding programs;

(c) Any parcel of land of less than five acres devoted primarily to agricultural uses which has produced a gross income as of January 1, 1993, of:

(i) One thousand dollars or more per year for three of the five calendar years preceding the date of application for classification under this chapter for all parcels of land that are classified under this subsection or all parcels of land for which an application for classification under this subsection is made with the granting authority prior to January 1, 1993; and

(ii) On or after January 1, 1993, fifteen hundred dollars or more per year for three of the five calendar years preceding the date of application for classification under this chapter. Parcels of land described in (b)(i)(A) and (c)(i) of this subsection will, upon any transfer of the property excluding a transfer to a surviving spouse or surviving state registered domestic partner, be subject to the limits of (b)(i)(B) and (c)(ii) of this subsection;

(d) Any parcel of land that is five acres or more but less than twenty acres devoted primarily to agricultural uses, which meet one of the following criteria:

(i) Has produced a gross income from agricultural uses equivalent to two hundred dollars or more per acre per year for three of the five calendar years preceding the date of application for classification under this chapter;

(ii) Has standing crops with an expectation of harvest within seven years, except as provided in (d)(iii) of this subsection, and a demonstrable investment in the production of those crops equivalent to one hundred dollars or more per acre in the current or previous calendar year. For the purposes of this subsection (2)(d)(ii), "standing crop" means Christmas trees, vineyards, fruit trees, or other perennial crops that: (A) Are planted using agricultural methods normally used in the commercial production of that particular crop; and (B) typically do not produce harvestable quantities in the initial years after planting; or

(iii) Has a standing crop of short rotation hardwoods with an expectation of harvest within fifteen years and a demonstrable investment in the production of those crops equivalent to one hundred dollars or more per acre in the current or previous calendar year;

(e) Any lands including incidental uses as are compatible with agricultural purposes, including wetlands preservation, provided such incidental use does not exceed twenty percent of the classified land and the land on which appurtenances necessary to the production, preparation, or sale of the agricultural products exist in conjunction with the lands producing such products. Agricultural lands also include any parcel of land of one to five acres, which is not contiguous, but which otherwise constitutes an integral part of farming operations

being conducted on land qualifying under this section as "farm and agricultural lands";

(f) The land on which housing for employees and the principal place of residence of the farm operator or owner of land classified pursuant to (a) of this subsection is sited if: The housing or residence is on or contiguous to the classified parcel; and the use of the housing or the residence is integral to the use of the classified land for agricultural purposes; (~~(f)~~)

(g) Any land that is used primarily for equestrian related activities for which a charge is made, including, but not limited to, stabling, training, riding, clinics, schooling, shows, or grazing for feed and that otherwise meet the requirements of (a), (b), or (c) of this subsection; or

(h) Any land primarily used for commercial horticultural purposes, including growing seedlings, trees, shrubs, vines, fruits, vegetables, flowers, herbs, and other plants in containers, whether under a structure or not, subject to the following:

(i) The land is not primarily used for the storage, care, or selling of plants purchased from other growers for retail sale;

(ii) If the land is less than five acres and used primarily to grow plants in containers, such land does not qualify as "farm and agricultural land" if more than twenty-five percent of the land used primarily to grow plants in containers is open to the general public for on-site retail sales;

(iii) If more than twenty percent of the land used for growing plants in containers qualifying under this subsection (2)(h) is covered by pavement, none of the paved area is eligible for classification as "farm and agricultural land" under this subsection (2)(h). The eligibility limitations described in this subsection (2)(h)(iii) do not affect the land's eligibility to qualify under (e) of this subsection; and

(iv) If the land classified under this subsection (2)(h), in addition to any contiguous land classified under this subsection, is less than twenty acres, it must meet the applicable income or investment requirements in (b), (c), or (d) of this subsection.

(3) "Timber land" means any parcel of land that is five or more acres or multiple parcels of land that are contiguous and total five or more acres which is or are devoted primarily to the growth and harvest of timber for commercial purposes. Timber land means the land only and does not include a residential homesite. The term includes land used for incidental uses that are compatible with the growing and harvesting of timber but no more than ten percent of the land may be used for such incidental uses. It also includes the land on which appurtenances necessary for the production, preparation, or sale of the timber products exist in conjunction with land producing these products.

(4) "Current" or "currently" means as of the date on which property is to be listed and valued by the assessor.

(5) "Owner" means the party or parties having the fee interest in land, except that where land is subject to real estate contract "owner" means the contract vendee.

(6)(a) "Contiguous" means land adjoining and touching other property held by the same ownership. Land divided by a public road, but otherwise an integral part of a farming operation, is considered contiguous.

(b) For purposes of this subsection (6):

(i) "Same ownership" means owned by the same person or persons, except that parcels owned by different persons are deemed held by the same ownership if the parcels are:

(A) Managed as part of a single operation; and

(B) Owned by:

(I) Members of the same family;

(II) Legal entities that are wholly owned by members of the same family; or

(III) An individual who owns at least one of the parcels and a legal entity or entities that own the other parcel or parcels if the entity or entities are wholly owned by that individual, members of his or her family, or that individual and members of his or her family.

(ii) "Family" includes only:

(A) An individual and his or her spouse or domestic partner, child, stepchild, adopted child, grandchild, parent, stepparent, grandparent, cousin, or sibling;

(B) The spouse or domestic partner of an individual's child, stepchild, adopted child, grandchild, parent, stepparent, grandparent, cousin, or sibling;

(C) A child, stepchild, adopted child, grandchild, parent, stepparent, grandparent, cousin, or sibling of the individual's spouse or the individual's domestic partner; and

(D) The spouse or domestic partner of any individual described in (b)(ii)(C) of this subsection (6).

(7) "Granting authority" means the appropriate agency or official who acts on an application for classification of land pursuant to this chapter.

(8) "Farm and agricultural conservation land" means either:

(a) Land that was previously classified under subsection (2) of this section, that no longer meets the criteria of subsection (2) of this section, and that is reclassified under subsection (1) of this section; or

(b) Land that is traditional farmland that is not classified under chapter 84.33 or 84.34 RCW, that has not been irrevocably devoted to a use inconsistent with agricultural uses, and that has a high potential for returning to commercial agriculture.

NEW SECTION. Sec. 3. The amendments to RCW 84.34.020, as provided in section 2 of this act, are intended to clarify an ambiguity in an existing tax preference, and are therefore exempt from the requirements of RCW 82.32.805 and 82.32.808."

On page 1, line 2 of the title, after "purposes;" strike the remainder of the title and insert "amending RCW 84.34.020; and creating new sections."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2493 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Wilcox and Carlyle spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2493, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2493, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller,

Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2493, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed SECOND SUBSTITUTE HOUSE BILL NO. 2616 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature intends to assure that for parents with developmental disabilities, the department of social and health services takes into consideration the parent's disability when offering services to correct parental deficiencies. To do so, the legislature finds that the department must contact the developmental disabilities administration.

Sec. 2. RCW 13.34.136 and 2013 c 316 s 2, 2013 c 254 s 2, and 2013 c 173 s 2 are each reenacted and amended to read as follows:

(1) Whenever a child is ordered removed from the home, a permanency plan shall be developed no later than sixty days from the time the supervising agency assumes responsibility for providing services, including placing the child, or at the time of a hearing under RCW 13.34.130, whichever occurs first. The permanency planning process continues until a permanency planning goal is achieved or dependency is dismissed. The planning process shall include reasonable efforts to return the child to the parent's home.

(2) The agency supervising the dependency shall submit a written permanency plan to all parties and the court not less than fourteen days prior to the scheduled hearing. Responsive reports of parties not in agreement with the department's or supervising agency's proposed permanency plan must be provided to the department or supervising agency, all other parties, and the court at least seven days prior to the hearing.

The permanency plan shall include:

(a) A permanency plan of care that shall identify one of the following outcomes as a primary goal and may identify additional outcomes as alternative goals: Return of the child to the home of the child's parent, guardian, or legal custodian; adoption, including a tribal customary adoption as defined in RCW 13.38.040; guardianship; permanent legal custody; long-term relative or foster care, until the child is age eighteen, with a written agreement between the parties and the care provider; successful completion of a responsible living skills program; or independent living, if appropriate and if the child is age sixteen or older. The department or supervising agency shall not discharge a child to an independent living situation before the child is eighteen years of age unless the child becomes emancipated pursuant to chapter 13.64 RCW;

(b) Unless the court has ordered, pursuant to RCW 13.34.130(8), that a termination petition be filed, a specific plan as to where the child will be placed, what steps will be taken to return the child home, what steps the supervising agency or the department will take to promote existing appropriate sibling relationships and/or facilitate placement

together or contact in accordance with the best interests of each child, and what actions the department or supervising agency will take to maintain parent-child ties. All aspects of the plan shall include the goal of achieving permanence for the child.

(i) The department's or supervising agency's plan shall specify what services the parents will be offered to enable them to resume custody, what requirements the parents must meet to resume custody, and a time limit for each service plan and parental requirement.

(A) If the parent is incarcerated, the plan must address how the parent will participate in the case conference and permanency planning meetings and, where possible, must include treatment that reflects the resources available at the facility where the parent is confined. The plan must provide for visitation opportunities, unless visitation is not in the best interests of the child.

(B) If a parent has a developmental disability according to the definition provided in RCW 71A.10.020, and that individual is eligible for services provided by the developmental disabilities administration, the department shall make reasonable efforts to consult with the developmental disabilities administration to create an appropriate plan for services. For individuals who meet the definition of developmental disability provided in RCW 71A.10.020 and who are eligible for services through the developmental disabilities administration, the plan for services must be tailored to correct the parental deficiency taking into consideration the parent's disability and the department shall also determine an appropriate method to offer those services based on the parent's disability.

(ii)(A) Visitation is the right of the family, including the child and the parent, in cases in which visitation is in the best interest of the child. Early, consistent, and frequent visitation is crucial for maintaining parent-child relationships and making it possible for parents and children to safely reunify. The supervising agency or department shall encourage the maximum parent and child and sibling contact possible, when it is in the best interest of the child, including regular visitation and participation by the parents in the care of the child while the child is in placement.

(B) Visitation shall not be limited as a sanction for a parent's failure to comply with court orders or services where the health, safety, or welfare of the child is not at risk as a result of the visitation.

(C) Visitation may be limited or denied only if the court determines that such limitation or denial is necessary to protect the child's health, safety, or welfare. When a parent or sibling has been identified as a suspect in an active criminal investigation for a violent crime that, if the allegations are true, would impact the safety of the child, the department shall make a concerted effort to consult with the assigned law enforcement officer in the criminal case before recommending any changes in parent/child or child/sibling contact. In the event that the law enforcement officer has information pertaining to the criminal case that may have serious implications for child safety or well-being, the law enforcement officer shall provide this information to the department during the consultation. The department may only use the information provided by law enforcement during the consultation to inform family visitation plans and may not share or otherwise distribute the information to any person or entity. Any information provided to the department by law enforcement during the consultation is considered investigative information and is exempt from public inspection pursuant to RCW 42.56.240. The results of the consultation shall be communicated to the court.

(D) The court and the department or supervising agency should rely upon community resources, relatives, foster parents, and other appropriate persons to provide transportation and supervision for visitation to the extent that such resources are available, and appropriate, and the child's safety would not be compromised.

(iii)(A) The department, court, or caregiver in the out-of-home placement may not limit visitation or contact between a child and sibling as a sanction for a child's behavior or as an incentive to the child to change his or her behavior.

(B) Any exceptions, limitation, or denial of contacts or visitation must be approved by the supervisor of the department caseworker and documented. The child, parent, department, guardian ad litem, or court-appointed special advocate may challenge the denial of visits in court.

(iv) A child shall be placed as close to the child's home as possible, preferably in the child's own neighborhood, unless the court finds that placement at a greater distance is necessary to promote the child's or parents' well-being.

(v) The plan shall state whether both in-state and, where appropriate, out-of-state placement options have been considered by the department or supervising agency.

(vi) Unless it is not in the best interests of the child, whenever practical, the plan should ensure the child remains enrolled in the school the child was attending at the time the child entered foster care.

(vii) The supervising agency or department shall provide all reasonable services that are available within the department or supervising agency, or within the community, or those services which the department has existing contracts to purchase. It shall report to the court if it is unable to provide such services; and

(c) If the court has ordered, pursuant to RCW 13.34.130(8), that a termination petition be filed, a specific plan as to where the child will be placed, what steps will be taken to achieve permanency for the child, services to be offered or provided to the child, and, if visitation would be in the best interests of the child, a recommendation to the court regarding visitation between parent and child pending a fact-finding hearing on the termination petition. The department or supervising agency shall not be required to develop a plan of services for the parents or provide services to the parents if the court orders a termination petition be filed. However, reasonable efforts to ensure visitation and contact between siblings shall be made unless there is reasonable cause to believe the best interests of the child or siblings would be jeopardized.

(3) Permanency planning goals should be achieved at the earliest possible date. If the child has been in out-of-home care for fifteen of the most recent twenty-two months, and the court has not made a good cause exception, the court shall require the department or supervising agency to file a petition seeking termination of parental rights in accordance with RCW 13.34.145(~~(3)~~)(4)(b)(vi). In cases where parental rights have been terminated, the child is legally free for adoption, and adoption has been identified as the primary permanency planning goal, it shall be a goal to complete the adoption within six months following entry of the termination order.

(4) If the court determines that the continuation of reasonable efforts to prevent or eliminate the need to remove the child from his or her home or to safely return the child home should not be part of the permanency plan of care for the child, reasonable efforts shall be made to place the child in a timely manner and to complete whatever steps are necessary to finalize the permanent placement of the child.

(5) The identified outcomes and goals of the permanency plan may change over time based upon the circumstances of the particular case.

(6) The court shall consider the child's relationships with the child's siblings in accordance with RCW 13.34.130(6). Whenever the permanency plan for a child is adoption, the court shall encourage the prospective adoptive parents, birth parents, foster parents, kinship caregivers, and the department or other supervising agency to seriously consider the long-term benefits to the child adoptee and his or her siblings of providing for and facilitating continuing postadoption contact between the siblings. To the extent that it is feasible, and when it is in the best interests of the child adoptee and his or her siblings, contact between the siblings should be frequent and of a similar nature as that which existed prior to the adoption. If the child adoptee or his or her siblings are represented by an attorney or guardian ad litem in a proceeding under this chapter or in any other child custody proceeding, the court shall inquire of each attorney and guardian ad litem regarding the potential benefits of continuing contact between the siblings and the

potential detriments of severing contact. This section does not require the department of social and health services or other supervising agency to agree to any specific provisions in an open adoption agreement and does not create a new obligation for the department to provide supervision or transportation for visits between siblings separated by adoption from foster care.

(7) For purposes related to permanency planning:

(a) "Guardianship" means a dependency guardianship or a legal guardianship pursuant to chapter 11.88 RCW or equivalent laws of another state or a federally recognized Indian tribe.

(b) "Permanent custody order" means a custody order entered pursuant to chapter 26.10 RCW.

(c) "Permanent legal custody" means legal custody pursuant to chapter 26.10 RCW or equivalent laws of another state or a federally recognized Indian tribe."

On page 1, line 2 of the title, after "with" strike "intellectual or" and after "proceedings;" strike the remainder of the title and insert "reenacting and amending RCW 13.34.136; and creating a new section."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SECOND SUBSTITUTE HOUSE BILL NO. 2616 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Freeman and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 2616, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 2616, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SECOND SUBSTITUTE HOUSE BILL NO. 2616, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 2789 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. The legislature finds that technological advances have provided new, unique equipment that may be utilized for surveillance purposes. These technological advances often outpace statutory protections and can lead to inconsistent or contradictory interpretations between jurisdictions. The legislature finds that regardless of application or size, the use of these extraordinary surveillance technologies, without public debate or clear legal authority, creates uncertainty for citizens and agencies throughout Washington state. The legislature finds that extraordinary surveillance technologies do present a substantial privacy risk potentially contrary to the strong privacy protections enshrined in Article I, section 7 of the Washington state Constitution that reads "No person shall be disturbed in his private affairs, or his home invaded, without authority of law." The legislature further finds that the lack of clear statutory authority for the use of extraordinary surveillance technologies may increase liability to state and local jurisdictions. It is the intent of the legislature to provide clear standards for the lawful use of extraordinary surveillance technologies by state and local jurisdictions.

NEW SECTION. Sec. 2. The definitions in this section apply throughout this subchapter unless the context clearly requires otherwise.

(1)(a) "Agency" means the state of Washington, its agencies, and political subdivisions, except the Washington national guard in Title 32 U.S.C. status.

(b) "Agency" also includes any entity or individual, whether public or private, with which any of the entities identified in (a) of this subsection has entered into a contractual relationship or any other type of relationship, with or without consideration, for the operation of an extraordinary sensing device that acquires, collects, or indexes personal information to accomplish an agency function.

(2) "Court of competent jurisdiction" means any district court of the United States, or a court of general jurisdiction authorized by the state of Washington to issue search warrants.

(3) "Extraordinary sensing device" means a sensing device attached to an unmanned aircraft system.

(4) "Governing body" means the council, commission, board, or other controlling body of an agency in which legislative powers are vested, except that for a state agency for which there is no governing body other than the state legislature, "governing body" means the chief executive officer responsible for the governance of the agency.

(5) "Personal information" means all information that:

(a) Describes, locates, or indexes anything about a person including, but not limited to:

(i) His or her social security number, driver's license number, agency-issued identification number, student identification number, real or personal property holdings derived from tax returns, and the person's education, financial transactions, medical history, ancestry, religion, political ideology, or criminal or employment record; or

(ii) Intellectual property, trade secrets, proprietary information, or operational information;

(b) Affords a basis for inferring personal characteristics, such as finger and voice prints, photographs, or things done by or to such person; and the record of the person's presence, registration, or

membership in an organization or activity, or admission to an institution; or

(c) Indexes anything about a person including, but not limited to, his or her activities, behaviors, pursuits, conduct, interests, movements, occupations, or associations.

(6)(a) "Sensing device" means a device capable of remotely acquiring personal information from its surroundings, using any frequency of the electromagnetic spectrum, or a sound detecting system.

(b) "Sensing device" does not include equipment whose sole function is to provide information directly necessary for safe air navigation or operation of a vehicle.

(7) "Unmanned aircraft system" means an aircraft that is operated without the possibility of human intervention from within or on the aircraft, together with associated elements, including communication links and components that control the unmanned aircraft that are required for the pilot in command to operate safely and efficiently in the national airspace system.

NEW SECTION. Sec. 3. Except as otherwise specifically authorized in this subchapter, it is unlawful for an agency to operate an extraordinary sensing device or disclose personal information about any person acquired through the operation of an extraordinary sensing device.

NEW SECTION. Sec. 4. (1) No state agency or state organization having jurisdiction over criminal law enforcement or regulatory violations including, but not limited to, the Washington state patrol and the department of natural resources, shall purchase an extraordinary sensing device unless moneys are expressly appropriated by the legislature for this specific purpose.

(2) No local agency having jurisdiction over criminal law enforcement or regulatory violations shall procure an extraordinary sensing device without the explicit approval of the governing body of such locality, given for that specific extraordinary sensing device to be used for a specific purpose.

NEW SECTION. Sec. 5. The governing body for each agency must develop and make publicly available, including on the agency web site, written policies and procedures for the use of any extraordinary sensing device procured, and provide notice and opportunity for public comment prior to adoption of the written policies and procedures.

NEW SECTION. Sec. 6. All operations of an extraordinary sensing device, by an agency, or disclosure of personal information about any person acquired through the operation of an extraordinary sensing device, by an agency, must be conducted in such a way as to minimize the collection and disclosure of personal information not authorized under this subchapter.

NEW SECTION. Sec. 7. An extraordinary sensing device may be operated and personal information from such operation disclosed, if the operation and collection of personal information is pursuant to a search warrant issued by a court of competent jurisdiction.

NEW SECTION. Sec. 8. (1) A governmental entity acting under this section may, when a warrant is sought, include in the petition a request, which the court shall grant, for an order delaying the notification for a period not to exceed ninety days if the court determines that there is a reason to believe that notification of the existence of the warrant may have an adverse result.

(2) An adverse result for the purposes of this section is:

- (a) Placing the life or physical safety of an individual in danger;
- (b) Causing a person to flee from prosecution;
- (c) Causing the destruction of or tampering with evidence;
- (d) Causing the intimidation of potential witnesses; or
- (e) Jeopardizing an investigation or unduly delaying a trial.

(3) The governmental entity shall maintain a copy of certification.

(4) Extension of the delay of notification of up to ninety days each may be granted by the court upon application or by certification by a governmental entity.

(5) Upon expiration of the period of delay of notification under subsection (2) or (4) of this section, the governmental entity shall serve a copy of the warrant upon, or deliver it by registered or first-class mail to, the target of the warrant, together with notice that:

(a) States with reasonable specificity the nature of the law enforcement inquiry; and

(b) Informs the target of the warrant: (i) That notification was delayed; (ii) what governmental entity or court made the certification or determination pursuant to which that delay was made; and (iii) which provision of this section allowed such delay.

NEW SECTION. Sec. 9. (1) It is lawful for a law enforcement officer, agency employee, or authorized agent to operate an extraordinary sensing device and disclose personal information from such operation if the officer, employee, or agent reasonably determines that an emergency situation exists that:

(a) Does not involve criminal activity, unless exigent circumstances exist;

(b) Presents immediate danger of death or serious physical injury to any person; and

(c) Has characteristics such that operation of an extraordinary sensing device can reasonably reduce the danger of death or serious physical injury.

(2) It is lawful for an officer, employee, or agent to operate an extraordinary sensing device if the officer, employee, or agent does not intend to collect personal information, the operation is unlikely to accidentally collect personal information, and the operation is not for purposes of regulatory enforcement. Allowable uses under this subsection are limited to:

(a) Monitoring to discover, locate, observe, and prevent forest fires;

(b) Monitoring an environmental or weather-related catastrophe or damage from such an event;

(c) Surveying for wildlife management, habitat preservation, or environmental damage; and

(d) Surveying for the assessment and evaluation of environmental or weather-related damage, erosion, flood, or contamination.

(3) It is lawful for an officer, employee, or agent to operate an extraordinary sensing device as part of a training exercise conducted on a military base if the extraordinary sensing device does not collect personal information on persons located outside the military base.

(4) It is lawful for an officer, employee, or agent to operate an extraordinary sensing device if the operation is for training, testing, or research purposes by an agency and does not collect personal information without the specific written consent of any individual whose personal information is collected.

(5) It is lawful for an officer, employee, or agent to operate an extraordinary sensing device if the operation is part of the response to an emergency or disaster for which the governor has proclaimed a state of emergency under RCW 43.06.010(12).

(6) Upon completion of the operation of an extraordinary sensing device pursuant to this section, any personal information obtained must be treated as information collected on an individual other than a target for purposes of section 14 of this act.

NEW SECTION. Sec. 10. The department of enterprise services shall convene a work group comprised of four legislators and a representative of the governor. The work group will submit a report to the legislature by December 1, 2014, proposing standards for the use of extraordinary sensing devices for regulatory enforcement purposes. No state agency or state organization having jurisdiction over regulatory violations shall operate extraordinary sensing devices for regulatory enforcement purposes until the legislature has approved of standards for this purpose.

NEW SECTION. Sec. 11. Operation of an extraordinary sensing device by an agency is prohibited unless the agency has affixed a unique identifier registration number assigned by the agency.

NEW SECTION. Sec. 12. Whenever any personal information from an extraordinary sensing device has been acquired, no part of such personal information and no evidence derived therefrom may be received in evidence in any trial, hearing, or other proceeding in or before any court, grand jury, department, officer, agency, regulatory body, legislative committee, or other authority of the state or a political subdivision thereof if the collection or disclosure of that personal information would be in violation of this subchapter.

NEW SECTION. Sec. 13. (1) Personal information collected during the operation of an extraordinary sensing device authorized by and consistent with this subchapter may not be used, copied, or disclosed for any purpose after the conclusion of the operation, unless there is probable cause that the personal information is evidence of criminal activity. Nothing in this act is intended to expand or contract the obligations of an agency to disclose public records as provided in chapter 42.56 RCW. The personal information of the person who is the target of a warrant must be destroyed within thirty days after the applicable period of limitations for the criminal activity, as provided in RCW 9A.04.080, if the person has not been charged.

(2) The personal information of a person who is not the target of a warrant that is collected incidentally during the operation of an extraordinary sensing device must be destroyed within ten days after it is collected if it can be destroyed without destroying evidence that may be relevant to a pending criminal investigation or case.

(3) There is a presumption that personal information is not evidence of criminal activity if that personal information is not used in a criminal prosecution within one year of collection.

NEW SECTION. Sec. 14. Any person who knowingly violates this subchapter is subject to legal action for damages, to be brought by any other person claiming that a violation of this subchapter has injured his or her business, his or her person, or his or her reputation. A person so injured is entitled to actual damages. In addition, the individual is entitled to reasonable attorneys' fees and other costs of litigation.

NEW SECTION. Sec. 15. Any use of an extraordinary sensing device must fully comply with all federal aviation administration requirements and guidelines. Compliance with the terms of this subchapter is mandatory and supplemental to compliance with federal aviation administration requirements and guidelines. Nothing in this chapter shall be construed to limit the state's ability to establish and operate a test range for the integration of unmanned aviation vehicles into the national airspace.

NEW SECTION. Sec. 16. (1) For a state agency having jurisdiction over criminal law enforcement including, but not limited to, the Washington state patrol, the agency must maintain records of each use of an extraordinary sensing device and, for any calendar year in which an agency has used an extraordinary sensing device an annual report including, at a minimum, the following:

(a) The number of uses of an extraordinary sensing device organized by types of incidents and types of justification for use;

(b) The number of crime investigations aided by the use and how the use was helpful to the investigation;

(c) The number of uses of an extraordinary sensing device for reasons other than criminal investigations and how the use was helpful;

(d) The frequency and type of data collected for individuals or areas other than targets;

(e) The total cost of the extraordinary sensing device;

(f) The dates when personal information and other data was deleted or destroyed in compliance with the act;

(g) The number of warrants requested, issued, and extended; and

(h) Additional information and analysis the governing body deems useful.

(2) For a state agency other than that in subsection (1) of this section, the agency must maintain records of each use of an extraordinary sensing device and, for any calendar year in which an agency has used an extraordinary sensing device, prepare an annual report including, at a minimum, the following:

(a) The types of extraordinary sensing devices used, the purposes for which each type of extraordinary sensing device was used, the circumstances under which use was authorized, and the name of the officer or official who authorized the use;

(b) Whether deployment of the device was imperceptible to the public;

(c) The specific kinds of personal information that the extraordinary sensing device collected about individuals;

(d) The length of time for which any personal information collected by the extraordinary sensing device was retained;

(e) The specific steps taken to mitigate the impact on an individual's privacy, including protections against unauthorized use and disclosure and a data minimization protocol; and

(f) An individual point of contact for citizen complaints and concerns.

(3) For a local agency having jurisdiction over criminal law enforcement or regulatory violations, the agency must maintain records of each use of an extraordinary sensing device including, at a minimum, the following:

(a) The number of uses of an extraordinary sensing device organized by types of incidents and types of justification for use;

(b) The number of investigations aided by the use and how the use was helpful to the investigation;

(c) The number of uses of an extraordinary sensing device for reasons other than criminal investigations and how the use was helpful;

(d) The frequency and type of data collected for individuals or areas other than targets;

(e) The total cost of the extraordinary sensing device;

(f) The dates when personal information and other data was deleted or destroyed in compliance with the act;

(g) The number of warrants requested, issued, and extended; and

(h) Additional information and analysis the governing body deems useful.

(4) The annual reports required pursuant to subsections (1) and (2) of this section must be filed electronically to the office of financial management, who must compile the results and submit them electronically to the relevant committees of the legislature by September 1st of each year, beginning in 2015.

NEW SECTION. Sec. 17. Sections 2 through 16 of this act are each added to chapter 9.73 RCW and codified with the subchapter heading of "extraordinary sensing devices."

NEW SECTION. Sec. 18. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "surveillance;" strike the remainder of the title and insert "adding new sections to chapter 9.73 RCW; creating a new section; and prescribing penalties."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 2789 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Taylor, Morris, Goodman and Shea spoke in favor of the passage of the bill.

Representatives Hurst and Hansen spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2789, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2789, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 77; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Representatives Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Condotta, Dahlquist, DeBolt, Fagan, Farrell, Freeman, G. Hunt, Goodman, Gregerson, Habib, Haigh, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pike, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Bergquist, Cody, Dunshee, Fey, Fitzgibbon, Green, Hansen, Hudgins, Hunter, Hurst, Jinkins, Morrell, Ortiz-Self, Pettigrew, Pollet, Reykdal, S. Hunt, Seaquist, Sullivan and Wylie.

ENGROSSED HOUSE BILL NO. 2789, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 8, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to SUBSTITUTE SENATE BILL NO. 6129 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment to SUBSTITUTE SENATE BILL NO. 6129.

FINAL PASSAGE OF SENATE BILL WITHOUT HOUSE AMENDMENTS

Representatives Santos and Dahlquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6129, without House amendments.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6129, without House amendments, and the bill passed the House by the following vote: Yeas, 92; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dahlquist, DeBolt,

Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, G. Hunt, Overstreet, Scott, Shea and Taylor.

SUBSTITUTE SENATE BILL NO. 6129, having received the necessary constitutional majority, was declared passed.

RECONSIDERATION

There being no objection, the House immediately reconsidered the vote by which ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519 passed the House.

FINAL PASSAGE

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2519, on reconsideration.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2519, on reconsideration, and the bill passed the House by the following vote: Yeas, 81; Nays, 17; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, G. Hunt, Holy, Klippert, Kretz, Kristiansen, Overstreet, Parker, Schmick, Scott, Shea, Short, Taylor, Vick and Young.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519, on reconsideration, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 1287 with the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. This section is the tax preference performance statement for the tax preference contained in section 5 of this act. This performance statement is only intended to be used for subsequent evaluation of the tax preference. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(1) The legislature categorizes this tax preference as one intended to create jobs and improve the economic health of tribal communities as indicated in RCW 82.32.808(2) (c) and (f).

(2) It is the legislature's specific public policy objective to create jobs and improve the economic health of tribal communities. It is the legislature's intent to exempt property used by federally recognized Indian tribes for economic development purposes, in order to achieve these policy objectives.

(3) The joint legislative audit and review committee must perform an economic impact report to the legislature as required in section 10 of this act to provide the information necessary to measure the effectiveness of this act.

Sec. 2. RCW 82.29A.010 and 2010 c 281 s 2 are each amended to read as follows:

(1)(a) The legislature hereby recognizes that properties of the state of Washington, counties, school districts, and other municipal corporations are exempted by Article 7, section 1 of the state Constitution from property tax obligations, but that private lessees of such public properties receive substantial benefits from governmental services provided by units of government.

(b) The legislature further recognizes that a uniform method of taxation should apply to such leasehold interests in publicly owned property.

(c) The legislature finds that lessees of publicly owned property or community centers are entitled to those same governmental services and does hereby provide for a leasehold excise tax to fairly compensate governmental units for services rendered to such lessees of publicly owned property or community centers. For the purposes of this subsection, "community center" has the same meaning as provided in RCW 84.36.010.

(d) The legislature also finds that eliminating the property tax on property owned exclusively by federally recognized Indian tribes within the state requires that the leasehold excise tax also be applied to leasehold interests on tribally owned property.

(2) The legislature further finds that experience gained by lessors, lessees, and the department of revenue since enactment of the leasehold excise tax under this chapter has shed light on areas in the leasehold excise statutes that need explanation and clarification. The purpose of chapter 220, Laws of 1999 is to make those changes.

Sec. 3. RCW 82.29A.020 and 2012 2nd sp.s. c 6 s 501 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context requires otherwise.

(1)(a) "Leasehold interest" means an interest in publicly owned real or personal property which exists by virtue of any lease, permit, license, or any other agreement, written or verbal, between the public owner of the property and a person who would not be exempt from property taxes if that person owned the property in fee, granting possession and use, to a degree less than fee simple ownership. However, no interest in personal property (excluding land or buildings) which is owned by the United States, whether or not as trustee, or by any foreign government may constitute a leasehold interest hereunder when the right to use such property is granted pursuant to a contract solely for the manufacture or production of articles for sale to the United States or any foreign government. The term "leasehold interest" includes the rights of use or occupancy by others of property which is owned in fee or held in trust by a public corporation, commission, or authority

created under RCW 35.21.730 or 35.21.660 if the property is listed on or is within a district listed on any federal or state register of historical sites.

(b) The term "leasehold interest" does not include:

(i) Road or utility easements, rights of access, occupancy, or use granted solely for the purpose of removing materials or products purchased from a public owner or the lessee of a public owner, or rights of access, occupancy, or use granted solely for the purpose of natural energy resource exploration(("-Leasehold interest" does not include));
or

(ii) The preferential use of publicly owned cargo cranes and docks and associated areas used in the loading and discharging of cargo located at a port district marine facility. "Preferential use" means that publicly owned real or personal property is used by a private party under a written agreement with the public owner, but the public owner or any third party maintains a right to use the property when not being used by the private party.

(c) "Publicly owned real or personal property" includes real or personal property owned by a federally recognized Indian tribe in the state and exempt from tax under RCW 84.36.010.

(2)(a) "Taxable rent" means contract rent as defined in (c) of this subsection in all cases where the lease or agreement has been established or renegotiated through competitive bidding, or negotiated or renegotiated in accordance with statutory requirements regarding the rent payable, or negotiated or renegotiated under circumstances, established by public record, clearly showing that the contract rent was the maximum attainable by the lessor. However, after January 1, 1986, with respect to any lease which has been in effect for ten years or more without renegotiation, taxable rent may be established by procedures set forth in (g) of this subsection. All other leasehold interests are subject to the determination of taxable rent under the terms of (g) of this subsection.

(b) For purposes of determining leasehold excise tax on any lands on the Hanford reservation subleased to a private or public entity by the department of ecology, taxable rent includes only the annual cash rental payment made by such entity to the department of ecology as specifically referred to as rent in the sublease agreement between the parties and does not include any other fees, assessments, or charges imposed on or collected by such entity irrespective of whether the private or public entity pays or collects such other fees, assessments, or charges as specified in the sublease agreement.

(c) "Contract rent" means the amount of consideration due as payment for a leasehold interest, including: The total of cash payments made to the lessor or to another party for the benefit of the lessor according to the requirements of the lease or agreement, including any rents paid by a sublessee; expenditures for the protection of the lessor's interest when required by the terms of the lease or agreement; and expenditures for improvements to the property to the extent that such improvements become the property of the lessor. Where the consideration conveyed for the leasehold interest is made in combination with payment for concession or other rights granted by the lessor, only that portion of such payment which represents consideration for the leasehold interest is part of contract rent.

(d) "Contract rent" does not include: (i) Expenditures made by the lessee, which under the terms of the lease or agreement, are to be reimbursed by the lessor to the lessee or expenditures for improvements and protection made pursuant to a lease or an agreement which requires that the use of the improved property be open to the general public and that no profit will inure to the lessee from the lease; (ii) expenditures made by the lessee for the replacement or repair of facilities due to fire or other casualty including payments for insurance to provide reimbursement for losses or payments to a public or private entity for protection of such property from damage or loss or for alterations or additions made necessary by an action of government taken after the date of the execution of the lease or agreement; (iii) improvements added to publicly owned property by a sublessee under

an agreement executed prior to January 1, 1976, which have been taxed as personal property of the sublessee prior to January 1, 1976, or improvements made by a sublessee of the same lessee under a similar agreement executed prior to January 1, 1976, and such improvements are taxable to the sublessee as personal property; (iv) improvements added to publicly owned property if such improvements are being taxed as personal property to any person.

(e) Any prepaid contract rent is considered to have been paid in the year due and not in the year actually paid with respect to prepayment for a period of more than one year. Expenditures for improvements with a useful life of more than one year which are included as part of contract rent must be treated as prepaid contract rent and prorated over the useful life of the improvement or the remaining term of the lease or agreement if the useful life is in excess of the remaining term of the lease or agreement. Rent prepaid prior to January 1, 1976, must be prorated from the date of prepayment.

(f) With respect to a "product lease", the value is that value determined at the time of sale under terms of the lease.

(g) If it is determined by the department of revenue, upon examination of a lessee's accounts or those of a lessor of publicly owned property, that a lessee is occupying or using publicly owned property in such a manner as to create a leasehold interest and that such leasehold interest has not been established through competitive bidding, or negotiated in accordance with statutory requirements regarding the rent payable, or negotiated under circumstances, established by public record, clearly showing that the contract rent was the maximum attainable by the lessor, the department may establish a taxable rent computation for use in determining the tax payable under authority granted in this chapter based upon the following criteria: (i) Consideration must be given to rental being paid to other lessors by lessees of similar property for similar purposes over similar periods of time; (ii) consideration must be given to what would be considered a fair rate of return on the market value of the property leased less reasonable deductions for any restrictions on use, special operating requirements or provisions for concurrent use by the lessor, another person or the general public.

(3) "Product lease" as used in this chapter means a lease of property for use in the production of agricultural or marine products to the extent that such lease provides for the contract rent to be paid by the delivery of a stated percentage of the production of such agricultural or marine products to the credit of the lessor or the payment to the lessor of a stated percentage of the proceeds from the sale of such products.

(4) "Renegotiated" means a change in the lease agreement which changes the agreed time of possession, restrictions on use, the rate of the cash rental or of any other consideration payable by the lessee to or for the benefit of the lessor, other than any such change required by the terms of the lease or agreement. In addition "renegotiated" means a continuation of possession by the lessee beyond the date when, under the terms of the lease agreement, the lessee had the right to vacate the premises without any further liability to the lessor.

(5) "City" means any city or town.

(6) "Products" includes natural resource products such as cut or picked evergreen foliage, Cascara bark, wild edible mushrooms, native ornamental trees and shrubs, ore and minerals, natural gas, geothermal water and steam, and forage removed through the grazing of livestock.

Sec. 4. RCW 82.29A.050 and 1992 c 206 s 6 are each amended to read as follows:

(1) The leasehold excise taxes provided for in RCW 82.29A.030 and 82.29A.040 ~~((shall))~~ **must** be paid by the lessee to the lessor and the lessor ~~((shall))~~ **must** collect such tax and remit the same to the department ~~((of revenue))~~. The tax ~~((shall))~~ **must** be payable at the same time as payments are due to the lessor for use of the property from which the leasehold interest arises, and in the case of payment of contract rent to a person other than the lessor, at the time of payment. The tax payment ~~((shall))~~ **must** be accompanied by such information as the department ~~((of revenue))~~ may require. In the case of prepaid

contract rent the payment may be prorated in accordance with instructions of the department ~~((of revenue))~~ and the prorated portion of the tax ~~((shall be))~~ **is** due, one-half not later than May 31st and the other half not later than November 30th each year.

(2) The lessor receiving taxes payable under the provisions of this chapter ~~((shall))~~ **must** remit the same together with a return provided by the department, to the department of revenue on or before the last day of the month following the month in which the tax is collected. The department may relieve any taxpayer or class of taxpayers from the obligation of filing monthly returns and may require the return to cover other reporting periods, but in no event ~~((shall))~~ **may** returns be filed for a period greater than one year. The lessor ~~((shall be))~~ **is** fully liable for collection and remittance of the tax. The amount of tax until paid by the lessee to the lessor ~~((shall))~~ constitutes a debt from the lessee to the lessor. The tax required by this chapter ~~((shall))~~ **must** be stated separately from contract rent, and if not so separately stated for purposes of determining the tax due from the lessee to the lessor and from the lessor to the department, the contract rent does not include the tax imposed by this chapter. Where a lessee has failed to pay to the lessor the tax imposed by this chapter and the lessor has not paid the amount of the tax to the department, the department may, in its discretion, proceed directly against the lessee for collection of the tax ~~((PROVIDED, That))~~. However, taxes due where contract rent has not been paid ~~((shall))~~ **must** be reported by the lessor to the department and the lessee alone ~~((shall be))~~ **is** liable for payment of the tax to the department.

(3) Each person having a leasehold interest subject to the tax provided for in this chapter arising out of a lease of federally owned or federal trust lands ~~((shall))~~, or property owned by a federally recognized Indian tribe in the state and exempt from tax under RCW 84.36.010, **must** report and remit the tax due directly to the department of revenue in the same manner and at the same time as the lessor would be required to report and remit the tax if such lessor were a state public entity.

Sec. 5. RCW 84.36.010 and 2010 c 281 s 1 are each amended to read as follows:

(1) All property belonging exclusively to the United States, the state, or any county or municipal corporation; all property belonging exclusively to any federally recognized Indian tribe, if (a) the tribe is located in the state, ~~((if that))~~ and (b) the property is used exclusively for essential government services; all state route number 16 corridor transportation systems and facilities constructed under chapter 47.46 RCW; all property under a financing contract pursuant to chapter 39.94 RCW or recorded agreement granting immediate possession and use to the public bodies listed in this section or under an order of immediate possession and use pursuant to RCW 8.04.090; and, for a period of forty years from acquisition, all property of a community center; is exempt from taxation. All property belonging exclusively to a foreign national government is exempt from taxation if that property is used exclusively as an office or residence for a consul or other official representative of the foreign national government, and if the consul or other official representative is a citizen of that foreign nation.

(2) Property owned by a federally recognized Indian tribe, which is used for economic development purposes, may only qualify for the exemption from taxes in this section if the property was owned by the tribe prior to March 1, 2014.

(3) For the purposes of this section the following definitions apply unless the context clearly requires otherwise.

(a) "Community center" means property, including a building or buildings, determined to be surplus to the needs of a district by a local school board, and purchased or acquired by a nonprofit organization for the purposes of converting them into community facilities for the delivery of nonresidential coordinated services for community members. The community center may make space available to businesses, individuals, or other parties through the loan or rental of space in or on the property.

(b) "Essential government services" means services such as tribal administration, public facilities, fire, police, public health, education, sewer, water, environmental and land use, transportation, ~~(and)~~ utility services, and economic development.

(c) "Economic development" means commercial activities, including those that facilitate the creation or retention of businesses or jobs, or that improve the standard of living or economic health of tribal communities.

Sec. 6. RCW 84.36.451 and 2001 c 26 s 2 are each amended to read as follows:

(1) The following property ~~(shall be)~~ is exempt from taxation: Any and all rights to occupy or use any real or personal property owned in fee or held in trust by:

(a) The United States, the state of Washington, or any political subdivision or municipal corporation of the state of Washington, or a federally recognized Indian tribe for property exempt under RCW 84.36.010; or

(b) A public corporation, commission, or authority created under RCW 35.21.730 or 35.21.660 if the property is listed on or is within a district listed on any federal or state register of historical sites; and

(c) ~~(Including)~~ Any leasehold interest arising from the property identified in (a) and (b) of this subsection as defined in RCW 82.29A.020.

(2) The exemption under this section ~~(shall)~~ does not apply to:

(a) Any such leasehold interests which are a part of operating properties of public utilities subject to assessment under chapter 84.12 RCW; or

(b) Any such leasehold interest consisting of three thousand or more residential and recreational lots that are or may be subleased for residential and recreational purposes.

(3) The exemption under this section ~~(shall)~~ may not be construed to modify the provisions of RCW 84.40.230.

Sec. 7. RCW 84.40.230 and 1994 c 124 s 25 are each amended to read as follows:

When any real property is sold on contract by the United States of America, the state, ~~(or)~~ any county or municipality, or any federally recognized Indian tribe, and the contract expresses or implies that the vendee is entitled to the possession, use, benefits and profits thereof and therefrom so long as the vendee complies with the terms of the contract, it ~~(shall be)~~ is deemed that the vendor retains title merely as security for the fulfillment of the contract, and the property ~~(shall)~~ must be assessed and taxed in the same manner as other similar property in private ownership is taxed, and the tax roll ~~(shall)~~ must contain, opposite the description of the property so assessed the following notation: "Subject to title remaining in the vendor" or other notation of similar significance. No foreclosure for delinquent taxes nor any deed issued pursuant thereto ~~(shall)~~ may extinguish or otherwise affect the title of the vendor. In any case under former law where the contract and not the property was taxed no deed of the property described in such contract ~~(shall)~~ may ever be executed and delivered by the state or any county or municipality until all taxes assessed against such contract and local assessments assessed against the land described thereon are fully paid.

NEW SECTION. Sec. 8. A new section is added to chapter 82.29A RCW to read as follows:

(1) Property owned exclusively by a federally recognized Indian tribe that is exempt from property tax under RCW 84.36.010 is subject to payment in lieu of leasehold excise taxes, if:

(a) The tax exempt property is used exclusively for economic development, as defined in RCW 84.36.010;

(b) There is no taxable leasehold interest in the tax exempt property;

(c) The property is located outside of the tribe's reservation; and

(d) The property is not otherwise exempt from taxation by federal law.

(2) The amount of the payment in lieu of leasehold excise taxes must be determined jointly and in good faith negotiation between the tribe that owns the property and the county in which the property is located. However, the amount may not exceed the leasehold excise tax amount that would otherwise be owed by a taxable leasehold interest in the property. If the tribe and the county cannot agree to terms on the amount of payment in lieu of taxes, the department may determine the rate, provided that the amount may not exceed the leasehold excise tax amount that would otherwise be owed by a taxable leasehold interest in the property.

(3) Payment must be made by the tribe to the county. The county treasurer must distribute all such money collected solely to the local taxing districts, including cities, in the same proportion that each local taxing district would have shared if a leasehold excise tax had been levied.

NEW SECTION. Sec. 9. A new section is added to chapter 84.36 RCW to read as follows:

(1) To qualify in any year for exempt status for real or personal property used exclusively for essential government services under RCW 84.36.010, a federally recognized Indian tribe must file an initial application with the department of revenue on or before October 1st of the prior year. All applications must be filed on forms prescribed by the department and signed by an authorized agent of the federally recognized tribe.

(2) If the use for essential government services is based in whole or in part on economic development, the application must also include:

(a) If the economic development activities are those of a lessee, a declaration from both the federally recognized tribe and the lessee confirming a lease agreement exists for the exempt tax year.

(b) If the property is subject to the payment in lieu of leasehold excise tax as described in section 8 of this act, a declaration from both the federally recognized tribe and the county in which the property is located confirming that an agreement exists for the exempt tax year regarding the amount for the payment in lieu of leasehold excise tax.

(3) A federally recognized Indian tribe which files an application under the requirements of subsection (2) of this section, must file an annual renewal application, on forms prescribed by the department of revenue, on or before October 1st of each year. The application must contain a declaration certifying the continuing exempt status of the real or personal property, and that the lease agreement or agreement for payment in lieu of leasehold excise tax continue in good standing, or that a new lease or agreement exists.

NEW SECTION. Sec. 10. A new section is added to chapter 52.30 RCW to read as follows:

(1) When exempt tribal property is located within the boundaries of a fire protection district or a regional fire protection service authority, the fire protection district or authority is authorized to contract with the tribe for compensation for providing fire protection services in an amount and under such terms as are mutually agreed upon by the fire protection district or authority and the tribe.

(2) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Exempt tribal property" means property that is owned exclusively by a federally recognized Indian tribe and that is exempt from taxation under RCW 84.36.010.

(b) "Regional fire protection service authority" or "authority" has the same meaning as provided in RCW 52.26.020.

NEW SECTION. Sec. 11. A new section is added to chapter 43.136 RCW to read as follows:

By December 1, 2020, and in compliance with RCW 43.01.036, the joint legislative audit and review committee must provide an economic impact report to the legislature evaluating the impacts of changes made in this act regarding the leasehold tax and property tax treatment of property owned by a federally recognized Indian tribe. The economic impact report must indicate: The number of parcels and uses of land involved; the economic impacts to tribal governments;

state and local government revenue reductions, increases, and shifts from all tax sources affected; impacts on public infrastructure and public services; impacts on business investment and business competition; a description of the types of business activities affected; impacts on the number of jobs created or lost; and any other data the joint legislative audit and review committee deems necessary in determining the economic impacts of this act.

NEW SECTION. Sec. 12. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act is null and void.

NEW SECTION. Sec. 13. This act applies to taxes levied for collection in 2015 and thereafter.

NEW SECTION. Sec. 14. This act expires January 1, 2022."

On page 1, line 3 of the title, after "tribe;" strike the remainder of the title and insert "amending RCW 82.29A.010, 82.29A.020, 82.29A.050, 84.36.010, 84.36.451, and 84.40.230; adding a new section to chapter 82.29A RCW; adding a new section to chapter 84.36 RCW; adding a new section to chapter 52.30 RCW; adding a new section to chapter 43.136 RCW; creating new sections; providing an effective date; and providing an expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1287 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Appleton spoke in favor of the passage of the bill.

Representative Johnson spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1287, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1287, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 61; Nays, 37; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Lytton, MacEwen, Moeller, Morrell, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Blake, Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Haler, Hargrove, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kretz, Kristiansen, Magendanz, Manweller, Nealey, Orcutt, Overstreet, Parker, Pike,

Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Takko, Taylor, Vick, Warnick and Wilcox.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1287, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 6570, by Senate Committee on Ways & Means (originally sponsored by Senators Becker, Keiser, Hargrove, Braun, Hill and Ranker)

Adjusting timelines relating to the hospital safety net assessment. Revised for 1st Substitute: Adjusting timelines relating to the hospital safety net assessment. (REVISED FOR ENGROSSED: Adjusting timelines for fiscal year 2014 relating to the hospital safety net assessment.)

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ormsby and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6570.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6570, and the bill passed the House by the following vote: Yeas, 75; Nays, 23; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hawkins, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Hayes, Holy, Klippert, Muri, Orcutt, Overstreet, Parker, Ross, Scott, Shea, Smith, Taylor, Vick, Young and Zeiger.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6570, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 12, 2014, the 59th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

FIFTY NINTH DAY

House Chamber, Olympia, Wednesday, March 12, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Caleb Pittman and Kiana Rahni. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Dr. Bruce Cook, Pastor, Gig Harbor Family Church, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4701, by Representative Muri

WHEREAS, Medal of Honor and Purple Heart recipient, Staff Sergeant Ty Michael Carter, began his distinguished military career by enlisting in the United States Marine Corps in October 1998; and

WHEREAS, In January 2008, Sergeant Ty Michael Carter continued his military service by enlisting in the United States Army as a cavalry scout, receiving his training at Fort Knox, Kentucky; and

WHEREAS, Beginning in May 2009, Sergeant Carter spent a year stationed in Afghanistan as a soldier in the 3rd Squadron, 61st Cavalry Regiment, 4th Infantry Division; and

WHEREAS, On October 3, 2009, while serving in the Kamdesh district of the Nuristan Province, Sergeant Carter was forced to think on his feet while responding to a barrage of enemy fire, making difficult decisions while under attack during the Battle of Kamdesh; and

WHEREAS, During the attack, more than 300 enemy combatants opened fire, prompting Sergeant Carter to move 100 meters across open ground from his station to a Humvee located at the south battle position, then turn around and run back to retrieve machine gun oil and ammunition and — once more — traverse the distance to gain access to additional supplies; and

WHEREAS, Despite sustaining wounds and facing incalculable odds against hundreds of enemy fighters, Sergeant Carter returned fire using his excellent marksmanship skills to force out the individuals who continued to attack Sergeant Carter and his squadron; and

WHEREAS, Sergeant Carter skillfully maneuvered under the camp's perimeter fence to retrieve additional weapons and ammunition to bring back to his station, then traveled an additional 30 meters to help treat the wounds of a fallen soldier and carry him back to the Humvee. During the remainder of the battle, which lasted late into the evening, Sergeant Carter remained calm through the extreme stress of discovering the bodies of fallen soldiers, while searching for a radio in order to signal for help, and finally returning to the Humvee to seek cover; and

WHEREAS, With the assistance of a fellow soldier, Sergeant Carter carried a wounded soldier a 100-meter distance to a first-aid station and helped to keep his comrade alive until reinforcements arrived to assist in evacuation efforts; and

WHEREAS, As a result of his bravery, Sergeant Carter was awarded the Medal of Honor on August 26, 2013, and was instated into the Pentagon Hall of Heroes on August 27th; and

WHEREAS, Sergeant Carter was stationed at Joint Base Lewis-McChord, in his home state of Washington, in October 2010, becoming assigned to the position of Stryker gunner with the 8th Squadron, 1st Cavalry Regiment, 2nd Stryker Combat Team, 2nd Infantry Division. Sergeant Carter received a second deployment to Afghanistan in October 2012, before returning to Joint Base Lewis-McChord where he continues to serve today; and

WHEREAS, In addition to displays of heroism and gallantry in the United States Army, Sergeant Carter has worked with dedication and a profound sense of hope toward providing further understanding of Posttraumatic Stress Disorder and is working toward greater public understanding of the condition in honor of those who fought bravely in the military and face PTSD-related issues every day;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives offer its sincere gratitude and appreciation to Medal of Honor recipient, Staff Sergeant Ty Michael Carter, who bravely risked his life and fought with unwavering gallantry and fortitude, and give him thanks for his continued service and dedication to the United States of America; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to United States Army Staff Sergeant Ty Michael Carter.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4701.

HOUSE RESOLUTION NO. 4701 was adopted.

MESSAGE FROM THE SENATE

March 11, 2014

MR. SPEAKER:

The Senate receded from its amendment(s) to SUBSTITUTE HOUSE BILL NO. 2613, and passed the bill without said amendments.

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

HB 2804 by Representatives Fitzgibbon and Farrell

AN ACT Relating to reducing greenhouse gas emissions through land use and transportation requirements; amending RCW 36.70A.070, 36.70A.100, 36.70A.108, 47.80.030, and 36.70A.210; adding a new section to chapter 36.70A RCW; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Local Government.

There being no objection, the bill listed on the day's introduction sheet under the fourth order of business was referred to the committee so designated.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 6, 2014

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 1224 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 36.70A.040 and 2000 c 36 s 1 are each amended to read as follows:

(1) Each county that has both a population of fifty thousand or more and, until May 16, 1995, has had its population increase by more than ten percent in the previous ten years or, on or after May 16, 1995, has had its population increase by more than seventeen percent in the previous ten years, and the cities located within such county, and any other county regardless of its population that has had its population increase by more than twenty percent in the previous ten years, and the cities located within such county, shall conform with all of the requirements of this chapter. However, the county legislative authority of such a county with a population of less than fifty thousand population may adopt a resolution removing the county, and the cities located within the county, from the requirements of adopting comprehensive land use plans and development regulations under this chapter if this resolution is adopted and filed with the department by December 31, 1990, for counties initially meeting this set of criteria, or within sixty days of the date the office of financial management certifies that a county meets this set of criteria under subsection (5) of this section. For the purposes of this subsection, a county not currently planning under this chapter is not required to include in its population count those persons confined in a correctional facility under the jurisdiction of the department of corrections that is located in the county.

Once a county meets either of these sets of criteria, the requirement to conform with all of the requirements of this chapter remains in effect, even if the county no longer meets one of these sets of criteria.

(2)(a) The county legislative authority of any county that does not meet either of the sets of criteria established under subsection (1) of this section may adopt a resolution indicating its intention to have subsection (1) of this section apply to the county. Each city, located in a county that chooses to plan under this subsection, shall conform with all of the requirements of this chapter. Once such a resolution has been adopted, the county and the cities located within the county remain subject to all of the requirements of this chapter, unless the county subsequently adopts a withdrawal resolution for partial planning pursuant to (b)(i) of this subsection.

(b)(i) Until December 31, 2015, the legislative authority of a county may adopt a resolution removing the county and the cities located within the county from the requirements to plan under this section if:

(A) The county has a population, as estimated by the office of financial management, of twenty thousand or fewer inhabitants at any time between April 1, 2010, and April 1, 2015;

(B) The county has previously adopted a resolution indicating its

intention to have subsection (1) of this section apply to the county;

(C) At least sixty days prior to adopting a resolution for partial planning, the county provides written notification to the legislative body of each city within the county of its intent to consider adopting the resolution; and

(D) The legislative bodies of at least sixty percent of those cities having an aggregate population of at least seventy-five percent of the incorporated county population have not. Adopted resolutions opposing the action by the county; and provided written notification of the resolutions to the county.

(ii) Upon adoption of a resolution for partial planning under (b)(i) of this subsection:

(A) The county and the cities within the county are, except as provided otherwise, no longer obligated to plan under this section; and

(B) The county may not, for a minimum of ten years from the date of adoption of the resolution, adopt another resolution indicating its intention to have subsection (1) of this section apply to the county.

(c) The adoption of a resolution for partial planning under (b)(i) of this subsection does not nullify or otherwise modify the requirements for counties and cities established in RCW 36.70A.060, 36.70A.070(5) and associated development regulations, 36.70A.170, and 36.70A.172.

(3) Any county or city that is initially required to conform with all of the requirements of this chapter under subsection (1) of this section shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall designate critical areas, agricultural lands, forest lands, and mineral resource lands, and adopt development regulations conserving these designated agricultural lands, forest lands, and mineral resource lands and protecting these designated critical areas, under RCW 36.70A.170 and 36.70A.060; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; (d) if the county has a population of fifty thousand or more, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan on or before July 1, 1994, and if the county has a population of less than fifty thousand, the county and each city located within the county shall adopt a comprehensive plan under this chapter and development regulations that are consistent with and implement the comprehensive plan by January 1, 1995, but if the governor makes written findings that a county with a population of less than fifty thousand or a city located within such a county is not making reasonable progress toward adopting a comprehensive plan and development regulations the governor may reduce this deadline for such actions to be taken by no more than one hundred eighty days. Any county or city subject to this subsection may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department (~~of community, trade, and economic development~~) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(4) Any county or city that is required to conform with all the requirements of this chapter, as a result of the county legislative authority adopting its resolution of intention under subsection (2) of this section, shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a county-wide planning policy under RCW 36.70A.210; (b) the county and each city that is located within the county shall adopt development regulations conserving agricultural lands, forest lands, and mineral resource lands it designated under RCW 36.70A.060 within one year of the date the county legislative authority adopts its resolution of intention; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city that is located within the county shall adopt a comprehensive plan and development regulations that are consistent with and implement the comprehensive plan not later than four years from the date the county

legislative authority adopts its resolution of intention, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department (~~(of community, trade, and economic development)~~) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(5) If the office of financial management certifies that the population of a county that previously had not been required to plan under subsection (1) or (2) of this section has changed sufficiently to meet either of the sets of criteria specified under subsection (1) of this section, and where applicable, the county legislative authority has not adopted a resolution removing the county from these requirements as provided in subsection (1) of this section, the county and each city within such county shall take actions under this chapter as follows: (a) The county legislative authority shall adopt a countywide planning policy under RCW 36.70A.210; (b) the county and each city located within the county shall adopt development regulations under RCW 36.70A.060 conserving agricultural lands, forest lands, and mineral resource lands it designated within one year of the certification by the office of financial management; (c) the county shall designate and take other actions related to urban growth areas under RCW 36.70A.110; and (d) the county and each city located within the county shall adopt a comprehensive land use plan and development regulations that are consistent with and implement the comprehensive plan within four years of the certification by the office of financial management, but a county or city may obtain an additional six months before it is required to have adopted its development regulations by submitting a letter notifying the department (~~(of community, trade, and economic development)~~) of its need prior to the deadline for adopting both a comprehensive plan and development regulations.

(6) A copy of each document that is required under this section shall be submitted to the department at the time of its adoption.

(7) Cities and counties planning under this chapter must amend the transportation element of the comprehensive plan to be in compliance with this chapter and chapter 47.80 RCW no later than December 31, 2000.

Sec. 2. RCW 36.70A.060 and 2005 c 423 s 3 are each amended to read as follows:

(1)(a) (~~Except as provided in RCW 36.70A.1701,~~) Each county that is required or chooses to plan under RCW 36.70A.040, and each city within such county, shall adopt development regulations on or before September 1, 1991, to assure the conservation of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170. Regulations adopted under this subsection may not prohibit uses legally existing on any parcel prior to their adoption and shall remain in effect until the county or city adopts development regulations pursuant to RCW 36.70A.040. Such regulations shall assure that the use of lands adjacent to agricultural, forest, or mineral resource lands shall not interfere with the continued use, in the accustomed manner and in accordance with best management practices, of these designated lands for the production of food, agricultural products, or timber, or for the extraction of minerals.

(b) Counties and cities shall require that all plats, short plats, development permits, and building permits issued for development activities on, or within five hundred feet of, lands designated as agricultural lands, forest lands, or mineral resource lands, contain a notice that the subject property is within or near designated agricultural lands, forest lands, or mineral resource lands on which a variety of commercial activities may occur that are not compatible with residential development for certain periods of limited duration. The notice for mineral resource lands shall also inform that an application might be made for mining-related activities, including mining, extraction, washing, crushing, stockpiling, blasting, transporting, and recycling of minerals.

(c) Each county that adopts a resolution of partial planning under RCW 36.70A.040(2)(b), and each city within such county, shall adopt

development regulations within one year after the adoption of the resolution of partial planning to assure the conservation of agricultural, forest, and mineral resource lands designated under RCW 36.70A.170. Regulations adopted under this subsection (1)(c) must comply with the requirements governing regulations adopted under (a) of this subsection.

(d)(i) A county that adopts a resolution of partial planning under RCW 36.70A.040(2)(b) and that is not in compliance with the planning requirements of this section, RCW 36.70A.040(4), 36.70A.070(5), 36.70A.170, and 36.70A.172 at the time the resolution is adopted must, by January 30, 2017, apply for a determination of compliance from the department finding that the county's development regulations, including development regulations adopted to protect critical areas, and comprehensive plans are in compliance with the requirements of this section, RCW 36.70A.040(4), 36.70A.070(5), 36.70A.170, and 36.70A.172. The department must approve or deny the application for a determination of compliance within one hundred twenty days of its receipt or by June 30, 2017, whichever date is earlier.

(ii) If the department denies an application under (d)(i) of this subsection, the county and each city within is obligated to comply with all requirements of this chapter and the resolution for partial planning adopted under RCW 36.70A.040(2)(b) is no longer in effect.

(iii) A petition for review of a determination of compliance under (d)(i) of this subsection may only be appealed to the growth management hearings board within sixty days of the issuance of the decision by the department.

(iv) In the event of a filing of a petition in accordance with (d)(iii) of this subsection, the county and the department must equally share the costs incurred by the department for defending an approval of determination of compliance that is before the growth management hearings board.

(v) The department may implement this subsection (d) by adopting rules related to determinations of compliance. The rules may address, but are not limited to: The requirements for applications for a determination of compliance; charging of costs under (d)(iv) of this subsection; procedures for processing applications; criteria for the evaluation of applications; issuance and notice of department decisions; and applicable timelines.

(2) Each county and city shall adopt development regulations that protect critical areas that are required to be designated under RCW 36.70A.170. For counties and cities that are required or choose to plan under RCW 36.70A.040, such development regulations shall be adopted on or before September 1, 1991. For the remainder of the counties and cities, such development regulations shall be adopted on or before March 1, 1992.

(3) Such counties and cities shall review these designations and development regulations when adopting their comprehensive plans under RCW 36.70A.040 and implementing development regulations under RCW 36.70A.120 and may alter such designations and development regulations to insure consistency.

(4) Forest land and agricultural land located within urban growth areas shall not be designated by a county or city as forest land or agricultural land of long-term commercial significance under RCW 36.70A.170 unless the city or county has enacted a program authorizing transfer or purchase of development rights.

Sec. 3. RCW 36.70A.280 and 2011 c 360 s 17 are each amended to read as follows:

(1) The growth management hearings board shall hear and determine only those petitions alleging either:

(a) That, except as provided otherwise by this subsection, a state agency, county, or city planning under this chapter is not in compliance with the requirements of this chapter, chapter 90.58 RCW as it relates to the adoption of shoreline master programs or amendments thereto, or chapter 43.21C RCW as it relates to plans, development regulations, or amendments, adopted under RCW 36.70A.040 or chapter 90.58

RCW. Nothing in this subsection authorizes the board to hear petitions alleging noncompliance with RCW 36.70A.5801;

(b) That the twenty-year growth management planning population projections adopted by the office of financial management pursuant to RCW 43.62.035 should be adjusted;

(c) That the approval of a work plan adopted under RCW 36.70A.735(1)(a) is not in compliance with the requirements of the program established under RCW 36.70A.710;

(d) That regulations adopted under RCW 36.70A.735(1)(b) are not regionally applicable and cannot be adopted, wholly or partially, by another jurisdiction; ((or))

(e) That a department certification under RCW 36.70A.735(1)(c) is erroneous; _____ or

(f) That a department determination under RCW 36.70A.060(1)(d) is erroneous.

(2) A petition may be filed only by: (a) The state, or a county or city that plans under this chapter; (b) a person who has participated orally or in writing before the county or city regarding the matter on which a review is being requested; (c) a person who is certified by the governor within sixty days of filing the request with the board; or (d) a person qualified pursuant to RCW 34.05.530.

(3) For purposes of this section "person" means any individual, partnership, corporation, association, state agency, governmental subdivision or unit thereof, or public or private organization or entity of any character.

(4) To establish participation standing under subsection (2)(b) of this section, a person must show that his or her participation before the county or city was reasonably related to the person's issue as presented to the board.

(5) When considering a possible adjustment to a growth management planning population projection prepared by the office of financial management, the board shall consider the implications of any such adjustment to the population forecast for the entire state.

The rationale for any adjustment that is adopted by the board must be documented and filed with the office of financial management within ten working days after adoption.

If adjusted by the board, a county growth management planning population projection shall only be used for the planning purposes set forth in this chapter and shall be known as the "board adjusted population projection." None of these changes shall affect the official state and county population forecasts prepared by the office of financial management, which shall continue to be used for state budget and planning purposes.

NEW SECTION. Sec. 4. Section 3 of this act expires December 31, 2020."

On page 1, line 3 of the title, after "act;" strike the remainder of the title and insert "amending RCW 36.70A.040, 36.70A.060, and 36.70A.280; and providing an expiration date."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 1224 and advanced the bill as amended by the Senate to final passage.

**FINAL PASSAGE OF HOUSE BILL
AS SENATE AMENDED**

Representatives Kretz, Takko, Riccelli, Hurst and Pollet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1224, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1224, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 84; Nays, 12; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Fagan, Farrell, Fitzgibbon, Freeman, G. Hunt, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hunter, Johnson, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, S. Hunt, Santos, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stonier, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Carlyle, Dunshee, Fey, Goodman, Hudgins, Jinkins, Kagi, Ormsby, Ryu, Sawyer, Stanford and Tarleton.

Excused: Representatives Hurst and Pollet.

ENGROSSED HOUSE BILL NO. 1224, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed House Bill No. 1224.
Representative Reykdal, 22nd District

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

- ENGROSSED SENATE BILL NO. 5048
- SUBSTITUTE SENATE BILL NO. 5123
- SUBSTITUTE SENATE BILL NO. 5467
- SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5785
- ENGROSSED SENATE BILL NO. 6031
- ENGROSSED SENATE BILL NO. 6034
- SECOND SUBSTITUTE SENATE BILL NO. 6062
- SENATE BILL NO. 6065
- SECOND SUBSTITUTE SENATE BILL NO. 6330
- ENGROSSED SUBSTITUTE SENATE BILL NO. 6511
- SECOND SUBSTITUTE SENATE BILL NO. 5064
- SENATE BILL NO. 5141
- SENATE BILL NO. 5775
- SUBSTITUTE SENATE BILL NO. 5859
- SUBSTITUTE SENATE BILL NO. 5977
- SUBSTITUTE SENATE BILL NO. 6014
- ENGROSSED SUBSTITUTE SENATE BILL NO. 6016
- ENGROSSED SUBSTITUTE SENATE BILL NO. 6041
- SUBSTITUTE SENATE BILL NO. 6054
- SUBSTITUTE SENATE BILL NO. 6095
- ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6126
- SENATE BILL NO. 6128

ENGROSSED SUBSTITUTE SENATE BILL NO. 6137
 SUBSTITUTE SENATE BILL NO. 6145
 SECOND SUBSTITUTE SENATE BILL NO. 6163
 SUBSTITUTE SENATE BILL NO. 6199
 SENATE BILL NO. 6208
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6228
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6242
 SUBSTITUTE SENATE BILL NO. 6279
 SENATE BILL NO. 6413
 SENATE BILL NO. 6415
 SENATE BILL NO. 6424
 SUBSTITUTE SENATE BILL NO. 6431
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6436
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6479
 ENGROSSED SENATE BILL NO. 6501
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6517
 ENGROSSED SENATE BILL NO. 6553
 SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO.
 1117
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 1129
 SECOND SUBSTITUTE HOUSE BILL NO. 1651
 SECOND SUBSTITUTE HOUSE BILL NO. 1709
 SUBSTITUTE HOUSE BILL NO. 1791
 ENGROSSED HOUSE BILL NO. 2108
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2111
 SECOND SUBSTITUTE HOUSE BILL NO. 2163
 SECOND SUBSTITUTE HOUSE BILL NO. 2251
 HOUSE BILL NO. 2253
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2315
 SECOND SUBSTITUTE HOUSE BILL NO. 2457
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2463
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 2569
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 2580
 SUBSTITUTE HOUSE BILL NO. 2612
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2626
 SECOND SUBSTITUTE HOUSE BILL NO. 2627
 SUBSTITUTE HOUSE BILL NO. 2724
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2023
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 2493
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519
 SUBSTITUTE HOUSE BILL NO. 2613
 SECOND SUBSTITUTE HOUSE BILL NO. 2616
 ENGROSSED HOUSE BILL NO. 2789

The Speaker called upon Representative Moeller to preside.

MESSAGES FROM THE SENATE

March 12, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SENATE BILL NO. 5048
 SUBSTITUTE SENATE BILL NO. 5467
 SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5785
 ENGROSSED SENATE BILL NO. 6031
 ENGROSSED SENATE BILL NO. 6034
 SECOND SUBSTITUTE SENATE BILL NO. 6062
 SENATE BILL NO. 6065
 SECOND SUBSTITUTE SENATE BILL NO. 6330
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6511

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 12, 2014

MR. SPEAKER:

The President has signed:

SECOND SUBSTITUTE SENATE BILL NO. 5064
 SENATE BILL NO. 5141
 SENATE BILL NO. 5775
 SUBSTITUTE SENATE BILL NO. 5859
 SUBSTITUTE SENATE BILL NO. 5977
 SUBSTITUTE SENATE BILL NO. 6014
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6016
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6041
 SUBSTITUTE SENATE BILL NO. 6054
 SUBSTITUTE SENATE BILL NO. 6095
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6126
 SENATE BILL NO. 6128
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6137
 SUBSTITUTE SENATE BILL NO. 6145
 SECOND SUBSTITUTE SENATE BILL NO. 6163
 SUBSTITUTE SENATE BILL NO. 6199
 SENATE BILL NO. 6208
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6228
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6242
 SUBSTITUTE SENATE BILL NO. 6279
 SENATE BILL NO. 6413
 SENATE BILL NO. 6415
 SENATE BILL NO. 6424
 SUBSTITUTE SENATE BILL NO. 6431
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6436
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6479
 ENGROSSED SENATE BILL NO. 6501
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6517
 ENGROSSED SENATE BILL NO. 6553

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 12, 2014

MR. SPEAKER:

The President has signed:

SUBSTITUTE HOUSE BILL NO. 1254
 SUBSTITUTE HOUSE BILL NO. 1292
 HOUSE BILL NO. 1360
 SUBSTITUTE HOUSE BILL NO. 1669
 HOUSE BILL NO. 1724
 SECOND SUBSTITUTE HOUSE BILL NO. 1773
 HOUSE BILL NO. 2099
 SUBSTITUTE HOUSE BILL NO. 2102
 HOUSE BILL NO. 2115
 SUBSTITUTE HOUSE BILL NO. 2125
 HOUSE BILL NO. 2130
 SUBSTITUTE HOUSE BILL NO. 2146
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2151
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2155
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2164
 SUBSTITUTE HOUSE BILL NO. 2171
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2246
 HOUSE BILL NO. 2276
 HOUSE BILL NO. 2296
 SUBSTITUTE HOUSE BILL NO. 2310
 SUBSTITUTE HOUSE BILL NO. 2318
 HOUSE BILL NO. 2359
 SUBSTITUTE HOUSE BILL NO. 2363
 HOUSE BILL NO. 2398
 SUBSTITUTE HOUSE BILL NO. 2430
 SUBSTITUTE HOUSE BILL NO. 2433
 SUBSTITUTE HOUSE BILL NO. 2454
 HOUSE BILL NO. 2575

HOUSE BILL NO. 2700
 HOUSE BILL NO. 2708
 HOUSE BILL NO. 2723
 SUBSTITUTE HOUSE BILL NO. 2739

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

MESSAGE FROM THE SENATE

March 6, 2014

MR. SPEAKER:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2175, with the following amendment(s): 2175-S AMS BILL S4993.2

Strike everything after the enacting clause and insert the following:

"**Sec. 5.** RCW 80.36.375 and 1997 c 219 s 2 are each amended to read as follows:

(1) If a personal wireless service provider applies to site several microcells (~~and/or~~), minor facilities, or a small cell network in a single geographical area:

(a) If one or more of the microcells and/or minor facilities are not exempt from the requirements of RCW 43.21C.030(2)(c), local governmental entities are encouraged: (i) To allow the applicant, at the applicant's discretion, to file a single set of documents required by chapter 43.21C RCW that will apply to all the microcells and/or minor facilities to be sited; and (ii) to render decisions under chapter 43.21C RCW regarding all the microcells and/or minor facilities in a single administrative proceeding; (~~and~~)

(b) Local governmental entities are encouraged: (i) To allow the applicant, at the applicant's discretion, to file a single set of documents for land use permits that will apply to all the microcells and/or minor facilities to be sited; and (ii) to render decisions regarding land use permits for all the microcells and/or minor facilities in a single administrative proceeding; and

(c) For small cell networks involving multiple individual small cell facilities, local governmental entities shall allow the applicant, if the applicant so chooses, to file a consolidated application and receive a single permit for the small cell network in a single jurisdiction instead of filing separate applications for each individual small cell facility.

(2) For the purposes of this section:

(a) "Personal wireless services" means commercial mobile services, unlicensed wireless services, and common carrier wireless exchange access services, as defined by federal laws and regulations.

(b) "Microcell" means a wireless communication facility consisting of an antenna that is either: (i) Four feet in height and with an area of not more than five hundred eighty square inches; or (ii) if a tubular antenna, no more than four inches in diameter and no more than six feet in length.

(c) "Minor facility" means a wireless communication facility consisting of up to three antennas, each of which is either: (i) Four feet in height and with an area of not more than five hundred eighty square inches; or (ii) if a tubular antenna, no more than four inches in diameter and no more than six feet in length; and the associated equipment cabinet that is six feet or less in height and no more than forty-eight square feet in floor area.

(d) "Small cell facility" means a personal wireless services facility that meets both of the following qualifications:

(i) Each antenna is located inside an antenna enclosure of no more than three cubic feet in volume or, in the case of an antenna that has exposed elements, the antenna and all of its exposed elements could fit within an imaginary enclosure of no more than three cubic feet; and

(ii) Primary equipment enclosures are no larger than seventeen cubic feet in volume. The following associated equipment may be located outside the primary equipment enclosure and if so located, are not included in the calculation of equipment volume: Electric meter, concealment, telecom demarcation box, ground-based enclosures, battery back-up power systems, grounding equipment, power transfer switch, and cut-off switch.

(e) "Small cell network" means a collection of interrelated small cell facilities designed to deliver personal wireless services.

Sec. 6. RCW 35.21.860 and 2007 c 6 s 1020 are each amended to read as follows:

(1) No city or town may impose a franchise fee or any other fee or charge of whatever nature or description upon the light and power, or gas distribution businesses, as defined in RCW 82.16.010, or telephone business, as defined in RCW 82.16.010, or service provider for use of the right-of-way, except:

(a) A tax authorized by RCW 35.21.865 may be imposed;

(b) A fee may be charged to such businesses or service providers that recovers actual administrative expenses incurred by a city or town that are directly related to receiving and approving a permit, license, and franchise, to inspecting plans and construction, or to the preparation of a detailed statement pursuant to chapter 43.21C RCW;

(c) Taxes permitted by state law on service providers;

(d) Franchise requirements and fees for cable television services as allowed by federal law; and

(e) A site-specific charge pursuant to an agreement between the city or town and a service provider of personal wireless services acceptable to the parties for:

(i) The placement of new structures in the right-of-way regardless of height, unless the new structure is the result of a mandated relocation in which case no charge will be imposed if the previous location was not charged;

(ii) The placement of replacement structures when the replacement is necessary for the installation or attachment of wireless facilities, the replacement structure is higher than the replaced structure, and the overall height of the replacement structure and the wireless facility is more than sixty feet; or

(iii) The placement of personal wireless facilities on structures owned by the city or town located in the right-of-way. However, a site-specific charge shall not apply to the placement of personal wireless facilities on existing structures, unless the structure is owned by the city or town.

A city or town is not required to approve the use permit for the placement of a facility for personal wireless services that meets one of the criteria in this subsection absent such an agreement. If the parties are unable to agree on the amount of the charge, the service provider may submit the amount of the charge to binding arbitration by serving notice on the city or town. Within thirty days of receipt of the initial notice, each party shall furnish a list of acceptable arbitrators. The parties shall select an arbitrator; failing to agree on an arbitrator, each party shall select one arbitrator and the two arbitrators shall select a third arbitrator for an arbitration panel. The arbitrator or arbitrators shall determine the charge based on comparable siting agreements involving public land and rights-of-way. The arbitrator or arbitrators shall not decide any other disputed issues, including but not limited to size, location, and zoning requirements. Costs of the arbitration, including compensation for the arbitrator's services, must be borne equally by the parties participating in the arbitration and each party shall bear its own costs and expenses, including legal fees and witness expenses, in connection with the arbitration proceeding.

(2) Subsection (1) of this section does not prohibit franchise fees imposed on an electrical energy, natural gas, or telephone business, by contract existing on April 20, 1982, with a city or town, for the duration of the contract, but the franchise fees shall be considered taxes for the purposes of the limitations established in RCW 35.21.865 and

35.21.870 to the extent the fees exceed the costs allowable under subsection (1) of this section."

On page 1, line 2 of the title, after "industry;" strike the remainder of the title and insert "and amending RCW 80.36.375 and 35.21.860."

and the same is herewith transmitted.

Hunter Goodman Secretary

There being no objection, the House advanced to the seventh order of business.

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House refused to concur in the Senate amendment to Substitute House Bill No. 2175 and asked the Senate to recede therefrom.

MESSAGE FROM THE SENATE

March 7, 2014

MR. SPEAKER:

The Senate has passed ENGROSSED HOUSE BILL NO. 2582, with the following amendment(s): 2582.E AMS HARG S4925.2

Strike everything after the enacting clause and insert the following:

"Sec. 7. RCW 13.34.138 and 2009 c 520 s 29, 2009 c 491 s 3, 2009 c 397 s 4, and 2009 c 152 s 1 are each reenacted and amended to read as follows:

(1) The status of all children found to be dependent shall be reviewed by the court at least every six months from the beginning date of the placement episode or the date dependency is established, whichever is first. The purpose of the hearing shall be to review the progress of the parties and determine whether court supervision should continue.

(a) The initial review hearing shall be an in-court review and shall be set six months from the beginning date of the placement episode or no more than ninety days from the entry of the disposition order, whichever comes first. The requirements for the initial review hearing, including the in-court review requirement, shall be accomplished within existing resources.

(b) The initial review hearing may be a permanency planning hearing when necessary to meet the time frames set forth in RCW 13.34.145(1)(a) or 13.34.134.

(2)(a) A child shall not be returned home at the review hearing unless the court finds that a reason for removal as set forth in RCW 13.34.130 no longer exists. The parents, guardian, or legal custodian shall report to the court the efforts they have made to correct the conditions which led to removal. If a child is returned, casework supervision by the supervising agency or department shall continue for a period of six months, at which time there shall be a hearing on the need for continued intervention.

(b) Prior to the child returning home, the department or supervising agency must complete the following:

(i) Identify all adults residing in the home and conduct background checks on those persons;

(ii) Identify any persons who may act as a caregiver for the child in addition to the parent with whom the child is being placed and determine whether such persons are in need of any services in order to ensure the safety of the child, regardless of whether such persons are a party to the dependency. The department or supervising agency may recommend to the court and the court may order that placement of the child in the parent's home be contingent

on or delayed based on the need for such persons to engage in or complete services to ensure the safety of the child prior to placement. If services are recommended for the caregiver, and the caregiver fails to engage in or follow through with the recommended services, the department or supervising agency must promptly notify the court; and

(iii) Notify the parent with whom the child is being placed that he or she has an ongoing duty to notify the department or supervising agency of all persons who reside in the home or who may act as a caregiver for the child both prior to the placement of the child in the home and subsequent to the placement of the child in the home as long as the court retains jurisdiction of the dependency proceeding or the department is providing or monitoring either remedial services to the parent or services to ensure the safety of the child to any caregivers.

Caregivers may be required to engage in services under this subsection solely for the purpose of ensuring the present and future safety of a child who is a ward of the court. This subsection does not grant party status to any individual not already a party to the dependency proceeding, create an entitlement to services or a duty on the part of the department or supervising agency to provide services, or create judicial authority to order the provision of this section or RCW 13.34.025 or if the services are unavailable or unsuitable or the person is not eligible for such services.

(c) If the child is not returned home, the court shall establish in writing:

(i) Whether the supervising agency or the department is making reasonable efforts to provide services to the family and eliminate the need for placement of the child. If additional services, including housing assistance, are needed to facilitate the return of the child to the child's parents, the court shall order that reasonable services be offered specifying such services;

(ii) Whether there has been compliance with the case plan by the child, the child's parents, and the agency supervising the placement;

(iii) Whether progress has been made toward correcting the problems that necessitated the child's placement in out-of-home care;

(iv) Whether the services set forth in the case plan and the responsibilities of the parties need to be clarified or modified due to the availability of additional information or changed circumstances;

(v) Whether there is a continuing need for placement;

(vi) Whether a parent's homelessness or lack of suitable housing is a significant factor delaying permanency for the child by preventing the return of the child to the home of the child's parent and whether housing assistance should be provided by the department or supervising agency;

(vii) Whether the child is in an appropriate placement which adequately meets all physical, emotional, and educational needs;

(viii) Whether preference has been given to placement with the child's relatives if such placement is in the child's best interests;

(ix) Whether both in-state and, where appropriate, out-of-state placements have been considered;

(x) Whether the parents have visited the child and any reasons why visitation has not occurred or has been infrequent;

(xi) Whether terms of visitation need to be modified;

(xii) Whether the court-approved long-term permanent plan for the child remains the best plan for the child;

(xiii) Whether any additional court orders need to be made to move the case toward permanency; and

(xiv) The projected date by which the child will be returned home or other permanent plan of care will be implemented.

(d) The court at the review hearing may order that a petition seeking termination of the parent and child relationship be filed.

Unless the court makes a good cause exception under RCW 13.34.145, the court shall order that a petition seeking termination of the parent and child relationship be filed if the court finds that:

- (i) The child has been in out-of-home care for at least twelve consecutive months following the filing of a dependency petition;
- (ii) The services ordered under RCW 13.34.136 have been expressly and understandably offered or provided and all necessary services, reasonably available, capable of correcting the parental deficiencies within the foreseeable future have been expressly and understandably offered or provided;
- (iii) There is no genuine issue of material fact that the parents have been noncompliant with court-ordered services; and
- (iv) There is no genuine issue of material fact that the parents have made no progress toward successfully correcting parental deficiencies identified in a dependency proceeding under this chapter.

(3)(a) In any case in which the court orders that a dependent child may be returned to or remain in the child's home, the in-home placement shall be contingent upon the following:

(i) The compliance of the parents with court orders related to the care and supervision of the child, including compliance with the supervising agency's case plan; and

(ii) The continued participation of the parents, if applicable, in available substance abuse or mental health treatment if substance abuse or mental illness was a contributing factor to the removal of the child.

(b) The following may be grounds for removal of the child from the home, subject to review by the court:

(i) Noncompliance by the parents with the department's or supervising agency's case plan or court order;

(ii) The parent's inability, unwillingness, or failure to participate in available services or treatment for themselves or the child, including substance abuse treatment if a parent's substance abuse was a contributing factor to the abuse or neglect; or

(iii) The failure of the parents to successfully and substantially complete available services or treatment for themselves or the child, including substance abuse treatment if a parent's substance abuse was a contributing factor to the abuse or neglect.

(c) In a pending dependency case in which the court orders that a dependent child may be returned home and that child is later removed from the home, the court shall hold a review hearing within thirty days from the date of removal to determine whether the permanency plan should be changed, a termination petition should be filed, or other action is warranted. The best interests of the child shall be the court's primary consideration in the review hearing.

(4) The court's authority to order housing assistance under this chapter is: (a) Limited to cases in which a parent's homelessness or lack of suitable housing is a significant factor delaying permanency for the child and housing assistance would aid the parent in providing an appropriate home for the child; and (b) subject to the availability of funds appropriated for this specific purpose. Nothing in this chapter shall be construed to create an entitlement to housing assistance nor to create judicial authority to order the provision of such assistance to any person or family if the assistance or funding are unavailable or the child or family are not eligible for such assistance.

(5) The court shall consider the child's relationship with siblings in accordance with RCW 13.34.130(((3))) (6)."

On page 1, line 2 of the title, after "rights;" strike the remainder of the title and insert "and reenacting and amending RCW 13.34.138."

and the same is herewith transmitted.

Brad Hendrickson Deputy Secretary

There being no objection, the House advanced to the seventh order of business.

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House refused to concur in the Senate amendment to Engrossed House Bill No. 2582 and asked the Senate to recede therefrom.

MESSAGE FROM THE SENATE

March 8, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to SECOND SUBSTITUTE SENATE BILL NO. 6312 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment. The rules were suspended and SECOND SUBSTITUTE SENATE BILL NO. 6312 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SECOND SUBSTITUTE SENATE BILL NO. 6312, by Senate Committee on Ways & Means (originally sponsored by Senators Darneille, Hargrove, Rolfes, McAuliffe, Ranker, Conway, Cleveland, Fraser, McCoy, Keiser and Kohl-Welles)

Concerning state purchasing of mental health and chemical dependency treatment services.

The bill was read the second time.

Representative Cody moved the adoption of amendment (963):

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** 2013 c 338 s 1 (uncodified) is amended to read as follows:

(1)(a) Beginning (~~May~~) April 1, 2014, the legislature shall convene a task force to examine reform of the adult behavioral health system, with voting members as provided in this subsection.

(i) The president of the senate shall appoint one member and one alternate member from each of the two largest caucuses of the senate.

(ii) The speaker of the house of representatives shall appoint one member and one alternate member from each of the two largest caucuses in the house of representatives.

(iii) The governor shall appoint three members consisting of the secretary of the department of social and health services or the secretary's designee, the director of the health care authority or the director's designee, and a representative of the governor.

(iv) The Washington state association of counties shall appoint three _____ members.

(v) The governor shall request participation by a representative of tribal governments.

(b) The task force shall choose two cochairs from among its legislative members.

(c) The task force shall adopt a bottom-up approach and welcome input and participation from all stakeholders interested in the improvement of the adult behavioral health system. To that end, the task force must invite participation from, at a minimum, the following: The department of commerce, the department of corrections, the office of financial management, behavioral health service recipients and their families; local government; representatives of regional support networks; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers; housing providers; labor representatives; counties with state hospitals; mental health advocates; chemical dependency advocates; public defenders with involuntary mental health commitment or mental health court experience; chemical dependency experts working with drug courts; medicaid managed care plan and associated delivery system representatives; long-term care service providers; the Washington state hospital association; and individuals with expertise in evidence-based and research-based behavioral health service practices. Leadership of subcommittees formed by the task force may be drawn from this body of invited participants.

(2) The task force shall undertake a systemwide review of the adult behavioral health system and make recommendations for reform concerning, but not limited to, the following:

(a) The means by which services are purchased and delivered for adults with mental illness and chemical dependency disorders through the department of social and health services and the health care authority, including:

(i) Guidance for the creation of common regional service areas for purchasing behavioral health services and medical care services by the department of social and health services and the health care authority, taking into consideration any proposal submitted by the Washington state association of counties under section 2 of this act;

(ii) Identification of key issues which must be addressed by the department of social and health services to accomplish the integration of chemical dependency purchasing primarily with managed care contracts by April 1, 2016, under section 5 of this act, including review of the results of any available actuarial study to establish provider rates;

(iii) Strategies for moving towards full integration of medical and behavioral health services by January 1, 2020, and identification of key issues that must be addressed by the health care authority and the department of social and health services in furtherance of this goal;

(iv) By August 1, 2014, a review of performance measures and outcomes developed pursuant to RCW 43.20A.895 and chapter 70.320 RCW;

(v) Review criteria developed by the department of social and health services and the health care authority concerning submission of detailed plans and requests for early adoption of fully integrated purchasing and incentives under section 5 of this act;

(vi) Whether a statewide behavioral health ombuds office should be created;

(vii) Whether the state chemical dependency program should be mandated to provide twenty-four hour detoxification services, medication-assisted outpatient treatment, or contracts for case management and residential treatment services for pregnant and parenting women;

(viii) Review legal, clinical, and technological obstacles to sharing relevant health care information related to mental health, chemical dependency, and physical health across practice settings; and

(ix) Review the extent and causes of variations in commitment rates in different jurisdictions across the state;

(b) Availability of effective means to promote recovery and prevent harm associated with mental illness and chemical dependency;

(c) Availability of crisis services, including boarding of mental health patients outside of regularly certified treatment beds;

(d) Best practices for cross-system collaboration between behavioral health treatment providers, medical care providers, long-term care service providers, entities providing health home services to high-risk medicaid clients, law enforcement, and criminal justice agencies; ~~(and)~~

(e) Public safety practices involving persons with mental illness and chemical dependency with forensic involvement.

(3) Staff support for the task force must be provided by the senate committee services and the house of representatives office of program research.

(4) Legislative members of the task force must be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(5) The expenses of the task force must be paid jointly by the senate and house of representatives. Task force expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

(6) The task force shall report ~~(its)~~ initial findings and recommendations to the governor and the appropriate committees of the legislature in a preliminary report by ~~(January 1, 2015))~~ December 15, 2014, and a final report by December 15, 2015. Recommendations under subsection (2)(a)(i) of this section must be submitted to the governor by September 1, 2014.

(7) This section expires ~~(June)~~ July 1, ~~(2015))~~ 2016.

NEW SECTION. Sec. 2. A new section is added to chapter 43.20A RCW to read as follows:

(1) Upon receipt of guidance for the creation of common regional service areas from the adult behavioral health system task force established in section 1, chapter 338, Laws of 2013, the department and the health care authority shall jointly establish regional service areas as provided in this section.

(2) Counties, through the Washington state association of counties, must be given the opportunity to propose the composition of regional service areas. Each service area must:

(a) Include a sufficient number of medicaid lives to support full financial risk managed care contracting for services included in contracts with the department or the health care authority;

(b) Include full counties that are contiguous with one another; and

(c) Reflect natural medical and behavioral health service referral patterns and shared clinical, health care service, behavioral health service, and behavioral health crisis response resources.

(3) The Washington state association of counties must submit their recommendations to the department, the health care authority, and the task force described in section 1 of this act on or before August 1, 2014.

NEW SECTION. Sec. 3. A new section is added to chapter 43.20A RCW to read as follows:

(1) Any agreement or contract by the department or the health care authority to provide behavioral health services as defined under RCW 71.24.025 to persons eligible for benefits under medicaid, Title XIX of the social security act, and to persons not eligible for medicaid must include the following:

(a) Contractual provisions consistent with the intent expressed in RCW 71.24.015, 71.36.005, 70.96A.010, and 70.96A.011;

(b) Standards regarding the quality of services to be provided, including increased use of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025;

(c) Accountability for the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes;

(d) Standards requiring behavioral health organizations to maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the department or the health care authority and

to protect essential existing behavioral health system infrastructure and capacity, including a continuum of chemical dependency services;

(e) Provisions to require that medically necessary chemical dependency and mental health treatment services be available to clients;

(f) Standards requiring the use of behavioral health service provider reimbursement methods that incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895 and 71.36.025, integration of behavioral health and primary care services at the clinical level, and improved care coordination for individuals with complex care needs;

(g) Standards related to the financial integrity of the responding organization. The department shall adopt rules establishing the solvency requirements and other financial integrity standards for behavioral health organizations. This subsection does not limit the authority of the department to take action under a contract upon finding that a behavioral health organization's financial status jeopardizes the organization's ability to meet its contractual obligations;

(h) Mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial deductions, termination of the contract, receivership, repurchase of the contract, and injunctive remedies;

(i) Provisions to maintain the decision-making independence of designated mental health professionals or designated chemical dependency specialists; and

(j) Provisions stating that public funds appropriated by the legislature may not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(2) The following factors must be given significant weight in any purchasing process:

(a) Demonstrated commitment and experience in serving low-income populations;

(b) Demonstrated commitment and experience serving persons who have mental illness, chemical dependency, or co-occurring disorders;

(c) Demonstrated commitment to and experience with partnerships with county and municipal criminal justice systems, housing services, and other critical support services necessary to achieve the outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025;

(d) Recognition that meeting enrollees' physical and behavioral health care needs is a shared responsibility of contracted behavioral health organizations, managed health care systems, service providers, the state, and communities;

(e) Consideration of past and current performance and participation in other state or federal behavioral health programs as a contractor; and

(f) The ability to meet requirements established by the department.

(3) For purposes of purchasing behavioral health services and medical care services for persons eligible for benefits under medicaid, Title XIX of the social security act and for persons not eligible for medicaid, the department and the health care authority must use common regional service areas. The regional service areas must be established by the department and the health care authority as provided in section 2 of this act.

(4) Consideration must be given to using multiple-biennia contracting periods.

(5) Each behavioral health organization operating pursuant to a contract issued under this section shall enroll clients within its regional service area who meet the department's eligibility criteria for mental health and chemical dependency services.

NEW SECTION. Sec. 4. A new section is added to chapter 43.20A RCW to read as follows:

The secretary shall require that behavioral health organizations offer contracts to managed health care systems under chapter 74.09

RCW or primary care practice settings to promote access to the services of chemical dependency professionals under chapter 18.205 RCW and mental health professionals, as defined by the department in rule, for the purposes of integrating such services into primary care settings for individuals with behavioral health and medical comorbidities.

NEW SECTION. Sec. 5. A new section is added to chapter 71.24 RCW to read as follows:

(1) The secretary shall purchase mental health and chemical dependency treatment services primarily through managed care contracting, but may continue to purchase behavioral health services directly from tribal clinics and other tribal providers.

(2)(a) The secretary shall request a detailed plan from the entities identified in (b) of this subsection that demonstrates compliance with the contractual elements of section 3 of this act and federal regulations related to medicaid managed care contracting, including, but not limited to: Having a sufficient network of providers to provide adequate access to mental health and chemical dependency services for residents of the regional service area that meet eligibility criteria for services, ability to maintain and manage adequate reserves, and maintenance of quality assurance processes. Any responding entity that submits a detailed plan that demonstrates that it can meet the requirements of this section must be awarded the contract to serve as the behavioral health organization.

(b)(i) For purposes of responding to the request for a detailed plan under (a) of this subsection, the entities from which a plan will be requested are:

(A) A county in a single county regional service area that currently serves as the regional support network for that area;

(B) In the event that a county has made a decision prior to January 1, 2014, not to contract as a regional support network, any private entity that serves as the regional support network for that area;

(C) All counties within a regional service area that includes more than one county, which shall form a responding entity through the adoption of an interlocal agreement. The interlocal agreement must specify the terms by which the responding entity shall serve as the behavioral health organization within the regional service area.

(ii) In the event that a regional service area is comprised of multiple counties including one that has made a decision prior to January 1, 2014, not to contract as a regional support network the counties shall adopt an interlocal agreement and may respond to the request for a detailed plan under (a) of this subsection and the private entity may also respond to the request for a detailed plan. If both responding entities meet the requirements of this section, the responding entities shall follow the department's procurement process established in subsection (3) of this section.

(3) If an entity that has received a request under this section to submit a detailed plan does not respond to the request, a responding entity under subsection (1) of this section is unable to substantially meet the requirements of the request for a detailed plan, or more than one responding entity substantially meets the requirements for the request for a detailed plan, the department shall use a procurement process in which other entities recognized by the secretary may bid to serve as the behavioral health organization in that regional service area.

(4) Contracts for behavioral health organizations must begin on April 1, 2016.

(5) Upon request of all of the county authorities in a regional service area, the department and the health care authority may jointly purchase behavioral health services through an integrated medical and behavioral health services contract with a behavioral health organization or a managed health care system as defined in RCW 74.09.522, pursuant to standards to be developed jointly by the secretary and the health care authority. Any contract for such a purchase must comply with all federal medicaid and state law requirements related to managed health care contracting.

(6) As an incentive to county authorities to become early adopters of fully integrated purchasing of medical and behavioral health

services, the standards adopted by the secretary and the health care authority under subsection (5) of this section shall provide for an incentive payment to counties which elect to move to full integration by January 1, 2016. Subject to federal approval, the incentive payment shall be targeted at ten percent of savings realized by the state within the regional service area in which the fully integrated purchasing takes place. Savings shall be calculated in alignment with the outcome and performance measures established in RCW 43.20A.895, 70.320.020, and 71.36.025, and incentive payments for early adopter counties shall be made available for up to a six-year period, or until full integration of medical and behavioral health services is accomplished statewide, whichever comes sooner, according to rules to be developed by the secretary and health care authority.

Sec. 6. RCW 71.24.015 and 2005 c 503 s 1 are each amended to read as follows:

It is the intent of the legislature to establish a community mental health program which shall help people experiencing mental illness to retain a respected and productive position in the community. This will be accomplished through programs that focus on resilience and recovery, and practices that are evidence-based, research-based, consensus-based, or, where these do not exist, promising or emerging best practices, which provide for:

(1) Access to mental health services for adults (~~(of the state who are acutely mentally ill, chronically mentally ill, or seriously disturbed)~~) with mental illness and children (~~(of the state who are acutely mentally ill, severely emotionally disturbed, or seriously disturbed,)~~) with mental illness or emotional disturbances who meet access to care standards which services recognize the special needs of underserved populations, including minorities, children, the elderly, (~~(disabled)~~) individuals with disabilities, and low-income persons. Access to mental health services shall not be limited by a person's history of confinement in a state, federal, or local correctional facility. It is also the purpose of this chapter to promote the early identification of (~~(mentally ill)~~) children with mental illness and to ensure that they receive the mental health care and treatment which is appropriate to their developmental level. This care should improve home, school, and community functioning, maintain children in a safe and nurturing home environment, and should enable treatment decisions to be made in response to clinical needs in accordance with sound professional judgment while also recognizing parents' rights to participate in treatment decisions for their children;

(2) The involvement of persons with mental illness, their family members, and advocates in designing and implementing mental health services that reduce unnecessary hospitalization and incarceration and promote the recovery and employment of persons with mental illness. To improve the quality of services available and promote the rehabilitation, recovery, and reintegration of persons with mental illness, consumer and advocate participation in mental health services is an integral part of the community mental health system and shall be supported;

(3) Accountability of efficient and effective services through state-of-the-art outcome and performance measures and statewide standards for monitoring client and system outcomes, performance, and reporting of client and system outcome information. These processes shall be designed so as to maximize the use of available resources for direct care of people with a mental illness and to assure uniform data collection across the state;

(4) Minimum service delivery standards;

(5) Priorities for the use of available resources for the care of (~~(the mentally ill)~~) individuals with mental illness consistent with the priorities defined in the statute;

(6) Coordination of services within the department, including those divisions within the department that provide services to children, between the department and the office of the superintendent of public instruction, and among state mental hospitals, county authorities, (~~(regional support networks)~~) behavioral health organizations,

community mental health services, and other support services, which shall to the maximum extent feasible also include the families of (~~(the mentally ill)~~) individuals with mental illness, and other service providers; and

(7) Coordination of services aimed at reducing duplication in service delivery and promoting complementary services among all entities that provide mental health services to adults and children.

It is the policy of the state to encourage the provision of a full range of treatment and rehabilitation services in the state for mental disorders including services operated by consumers and advocates. The legislature intends to encourage the development of regional mental health services with adequate local flexibility to assure eligible people in need of care access to the least-restrictive treatment alternative appropriate to their needs, and the availability of treatment components to assure continuity of care. To this end, counties (~~(are encouraged to)~~) must enter into joint operating agreements with other counties to form regional systems of care that are consistent with the regional service areas established under section 2 of this act. Regional systems of care, whether operated by a county, group of counties, or another entity shall integrate planning, administration, and service delivery duties under chapters 71.05 and 71.24 RCW to consolidate administration, reduce administrative layering, and reduce administrative costs. The legislature hereby finds and declares that sound fiscal management requires vigilance to ensure that funds appropriated by the legislature for the provision of needed community mental health programs and services are ultimately expended solely for the purpose for which they were appropriated, and not for any other purpose.

It is further the intent of the legislature to integrate the provision of services to provide continuity of care through all phases of treatment. To this end, the legislature intends to promote active engagement with (~~(mentally ill)~~) persons with mental illness and collaboration between families and service providers.

Sec. 7. RCW 71.24.016 and 2006 c 333 s 102 are each amended to read as follows:

(1) The legislature intends that eastern and western state hospitals shall operate as clinical centers for handling the most complicated long-term care needs of patients with a primary diagnosis of mental disorder. It is further the intent of the legislature that the community mental health service delivery system focus on maintaining (~~(mentally ill)~~) individuals with mental illness in the community. The program shall be evaluated and managed through a limited number of outcome and performance measures (~~(designed to hold each regional support network accountable for program success)~~), as provided in RCW 43.20A.895, 70.320.020, and 71.36.025.

(2) The legislature intends to address the needs of people with mental disorders with a targeted, coordinated, and comprehensive set of evidence-based practices that are effective in serving individuals in their community and will reduce the need for placements in state mental hospitals. The legislature further intends to explicitly hold (~~(regional support networks)~~) behavioral health organizations accountable for serving people with mental disorders within the boundaries of their (~~(geographic boundaries)~~) regional service area and for not exceeding their allocation of state hospital beds. (~~(Within funds appropriated by the legislature for this purpose, regional support networks shall develop the means to serve the needs of people with mental disorders within their geographic boundaries. Elements of the program may include:~~

- ~~(a) Crisis triage;~~
- ~~(b) Evaluation and treatment and community hospital beds;~~
- ~~(c) Residential beds;~~
- ~~(d) Programs for community treatment teams; and~~
- ~~(e) Outpatient services.~~

~~(3) The regional support network shall have the flexibility, within the funds appropriated by the legislature for this purpose, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding~~

~~placement of such individuals at the state mental hospital. Regional support networks are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.)~~

NEW SECTION. Sec. 8. A new section is added to chapter 71.24 RCW to read as follows:

(1) By December 1, 2018, the department and the health care authority shall report to the governor and the legislature regarding the preparedness of each regional service area to provide mental health services, chemical dependency services, and medical care services to medicaid clients under a fully integrated managed care health system.

(2) By January 1, 2020, the community behavioral health program must be fully integrated in a managed care health system that provides mental health services, chemical dependency services, and medical care services to medicaid clients.

NEW SECTION. Sec. 9. A new section is added to chapter 71.24 RCW to read as follows:

(1) Within funds appropriated by the legislature for this purpose, behavioral health organizations shall develop the means to serve the needs of people with mental disorders residing within the boundaries of their regional service area. Elements of the program may include:

- (a) Crisis diversion services;
- (b) Evaluation and treatment and community hospital beds;
- (c) Residential treatment;
- (d) Programs for intensive community treatment;
- (e) Outpatient services;
- (f) Peer support services;
- (g) Community support services;
- (h) Resource management services; and
- (i) Supported housing and supported employment services.

(2) The behavioral health organization shall have the flexibility, within the funds appropriated by the legislature for this purpose and the terms of their contract, to design the mix of services that will be most effective within their service area of meeting the needs of people with mental disorders and avoiding placement of such individuals at the state mental hospital. Behavioral health organizations are encouraged to maximize the use of evidence-based practices and alternative resources with the goal of substantially reducing and potentially eliminating the use of institutions for mental diseases.

Sec. 10. RCW 71.24.025 and 2013 c 338 s 5 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Acutely mentally ill" means a condition which is limited to a short-term severe crisis episode of:

- (a) A mental disorder as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020;
- (b) Being gravely disabled as defined in RCW 71.05.020 or, in the case of a child, a gravely disabled minor as defined in RCW 71.34.020; or
- (c) Presenting a likelihood of serious harm as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020.

(2) "Available resources" means funds appropriated for the purpose of providing community mental health programs, federal funds, except those provided according to Title XIX of the Social Security Act, and state funds appropriated under this chapter or chapter 71.05 RCW by the legislature during any biennium for the purpose of providing residential services, resource management services, community support services, and other mental health services. This does not include funds appropriated for the purpose of operating and administering the state psychiatric hospitals.

(3) "Child" means a person under the age of eighteen years.

(4) "Chronically mentally ill adult" or "adult who is chronically mentally ill" means an adult who has a mental disorder and meets at least one of the following criteria:

(a) Has undergone two or more episodes of hospital care for a mental disorder within the preceding two years; or

(b) Has experienced a continuous psychiatric hospitalization or residential treatment exceeding six months' duration within the preceding year; or

(c) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months. "Substantial gainful activity" shall be defined by the department by rule consistent with Public Law 92-603, as amended.

(5) "Clubhouse" means a community-based program that provides rehabilitation services and is certified by the department of social and health services.

(6) "Community mental health program" means all mental health services, activities, or programs using available resources.

(7) "Community mental health service delivery system" means public, ~~((or))~~ private, or tribal agencies that provide services specifically to persons with mental disorders as defined under RCW 71.05.020 and receive funding from public sources.

(8) "Community support services" means services authorized, planned, and coordinated through resource management services including, at a minimum, assessment, diagnosis, emergency crisis intervention available twenty-four hours, seven days a week, prescreening determinations for persons who are mentally ill being considered for placement in nursing homes as required by federal law, screening for patients being considered for admission to residential services, diagnosis and treatment for children who are acutely mentally ill or severely emotionally disturbed discovered under screening through the federal Title XIX early and periodic screening, diagnosis, and treatment program, investigation, legal, and other nonresidential services under chapter 71.05 RCW, case management services, psychiatric treatment including medication supervision, counseling, psychotherapy, assuring transfer of relevant patient information between service providers, recovery services, and other services determined by ~~((regional support networks))~~ behavioral health organizations.

(9) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(10) "County authority" means the board of county commissioners, county council, or county executive having authority to establish a community mental health program, or two or more of the county authorities specified in this subsection which have entered into an agreement to provide a community mental health program.

(11) "Department" means the department of social and health services.

(12) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(13) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in subsection (14) of this section.

(14) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(15) "Licensed service provider" means an entity licensed according to this chapter or chapter 71.05 or 70.96A RCW or an entity deemed to meet state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department, or tribal attestation that meets state minimum standards, or persons licensed under chapter 18.57, 18.71, 18.83, or 18.79 RCW, as it applies to registered nurses and advanced registered nurse practitioners.

(16) "Long-term inpatient care" means inpatient services for persons committed for, or voluntarily receiving intensive treatment for, periods of ninety days or greater under chapter 71.05 RCW. "Long-term inpatient care" as used in this chapter does not include: (a) Services for individuals committed under chapter 71.05 RCW who are receiving services pursuant to a conditional release or a court-ordered less restrictive alternative to detention; or (b) services for individuals voluntarily receiving less restrictive alternative treatment on the grounds of the state hospital.

(17) "Mental health services" means all services provided by ~~((regional support networks))~~ behavioral health organizations and other services provided by the state for persons who are mentally ill.

(18) "Mentally ill persons," "persons who are mentally ill," and "the mentally ill" mean persons and conditions defined in subsections (1), (4), (27), and (28) of this section.

(19) "Recovery" means the process in which people are able to live, work, learn, and participate fully in their communities.

(20) "~~((Regional support network))~~ Behavioral health organization" means ~~((a))~~ any county authority or group of county authorities or other entity recognized by the secretary in contract in a defined region.

(21) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(22) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in subsection (14) of this section but does not meet the full criteria for evidence-based.

(23) "Residential services" means a complete range of residences and supports authorized by resource management services and which may involve a facility, a distinct part thereof, or services which support community living, for persons who are acutely mentally ill, adults who are chronically mentally ill, children who are severely emotionally disturbed, or adults who are seriously disturbed and determined by the ~~((regional support network))~~ behavioral health organization to be at risk of becoming acutely or chronically mentally ill. The services shall include at least evaluation and treatment services as defined in chapter 71.05 RCW, acute crisis respite care, long-term adaptive and rehabilitative care, and supervised and supported living services, and shall also include any residential services developed to service persons who are mentally ill in nursing homes, assisted living facilities, and adult family homes, and may include outpatient services provided as an element in a package of services in a supported housing model. Residential services for children in out-of-home placements related to their mental disorder shall not include the costs of food and shelter, except for children's long-term residential facilities existing prior to January 1, 1991.

(24) "Resilience" means the personal and community qualities that enable individuals to rebound from adversity, trauma, tragedy, threats, or other stresses, and to live productive lives.

(25) "Resource management services" mean the planning, coordination, and authorization of residential services and community support services administered pursuant to an individual service plan

for: (a) Adults and children who are acutely mentally ill; (b) adults who are chronically mentally ill; (c) children who are severely emotionally disturbed; or (d) adults who are seriously disturbed and determined solely by a ~~((regional support network))~~ behavioral health organization to be at risk of becoming acutely or chronically mentally ill. Such planning, coordination, and authorization shall include mental health screening for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program. Resource management services include seven day a week, twenty-four hour a day availability of information regarding enrollment of adults and children who are mentally ill in services and their individual service plan to designated mental health professionals, evaluation and treatment facilities, and others as determined by the ~~((regional support network))~~ behavioral health organization.

(26) "Secretary" means the secretary of social and health services.

(27) "Seriously disturbed person" means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or herself or others, or to the property of others, as a result of a mental disorder as defined in chapter 71.05 RCW;

(b) Has been on conditional release status, or under a less restrictive alternative order, at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital;

(c) Has a mental disorder which causes major impairment in several areas of daily living;

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child diagnosed by a mental health professional, as defined in chapter 71.34 RCW, as experiencing a mental disorder which is clearly interfering with the child's functioning in family or school or with peers or is clearly interfering with the child's personality development and learning.

(28) "Severely emotionally disturbed child" or "child who is severely emotionally disturbed" means a child who has been determined by the ~~((regional support network))~~ behavioral health organization to be experiencing a mental disorder as defined in chapter 71.34 RCW, including those mental disorders that result in a behavioral or conduct disorder, that is clearly interfering with the child's functioning in family or school or with peers and who meets at least one of the following criteria:

(a) Has undergone inpatient treatment or placement outside of the home related to a mental disorder within the last two years;

(b) Has undergone involuntary treatment under chapter 71.34 RCW within the last two years;

(c) Is currently served by at least one of the following child-serving systems: Juvenile justice, child-protection/welfare, special education, or developmental disabilities;

(d) Is at risk of escalating maladjustment due to:

(i) Chronic family dysfunction involving a caretaker who is mentally ill or inadequate;

(ii) Changes in custodial adult;

(iii) Going to, residing in, or returning from any placement outside of the home, for example, psychiatric hospital, short-term inpatient, residential treatment, group or foster home, or a correctional facility;

(iv) Subject to repeated physical abuse or neglect;

(v) Drug or alcohol abuse; or

(vi) Homelessness.

(29) "State minimum standards" means minimum requirements established by rules adopted by the secretary and necessary to implement this chapter for: (a) Delivery of mental health services; (b) licensed service providers for the provision of mental health services; (c) residential services; and (d) community support services and resource management services.

(30) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health organizations and their staffs, and by treatment facilities. Treatment records do not include

notes or records maintained for personal use by a person providing treatment services for the department, (~~(regional support networks)~~) behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(31) "Tribal authority," for the purposes of this section and RCW 71.24.300 only, means: The federally recognized Indian tribes and the major Indian organizations recognized by the secretary insofar as these organizations do not have a financial relationship with any (~~(regional support network)~~) behavioral health organization that would present a conflict of interest.

(32) "Behavioral health services" means mental health services as described in this chapter and chapter 71.36 RCW and chemical dependency treatment services as described in chapter 70.96A RCW.

Sec. 11. RCW 71.24.035 and 2013 c 200 s 24 are each amended to read as follows:

(1) The department is designated as the state mental health authority.

(2) The secretary shall provide for public, client, tribal, and licensed service provider participation in developing the state mental health program, developing contracts with (~~(regional support networks)~~) behavioral health organizations, and any waiver request to the federal government under medicaid.

(3) The secretary shall provide for participation in developing the state mental health program for children and other underserved populations, by including representatives on any committee established to provide oversight to the state mental health program.

(4) The secretary shall be designated as the (~~(regional support network)~~) behavioral health organization if the (~~(regional support network)~~) behavioral health organization fails to meet state minimum standards or refuses to exercise responsibilities under its contract or RCW 71.24.045, until such time as a new (~~(regional support network)~~) behavioral health organization is designated (~~(under RCW 71.24.320)~~).

(5) The secretary shall:

(a) Develop a biennial state mental health program that incorporates regional biennial needs assessments and regional mental health service plans and state services for adults and children with mental illness(~~(. The secretary shall also develop a six year state mental health plan)~~);

(b) Assure that any (~~(regional)~~) behavioral health organization or county community mental health program provides (~~(access to treatment for the region's residents, including parents who are respondents in dependency cases, in the following order of priority: (i) Persons with acute mental illness; (ii) adults with chronic mental illness and children who are severely emotionally disturbed; and (iii) persons who are seriously disturbed. Such programs shall provide:~~

~~(A) Outpatient services;~~

~~(B) Emergency care services for twenty four hours per day;~~

~~(C) Day treatment for persons with mental illness which includes training in basic living and social skills, supported work, vocational rehabilitation, and day activities. Such services may include therapeutic treatment. In the case of a child, day treatment includes age appropriate basic living and social skills, educational and prevocational services, day activities, and therapeutic treatment;~~

~~(D) Screening for patients being considered for admission to state mental health facilities to determine the appropriateness of admission;~~

~~(E) Employment services, which may include supported employment, transitional work, placement in competitive employment, and other work related services, that result in persons with mental illness becoming engaged in meaningful and gainful full or part time work. Other sources of funding such as the division of vocational rehabilitation may be utilized by the secretary to maximize federal funding and provide for integration of services;~~

~~(F) Consultation and education services; and~~

~~(G) Community support services)) medically necessary services to medicaid recipients consistent with the state's medicaid state plan or~~

federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;

(c) Develop and adopt rules establishing state minimum standards for the delivery of mental health services pursuant to RCW 71.24.037 including, but not limited to:

(i) Licensed service providers. These rules shall permit a county-operated mental health program to be licensed as a service provider subject to compliance with applicable statutes and rules. The secretary shall provide for deeming of compliance with state minimum standards for those entities accredited by recognized behavioral health accrediting bodies recognized and having a current agreement with the department;

(ii) (~~(Regional support networks; and~~ ~~(iii))~~) Inpatient services, evaluation and treatment services and facilities under chapter 71.05 RCW, resource management services, and community support services;

(d) Assure that the special needs of persons who are minorities, elderly, disabled, children, low-income, and parents who are respondents in dependency cases are met within the priorities established in this section;

(e) Establish a standard contract or contracts, consistent with state minimum standards(~~(, RCW 71.24.320 and 71.24.330,)~~) which shall be used in contracting with (~~(regional support networks)~~) behavioral health organizations. The standard contract shall include a maximum fund balance, which shall be consistent with that required by federal regulations or waiver stipulations;

(f) Establish, to the extent possible, a standardized auditing procedure which is designed to assure compliance with contractual agreements authorized by this chapter and minimizes paperwork requirements of (~~(regional support networks)~~) behavioral health organizations and licensed service providers. The audit procedure shall focus on the outcomes of service (~~(and not the processes for accomplishing them)~~) as provided in RCW 43.20A.895, 70.320.020, and 71.36.025;

(g) Develop and maintain an information system to be used by the state and (~~(regional support networks)~~) behavioral health organizations that includes a tracking method which allows the department and (~~(regional support networks)~~) behavioral health organizations to identify mental health clients' participation in any mental health service or public program on an immediate basis. The information system shall not include individual patient's case history files. Confidentiality of client information and records shall be maintained as provided in this chapter and chapter 70.02 RCW;

(h) License service providers who meet state minimum standards;

(i) (~~(Certify regional support networks that meet state minimum standards;~~

~~(j))~~) Periodically monitor the compliance of (~~(certified regional support networks)~~) behavioral health organizations and their network of licensed service providers for compliance with the contract between the department, the (~~(regional support network)~~) behavioral health organization, and federal and state rules at reasonable times and in a reasonable manner;

(~~(k))~~) (j) Fix fees to be paid by evaluation and treatment centers to the secretary for the required inspections;

(~~(l))~~) (k) Monitor and audit (~~(regional support networks)~~) behavioral health organizations and licensed service providers as needed to assure compliance with contractual agreements authorized by this chapter;

(~~(m))~~) (l) Adopt such rules as are necessary to implement the department's responsibilities under this chapter;

(~~(n))~~) (m) Assure the availability of an appropriate amount, as determined by the legislature in the operating budget by amounts appropriated for this specific purpose, of community-based, geographically distributed residential services;

(~~(o))~~) (n) License or certify crisis stabilization units that meet state minimum standards;

~~((p))~~ (n) License or certify clubhouses that meet state minimum standards; and

~~((p))~~ (o) License or certify triage facilities that meet state minimum standards.

(6) The secretary shall use available resources only for ~~((regional support networks))~~ behavioral health organizations, except: (a) To the extent authorized, and in accordance with any priorities or conditions specified, in the biennial appropriations act; or

(b) To incentivize improved performance with respect to the client outcomes established in RCW 43.20A.895, 70.320.020, and 71.36.025, integration of behavioral health and medical services at the clinical level, and improved care coordination for individuals with complex care needs.

(7) Each ~~((certified regional support network))~~ behavioral health organization and licensed service provider shall file with the secretary, on request, such data, statistics, schedules, and information as the secretary reasonably requires. A ~~((certified regional support network))~~ behavioral health organization or licensed service provider which, without good cause, fails to furnish any data, statistics, schedules, or information as requested, or files fraudulent reports thereof, may ~~((have its))~~ be subject to the behavioral health organization contractual remedies in section 3 of this act or may have its service provider certification or license revoked or suspended.

(8) The secretary may suspend, revoke, limit, or restrict a certification or license, or refuse to grant a certification or license for failure to conform to: (a) The law; (b) applicable rules and regulations; (c) applicable standards; or (d) state minimum standards.

(9) The superior court may restrain any ~~((regional support network))~~ behavioral health organization or service provider from operating without a contract, certification, or a license or any other violation of this section. The court may also review, pursuant to procedures contained in chapter 34.05 RCW, any denial, suspension, limitation, restriction, or revocation of certification or license, and grant other relief required to enforce the provisions of this chapter.

(10) Upon petition by the secretary, and after hearing held upon reasonable notice to the facility, the superior court may issue a warrant to an officer or employee of the secretary authorizing him or her to enter at reasonable times, and examine the records, books, and accounts of any ~~((regional support network))~~ behavioral health organizations or service provider refusing to consent to inspection or examination by the authority.

(11) Notwithstanding the existence or pursuit of any other remedy, the secretary may file an action for an injunction or other process against any person or governmental unit to restrain or prevent the establishment, conduct, or operation of a ~~((regional support network))~~ behavioral health organization or service provider without a contract, certification, or a license under this chapter.

(12) The standards for certification or licensure of evaluation and treatment facilities shall include standards relating to maintenance of good physical and mental health and other services to be afforded persons pursuant to this chapter and chapters 71.05 and 71.34 RCW, and shall otherwise assure the effectuation of the purposes of these chapters.

(13) The standards for certification or licensure of crisis stabilization units shall include standards that:

(a) Permit location of the units at a jail facility if the unit is physically separate from the general population of the jail;

(b) Require administration of the unit by mental health professionals who direct the stabilization and rehabilitation efforts; and

(c) Provide an environment affording security appropriate with the alleged criminal behavior and necessary to protect the public safety.

(14) The standards for certification or licensure of a clubhouse shall at a minimum include:

(a) The facilities may be peer-operated and must be recovery-focused;

(b) Members and employees must work together;

(c) Members must have the opportunity to participate in all the work of the clubhouse, including administration, research, intake and orientation, outreach, hiring, training and evaluation of staff, public relations, advocacy, and evaluation of clubhouse effectiveness;

(d) Members and staff and ultimately the clubhouse director must be responsible for the operation of the clubhouse, central to this responsibility is the engagement of members and staff in all aspects of clubhouse operations;

(e) Clubhouse programs must be comprised of structured activities including but not limited to social skills training, vocational rehabilitation, employment training and job placement, and community resource development;

(f) Clubhouse programs must provide in-house educational programs that significantly utilize the teaching and tutoring skills of members and assist members by helping them to take advantage of adult education opportunities in the community;

(g) Clubhouse programs must focus on strengths, talents, and abilities of its members;

(h) The work-ordered day may not include medication clinics, day treatment, or other therapy programs within the clubhouse.

(15) The department shall distribute appropriated state and federal funds in accordance with any priorities, terms, or conditions specified in the appropriations act.

(16) The secretary shall assume all duties assigned to the nonparticipating ~~((regional support networks))~~ behavioral health organizations under chapters 71.05 and 71.34 RCW and this chapter. Such responsibilities shall include those which would have been assigned to the nonparticipating counties in regions where there are not participating ~~((regional support networks))~~ behavioral health organizations.

The ~~((regional support networks))~~ behavioral health organizations, or the secretary's assumption of all responsibilities under chapters 71.05 and 71.34 RCW and this chapter, shall be included in all state and federal plans affecting the state mental health program including at least those required by this chapter, the medicaid program, and P.L. 99-660. Nothing in these plans shall be inconsistent with the intent and requirements of this chapter.

(17) The secretary shall:

(a) Disburse funds for the ~~((regional support networks))~~ behavioral health organizations within sixty days of approval of the biennial contract. The department must either approve or reject the biennial contract within sixty days of receipt.

(b) Enter into biennial contracts with ~~((regional support networks))~~ behavioral health organizations. The contracts shall be consistent with available resources. No contract shall be approved that does not include progress toward meeting the goals of this chapter by taking responsibility for: (i) Short-term commitments; (ii) residential care; and (iii) emergency response systems.

(c) Notify ~~((regional support networks))~~ behavioral health organizations of their allocation of available resources at least sixty days prior to the start of a new biennial contract period.

(d) Deny all or part of the funding allocations to ~~((regional support networks))~~ behavioral health organizations based solely upon formal findings of noncompliance with the terms of the ~~((regional support network's))~~ behavioral health organization's contract with the department. ~~((Regional support networks))~~ Behavioral health organizations disputing the decision of the secretary to withhold funding allocations are limited to the remedies provided in the department's contracts with the ~~((regional support networks))~~ behavioral health organizations.

(18) The department, in cooperation with the state congressional delegation, shall actively seek waivers of federal requirements and such modifications of federal regulations as are necessary to allow federal medicaid reimbursement for services provided by freestanding evaluation and treatment facilities certified under chapter 71.05 RCW.

The department shall periodically report its efforts to the appropriate committees of the senate and the house of representatives.

Sec. 12. RCW 71.24.045 and 2006 c 333 s 105 are each amended to read as follows:

The regional support network shall:

(1) Contract as needed with licensed service providers. The regional support network may, in the absence of a licensed service provider entity, become a licensed service provider entity pursuant to minimum standards required for licensing by the department for the purpose of providing services not available from licensed service providers;

(2) Operate as a licensed service provider if it deems that doing so is more efficient and cost effective than contracting for services. When doing so, the regional support network shall comply with rules promulgated by the secretary that shall provide measurements to determine when a regional support network provided service is more efficient and cost effective;

(3) Monitor and perform biennial fiscal audits of licensed service providers who have contracted with the regional support network to provide services required by this chapter. The monitoring and audits shall be performed by means of a formal process which insures that the licensed service providers and professionals designated in this subsection meet the terms of their contracts;

(4) Establish reasonable limitations on administrative costs for agencies that contract with the behavioral health organization;

(5) Assure that the special needs of minorities, ~~((the elderly))~~ older adults, ((disabled)) individuals with disabilities, children, and low-income persons are met within the priorities established in this chapter;

~~((5))~~ (6) Maintain patient tracking information in a central location as required for resource management services and the department's information system;

~~((6))~~ (7) Collaborate to ensure that policies do not result in an adverse shift of ~~((mentally ill))~~ persons with mental illness into state and local correctional facilities;

~~((7))~~ (8) Work with the department to expedite the enrollment or re-enrollment of eligible persons leaving state or local correctional facilities and institutions for mental diseases;

~~((8))~~ (9) If a regional support network is not operated by the county, work closely with the county designated mental health professional or county designated crisis responder to maximize appropriate placement of persons into community services; and

~~((9))~~ (10) Coordinate services for individuals who have received services through the community mental health system and who become patients at a state ~~((mental))~~ psychiatric hospital to ensure they are transitioned into the community in accordance with mutually agreed upon discharge plans and upon determination by the medical director of the state ~~((mental))~~ psychiatric hospital that they no longer need intensive inpatient care.

Sec. 13. RCW 71.24.045 and 2014 c . . . s 11 (section 12 of this act) are each amended to read as follows:

The ~~((regional support network))~~ behavioral health organization shall:

(1) Contract as needed with licensed service providers. The ~~((regional support network))~~ behavioral health organization may, in the absence of a licensed service provider entity, become a licensed service provider entity pursuant to minimum standards required for licensing by the department for the purpose of providing services not available from licensed service providers;

(2) Operate as a licensed service provider if it deems that doing so is more efficient and cost effective than contracting for services. When doing so, the ~~((regional support network))~~ behavioral health organization shall comply with rules promulgated by the secretary that shall provide measurements to determine when a ~~((regional support network))~~ behavioral health organization provided service is more efficient and cost effective;

(3) Monitor and perform biennial fiscal audits of licensed service providers who have contracted with the ~~((regional support network))~~ behavioral health organization to provide services required by this chapter. The monitoring and audits shall be performed by means of a formal process which insures that the licensed service providers and professionals designated in this subsection meet the terms of their contracts;

(4) Establish reasonable limitations on administrative costs for agencies that contract with the behavioral health organization;

(5) Assure that the special needs of minorities, older adults, individuals with disabilities, children, and low-income persons are met within the priorities established in this chapter;

(6) Maintain patient tracking information in a central location as required for resource management services and the department's information system;

(7) Collaborate to ensure that policies do not result in an adverse shift of persons with mental illness into state and local correctional facilities;

(8) Work with the department to expedite the enrollment or re-enrollment of eligible persons leaving state or local correctional facilities and institutions for mental diseases;

~~((If a regional support network is not operated by the county,))~~ Work closely with the county designated mental health professional or county designated crisis responder to maximize appropriate placement of persons into community services; and

(10) Coordinate services for individuals who have received services through the community mental health system and who become patients at a state psychiatric hospital to ensure they are transitioned into the community in accordance with mutually agreed upon discharge plans and upon determination by the medical director of the state psychiatric hospital that they no longer need intensive inpatient care.

Sec. 14. RCW 71.24.100 and 2012 c 117 s 442 are each amended to read as follows:

A county authority or a group of county authorities may enter into a joint operating agreement to ~~((form))~~ respond to a request for a detailed plan and contract with the state to operate a ((regional support network)) behavioral health organization whose boundaries are consistent with the regional service areas established under section 2 of this act. Any agreement between two or more county authorities ~~((for the establishment of a regional support network))~~ shall provide:

(1) That each county shall bear a share of the cost of mental health services; and

(2) That the treasurer of one participating county shall be the custodian of funds made available for the purposes of such mental health services, and that the treasurer may make payments from such funds upon audit by the appropriate auditing officer of the county for which he or she is treasurer.

Sec. 15. RCW 71.24.110 and 1999 c 10 s 7 are each amended to read as follows:

An agreement ~~((for the establishment of a community mental health program))~~ to contract with the state to operate a behavioral health organization under RCW 71.24.100 may also provide:

(1) For the joint supervision or operation of services and facilities, or for the supervision or operation of service and facilities by one participating county under contract for the other participating counties; and

(2) For such other matters as are necessary or proper to effectuate the purposes of this chapter.

Sec. 16. RCW 71.24.340 and 2005 c 503 s 13 are each amended to read as follows:

The secretary shall require the ~~((regional support networks))~~ behavioral health organizations to develop ~~((interlocal agreements pursuant to RCW 74.09.555. To this end, the regional support networks shall))~~ agreements with city and county jails to accept

referrals for enrollment on behalf of a confined person, prior to the person's release.

Sec. 17. RCW 71.24.420 and 2001 c 323 s 2 are each amended to read as follows:

The department shall operate the community mental health service delivery system authorized under this chapter within the following constraints:

(1) The full amount of federal funds for mental health services, plus qualifying state expenditures as appropriated in the biennial operating budget, shall be appropriated to the department each year in the biennial appropriations act to carry out the provisions of the community mental health service delivery system authorized in this chapter.

(2) The department may expend funds defined in subsection (1) of this section in any manner that will effectively accomplish the outcome measures ~~((defined in section 5 of this act))~~ established in RCW 43.20A.895 and 71.36.025 and performance measures linked to those outcomes.

(3) The department shall implement strategies that accomplish the outcome measures ~~((identified in section 5 of this act that are within the funding constraints in this section))~~ established in RCW 43.20A.895, 70.320.020, and 71.36.025 and performance measures linked to those outcomes.

(4) The department shall monitor expenditures against the appropriation levels provided for in subsection (1) of this section.

Sec. 18. RCW 70.96A.010 and 1989 c 271 s 304 are each amended to read as follows:

It is the policy of this state that ~~((alcoholics))~~ persons with alcoholism and intoxicated persons may not be subjected to criminal prosecution solely because of their consumption of alcoholic beverages but rather should, within available funds, be afforded a continuum of treatment in order that they may lead normal lives as productive members of society. Within available funds, treatment should also be provided for ~~((drug addicts))~~ persons with drug addiction.

Sec. 19. RCW 70.96A.011 and 1989 c 270 s 1 are each amended to read as follows:

The legislature finds that the use of alcohol and other drugs has become a serious threat to the health of the citizens of the state of Washington. The use of psychoactive chemicals has been found to be a prime factor in the current AIDS epidemic. Therefore, a comprehensive statute to deal with alcoholism and other drug addiction is necessary.

The legislature agrees with the 1987 resolution of the American Medical Association that endorses the proposition that all chemical dependencies, including alcoholism, are diseases. It is the intent of the legislature to ~~((end the sharp distinctions between alcoholism services and other drug addiction services, to))~~ recognize that chemical dependency is a disease, and to insure that prevention and treatment services are available and are of high quality. It is the purpose of this chapter to provide the financial assistance necessary to enable the department of social and health services to provide a ~~((discrete))~~ program of alcoholism and other drug addiction services.

Sec. 20. RCW 70.96A.020 and 2001 c 13 s 1 are each amended to read as follows:

For the purposes of this chapter the following words and phrases shall have the following meanings unless the context clearly requires otherwise:

(1) ~~((("Alcoholic" means a person who suffers from the disease of alcoholism.~~

~~—(2))~~ "Alcoholism" means a disease, characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

~~((3))~~ (2) "Approved treatment program" means a ~~((discrete))~~ program ~~((of chemical dependency treatment))~~ for persons with a

substance use disorder provided by a treatment program certified by the department of social and health services as meeting standards adopted under this chapter.

~~((4))~~ (3) "Chemical dependency" means:

(a) Alcoholism; (b) drug addiction; or (c) dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

~~((5))~~ (4) "Chemical dependency program" means expenditures and activities of the department designed and conducted to prevent or treat alcoholism and other drug addiction, including reasonable administration and overhead.

~~((6))~~ (5) "Department" means the department of social and health services.

~~((7))~~ (6) "Designated chemical dependency specialist" or "specialist" means a person designated by the behavioral health organization or by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and qualified to do so by meeting standards adopted by the department.

~~((8))~~ (7) "Director" means the person administering the ~~((chemical dependency))~~ substance use disorder program within the department.

~~((9))~~ "Drug addict" means a person who suffers from the disease of ~~drug~~ drug ~~addiction.~~

~~((10))~~ (8) "Drug addiction" means a disease characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning.

~~((11))~~ (9) "Emergency service patrol" means a patrol established under RCW 70.96A.170.

~~((12))~~ (10) "Gravely disabled by alcohol or other psychoactive chemicals" or "gravely disabled" means that a person, as a result of the use of alcohol or other psychoactive chemicals: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by a repeated and escalating loss of cognition or volitional control over his or her actions and is not receiving care as essential for his or her health or safety.

~~((13))~~ (11) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility, or a long-term alcoholism or drug treatment facility, or in confinement.

~~((14))~~ (12) "Incapacitated by alcohol or other psychoactive chemicals" means that a person, as a result of the use of alcohol or other psychoactive chemicals, is gravely disabled or presents a likelihood of serious harm to himself or herself, to any other person, or to property.

~~((15))~~ (13) "Incompetent person" means a person who has been adjudged incompetent by the superior court.

~~((16))~~ (14) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

~~((17))~~ (15) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

~~((18))~~ (16) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on one's self; (ii) physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused the harm or that places another person or persons in reasonable fear of sustaining the harm; or (iii) physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

~~((19))~~ (17) "Medical necessity" for inpatient care of a minor means a requested certified inpatient service that is reasonably calculated to: (a) Diagnose, arrest, or alleviate a chemical dependency; or (b) prevent the ~~((worsening of chemical dependency conditions))~~ progression of substance use disorders that endanger life or cause suffering and pain, or result in illness or infirmity or threaten to cause or aggravate a handicap, or cause physical deformity or malfunction, and there is no adequate less restrictive alternative available.

~~((20))~~ (18) "Minor" means a person less than eighteen years of age.

~~((21))~~ (19) "Parent" means the parent or parents who have the legal right to custody of the child. Parent includes custodian or guardian.

~~((22))~~ (20) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

~~((23))~~ (21) "Person" means an individual, including a minor.

~~((24))~~ (22) "Professional person in charge" or "professional person" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission, continuing care, and discharge decisions on behalf of the certified program.

~~((25))~~ (23) "Secretary" means the secretary of the department of social and health services.

~~((26))~~ (24) "Treatment" means the broad range of emergency, ~~((detoxification))~~ withdrawal management, residential, and outpatient services and care, including diagnostic evaluation, chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation and career counseling, which may be extended to ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

~~((27))~~ (25) "Treatment program" means an organization, institution, or corporation, public or private, engaged in the care, treatment, or rehabilitation of ~~((alcoholics or other drug addicts))~~ persons with substance use disorder.

~~((28))~~ (26) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

(27) "Behavioral health organization" means a county authority or group of county authorities or other entity recognized by the secretary in contract in a defined regional service area.

(28) "Behavioral health services" means mental health services as described in chapters 71.24 and 71.36 RCW and chemical dependency treatment services as described in this chapter.

(29) "Substance use disorder" means a cluster of cognitive, behavioral, and physiological symptoms indicating that an individual continues using the substance despite significant substance-related problems. The diagnosis of a substance use disorder is based on a pathological pattern of behaviors related to the use of the substances.

Sec. 21. RCW 70.96A.030 and 1989 c 270 s 4 are each amended to read as follows:

A ~~((discrete))~~ program ~~((of chemical dependency))~~ for persons with a substance use disorder is established within the department of social and health services, to be administered by a qualified person who has training and experience in handling alcoholism and other drug addiction problems or the organization or administration of treatment services for persons suffering from alcoholism or other drug addiction problems.

Sec. 22. RCW 70.96A.040 and 1989 c 270 s 5 are each amended to read as follows:

The department, in the operation of the chemical dependency program may:

(1) Plan, establish, and maintain prevention and treatment programs as necessary or desirable;

(2) Make contracts necessary or incidental to the performance of its duties and the execution of its powers, including managed care contracts for behavioral health services, contracts entered into under RCW 74.09.522, and contracts with public and private agencies, organizations, and individuals to pay them for services rendered or furnished to ~~((alcoholics or other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, or intoxicated persons;

(3) Enter into agreements for monitoring of verification of qualifications of counselors employed by approved treatment programs;

(4) Adopt rules under chapter 34.05 RCW to carry out the provisions and purposes of this chapter and contract, cooperate, and coordinate with other public or private agencies or individuals for those purposes;

(5) Solicit and accept for use any gift of money or property made by will or otherwise, and any grant of money, services, or property from the federal government, the state, or any political subdivision thereof or any private source, and do all things necessary to cooperate with the federal government or any of its agencies in making an application for any grant;

(6) Administer or supervise the administration of the provisions relating to ~~((alcoholics, other drug addicts,))~~ persons with substance use disorders and intoxicated persons of any state plan submitted for federal funding pursuant to federal health, welfare, or treatment legislation;

(7) Coordinate its activities and cooperate with chemical dependency programs in this and other states, and make contracts and other joint or cooperative arrangements with state, local, or private agencies in this and other states for the treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and for the common advancement of chemical dependency programs;

(8) Keep records and engage in research and the gathering of relevant statistics;

(9) Do other acts and things necessary or convenient to execute the authority expressly granted to it;

(10) Acquire, hold, or dispose of real property or any interest therein, and construct, lease, or otherwise provide treatment programs.

Sec. 23. RCW 70.96A.050 and 2001 c 13 s 2 are each amended to read as follows:

The department shall:

(1) Develop, encourage, and foster statewide, regional, and local plans and programs for the prevention of alcoholism and other drug addiction, treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons in cooperation with public and private agencies, organizations, and individuals and provide technical assistance and consultation services for these purposes;

(2) Assure that any behavioral health organization managed care contract, or managed care contract under RCW 74.09.522 for behavioral health services or programs for the treatment of persons with substance use disorders, and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons provides medically necessary services to medicaid recipients. This must include a continuum of mental health and chemical dependency services consistent with the state's medicaid plan or federal waiver authorities, and nonmedicaid services consistent with priorities established by the department;

(3) Coordinate the efforts and enlist the assistance of all public and

private agencies, organizations, and individuals interested in prevention of alcoholism and drug addiction, and treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

~~((3))~~ (4) Cooperate with public and private agencies in establishing and conducting programs to provide treatment for ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons who are clients of the correctional system;

~~((4))~~ (5) Cooperate with the superintendent of public instruction, state board of education, schools, police departments, courts, and other public and private agencies, organizations and individuals in establishing programs for the prevention of alcoholism and other drug addiction, treatment of ~~((alcoholics or other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and preparing curriculum materials thereon for use at all levels of school education;

~~((5))~~ (6) Prepare, publish, evaluate, and disseminate educational material dealing with the nature and effects of alcohol and other psychoactive chemicals and the consequences of their use;

~~((6))~~ (7) Develop and implement, as an integral part of treatment programs, an educational program for use in the treatment of ~~((alcoholics or other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, which program shall include the dissemination of information concerning the nature and effects of alcohol and other psychoactive chemicals, the consequences of their use, the principles of recovery, and HIV and AIDS;

~~((7))~~ (8) Organize and foster training programs for persons engaged in treatment of ~~((alcoholics or other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons;

~~((8))~~ (9) Sponsor and encourage research into the causes and nature of alcoholism and other drug addiction, treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons, and serve as a clearinghouse for information relating to alcoholism or other drug addiction;

~~((9))~~ (10) Specify uniform methods for keeping statistical information by public and private agencies, organizations, and individuals, and collect and make available relevant statistical information, including number of persons treated, frequency of admission and readmission, and frequency and duration of treatment;

~~((10))~~ (11) Advise the governor in the preparation of a comprehensive plan for treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons for inclusion in the state's comprehensive health plan;

~~((11))~~ (12) Review all state health, welfare, and treatment plans to be submitted for federal funding under federal legislation, and advise the governor on provisions to be included relating to ~~((alcoholism and other drug addiction, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons))~~ substance use disorders;

~~((12))~~ (13) Assist in the development of, and cooperate with, programs for alcohol and other psychoactive chemical education and treatment for employees of state and local governments and businesses and industries in the state;

~~((13))~~ (14) Use the support and assistance of interested persons in the community to encourage ~~((alcoholics and other drug addicts))~~ persons with substance use disorders voluntarily to undergo treatment;

~~((14))~~ (15) Cooperate with public and private agencies in establishing and conducting programs designed to deal with the problem of persons operating motor vehicles while intoxicated;

~~((15))~~ (16) Encourage general hospitals and other appropriate health facilities to admit without discrimination ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and to provide them with adequate and appropriate treatment;

~~((16))~~ (17) Encourage all health and disability insurance programs to include alcoholism and other drug addiction as a covered illness; and

~~((17))~~ (18) Organize and sponsor a statewide program to help court personnel, including judges, better understand the disease of alcoholism and other drug addiction and the uses of chemical dependency treatment programs.

Sec. 24. RCW 70.96A.060 and 1989 c 270 s 8 are each amended to read as follows:

(1) An interdepartmental coordinating committee is established, composed of the superintendent of public instruction or his or her designee, the director of licensing or his or her designee, the executive secretary of the Washington state law enforcement training commission or his or her designee, and one or more designees (not to exceed three) of the secretary, one of whom shall be the director of the chemical dependency program. The committee shall meet at least twice annually at the call of the secretary, or his or her designee, who shall be its chair. The committee shall provide for the coordination of, and exchange of information on, all programs relating to alcoholism and other drug addiction, and shall act as a permanent liaison among the departments engaged in activities affecting ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons. The committee shall assist the secretary and director in formulating a comprehensive plan for prevention of alcoholism and other drug addiction, for treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(2) In exercising its coordinating functions, the committee shall assure that:

(a) The appropriate state agencies provide or assure all necessary medical, social, treatment, and educational services for ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons and for the prevention of alcoholism and other chemical dependency, without unnecessary duplication of services;

(b) The several state agencies cooperate in the use of facilities and in the treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons; and

(c) All state agencies adopt approaches to the prevention of ~~((alcoholism and other drug addiction))~~ substance use disorders, the treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons consistent with the policy of this chapter.

Sec. 25. RCW 70.96A.080 and 1989 c 270 s 18 are each amended to read as follows:

(1) In coordination with the health care authority, the department shall establish by ((all)) appropriate means, ((including contracting for services,)) a comprehensive and coordinated ((discrete)) program for the treatment of ((alcoholics and other drug addicts)) persons with substance use disorders, and their families, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons.

(2)(a) The program shall include, but not necessarily be limited to, a continuum of chemical dependency treatment services that includes:

- ~~((a) Detoxification))~~ (i) Withdrawal management;
- ~~((b))~~ (ii) Residential treatment; and
- ~~((c))~~ (iii) Outpatient treatment.

(b) The program may include peer support, supported housing, supported employment, crisis diversion, or recovery support services.

(3) All appropriate public and private resources shall be coordinated with and used in the program when possible.

(4) The department may contract for the use of an approved treatment program or other individual or organization if the secretary considers this to be an effective and economical course to follow.

(5) By April 1, 2016, treatment provided under this chapter must be purchased primarily through managed care contracts. Consistent with RCW 70.96A.350, services and funding provided through the criminal justice treatment account are intended to be exempted from managed care contracting.

Sec. 26. RCW 70.96A.085 and 1989 c 270 s 12 are each amended to read as follows:

A city, town, or county that does not have its own facility or program for the treatment and rehabilitation of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders may share in the use of a facility or program maintained by another city or county so long as it contributes no less than two percent of its share of liquor taxes and profits to the support of the facility or program.

Sec. 27. RCW 70.96A.100 and 1989 c 270 s 23 are each amended to read as follows:

The secretary shall adopt and may amend and repeal rules for acceptance of persons into the approved treatment program, considering available treatment resources and facilities, for the purpose of early and effective treatment of ~~((alcoholics and other drug addicts))~~ persons with substance use disorders, persons incapacitated by alcohol or other psychoactive chemicals, and intoxicated persons. In establishing the rules, the secretary shall be guided by the following standards:

(1) If possible a patient shall be treated on a voluntary rather than an involuntary basis.

(2) A patient shall be initially assigned or transferred to outpatient treatment, unless he or she is found to require residential treatment.

(3) A person shall not be denied treatment solely because he or she has withdrawn from treatment against medical advice on a prior occasion or because he or she has relapsed after earlier treatment.

(4) An individualized treatment plan shall be prepared and maintained on a current basis for each patient.

(5) Provision shall be made for a continuum of coordinated treatment services, so that a person who leaves a facility or a form of treatment will have available and use other appropriate treatment.

Sec. 28. RCW 70.96A.110 and 1990 c 151 s 7 are each amended to read as follows:

(1) ~~((An alcoholic or other drug addict))~~ An individual with a substance use disorder may apply for voluntary treatment directly to an approved treatment program. If the proposed patient is a minor or an incompetent person, he or she, a parent, a legal guardian, or other legal representative may make the application.

(2) Subject to rules adopted by the secretary, the administrator in charge of an approved treatment program may determine who shall be admitted for treatment. If a person is refused admission to an approved treatment program, the administrator, subject to rules adopted by the secretary, shall refer the person to another approved treatment program for treatment if possible and appropriate.

(3) If a patient receiving inpatient care leaves an approved treatment program, he or she shall be encouraged to consent to appropriate outpatient treatment. If it appears to the administrator in charge of the treatment program that the patient is ~~((an alcoholic or other drug addict))~~ an individual with a substance use disorder who

requires help, the department may arrange for assistance in obtaining supportive services and residential programs.

(4) If a patient leaves an approved public treatment program, with or against the advice of the administrator in charge of the program, the department may make reasonable provisions for his or her transportation to another program or to his or her home. If the patient has no home he or she should be assisted in obtaining shelter. If the patient is less than fourteen years of age or an incompetent person the request for discharge from an inpatient program shall be made by a parent, legal guardian, or other legal representative or by the minor or incompetent if he or she was the original applicant.

Sec. 29. RCW 70.96A.140 and 2001 c 13 s 3 are each amended to read as follows:

(1) When a designated chemical dependency specialist receives information alleging that a person presents a likelihood of serious harm or is gravely disabled as a result of chemical dependency, the designated chemical dependency specialist, after investigation and evaluation of the specific facts alleged and of the reliability and credibility of the information, may file a petition for commitment of such person with the superior court, district court, or in another court permitted by court rule.

If a petition for commitment is not filed in the case of a minor, the parent, guardian, or custodian who has custody of the minor may seek review of that decision made by the designated chemical dependency specialist in superior or district court. The parent, guardian, or custodian shall file notice with the court and provide a copy of the designated chemical dependency specialist's report.

If the designated chemical dependency specialist finds that the initial needs of such person would be better served by placement within the mental health system, the person shall be referred to either a ~~((county))~~ designated mental health professional or an evaluation and treatment facility as defined in RCW 71.05.020 or 71.34.020. If placement in a chemical dependency program is available and deemed appropriate, the petition shall allege that: The person is chemically dependent and presents a likelihood of serious harm or is gravely disabled by alcohol or drug addiction, or that the person has twice before in the preceding twelve months been admitted for ~~((detoxification))~~ withdrawal management, sobering services, or chemical dependency treatment pursuant to RCW 70.96A.110 or 70.96A.120, and is in need of a more sustained treatment program, or that the person is chemically dependent and has threatened, attempted, or inflicted physical harm on another and is likely to inflict physical harm on another unless committed. A refusal to undergo treatment, by itself, does not constitute evidence of lack of judgment as to the need for treatment. The petition shall be accompanied by a certificate of a licensed physician who has examined the person within five days before submission of the petition, unless the person whose commitment is sought has refused to submit to a medical examination, in which case the fact of refusal shall be alleged in the petition. The certificate shall set forth the licensed physician's findings in support of the allegations of the petition. A physician employed by the petitioning program or the department is eligible to be the certifying physician.

(2) Upon filing the petition, the court shall fix a date for a hearing no less than two and no more than seven days after the date the petition was filed unless the person petitioned against is presently being detained in a program, pursuant to RCW 70.96A.120, 71.05.210, or ~~((71.34.050))~~ 71.34.710, in which case the hearing shall be held within seventy-two hours of the filing of the petition: PROVIDED, HOWEVER, That the above specified seventy-two hours shall be computed by excluding Saturdays, Sundays, and holidays: PROVIDED FURTHER, That, the court may, upon motion of the person whose commitment is sought, or upon motion of petitioner with written permission of the person whose commitment is sought, or his or her counsel and, upon good cause shown, extend the date for the hearing. A copy of the petition and of the notice of the hearing, including the date fixed by the court, shall be served by the designated

chemical dependency specialist on the person whose commitment is sought, his or her next of kin, a parent or his or her legal guardian if he or she is a minor, and any other person the court believes advisable. A copy of the petition and certificate shall be delivered to each person notified.

(3) At the hearing the court shall hear all relevant testimony, including, if possible, the testimony, which may be telephonic, of at least one licensed physician who has examined the person whose commitment is sought. Communications otherwise deemed privileged under the laws of this state are deemed to be waived in proceedings under this chapter when a court of competent jurisdiction in its discretion determines that the waiver is necessary to protect either the detained person or the public. The waiver of a privilege under this section is limited to records or testimony relevant to evaluation of the detained person for purposes of a proceeding under this chapter. Upon motion by the detained person, or on its own motion, the court shall examine a record or testimony sought by a petitioner to determine whether it is within the scope of the waiver.

The record maker shall not be required to testify in order to introduce medical, nursing, or psychological records of detained persons so long as the requirements of RCW 5.45.020 are met, except that portions of the record that contain opinions as to whether the detained person is chemically dependent shall be deleted from the records unless the person offering the opinions is available for cross-examination. The person shall be present unless the court believes that his or her presence is likely to be injurious to him or her; in this event the court may deem it appropriate to appoint a guardian ad litem to represent him or her throughout the proceeding. If deemed advisable, the court may examine the person out of courtroom. If the person has refused to be examined by a licensed physician, he or she shall be given an opportunity to be examined by a court appointed licensed physician. If he or she refuses and there is sufficient evidence to believe that the allegations of the petition are true, or if the court believes that more medical evidence is necessary, the court may make a temporary order committing him or her to the department for a period of not more than five days for purposes of a diagnostic examination.

(4) If after hearing all relevant evidence, including the results of any diagnostic examination, the court finds that grounds for involuntary commitment have been established by clear, cogent, and convincing proof, it shall make an order of commitment to an approved treatment program. It shall not order commitment of a person unless it determines that an approved treatment program is available and able to provide adequate and appropriate treatment for him or her.

(5) A person committed under this section shall remain in the program for treatment for a period of sixty days unless sooner discharged. At the end of the sixty-day period, he or she shall be discharged automatically unless the program, before expiration of the period, files a petition for his or her recommitment upon the grounds set forth in subsection (1) of this section for a further period of ninety days unless sooner discharged.

If a petition for recommitment is not filed in the case of a minor, the parent, guardian, or custodian who has custody of the minor may seek review of that decision made by the designated chemical dependency specialist in superior or district court. The parent, guardian, or custodian shall file notice with the court and provide a copy of the treatment progress report.

If a person has been committed because he or she is chemically dependent and likely to inflict physical harm on another, the program shall apply for recommitment if after examination it is determined that the likelihood still exists.

(6) Upon the filing of a petition for recommitment under subsection (5) of this section, the court shall fix a date for hearing no less than two and no more than seven days after the date the petition was filed: PROVIDED, That, the court may, upon motion of the person whose commitment is sought and upon good cause shown, extend the date for the hearing. A copy of the petition and of the notice

of hearing, including the date fixed by the court, shall be served by the treatment program on the person whose commitment is sought, his or her next of kin, the original petitioner under subsection (1) of this section if different from the petitioner for recommitment, one of his or her parents or his or her legal guardian if he or she is a minor, and his or her attorney and any other person the court believes advisable. At the hearing the court shall proceed as provided in subsection (3) of this section.

(7) The approved treatment program shall provide for adequate and appropriate treatment of a person committed to its custody. A person committed under this section may be transferred from one approved public treatment program to another if transfer is medically advisable.

(8) A person committed to the custody of a program for treatment shall be discharged at any time before the end of the period for which he or she has been committed and he or she shall be discharged by order of the court if either of the following conditions are met:

(a) In case of a chemically dependent person committed on the grounds of likelihood of infliction of physical harm upon himself, herself, or another, the likelihood no longer exists; or further treatment will not be likely to bring about significant improvement in the person's condition, or treatment is no longer adequate or appropriate.

(b) In case of a chemically dependent person committed on the grounds of the need of treatment and incapacity, that the incapacity no longer exists.

(9) The court shall inform the person whose commitment or recommitment is sought of his or her right to contest the application, be represented by counsel at every stage of any proceedings relating to his or her commitment and recommitment, and have counsel appointed by the court or provided by the court, if he or she wants the assistance of counsel and is unable to obtain counsel. If the court believes that the person needs the assistance of counsel, the court shall require, by appointment if necessary, counsel for him or her regardless of his or her wishes. The person shall, if he or she is financially able, bear the costs of such legal service; otherwise such legal service shall be at public expense. The person whose commitment or recommitment is sought shall be informed of his or her right to be examined by a licensed physician of his or her choice. If the person is unable to obtain a licensed physician and requests examination by a physician, the court shall employ a licensed physician.

(10) A person committed under this chapter may at any time seek to be discharged from commitment by writ of habeas corpus in a court of competent jurisdiction.

(11) The venue for proceedings under this section is the county in which person to be committed resides or is present.

(12) When in the opinion of the professional person in charge of the program providing involuntary treatment under this chapter, the committed patient can be appropriately served by less restrictive treatment before expiration of the period of commitment, then the less restrictive care may be required as a condition for early release for a period which, when added to the initial treatment period, does not exceed the period of commitment. If the program designated to provide the less restrictive treatment is other than the program providing the initial involuntary treatment, the program so designated must agree in writing to assume such responsibility. A copy of the conditions for early release shall be given to the patient, the designated chemical dependency specialist of original commitment, and the court of original commitment. The program designated to provide less restrictive care may modify the conditions for continued release when the modifications are in the best interests of the patient. If the program providing less restrictive care and the designated chemical dependency specialist determine that a conditionally released patient is failing to adhere to the terms and conditions of his or her release, or that substantial deterioration in the patient's functioning has occurred, then the designated chemical dependency specialist shall notify the court of original commitment and request a hearing to be held no less than two and no more than seven days after the date of the request to determine

whether or not the person should be returned to more restrictive care. The designated chemical dependency specialist shall file a petition with the court stating the facts substantiating the need for the hearing along with the treatment recommendations. The patient shall have the same rights with respect to notice, hearing, and counsel as for the original involuntary treatment proceedings. The issues to be determined at the hearing are whether the conditionally released patient did or did not adhere to the terms and conditions of his or her release to less restrictive care or that substantial deterioration of the patient's functioning has occurred and whether the conditions of release should be modified or the person should be returned to a more restrictive program. The hearing may be waived by the patient and his or her counsel and his or her guardian or conservator, if any, but may not be waived unless all such persons agree to the waiver. Upon waiver, the person may be returned for involuntary treatment or continued on conditional release on the same or modified conditions.

Sec. 30. RCW 70.96A.190 and 1989 c 270 s 32 are each amended to read as follows:

(1) No county, municipality, or other political subdivision may adopt or enforce a local law, ordinance, resolution, or rule having the force of law that includes drinking, being ~~((an alcoholic or drug addict))~~ an individual with a substance use disorder, or being found in an intoxicated condition as one of the elements of the offense giving rise to a criminal or civil penalty or sanction.

(2) No county, municipality, or other political subdivision may interpret or apply any law of general application to circumvent the provision of subsection (1) of this section.

(3) Nothing in this chapter affects any law, ordinance, resolution, or rule against drunken driving, driving under the influence of alcohol or other psychoactive chemicals, or other similar offense involving the operation of a vehicle, aircraft, boat, machinery, or other equipment, or regarding the sale, purchase, dispensing, possessing, or use of alcoholic beverages or other psychoactive chemicals at stated times and places or by a particular class of persons; nor shall evidence of intoxication affect, other than as a defense, the application of any law, ordinance, resolution, or rule to conduct otherwise establishing the elements of an offense.

Sec. 31. RCW 70.96A.300 and 1989 c 270 s 15 are each amended to read as follows:

(1) A county or combination of counties acting jointly by agreement, referred to as "county" in this chapter, may create an alcoholism and other drug addiction board. This board may also be designated as a board for other related purposes.

(2) The board shall be composed of not less than seven nor more than fifteen members, who shall be chosen for their demonstrated concern for alcoholism and other drug addiction problems. Members of the board shall be representative of the community, shall include at least one-quarter recovered ~~((alcoholics or other recovered drug addicts))~~ persons with substance use disorders, and shall include minority group representation. No member may be a provider of alcoholism and other drug addiction treatment services. No more than four elected or appointed city or county officials may serve on the board at the same time. Members of the board shall serve three-year terms and hold office until their successors are appointed and qualified. They shall not be compensated for the performance of their duties as members of the board, but may be reimbursed for travel expenses.

(3) The alcoholism and other drug addiction board shall:

(a) Conduct public hearings and other investigations to determine the needs and priorities of county citizens;

(b) Prepare and recommend to the county legislative authority for approval, all plans, budgets, and applications by the county to the department and other state agencies on behalf of the county alcoholism and other drug addiction program;

(c) Monitor the implementation of the alcoholism and other drug addiction plan and evaluate the performance of the alcoholism and drug addiction program at least annually;

(d) Advise the county legislative authority and county alcoholism and other drug addiction program coordinator on matters relating to the alcoholism and other drug addiction program, including prevention and education;

(e) Nominate individuals to the county legislative authority for the position of county alcoholism and other drug addiction program coordinator. The nominees should have training and experience in the administration of alcoholism and other drug addiction services and shall meet the minimum qualifications established by rule of the department;

(f) Carry out other duties that the department may prescribe by rule.

Sec. 32. RCW 70.96A.320 and 2013 c 320 s 8 are each amended to read as follows:

(1) A county legislative authority, or two or more counties acting jointly, may establish an alcoholism and other drug addiction program. If two or more counties jointly establish the program, they shall designate one county to provide administrative and financial services.

(2) To be eligible for funds from the department for the support of the county alcoholism and other drug addiction program, the county legislative authority shall establish a county alcoholism and other drug addiction board under RCW 70.96A.300 and appoint a county alcoholism and other drug addiction program coordinator under RCW 70.96A.310.

(3) The county legislative authority may apply to the department for financial support for the county program of alcoholism and other drug addiction. To receive financial support, the county legislative authority shall submit a plan that meets the following conditions:

(a) It shall describe the prevention, early intervention, or recovery support services and activities to be provided;

(b) It shall include anticipated expenditures and revenues;

(c) It shall be prepared by the county alcoholism and other drug addiction program board and be adopted by the county legislative authority;

(d) It shall reflect maximum effective use of existing services and programs; and

(e) It shall meet other conditions that the secretary may require.

(4) The county may accept and spend gifts, grants, and fees, from public and private sources, to implement its program of alcoholism and other drug addiction.

(5) The department shall require that any agreement to provide financial support to a county that performs the activities of a service coordination organization for alcoholism and other drug addiction services must incorporate the expected outcomes and criteria to measure the performance of service coordination organizations as provided in chapter 70.320 RCW.

(6) The county may subcontract for ~~((detoxification))~~ withdrawal management, residential treatment, or outpatient treatment with treatment programs that are approved treatment programs. The county may subcontract for other services with individuals or organizations approved by the department.

(7) To continue to be eligible for financial support from the department for the county alcoholism and other drug addiction program, an increase in state financial support shall not be used to supplant local funds from a source that was used to support the county alcoholism and other drug addiction program before the effective date of the increase.

Sec. 33. RCW 70.96A.800 and 2008 c 320 s 1 are each amended to read as follows:

(1) Subject to funds appropriated for this specific purpose, the secretary shall select and contract with counties to provide intensive case management for chemically dependent persons with histories of high utilization of crisis services at two sites. In selecting the two sites, the secretary shall endeavor to site one in an urban county, and one in a rural county; and to site them in counties other than those selected pursuant to RCW 70.96B.020, to the extent necessary to facilitate evaluation of pilot project results. Subject to funds appropriated for

this specific purpose, the secretary may contract with additional counties to provide intensive case management.

(2) The contracted sites shall implement the pilot programs by providing intensive case management to persons with a primary chemical dependency diagnosis or dual primary chemical dependency and mental health diagnoses, through the employment of chemical dependency case managers. The chemical dependency case managers shall:

(a) Be trained in and use the integrated, comprehensive screening and assessment process adopted under RCW 70.96C.010;

(b) Reduce the use of crisis medical, chemical dependency and mental health services, including but not limited to, emergency room admissions, hospitalizations, ~~((detoxification))~~ withdrawal management programs, inpatient psychiatric admissions, involuntary treatment petitions, emergency medical services, and ambulance services;

(c) Reduce the use of emergency first responder services including police, fire, emergency medical, and ambulance services;

(d) Reduce the number of criminal justice interventions including arrests, violations of conditions of supervision, bookings, jail days, prison sanction day for violations, court appearances, and prosecutor and defense costs;

(e) Where appropriate and available, work with therapeutic courts including drug courts and mental health courts to maximize the outcomes for the individual and reduce the likelihood of reoffense;

(f) Coordinate with local offices of the economic services administration to assist the person in accessing and remaining enrolled in those programs to which the person may be entitled;

(g) Where appropriate and available, coordinate with primary care and other programs operated through the federal government including federally qualified health centers, Indian health programs, and veterans' health programs for which the person is eligible to reduce duplication of services and conflicts in case approach;

(h) Where appropriate, advocate for the client's needs to assist the person in achieving and maintaining stability and progress toward recovery;

(i) Document the numbers of persons with co-occurring mental and substance abuse disorders and the point of determination of the co-occurring disorder by quadrant of intensity of need; and

(j) Where a program participant is under supervision by the department of corrections, collaborate with the department of corrections to maximize treatment outcomes and reduce the likelihood of reoffense.

(3) The pilot programs established by this section shall begin providing services by March 1, 2006.

Sec. 34. RCW 71.24.049 and 2001 c 323 s 13 are each amended to read as follows:

By January 1st of each odd-numbered year, the ~~((regional support network))~~ behavioral health organization shall identify: (1) The number of children in each priority group, as defined by this chapter, who are receiving mental health services funded in part or in whole under this chapter, (2) the amount of funds under this chapter used for children's mental health services, (3) an estimate of the number of unserved children in each priority group, and (4) the estimated cost of serving these additional children and their families.

Sec. 35. RCW 71.24.061 and 2007 c 359 s 7 are each amended to read as follows:

(1) The department shall provide flexibility in provider contracting to ~~((regional support networks))~~ behavioral health organizations for children's mental health services. Beginning with 2007-2009 biennium contracts, ~~((regional support network))~~ behavioral health organization contracts shall authorize ~~((regional support networks))~~ behavioral health organizations to allow and encourage licensed community mental health centers to subcontract with individual licensed mental health professionals when necessary to meet the need for an adequate,

culturally competent, and qualified children's mental health provider network.

(2) To the extent that funds are specifically appropriated for this purpose or that nonstate funds are available, a children's mental health evidence-based practice institute shall be established at the University of Washington division of public behavioral health and justice policy. The institute shall closely collaborate with entities currently engaged in evaluating and promoting the use of evidence-based, research-based, promising, or consensus-based practices in children's mental health treatment, including but not limited to the University of Washington department of psychiatry and behavioral sciences, children's hospital and regional medical center, the University of Washington school of nursing, the University of Washington school of social work, and the Washington state institute for public policy. To ensure that funds appropriated are used to the greatest extent possible for their intended purpose, the University of Washington's indirect costs of administration shall not exceed ten percent of appropriated funding. The institute shall:

(a) Improve the implementation of evidence-based and research-based practices by providing sustained and effective training and consultation to licensed children's mental health providers and child-serving agencies who are implementing evidence-based or researched-based practices for treatment of children's emotional or behavioral disorders, or who are interested in adapting these practices to better serve ethnically or culturally diverse children. Efforts under this subsection should include a focus on appropriate oversight of implementation of evidence-based practices to ensure fidelity to these practices and thereby achieve positive outcomes;

(b) Continue the successful implementation of the "partnerships for success" model by consulting with communities so they may select, implement, and continually evaluate the success of evidence-based practices that are relevant to the needs of children, youth, and families in their community;

(c) Partner with youth, family members, family advocacy, and culturally competent provider organizations to develop a series of information sessions, literature, and online resources for families to become informed and engaged in evidence-based and research-based practices;

(d) Participate in the identification of outcome-based performance measures under RCW 71.36.025(2) and partner in a statewide effort to implement statewide outcomes monitoring and quality improvement processes; and

(e) Serve as a statewide resource to the department and other entities on child and adolescent evidence-based, research-based, promising, or consensus-based practices for children's mental health treatment, maintaining a working knowledge through ongoing review of academic and professional literature, and knowledge of other evidence-based practice implementation efforts in Washington and other states.

(3) To the extent that funds are specifically appropriated for this purpose, the department in collaboration with the evidence-based practice institute shall implement a pilot program to support primary care providers in the assessment and provision of appropriate diagnosis and treatment of children with mental and behavioral health disorders and track outcomes of this program. The program shall be designed to promote more accurate diagnoses and treatment through timely case consultation between primary care providers and child psychiatric specialists, and focused educational learning collaboratives with primary care providers.

Sec. 36. RCW 71.24.155 and 2001 c 323 s 14 are each amended to read as follows:

Grants shall be made by the department to ~~((regional support networks))~~ behavioral health organizations for community mental health programs totaling not less than ninety-five percent of available resources. The department may use up to forty percent of the remaining five percent to provide community demonstration projects,

including early intervention or primary prevention programs for children, and the remainder shall be for emergency needs and technical assistance under this chapter.

Sec. 37. RCW 71.24.160 and 2011 c 343 s 6 are each amended to read as follows:

The ~~((regional support networks))~~ behavioral health organizations shall make satisfactory showing to the secretary that state funds shall in no case be used to replace local funds from any source being used to finance mental health services prior to January 1, 1990. Maintenance of effort funds devoted to judicial services related to involuntary commitment reimbursed under RCW 71.05.730 must be expended for other purposes that further treatment for mental health and chemical dependency disorders.

Sec. 38. RCW 71.24.250 and 2001 c 323 s 16 are each amended to read as follows:

The ~~((regional support network))~~ behavioral health organization may accept and expend gifts and grants received from private, county, state, and federal sources.

Sec. 39. RCW 71.24.300 and 2008 c 261 s 4 are each amended to read as follows:

(1) Upon the request of a tribal authority or authorities within a ~~((regional support network))~~ behavioral health organization the joint operating agreement or the county authority shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health organization.

(2) The roles and responsibilities of the county and tribal authorities shall be determined by the terms of that agreement including a determination of membership on the governing board and advisory committees, the number of tribal representatives to be party to the agreement, and the provisions of law and shall assure the provision of culturally competent services to the tribes served.

(3) The state mental health authority may not determine the roles and responsibilities of county authorities as to each other under ~~((regional support networks))~~ behavioral health organizations by rule, except to assure that all duties required of ~~((regional support networks))~~ behavioral health organizations are assigned and that counties and the ~~((regional support network))~~ behavioral health organization do not duplicate functions and that a single authority has final responsibility for all available resources and performance under the ~~((regional support network's))~~ behavioral health organization's contract with the secretary.

(4) If a ~~((regional support network))~~ behavioral health organization is a private entity, the department shall allow for the inclusion of the tribal authority to be represented as a party to the ~~((regional support network))~~ behavioral health organization.

(5) The roles and responsibilities of the private entity and the tribal authorities shall be determined by the department, through negotiation with the tribal authority.

(6) ~~((Regional support networks))~~ Behavioral health organizations shall submit an overall six-year operating and capital plan, timeline, and budget and submit progress reports and an updated two-year plan biennially thereafter, to assume within available resources all of the following duties:

(a) Administer and provide for the availability of all resource management services, residential services, and community support services.

(b) Administer and provide for the availability of all investigation, transportation, court-related, and other services provided by the state or counties pursuant to chapter 71.05 RCW.

(c) Provide within the boundaries of each ~~((regional support network))~~ behavioral health organization evaluation and treatment services for at least ninety percent of persons detained or committed for periods up to seventeen days according to chapter 71.05 RCW. ~~((Regional support networks))~~ Behavioral health organizations may contract to purchase evaluation and treatment services from other ~~((networks))~~ organizations if they are unable to provide for appropriate

resources within their boundaries. Insofar as the original intent of serving persons in the community is maintained, the secretary is authorized to approve exceptions on a case-by-case basis to the requirement to provide evaluation and treatment services within the boundaries of each ~~((regional support network))~~ behavioral health organization. Such exceptions are limited to:

(i) Contracts with neighboring or contiguous regions; or

(ii) Individuals detained or committed for periods up to seventeen days at the state hospitals at the discretion of the secretary.

(d) Administer and provide for the availability of all other mental health services, which shall include patient counseling, day treatment, consultation, education services, employment services as ~~((defined))~~ described in RCW 71.24.035, and mental health services to children.

(e) Establish standards and procedures for reviewing individual service plans and determining when that person may be discharged from resource management services.

(7) A ~~((regional support network))~~ behavioral health organization may request that any state-owned land, building, facility, or other capital asset which was ever purchased, deeded, given, or placed in trust for the care of the persons with mental illness and which is within the boundaries of a ~~((regional support network))~~ behavioral health organization be made available to support the operations of the ~~((regional support network))~~ behavioral health organization. State agencies managing such capital assets shall give first priority to requests for their use pursuant to this chapter.

(8) Each ~~((regional support network))~~ behavioral health organization shall appoint a mental health advisory board which shall review and provide comments on plans and policies developed under this chapter, provide local oversight regarding the activities of the ~~((regional support network))~~ behavioral health organization, and work with the ~~((regional support network))~~ behavioral health organization to resolve significant concerns regarding service delivery and outcomes. The department shall establish statewide procedures for the operation of regional advisory committees including mechanisms for advisory board feedback to the department regarding ~~((regional support network))~~ behavioral health organization performance. The composition of the board shall be broadly representative of the demographic character of the region and shall include, but not be limited to, representatives of consumers and families, law enforcement, and where the county is not the ~~((regional support network))~~ behavioral health organization, county elected officials. Composition and length of terms of board members may differ between ~~((regional support networks))~~ behavioral health organizations but shall be included in each ~~((regional support network's))~~ behavioral health organization's contract and approved by the secretary.

(9) ~~((Regional support networks))~~ Behavioral health organizations shall assume all duties specified in their plans and joint operating agreements through biennial contractual agreements with the secretary.

(10) ~~((Regional support networks))~~ Behavioral health organizations may receive technical assistance from the housing trust fund and may identify and submit projects for housing and housing support services to the housing trust fund established under chapter 43.185 RCW. Projects identified or submitted under this subsection must be fully integrated with the ~~((regional support network))~~ behavioral health organization six-year operating and capital plan, timeline, and budget required by subsection (6) of this section.

Sec. 40. RCW 71.24.310 and 2013 2nd sp.s. c 4 s 994 are each amended to read as follows:

The legislature finds that administration of chapter 71.05 RCW and this chapter can be most efficiently and effectively implemented as part of the ~~((regional support network))~~ behavioral health organization defined in RCW 71.24.025. For this reason, the legislature intends that the department and the ~~((regional support networks))~~ behavioral health organizations shall work together to implement chapter 71.05 RCW as follows:

(1) By June 1, 2006, ~~((regional support networks))~~ behavioral health organizations shall recommend to the department the number of state hospital beds that should be allocated for use by each ~~((regional support network))~~ behavioral health organization. The statewide total allocation shall not exceed the number of state hospital beds offering long-term inpatient care, as defined in this chapter, for which funding is provided in the biennial appropriations act.

(2) If there is consensus among the ~~((regional support networks))~~ behavioral health organizations regarding the number of state hospital beds that should be allocated for use by each ~~((regional support network))~~ behavioral health organization, the department shall contract with each ~~((regional support network))~~ behavioral health organization accordingly.

(3) If there is not consensus among the ~~((regional support networks))~~ behavioral health organizations regarding the number of beds that should be allocated for use by each ~~((regional support network))~~ behavioral health organization, the department shall establish by emergency rule the number of state hospital beds that are available for use by each ~~((regional support network))~~ behavioral health organization. The emergency rule shall be effective September 1, 2006. The primary factor used in the allocation shall be the estimated number of adults with acute and chronic mental illness in each ~~((regional support network))~~ behavioral health organization area, based upon population-adjusted incidence and utilization.

(4) The allocation formula shall be updated at least every three years to reflect demographic changes, and new evidence regarding the incidence of acute and chronic mental illness and the need for long-term inpatient care. In the updates, the statewide total allocation shall include (a) all state hospital beds offering long-term inpatient care for which funding is provided in the biennial appropriations act; plus (b) the estimated equivalent number of beds or comparable diversion services contracted in accordance with subsection (5) of this section.

(5) The department is encouraged to enter performance-based contracts with ~~((regional support networks))~~ behavioral health organizations to provide some or all of the ~~((regional support networks))~~ behavioral health organization's allocated long-term inpatient treatment capacity in the community, rather than in the state hospital. The performance contracts shall specify the number of patient days of care available for use by the ~~((regional support network))~~ behavioral health organization in the state hospital.

(6) If a ~~((regional support network))~~ behavioral health organization uses more state hospital patient days of care than it has been allocated under subsection (3) or (4) of this section, or than it has contracted to use under subsection (5) of this section, whichever is less, it shall reimburse the department for that care, except during the period of July 1, 2012, through December 31, 2013, where reimbursements may be temporarily altered per section 204, chapter 4, Laws of 2013 2nd sp. sess. The reimbursement rate per day shall be the hospital's total annual budget for long-term inpatient care, divided by the total patient days of care assumed in development of that budget.

(7) One-half of any reimbursements received pursuant to subsection (6) of this section shall be used to support the cost of operating the state hospital and, during the 2007-2009 fiscal biennium, implementing new services that will enable a ~~((regional support network))~~ behavioral health organization to reduce its utilization of the state hospital. The department shall distribute the remaining half of such reimbursements among ~~((regional support networks))~~ behavioral health organizations that have used less than their allocated or contracted patient days of care at that hospital, proportional to the number of patient days of care not used.

Sec. 41. RCW 71.24.350 and 2013 c 23 s 189 are each amended to read as follows:

The department shall require each ~~((regional support network))~~ behavioral health organization to provide for a separately funded mental health ombuds office in each ~~((regional support network))~~ behavioral health organization that is independent of the ~~((regional~~

support network)) behavioral health organization. The ombuds office shall maximize the use of consumer advocates.

Sec. 42. RCW 71.24.370 and 2006 c 333 s 103 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the ~~((regional support networks))~~ behavioral health organizations after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, ~~((regional support networks))~~ behavioral health organizations, and entities which contract to provide ~~((regional support network))~~ behavioral health organization services and their subcontractors, agents, or employees.

Sec. 43. RCW 71.24.455 and 1997 c 342 s 2 are each amended to read as follows:

(1) The secretary shall select and contract with a ~~((regional support network))~~ behavioral health organization or private provider to provide specialized access and services to ~~((mentally ill))~~ offenders with mental illness upon release from total confinement within the department of corrections who have been identified by the department of corrections and selected by the ~~((regional support network))~~ behavioral health organization or private provider as high-priority clients for services and who meet service program entrance criteria. The program shall enroll no more than twenty-five offenders at any one time, or a number of offenders that can be accommodated within the appropriated funding level, and shall seek to fill any vacancies that occur.

(2) Criteria shall include a determination by department of corrections staff that:

(a) The offender suffers from a major mental illness and needs continued mental health treatment;

(b) The offender's previous crime or crimes have been determined by either the court or department of corrections staff to have been substantially influenced by the offender's mental illness;

(c) It is believed the offender will be less likely to commit further criminal acts if provided ongoing mental health care;

(d) The offender is unable or unlikely to obtain housing and/or treatment from other sources for any reason; and

(e) The offender has at least one year remaining before his or her sentence expires but is within six months of release to community housing and is currently housed within a work release facility or any department of corrections' division of prisons facility.

(3) The ~~((regional support network))~~ behavioral health organization or private provider shall provide specialized access and services to the selected offenders. The services shall be aimed at lowering the risk of recidivism. An oversight committee composed of a representative of the department, a representative of the selected ~~((regional support network))~~ behavioral health organization or private provider, and a representative of the department of corrections shall develop policies to guide the pilot program, provide dispute resolution including making determinations as to when entrance criteria or required services may be waived in individual cases, advise the department of corrections and the ~~((regional support network))~~ behavioral health organization or private provider on the selection of eligible offenders, and set minimum requirements for service contracts. The selected ~~((regional support network))~~ behavioral health organization or private provider shall implement the policies and service contracts. The following services shall be provided:

(a) Intensive case management to include a full range of intensive community support and treatment in client-to-staff ratios of not more than ten offenders per case manager including: (i) A minimum of weekly group and weekly individual counseling; (ii) home visits by the program manager at least two times per month; and (iii) counseling focusing on relapse prevention and past, current, or future behavior of the offender.

(b) The case manager shall attempt to locate and procure housing appropriate to the living and clinical needs of the offender and as needed to maintain the psychiatric stability of the offender. The entire range of emergency, transitional, and permanent housing and involuntary hospitalization must be considered as available housing options. A housing subsidy may be provided to offenders to defray housing costs up to a maximum of six thousand six hundred dollars per offender per year and be administered by the case manager. Additional funding sources may be used to offset these costs when available.

(c) The case manager shall collaborate with the assigned prison, work release, or community corrections staff during release planning, prior to discharge, and in ongoing supervision of the offender while under the authority of the department of corrections.

(d) Medications including the full range of psychotropic medications including atypical antipsychotic medications may be required as a condition of the program. Medication prescription, medication monitoring, and counseling to support offender understanding, acceptance, and compliance with prescribed medication regimens must be included.

(e) A systematic effort to engage offenders to continuously involve themselves in current and long-term treatment and appropriate rehabilitative activities shall be made.

(f) Classes appropriate to the clinical and living needs of the offender and appropriate to his or her level of understanding.

(g) The case manager shall assist the offender in the application and qualification for entitlement funding, including medicaid, state assistance, and other available government and private assistance at any point that the offender is qualified and resources are available.

(h) The offender shall be provided access to daily activities such as drop-in centers, prevocational and vocational training and jobs, and volunteer activities.

(4) Once an offender has been selected into the pilot program, the offender shall remain in the program until the end of his or her sentence or unless the offender is released from the pilot program earlier by the department of corrections.

(5) Specialized training in the management and supervision of high- crime risk (~~mentally ill~~) offenders with mental illness shall be provided to all participating mental health providers by the department and the department of corrections prior to their participation in the program and as requested thereafter.

(6) The pilot program provided for in this section must be providing services by July 1, 1998.

Sec. 44. RCW 71.24.470 and 2009 c 319 s 1 are each amended to read as follows:

(1) The secretary shall contract, to the extent that funds are appropriated for this purpose, for case management services and such other services as the secretary deems necessary to assist offenders identified under RCW 72.09.370 for participation in the offender reentry community safety program. The contracts may be with (~~regional support networks~~) behavioral health organizations or any other qualified and appropriate entities.

(2) The case manager has the authority to assist these offenders in obtaining the services, as set forth in the plan created under RCW 72.09.370(2), for up to five years. The services may include coordination of mental health services, assistance with unfunded medical expenses, obtaining chemical dependency treatment, housing, employment services, educational or vocational training, independent living skills, parenting education, anger management services, and such other services as the case manager deems necessary.

(3) The legislature intends that funds appropriated for the purposes of RCW 72.09.370, 71.05.145, and 71.05.212, and this section and distributed to the (~~regional support networks~~) behavioral health organizations are to supplement and not to supplant general funding. Funds appropriated to implement RCW 72.09.370, 71.05.145, and 71.05.212, and this section are not to be considered available resources as defined in RCW 71.24.025 and are not subject to the priorities, terms, or conditions in the appropriations act established pursuant to RCW 71.24.035.

(4) The offender reentry community safety program was formerly known as the community integration assistance program.

Sec. 45. RCW 71.24.480 and 2009 c 319 s 2 are each amended to read as follows:

(1) A licensed service provider or (~~regional support network~~) behavioral health organization, acting in the course of the provider's or (~~network's~~) organization's duties under this chapter, is not liable for civil damages resulting from the injury or death of another caused by a participant in the offender reentry community safety program who is a client of the provider or (~~network~~) organization, unless the act or omission of the provider or (~~network~~) organization constitutes:

(a) Gross negligence;

(b) Willful or wanton misconduct; or

(c) A breach of the duty to warn of and protect from a client's threatened violent behavior if the client has communicated a serious threat of physical violence against a reasonably ascertainable victim or victims.

(2) In addition to any other requirements to report violations, the licensed service provider and (~~regional support network~~) behavioral health organization shall report an offender's expressions of intent to harm or other predatory behavior, regardless of whether there is an ascertainable victim, in progress reports and other established processes that enable courts and supervising entities to assess and address the progress and appropriateness of treatment.

(3) A licensed service provider's or (~~regional support network's~~) behavioral health organization's mere act of treating a participant in the offender reentry community safety program is not negligence. Nothing in this subsection alters the licensed service provider's or (~~regional support network's~~) behavioral health organization's normal duty of care with regard to the client.

(4) The limited liability provided by this section applies only to the conduct of licensed service providers and (~~regional support networks~~) behavioral health organizations and does not apply to conduct of the state.

(5) For purposes of this section, "participant in the offender reentry community safety program" means a person who has been identified under RCW 72.09.370 as an offender who: (a) Is reasonably believed to be dangerous to himself or herself or others; and (b) has a mental disorder.

Sec. 46. RCW 71.24.845 and 2013 c 230 s 1 are each amended to read as follows:

The (~~regional support networks~~) behavioral health organizations shall jointly develop a uniform transfer agreement to govern the transfer of clients between (~~regional support networks~~) behavioral health organizations. By September 1, 2013, the (~~regional support networks~~) behavioral health organizations shall submit the uniform transfer agreement to the department. By December 1, 2013, the department shall establish guidelines to implement the uniform transfer agreement and may modify the uniform transfer agreement as necessary to avoid impacts on state administrative systems.

Sec. 47. RCW 71.24.055 and 2007 c 359 s 4 are each amended to read as follows:

As part of the system transformation initiative, the department of social and health services shall undertake the following activities related specifically to children's mental health services:

(1) The development of recommended revisions to the access to care standards for children. The recommended revisions shall reflect

the policies and principles set out in RCW 71.36.005, 71.36.010, and 71.36.025, and recognize that early identification, intervention and prevention services, and brief intervention services may be provided outside of the ~~((regional support network))~~ behavioral health organization system. Revised access to care standards shall assess a child's need for mental health services based upon the child's diagnosis and its negative impact upon his or her persistent impaired functioning in family, school, or the community, and should not solely condition the receipt of services upon a determination that a child is engaged in high risk behavior or is in imminent need of hospitalization or out-of-home placement. Assessment and diagnosis for children under five years of age shall be determined using a nationally accepted assessment tool designed specifically for children of that age. The recommendations shall also address whether amendments to RCW 71.24.025 ~~((26) and)~~ (27) and (28) and 71.24.035(5) are necessary to implement revised access to care standards;

(2) Development of a revised children's mental health benefit package. The department shall ensure that services included in the children's mental health benefit package reflect the policies and principles included in RCW 71.36.005 and 71.36.025, to the extent allowable under medicaid, Title XIX of the federal social security act. Strong consideration shall be given to developmentally appropriate evidence-based and research-based practices, family-based interventions, the use of natural and peer supports, and community support services. This effort shall include a review of other states' efforts to fund family-centered children's mental health services through their medicaid programs;

(3) Consistent with the timeline developed for the system transformation initiative, recommendations for revisions to the children's access to care standards and the children's mental health services benefits package shall be presented to the legislature by January 1, 2009.

Sec. 48. RCW 71.24.065 and 2007 c 359 s 10 are each amended to read as follows:

To the extent funds are specifically appropriated for this purpose, the department of social and health services shall contract for implementation of a wraparound model of integrated children's mental health services delivery in up to four ~~((regional support network))~~ behavioral health organization regions in Washington state in which wraparound programs are not currently operating, and in up to two ~~((regional support network))~~ behavioral health organization regions in which wraparound programs are currently operating. Contracts in regions with existing wraparound programs shall be for the purpose of expanding the number of children served.

(1) Funding provided may be expended for: Costs associated with a request for proposal and contracting process; administrative costs associated with successful bidders' operation of the wraparound model; the evaluation under subsection (5) of this section; and funding for services needed by children enrolled in wraparound model sites that are not otherwise covered under existing state programs. The services provided through the wraparound model sites shall include, but not be limited to, services covered under the medicaid program. The department shall maximize the use of medicaid and other existing state-funded programs as a funding source. However, state funds provided may be used to develop a broader service package to meet needs identified in a child's care plan. Amounts provided shall supplement, and not supplant, state, local, or other funding for services that a child being served through a wraparound site would otherwise be eligible to receive.

(2) The wraparound model sites shall serve children with serious emotional or behavioral disturbances who are at high risk of residential or correctional placement or psychiatric hospitalization, and who have been referred for services from the department, a county juvenile court, a tribal court, a school, or a licensed mental health provider or agency.

(3) Through a request for proposal process, the department shall contract, with ~~((regional support networks))~~ behavioral health

organizations, alone or in partnership with either educational service districts or entities licensed to provide mental health services to children with serious emotional or behavioral disturbances, to operate the wraparound model sites. The contractor shall provide care coordination and facilitate the delivery of services and other supports to families using a strength-based, highly individualized wraparound process. The request for proposal shall require that:

(a) The ~~((regional support network))~~ behavioral health organization agree to use its medicaid revenues to fund services included in the existing ~~((regional support network's))~~ behavioral health organization's benefit package that a medicaid-eligible child participating in the wraparound model site is determined to need;

(b) The contractor provide evidence of commitments from at least the following entities to participate in wraparound care plan development and service provision when appropriate: Community mental health agencies, schools, the department of social and health services children's administration, juvenile courts, the department of social and health services juvenile rehabilitation administration, and managed health care systems contracting with the department under RCW 74.09.522; and

(c) The contractor will operate the wraparound model site in a manner that maintains fidelity to the wraparound process as defined in RCW 71.36.010.

(4) Contracts for operation of the wraparound model sites shall be executed on or before April 1, 2008, with enrollment and service delivery beginning on or before July 1, 2008.

(5) The evidence-based practice institute established in RCW 71.24.061 shall evaluate the wraparound model sites, measuring outcomes for children served. Outcomes measured shall include, but are not limited to: Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, school attendance, school performance, recidivism, emergency room utilization, involvement with the juvenile justice system, decreased use of psychotropic medication, and decreased hospitalization.

(6) The evidence-based practice institute shall provide a report and recommendations to the appropriate committees of the legislature by December 1, 2010.

Sec. 49. RCW 71.24.240 and 2005 c 503 s 10 are each amended to read as follows:

In order to establish eligibility for funding under this chapter, any ~~((regional support network))~~ behavioral health organization seeking to obtain federal funds for the support of any aspect of a community mental health program as defined in this chapter shall submit program plans to the secretary for prior review and approval before such plans are submitted to any federal agency.

Sec. 50. RCW 71.24.320 and 2008 c 261 s 5 are each amended to read as follows:

(1) If an existing ~~((regional support network))~~ behavioral health organization chooses not to respond to a request for ~~((qualifications))~~ a detailed plan, or is unable to substantially meet the requirements of a request for ~~((qualifications))~~ a detailed plan, or notifies the department of social and health services it will no longer serve as a ~~((regional support network))~~ behavioral health organization, the department shall utilize a procurement process in which other entities recognized by the secretary may bid to serve as the ~~((regional support network))~~ behavioral health organization.

(a) The request for proposal shall include a scoring factor for proposals that include additional financial resources beyond that provided by state appropriation or allocation.

(b) The department shall provide detailed briefings to all bidders in accordance with department and state procurement policies.

(c) The request for proposal shall also include a scoring factor for proposals submitted by nonprofit entities that include a component to maximize the utilization of state provided resources and the leverage

of other funds for the support of mental health services to persons with mental illness.

(2) A ~~((regional support network))~~ behavioral health organization that voluntarily terminates, refuses to renew, or refuses to sign a mandatory amendment to its contract to act as a ~~((regional support network))~~ behavioral health organization is prohibited from responding to a procurement under this section or serving as a ~~((regional support network))~~ behavioral health organization for five years from the date that the department signs a contract with the entity that will serve as the ~~((regional support network))~~ behavioral health organization.

Sec. 51. RCW 71.24.330 and 2013 c 320 s 9 are each amended to read as follows:

(1)(a) Contracts between a ~~((regional support network))~~ behavioral health organization and the department shall include mechanisms for monitoring performance under the contract and remedies for failure to substantially comply with the requirements of the contract including, but not limited to, financial penalties, termination of the contract, and reprourement of the contract.

(b) The department shall incorporate the criteria to measure the performance of service coordination organizations into contracts with ~~((regional support networks))~~ behavioral health organizations as provided in chapter 70.320 RCW.

(2) The ~~((regional support network))~~ behavioral health organization procurement processes shall encourage the preservation of infrastructure previously purchased by the community mental health service delivery system, the maintenance of linkages between other services and delivery systems, and maximization of the use of available funds for services versus profits. However, a ~~((regional support network))~~ behavioral health organization selected through the procurement process is not required to contract for services with any county-owned or operated facility. The ~~((regional support network))~~ behavioral health organization procurement process shall provide that public funds appropriated by the legislature shall not be used to promote or deter, encourage, or discourage employees from exercising their rights under Title 29, chapter 7, subchapter II, United States Code or chapter 41.56 RCW.

(3) In addition to the requirements of RCW 71.24.035, contracts shall:

(a) Define administrative costs and ensure that the ~~((regional support network))~~ behavioral health organization does not exceed an administrative cost of ten percent of available funds;

(b) Require effective collaboration with law enforcement, criminal justice agencies, and the chemical dependency treatment system;

(c) Require substantial implementation of department adopted integrated screening and assessment process and matrix of best practices;

(d) Maintain the decision-making independence of designated mental health professionals;

(e) Except at the discretion of the secretary or as specified in the biennial budget, require ~~((regional support networks))~~ behavioral health organizations to pay the state for the costs associated with individuals who are being served on the grounds of the state hospitals and who are not receiving long-term inpatient care as defined in RCW 71.24.025;

(f) Include a negotiated alternative dispute resolution clause; and

(g) Include a provision requiring either party to provide one hundred eighty days' notice of any issue that may cause either party to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to act as a ~~((regional support network))~~ behavioral health organization. If either party decides to voluntarily terminate, refuse to renew, or refuse to sign a mandatory amendment to the contract to serve as a ~~((regional support network))~~ behavioral health organization they shall provide ninety days' advance notice in writing to the other party.

Sec. 52. RCW 71.24.360 and 2012 c 91 s 1 are each amended to read as follows:

(1) The department may establish new ~~((regional support network))~~ behavioral health organization boundaries in any part of the state:

(a) Where more than one ~~((network))~~ organization chooses not to respond to, or is unable to substantially meet the requirements of, the request for ~~((qualifications))~~ a detailed plan under RCW 71.24.320;

(b) Where a ~~((regional support network))~~ behavioral health organization is subject to reprourement under RCW 71.24.330; or

(c) Where two or more ~~((regional support networks))~~ behavioral health organizations propose to reconfigure themselves to achieve consolidation, in which case the procurement process described in RCW 71.24.320 and 71.24.330(2) does not apply.

(2) The department may establish no fewer than six and no more than fourteen ~~((regional support networks))~~ behavioral health organizations under this chapter. No entity shall be responsible for more than three ~~((regional support networks))~~ behavioral health organizations.

Sec. 53. RCW 71.24.405 and 2001 c 323 s 19 are each amended to read as follows:

The department shall establish a comprehensive and collaborative effort within ~~((regional support networks))~~ behavioral health organizations and with local mental health service providers aimed at creating innovative and streamlined community mental health service delivery systems, in order to carry out the purposes set forth in RCW 71.24.400 and to capture the diversity of the community mental health service delivery system.

The department must accomplish the following:

(1) Identification, review, and cataloging of all rules, regulations, duplicative administrative and monitoring functions, and other requirements that currently lead to inefficiencies in the community mental health service delivery system and, if possible, eliminate the requirements;

(2) The systematic and incremental development of a single system of accountability for all federal, state, and local funds provided to the community mental health service delivery system. Systematic efforts should be made to include federal and local funds into the single system of accountability;

(3) The elimination of process regulations and related contract and reporting requirements. In place of the regulations and requirements, a set of outcomes for mental health adult and children clients according to chapter 71.24 RCW must be used to measure the performance of mental health service providers and ~~((regional support networks))~~ behavioral health organizations. Such outcomes shall focus on stabilizing out-of-home and hospital care, increasing stable community living, increasing age-appropriate activities, achieving family and consumer satisfaction with services, and system efficiencies;

(4) Evaluation of the feasibility of contractual agreements between the department of social and health services and ~~((regional support networks))~~ behavioral health organizations and mental health service providers that link financial incentives to the success or failure of mental health service providers and ~~((regional support networks))~~ behavioral health organizations to meet outcomes established for mental health service clients;

(5) The involvement of mental health consumers and their representatives. Mental health consumers and their representatives will be involved in the development of outcome standards for mental health clients under section 5 of this act; and

(6) An independent evaluation component to measure the success of the department in fully implementing the provisions of RCW 71.24.400 and this section.

Sec. 54. RCW 71.24.430 and 2001 c 323 s 3 are each amended to read as follows:

(1) The department shall ensure the coordination of allied services for mental health clients. The department shall implement strategies for resolving organizational, regulatory, and funding issues at all levels

of the system, including the state, the ~~((regional support networks))~~ behavioral health organizations, and local service providers.

(2) The department shall propose, in operating budget requests, transfers of funding among programs to support collaborative service delivery to persons who require services from multiple department programs. The department shall report annually to the appropriate committees of the senate and house of representatives on actions and projects it has taken to promote collaborative service delivery.

Sec. 55. RCW 74.09.522 and 2013 2nd sp.s. c 17 s 13 are each amended to read as follows:

(1) For the purposes of this section:

(a) "Managed health care system" means any health care organization, including health care providers, insurers, health care service contractors, health maintenance organizations, health insuring organizations, or any combination thereof, that provides directly or by contract health care services covered under this chapter and rendered by licensed providers, on a prepaid capitated basis and that meets the requirements of section 1903(m)(1)(A) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(b) "Nonparticipating provider" means a person, health care provider, practitioner, facility, or entity, acting within their scope of practice, that does not have a written contract to participate in a managed health care system's provider network, but provides health care services to enrollees of programs authorized under this chapter whose health care services are provided by the managed health care system.

(2) The authority shall enter into agreements with managed health care systems to provide health care services to recipients of temporary assistance for needy families under the following conditions:

(a) Agreements shall be made for at least thirty thousand recipients statewide;

(b) Agreements in at least one county shall include enrollment of all recipients of temporary assistance for needy families;

(c) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act or federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act, recipients shall have a choice of systems in which to enroll and shall have the right to terminate their enrollment in a system: PROVIDED, That the authority may limit recipient termination of enrollment without cause to the first month of a period of enrollment, which period shall not exceed twelve months: AND PROVIDED FURTHER, That the authority shall not restrict a recipient's right to terminate enrollment in a system for good cause as established by the authority by rule;

(d) To the extent that this provision is consistent with section 1903(m) of Title XIX of the federal social security act, participating managed health care systems shall not enroll a disproportionate number of medical assistance recipients within the total numbers of persons served by the managed health care systems, except as authorized by the authority under federal demonstration waivers granted under section 1115(a) of Title XI of the federal social security act;

(e)(i) In negotiating with managed health care systems the authority shall adopt a uniform procedure to enter into contractual arrangements, to be included in contracts issued or renewed on or after January 1, 2015, including:

(A) Standards regarding the quality of services to be provided;

(B) The financial integrity of the responding system;

(C) Provider reimbursement methods that incentivize chronic care management within health homes, including comprehensive medication management services for patients with multiple chronic conditions consistent with the findings and goals established in RCW 74.09.5223;

(D) Provider reimbursement methods that reward health homes that, by using chronic care management, reduce emergency department and inpatient use;

(E) Promoting provider participation in the program of training and technical assistance regarding care of people with chronic conditions described in RCW 43.70.533, including allocation of funds to support provider participation in the training, unless the managed care system is an integrated health delivery system that has programs in place for chronic care management;

(F) Provider reimbursement methods within the medical billing processes that incentivize pharmacists or other qualified providers licensed in Washington state to provide comprehensive medication management services consistent with the findings and goals established in RCW 74.09.5223; ~~((and))~~

(G) Evaluation and reporting on the impact of comprehensive medication management services on patient clinical outcomes and total health care costs, including reductions in emergency department utilization, hospitalization, and drug costs; and

(H) Established consistent processes to incentivize integration of behavioral health services in the primary care setting, promoting care that is integrated, collaborative, co-located, and preventive.

(ii)(A) Health home services contracted for under this subsection may be prioritized to enrollees with complex, high cost, or multiple chronic conditions.

(B) Contracts that include the items in (e)(i)(C) through (G) of this subsection must not exceed the rates that would be paid in the absence of these provisions;

(f) The authority shall seek waivers from federal requirements as necessary to implement this chapter;

(g) The authority shall, wherever possible, enter into prepaid capitation contracts that include inpatient care. However, if this is not possible or feasible, the authority may enter into prepaid capitation contracts that do not include inpatient care;

(h) The authority shall define those circumstances under which a managed health care system is responsible for out-of-plan services and assure that recipients shall not be charged for such services;

(i) Nothing in this section prevents the authority from entering into similar agreements for other groups of people eligible to receive services under this chapter; and

(j) The authority must consult with the federal center for medicare and medicaid innovation and seek funding opportunities to support health homes.

(3) The authority shall ensure that publicly supported community health centers and providers in rural areas, who show serious intent and apparent capability to participate as managed health care systems are seriously considered as contractors. The authority shall coordinate its managed care activities with activities under chapter 70.47 RCW.

(4) The authority shall work jointly with the state of Oregon and other states in this geographical region in order to develop recommendations to be presented to the appropriate federal agencies and the United States congress for improving health care of the poor, while controlling related costs.

(5) The legislature finds that competition in the managed health care marketplace is enhanced, in the long term, by the existence of a large number of managed health care system options for medicaid clients. In a managed care delivery system, whose goal is to focus on prevention, primary care, and improved enrollee health status, continuity in care relationships is of substantial importance, and disruption to clients and health care providers should be minimized. To help ensure these goals are met, the following principles shall guide the authority in its healthy options managed health care purchasing efforts:

(a) All managed health care systems should have an opportunity to contract with the authority to the extent that minimum contracting requirements defined by the authority are met, at payment rates that enable the authority to operate as far below appropriated spending levels as possible, consistent with the principles established in this section.

(b) Managed health care systems should compete for the award of contracts and assignment of medicaid beneficiaries who do not voluntarily select a contracting system, based upon:

(i) Demonstrated commitment to or experience in serving low-income populations;

(ii) Quality of services provided to enrollees;

(iii) Accessibility, including appropriate utilization, of services offered to enrollees;

(iv) Demonstrated capability to perform contracted services, including ability to supply an adequate provider network;

(v) Payment rates; and

(vi) The ability to meet other specifically defined contract requirements established by the authority, including consideration of past and current performance and participation in other state or federal health programs as a contractor.

(c) Consideration should be given to using multiple year contracting periods.

(d) Quality, accessibility, and demonstrated commitment to serving low-income populations shall be given significant weight in the contracting, evaluation, and assignment process.

(e) All contractors that are regulated health carriers must meet state minimum net worth requirements as defined in applicable state laws. The authority shall adopt rules establishing the minimum net worth requirements for contractors that are not regulated health carriers. This subsection does not limit the authority of the Washington state health care authority to take action under a contract upon finding that a contractor's financial status seriously jeopardizes the contractor's ability to meet its contract obligations.

(f) Procedures for resolution of disputes between the authority and contract bidders or the authority and contracting carriers related to the award of, or failure to award, a managed care contract must be clearly set out in the procurement document.

(6) The authority may apply the principles set forth in subsection (5) of this section to its managed health care purchasing efforts on behalf of clients receiving supplemental security income benefits to the extent appropriate.

(7) By April 1, 2016, any contract with a managed health care system to provide services to medical assistance enrollees shall require that managed health care systems offer contracts to behavioral health organizations, mental health providers, or chemical dependency treatment providers to provide access to primary care services integrated into behavioral health clinical settings, for individuals with behavioral health and medical comorbidities.

(8) Managed health care system contracts effective on or after April 1, 2016, shall serve geographic areas that correspond to the regional service areas established in section 2 of this act.

(9) A managed health care system shall pay a nonparticipating provider that provides a service covered under this chapter to the system's enrollee no more than the lowest amount paid for that service under the managed health care system's contracts with similar providers in the state.

~~((8))~~ (10) For services covered under this chapter to medical assistance or medical care services enrollees and provided on or after August 24, 2011, nonparticipating providers must accept as payment in full the amount paid by the managed health care system under subsection (7) of this section in addition to any deductible, coinsurance, or copayment that is due from the enrollee for the service provided. An enrollee is not liable to any nonparticipating provider for covered services, except for amounts due for any deductible, coinsurance, or copayment under the terms and conditions set forth in the managed health care system contract to provide services under this section.

~~((9))~~ (11) Pursuant to federal managed care access standards, 42 C.F.R. Sec. 438, managed health care systems must maintain a network of appropriate providers that is supported by written agreements sufficient to provide adequate access to all services covered under the contract with the authority, including hospital-based physician

services. The authority will monitor and periodically report on the proportion of services provided by contracted providers and nonparticipating providers, by county, for each managed health care system to ensure that managed health care systems are meeting network adequacy requirements. No later than January 1st of each year, the authority will review and report its findings to the appropriate policy and fiscal committees of the legislature for the preceding state fiscal year.

~~((10))~~ (12) Payments under RCW 74.60.130 are exempt from this section.

~~((11))~~ (13) Subsections ~~((7))~~ (9) through ~~((9))~~ (11) of this section expire July 1, 2016.

Sec. 56. RCW 9.41.280 and 2009 c 453 s 1 are each amended to read as follows:

(1) It is unlawful for a person to carry onto, or to possess on, public or private elementary or secondary school premises, school-provided transportation, or areas of facilities while being used exclusively by public or private schools:

(a) Any firearm;

(b) Any other dangerous weapon as defined in RCW 9.41.250;

(c) Any device commonly known as "nun-chu-ka sticks", consisting of two or more lengths of wood, metal, plastic, or similar substance connected with wire, rope, or other means;

(d) Any device, commonly known as "throwing stars", which are multi-pointed, metal objects designed to embed upon impact from any aspect;

(e) Any air gun, including any air pistol or air rifle, designed to propel a BB, pellet, or other projectile by the discharge of compressed air, carbon dioxide, or other gas; or

(f)(i) Any portable device manufactured to function as a weapon and which is commonly known as a stun gun, including a projectile stun gun which projects wired probes that are attached to the device that emit an electrical charge designed to administer to a person or an animal an electric shock, charge, or impulse; or

(ii) Any device, object, or instrument which is used or intended to be used as a weapon with the intent to injure a person by an electric shock, charge, or impulse.

(2) Any such person violating subsection (1) of this section is guilty of a gross misdemeanor. If any person is convicted of a violation of subsection (1)(a) of this section, the person shall have his or her concealed pistol license, if any revoked for a period of three years. Anyone convicted under this subsection is prohibited from applying for a concealed pistol license for a period of three years. The court shall send notice of the revocation to the department of licensing, and the city, town, or county which issued the license.

Any violation of subsection (1) of this section by elementary or secondary school students constitutes grounds for expulsion from the state's public schools in accordance with RCW 28A.600.010. An appropriate school authority shall promptly notify law enforcement and the student's parent or guardian regarding any allegation or indication of such violation.

Upon the arrest of a person at least twelve years of age and not more than twenty-one years of age for violating subsection (1)(a) of this section, the person shall be detained or confined in a juvenile or adult facility for up to seventy-two hours. The person shall not be released within the seventy-two hours until after the person has been examined and evaluated by the designated mental health professional unless the court in its discretion releases the person sooner after a determination regarding probable cause or on probation bond or bail.

Within twenty-four hours of the arrest, the arresting law enforcement agency shall refer the person to the designated mental health professional for examination and evaluation under chapter 71.05 or 71.34 RCW and inform a parent or guardian of the person of the arrest, detention, and examination. The designated mental health professional shall examine and evaluate the person subject to the provisions of chapter 71.05 or 71.34 RCW. The examination shall

occur at the facility in which the person is detained or confined. If the person has been released on probation, bond, or bail, the examination shall occur wherever is appropriate.

The designated mental health professional may determine whether to refer the person to the county-designated chemical dependency specialist for examination and evaluation in accordance with chapter 70.96A RCW. The county-designated chemical dependency specialist shall examine the person subject to the provisions of chapter 70.96A RCW. The examination shall occur at the facility in which the person is detained or confined. If the person has been released on probation, bond, or bail, the examination shall occur wherever is appropriate.

Upon completion of any examination by the designated mental health professional or the county-designated chemical dependency specialist, the results of the examination shall be sent to the court, and the court shall consider those results in making any determination about the person.

The designated mental health professional and county-designated chemical dependency specialist shall, to the extent permitted by law, notify a parent or guardian of the person that an examination and evaluation has taken place and the results of the examination. Nothing in this subsection prohibits the delivery of additional, appropriate mental health examinations to the person while the person is detained or confined.

If the designated mental health professional determines it is appropriate, the designated mental health professional may refer the person to the local (~~regional support network~~) behavioral health organization for follow-up services or the department of social and health services or other community providers for other services to the family and individual.

(3) Subsection (1) of this section does not apply to:

(a) Any student or employee of a private military academy when on the property of the academy;

(b) Any person engaged in military, law enforcement, or school district security activities. However, a person who is not a commissioned law enforcement officer and who provides school security services under the direction of a school administrator may not possess a device listed in subsection (1)(f) of this section unless he or she has successfully completed training in the use of such devices that is equivalent to the training received by commissioned law enforcement officers;

(c) Any person who is involved in a convention, showing, demonstration, lecture, or firearms safety course authorized by school authorities in which the firearms of collectors or instructors are handled or displayed;

(d) Any person while the person is participating in a firearms or air gun competition approved by the school or school district;

(e) Any person in possession of a pistol who has been issued a license under RCW 9.41.070, or is exempt from the licensing requirement by RCW 9.41.060, while picking up or dropping off a student;

(f) Any nonstudent at least eighteen years of age legally in possession of a firearm or dangerous weapon that is secured within an attended vehicle or concealed from view within a locked unattended vehicle while conducting legitimate business at the school;

(g) Any nonstudent at least eighteen years of age who is in lawful possession of an unloaded firearm, secured in a vehicle while conducting legitimate business at the school; or

(h) Any law enforcement officer of the federal, state, or local government agency.

(4) Subsections (1)(c) and (d) of this section do not apply to any person who possesses nun-chu-ka sticks, throwing stars, or other dangerous weapons to be used in martial arts classes authorized to be conducted on the school premises.

(5) Subsection (1)(f)(i) of this section does not apply to any person who possesses a device listed in subsection (1)(f)(i) of this section, if the device is possessed and used solely for the purpose approved by a

school for use in a school authorized event, lecture, or activity conducted on the school premises.

(6) Except as provided in subsection (3)(b), (c), (f), and (h) of this section, firearms are not permitted in a public or private school building.

(7) "GUN-FREE ZONE" signs shall be posted around school facilities giving warning of the prohibition of the possession of firearms on school grounds.

Sec. 57. RCW 10.31.110 and 2011 c 305 s 7 and 2011 c 148 s 3 are each reenacted and amended to read as follows:

(1) When a police officer has reasonable cause to believe that the individual has committed acts constituting a nonfelony crime that is not a serious offense as identified in RCW 10.77.092 and the individual is known by history or consultation with the (~~regional support network~~) behavioral health organization to suffer from a mental disorder, the arresting officer may:

(a) Take the individual to a crisis stabilization unit as defined in RCW 71.05.020(6). Individuals delivered to a crisis stabilization unit pursuant to this section may be held by the facility for a period of up to twelve hours. The individual must be examined by a mental health professional within three hours of arrival;

(b) Take the individual to a triage facility as defined in RCW 71.05.020. An individual delivered to a triage facility which has elected to operate as an involuntary facility may be held up to a period of twelve hours. The individual must be examined by a mental health professional within three hours of arrival;

(c) Refer the individual to a mental health professional for evaluation for initial detention and proceeding under chapter 71.05 RCW; or

(d) Release the individual upon agreement to voluntary participation in outpatient treatment.

(2) If the individual is released to the community, the mental health provider shall inform the arresting officer of the release within a reasonable period of time after the release if the arresting officer has specifically requested notification and provided contact information to the provider.

(3) In deciding whether to refer the individual to treatment under this section, the police officer shall be guided by standards mutually agreed upon with the prosecuting authority, which address, at a minimum, the length, seriousness, and recency of the known criminal history of the individual, the mental health history of the individual, where available, and the circumstances surrounding the commission of the alleged offense.

(4) Any agreement to participate in treatment shall not require individuals to stipulate to any of the alleged facts regarding the criminal activity as a prerequisite to participation in a mental health treatment alternative. The agreement is inadmissible in any criminal or civil proceeding. The agreement does not create immunity from prosecution for the alleged criminal activity.

(5) If an individual violates such agreement and the mental health treatment alternative is no longer appropriate:

(a) The mental health provider shall inform the referring law enforcement agency of the violation; and

(b) The original charges may be filed or referred to the prosecutor, as appropriate, and the matter may proceed accordingly.

(6) The police officer is immune from liability for any good faith conduct under this section.

Sec. 58. RCW 10.77.010 and 2011 c 89 s 4 are each amended to read as follows:

As used in this chapter:

(1) "Admission" means acceptance based on medical necessity, of a person as a patient.

(2) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less-restrictive setting.

(3) "Conditional release" means modification of a court-ordered commitment, which may be revoked upon violation of any of its terms.

(4) A "criminally insane" person means any person who has been acquitted of a crime charged by reason of insanity, and thereupon found to be a substantial danger to other persons or to present a substantial likelihood of committing criminal acts jeopardizing public safety or security unless kept under further control by the court or other persons or institutions.

(5) "Department" means the state department of social and health services.

(6) "Designated mental health professional" has the same meaning as provided in RCW 71.05.020.

(7) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter, pending evaluation.

(8) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental disabilities and is a psychiatrist or psychologist, or a social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

(9) "Developmental disability" means the condition as defined in RCW 71A.10.020(~~(3)~~)(4).

(10) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order.

(11) "Furlough" means an authorized leave of absence for a resident of a state institution operated by the department designated for the custody, care, and treatment of the criminally insane, consistent with an order of conditional release from the court under this chapter, without any requirement that the resident be accompanied by, or be in the custody of, any law enforcement or institutional staff, while on such unescorted leave.

(12) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct.

(13) "History of one or more violent acts" means violent acts committed during: (a) The ten-year period of time prior to the filing of criminal charges; plus (b) the amount of time equal to time spent during the ten-year period in a mental health facility or in confinement as a result of a criminal conviction.

(14) "Immediate family member" means a spouse, child, stepchild, parent, stepparent, grandparent, sibling, or domestic partner.

(15) "Incompetency" means a person lacks the capacity to understand the nature of the proceedings against him or her or to assist in his or her own defense as a result of mental disease or defect.

(16) "Indigent" means any person who is financially unable to obtain counsel or other necessary expert or professional services without causing substantial hardship to the person or his or her family.

(17) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for an individual with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual release, and a projected possible date for release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences.

(18) "Professional person" means:

(a) A psychiatrist licensed as a physician and surgeon in this state who has, in addition, completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology or the American osteopathic board of neurology and psychiatry;

(b) A psychologist licensed as a psychologist pursuant to chapter 18.83 RCW; or

(c) A social worker with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(19) "Registration records" include all the records of the department, (~~regional support networks~~) behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(20) "Release" means legal termination of the court-ordered commitment under the provisions of this chapter.

(21) "Secretary" means the secretary of the department of social and health services or his or her designee.

(22) "Treatment" means any currently standardized medical or mental health procedure including medication.

(23) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by (~~regional support networks~~) behavioral health organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, (~~regional support networks~~) behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(24) "Violent act" means behavior that: (a)(i) Resulted in; (ii) if completed as intended would have resulted in; or (iii) was threatened to be carried out by a person who had the intent and opportunity to carry out the threat and would have resulted in, homicide, nonfatal injuries, or substantial damage to property; or (b) recklessly creates an immediate risk of serious physical injury to another person. As used in this subsection, "nonfatal injuries" means physical pain or injury, illness, or an impairment of physical condition. "Nonfatal injuries" shall be construed to be consistent with the definition of "bodily injury," as defined in RCW 9A.04.110.

Sec. 59. RCW 10.77.065 and 2013 c 214 s 1 are each amended to read as follows:

(1)(a)(i) The expert conducting the evaluation shall provide his or her report and recommendation to the court in which the criminal proceeding is pending. For a competency evaluation of a defendant who is released from custody, if the evaluation cannot be completed within twenty-one days due to a lack of cooperation by the defendant, the evaluator shall notify the court that he or she is unable to complete the evaluation because of such lack of cooperation.

(ii) A copy of the report and recommendation shall be provided to the designated mental health professional, the prosecuting attorney, the defense attorney, and the professional person at the local correctional facility where the defendant is being held, or if there is no professional person, to the person designated under (a)(iv) of this subsection. Upon request, the evaluator shall also provide copies of any source documents relevant to the evaluation to the designated mental health professional.

(iii) Any facility providing inpatient services related to competency shall discharge the defendant as soon as the facility determines that the defendant is competent to stand trial. Discharge shall not be postponed during the writing and distribution of the evaluation report. Distribution of an evaluation report by a facility providing inpatient services shall ordinarily be accomplished within two working days or less following the final evaluation of the defendant. If the defendant is discharged to the custody of a local correctional facility, the local correctional facility must continue the medication regimen prescribed by the facility, when clinically appropriate, unless the defendant refuses to cooperate with medication.

(iv) If there is no professional person at the local correctional facility, the local correctional facility shall designate a professional person as defined in RCW 71.05.020 or, in cooperation with the (~~regional support network~~) behavioral health organization, a professional person at the (~~regional support network~~) behavioral health organization to receive the report and recommendation.

(v) Upon commencement of a defendant's evaluation in the local correctional facility, the local correctional facility must notify the evaluator of the name of the professional person, or person designated under (a)(iv) of this subsection, to receive the report and recommendation.

(b) If the evaluator concludes, under RCW 10.77.060(3)(f), the person should be evaluated by a designated mental health professional under chapter 71.05 RCW, the court shall order such evaluation be conducted prior to release from confinement when the person is acquitted or convicted and sentenced to confinement for twenty-four months or less, or when charges are dismissed pursuant to a finding of incompetent to stand trial.

(2) The designated mental health professional shall provide written notification within twenty-four hours of the results of the determination whether to commence proceedings under chapter 71.05 RCW. The notification shall be provided to the persons identified in subsection (1)(a) of this section.

(3) The prosecuting attorney shall provide a copy of the results of any proceedings commenced by the designated mental health professional under subsection (2) of this section to the secretary.

(4) A facility conducting a civil commitment evaluation under RCW 10.77.086(4) or 10.77.088(1)(b)(ii) that makes a determination to release the person instead of filing a civil commitment petition must provide written notice to the prosecutor and defense attorney at least twenty-four hours prior to release. The notice may be given by electronic mail, facsimile, or other means reasonably likely to communicate the information immediately.

(5) The fact of admission and all information and records compiled, obtained, or maintained in the course of providing services under this chapter may also be disclosed to the courts solely to prevent the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

Sec. 60. RCW 28A.310.202 and 2007 c 359 s 9 are each amended to read as follows:

Educational service district boards may partner with (~~regional support networks~~) behavioral health organizations to respond to a request for proposal for operation of a wraparound model site under chapter 359, Laws of 2007 and, if selected, may contract for the provision of services to coordinate care and facilitate the delivery of services and other supports under a wraparound model.

Sec. 61. RCW 43.185.060 and 1994 c 160 s 2 are each amended to read as follows:

Organizations that may receive assistance from the department under this chapter are local governments, local housing authorities, (~~regional support networks~~) behavioral health organizations established under chapter 71.24 RCW, nonprofit community or neighborhood-based organizations, federally recognized Indian tribes in the state of Washington, and regional or statewide nonprofit housing assistance organizations.

Eligibility for assistance from the department under this chapter also requires compliance with the revenue and taxation laws, as applicable to the recipient, at the time the grant is made.

Sec. 62. RCW 43.185.070 and 2013 c 145 s 3 are each amended to read as follows:

(1) During each calendar year in which funds from the housing trust fund or other legislative appropriations are available for use by the department for the housing assistance program, the department must announce to all known interested parties, and through major media throughout the state, a grant and loan application period of at least ninety days' duration. This announcement must be made as often as the director deems appropriate for proper utilization of resources. The department must then promptly grant as many applications as will utilize available funds less appropriate administrative costs of the department as provided in RCW 43.185.050.

(2) In awarding funds under this chapter, the department must:

(a) Provide for a geographic distribution on a statewide basis; and

(b) Until June 30, 2013, consider the total cost and per-unit cost of each project for which an application is submitted for funding under RCW 43.185.050(2) (a) and (j), as compared to similar housing projects constructed or renovated within the same geographic area.

(3) The department, with advice and input from the affordable housing advisory board established in RCW 43.185B.020, or a subcommittee of the affordable housing advisory board, must report recommendations for awarding funds in a cost-effective manner. The report must include an implementation plan, timeline, and any other items the department identifies as important to consider to the legislature by December 1, 2012.

(4) The department must give first priority to applications for projects and activities which utilize existing privately owned housing stock including privately owned housing stock purchased by nonprofit public development authorities and public housing authorities as created in chapter 35.82 RCW. As used in this subsection, privately owned housing stock includes housing that is acquired by a federal agency through a default on the mortgage by the private owner. Such projects and activities must be evaluated under subsection (5) of this section. Second priority must be given to activities and projects which utilize existing publicly owned housing stock. All projects and activities must be evaluated by some or all of the criteria under subsection (5) of this section, and similar projects and activities shall be evaluated under the same criteria.

(5) The department must give preference for applications based on some or all of the criteria under this subsection, and similar projects and activities must be evaluated under the same criteria:

(a) The degree of leveraging of other funds that will occur;

(b) The degree of commitment from programs to provide necessary habilitation and support services for projects focusing on special needs populations;

(c) Recipient contributions to total project costs, including allied contributions from other sources such as professional, craft and trade services, and lender interest rate subsidies;

(d) Local government project contributions in the form of infrastructure improvements, and others;

(e) Projects that encourage ownership, management, and other project-related responsibility opportunities;

(f) Projects that demonstrate a strong probability of serving the original target group or income level for a period of at least twenty-five years;

(g) The applicant has the demonstrated ability, stability and resources to implement the project;

(h) Projects which demonstrate serving the greatest need;

(i) Projects that provide housing for persons and families with the lowest incomes;

(j) Projects serving special needs populations which are under statutory mandate to develop community housing;

(k) Project location and access to employment centers in the region or area;

(l) Projects that provide employment and training opportunities for disadvantaged youth under a youthbuild or youthbuild-type program as defined in RCW 50.72.020; and

(m) Project location and access to available public transportation services.

(6) The department may only approve applications for projects for persons with mental illness that are consistent with a ~~((regional support network))~~ behavioral health organization six-year capital and operating plan.

Sec. 63. RCW 43.185.110 and 1993 c 478 s 15 are each amended to read as follows:

The affordable housing advisory board established in RCW 43.185B.020 shall advise the director on housing needs in this state, including housing needs for persons ~~((who are mentally ill or developmentally disabled))~~ with mental illness or developmental disabilities or youth who are blind or deaf or otherwise disabled, operational aspects of the grant and loan program or revenue collection programs established by this chapter, and implementation of the policy and goals of this chapter. Such advice shall be consistent with policies and plans developed by ~~((regional support networks))~~ behavioral health organizations according to chapter 71.24 RCW for ~~((the mentally ill))~~ individuals with mental illness and the developmental disabilities planning council for ~~((the developmentally disabled))~~ individuals with developmental disabilities.

Sec. 64. RCW 43.20A.895 and 2013 c 338 s 2 are each amended to read as follows:

(1) The systems responsible for financing, administration, and delivery of publicly funded mental health and chemical dependency services to adults must be designed and administered to achieve improved outcomes for adult clients served by those systems through increased use and development of evidence-based, research-based, and promising practices, as defined in RCW 71.24.025. For purposes of this section, client outcomes include: Improved health status; increased participation in employment and education; reduced involvement with the criminal justice system; enhanced safety and access to treatment for forensic patients; reduction in avoidable utilization of and costs associated with hospital, emergency room, and crisis services; increased housing stability; improved quality of life, including measures of recovery and resilience; and decreased population level disparities in access to treatment and treatment outcomes.

(2) The department and the health care authority must implement a strategy for the improvement of the adult behavioral health system.

(a) The department must establish a steering committee that includes at least the following members: Behavioral health service recipients and their families; local government; representatives of ~~((regional support networks))~~ behavioral health organizations; representatives of county coordinators; law enforcement; city and county jails; tribal representatives; behavioral health service providers, including at least one chemical dependency provider and at least one psychiatric advanced registered nurse practitioner; housing providers; medicaid managed care plan representatives; long-term care service providers; organizations representing health care professionals providing services in mental health settings; the Washington state hospital association; the Washington state medical association; individuals with expertise in evidence-based and research-based behavioral health service practices; and the health care authority.

(b) The adult behavioral health system improvement strategy must include:

(i) An assessment of the capacity of the current publicly funded behavioral health services system to provide evidence-based, research-based, and promising practices;

(ii) Identification, development, and increased use of evidence-based, research-based, and promising practices;

(iii) Design and implementation of a transparent quality management system, including analysis of current system capacity to implement outcomes reporting and development of baseline and improvement targets for each outcome measure provided in this section;

(iv) Identification and phased implementation of service delivery, financing, or other strategies that will promote improvement of the behavioral health system as described in this section and incentivize the medical care, behavioral health, and long-term care service delivery systems to achieve the improvements described in this section and collaborate across systems. The strategies must include phased implementation of public reporting of outcome and performance measures in a form that allows for comparison of performance and levels of improvement between geographic regions of Washington; and

(v) Identification of effective methods for promoting workforce capacity, efficiency, stability, diversity, and safety.

(c) The department must seek private foundation and federal grant funding to support the adult behavioral health system improvement strategy.

(d) By May 15, 2014, the Washington state institute for public policy, in consultation with the department, the University of Washington evidence-based practice institute, the University of Washington alcohol and drug abuse institute, and the Washington institute for mental health research and training, shall prepare an inventory of evidence-based, research-based, and promising practices for prevention and intervention services pursuant to subsection (1) of this section. The department shall use the inventory in preparing the behavioral health improvement strategy. The department shall provide the institute with data necessary to complete the inventory.

(e) By August 1, 2014, the department must report to the governor and the relevant fiscal and policy committees of the legislature on the status of implementation of the behavioral health improvement strategy, including strategies developed or implemented to date, timelines, and costs to accomplish phased implementation of the adult behavioral health system improvement strategy.

(3) The department must contract for the services of an independent consultant to review the provision of forensic mental health services in Washington state and provide recommendations as to whether and how the state's forensic mental health system should be modified to provide an appropriate treatment environment for individuals with mental disorders who have been charged with a crime while enhancing the safety and security of the public and other patients and staff at forensic treatment facilities. By August 1, 2014, the department must submit a report regarding the recommendations of the independent consultant to the governor and the relevant fiscal and policy committees of the legislature.

Sec. 65. RCW 43.20A.897 and 2013 c 338 s 7 are each amended to read as follows:

(1) By November 30, 2013, the department and the health care authority must report to the governor and the relevant fiscal and policy committees of the legislature, consistent with RCW 43.01.036, a plan that establishes a tribal-centric behavioral health system incorporating both mental health and chemical dependency services. The plan must assure that child, adult, and older adult American Indians and Alaskan Natives eligible for medicaid have increased access to culturally appropriate mental health and chemical dependency services. The plan must:

(a) Include implementation dates, major milestones, and fiscal estimates as needed;

(b) Emphasize the use of culturally appropriate evidence-based and promising practices;

(c) Address equitable access to crisis services, outpatient care, voluntary and involuntary hospitalization, and behavioral health care coordination;

(d) Identify statutory changes necessary to implement the tribal-centric behavioral health system; and

(e) Be developed with the department's Indian policy advisory committee and the American Indian health commission, in consultation with Washington's federally recognized tribes.

(2) The department shall enter into agreements with the tribes and urban Indian health programs and modify ~~((regional support network))~~ behavioral health organization contracts as necessary to develop a tribal-centric behavioral health system that better serves the needs of the tribes.

Sec. 66. RCW 43.20C.020 and 2012 c 232 s 3 are each amended to read as follows:

The department of social and health services shall accomplish the following in consultation and collaboration with the Washington state institute for public policy, the evidence-based practice institute at the University of Washington, a university-based child welfare partnership and research entity, other national experts in the delivery of evidence-based services, and organizations representing Washington practitioners:

(1) By September 30, 2012, the Washington state institute for public policy, the University of Washington evidence-based practice institute, in consultation with the department shall publish descriptive definitions of evidence-based, research-based, and promising practices in the areas of child welfare, juvenile rehabilitation, and children's mental health services.

(a) In addition to descriptive definitions, the Washington state institute for public policy and the University of Washington evidence-based practice institute must prepare an inventory of evidence-based, research-based, and promising practices for prevention and intervention services that will be used for the purpose of completing the baseline assessment described in subsection (2) of this section. The inventory shall be periodically updated as more practices are identified.

(b) In identifying evidence-based and research-based services, the Washington state institute for public policy and the University of Washington evidence-based practice institute must:

(i) Consider any available systemic evidence-based assessment of a program's efficacy and cost-effectiveness; and

(ii) Attempt to identify assessments that use valid and reliable evidence.

(c) Using state, federal, or private funds, the department shall prioritize the assessment of promising practices identified in (a) of this subsection with the goal of increasing the number of such practices that meet the standards for evidence-based and research-based practices.

(2) By June 30, 2013, the department and the health care authority shall complete a baseline assessment of utilization of evidence-based and research-based practices in the areas of child welfare, juvenile rehabilitation, and children's mental health services. The assessment must include prevention and intervention services provided through medicaid fee-for-service and healthy options managed care contracts. The assessment shall include estimates of:

(a) The number of children receiving each service;

(b) For juvenile rehabilitation and child welfare services, the total amount of state and federal funds expended on the service;

(c) For children's mental health services, the number and percentage of encounters using these services that are provided to children served by ~~((regional support networks))~~ behavioral health organizations and children receiving mental health services through medicaid fee-for-service or healthy options;

(d) The relative availability of the service in the various regions of the state; and

(e) To the extent possible, the unmet need for each service.

(3)(a) By December 30, 2013, the department and the health care authority shall report to the governor and to the appropriate fiscal and policy committees of the legislature on recommended strategies, timelines, and costs for increasing the use of evidence-based and research-based practices. The report must distinguish between a

reallocation of existing funding to support the recommended strategies and new funding needed to increase the use of the practices.

(b) The department shall provide updated recommendations to the governor and the legislature by December 30, 2014, and by December 30, 2015.

(4)(a) The report required under subsection (3) of this section must include recommendations for the reallocation of resources for evidence-based and research-based practices and substantial increases above the baseline assessment of the use of evidence-based and research-based practices for the 2015-2017 and the 2017-2019 biennia. The recommendations for increases shall be consistent with subsection (2) of this section.

(b) If the department or health care authority anticipates that it will not meet its recommended levels for an upcoming biennium as set forth in its report, it must report to the legislature by November 1st of the year preceding the biennium. The report shall include:

(i) The identified impediments to meeting the recommended levels;

(ii) The current and anticipated performance level; and

(iii) Strategies that will be undertaken to improve performance.

(5) Recommendations made pursuant to subsections (3) and (4) of this section must include strategies to identify programs that are effective with ethnically diverse clients and to consult with tribal governments, experts within ethnically diverse communities, and community organizations that serve diverse communities.

Sec. 67. RCW 43.20C.030 and 2012 c 232 s 4 are each amended to read as follows:

The department of social and health services, in consultation with a university-based evidence-based practice institute entity in Washington, the Washington partnership council on juvenile justice, the child mental health systems of care planning committee, the children, youth, and family advisory committee, the Washington state racial disproportionality advisory committee, a university-based child welfare research entity in Washington state, ~~((regional support networks))~~ behavioral health organizations, the Washington association of juvenile court administrators, and the Washington state institute for public policy, shall:

(1) Develop strategies to use unified and coordinated case plans for children, youth, and their families who are or are likely to be involved in multiple systems within the department;

(2) Use monitoring and quality control procedures designed to measure fidelity with evidence-based and research-based prevention and treatment programs; and

(3) Utilize any existing data reporting and system of quality management processes at the state and local level for monitoring the quality control and fidelity of the implementation of evidence-based and research-based practices.

Sec. 68. RCW 44.28.800 and 1998 c 297 s 61 are each amended to read as follows:

The joint legislative audit and review committee shall conduct an evaluation of the efficiency and effectiveness of chapter 297, Laws of 1998 in meeting its stated goals. Such an evaluation shall include the operation of the state mental hospitals and the ~~((regional support networks))~~ behavioral health organizations, as well as any other appropriate entity. The joint legislative audit and review committee shall prepare an interim report of its findings which shall be delivered to the appropriate legislative committees of the house of representatives and the senate no later than September 1, 2000. In addition, the joint legislative audit and review committee shall prepare a final report of its findings which shall be delivered to the appropriate legislative committees of the house of representatives and the senate no later than January 1, 2001.

Sec. 69. RCW 48.01.220 and 1993 c 462 s 104 are each amended to read as follows:

The activities and operations of mental health ~~((regional support networks))~~ behavioral health organizations, to the extent they pertain

to the operation of a medical assistance managed care system in accordance with chapters 71.24 and 74.09 RCW, are exempt from the requirements of this title.

Sec. 70. RCW 70.02.010 and 2013 c 200 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

- (1) "Admission" has the same meaning as in RCW 71.05.020.
- (2) "Audit" means an assessment, evaluation, determination, or investigation of a health care provider by a person not employed by or affiliated with the provider to determine compliance with:
 - (a) Statutory, regulatory, fiscal, medical, or scientific standards;
 - (b) A private or public program of payments to a health care provider; or
 - (c) Requirements for licensing, accreditation, or certification.
- (3) "Commitment" has the same meaning as in RCW 71.05.020.
- (4) "Custody" has the same meaning as in RCW 71.05.020.
- (5) "Deidentified" means health information that does not identify an individual and with respect to which there is no reasonable basis to believe that the information can be used to identify an individual.
- (6) "Department" means the department of social and health services.
- (7) "Designated mental health professional" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.
- (8) "Detention" or "detain" has the same meaning as in RCW 71.05.020.
- (9) "Directory information" means information disclosing the presence, and for the purpose of identification, the name, location within a health care facility, and the general health condition of a particular patient who is a patient in a health care facility or who is currently receiving emergency health care in a health care facility.
- (10) "Discharge" has the same meaning as in RCW 71.05.020.
- (11) "Evaluation and treatment facility" has the same meaning as in RCW 71.05.020 or 71.34.020, as applicable.
- (12) "Federal, state, or local law enforcement authorities" means an officer of any agency or authority in the United States, a state, a tribe, a territory, or a political subdivision of a state, a tribe, or a territory who is empowered by law to: (a) Investigate or conduct an official inquiry into a potential criminal violation of law; or (b) prosecute or otherwise conduct a criminal proceeding arising from an alleged violation of law.
- (13) "General health condition" means the patient's health status described in terms of "critical," "poor," "fair," "good," "excellent," or terms denoting similar conditions.
- (14) "Health care" means any care, service, or procedure provided by a health care provider:
 - (a) To diagnose, treat, or maintain a patient's physical or mental condition; or
 - (b) That affects the structure or any function of the human body.
- (15) "Health care facility" means a hospital, clinic, nursing home, laboratory, office, or similar place where a health care provider provides health care to patients.
- (16) "Health care information" means any information, whether oral or recorded in any form or medium, that identifies or can readily be associated with the identity of a patient and directly relates to the patient's health care, including a patient's deoxyribonucleic acid and identified sequence of chemical base pairs. The term includes any required accounting of disclosures of health care information.
- (17) "Health care operations" means any of the following activities of a health care provider, health care facility, or third-party payor to the extent that the activities are related to functions that make an entity a health care provider, a health care facility, or a third-party payor:
 - (a) Conducting: Quality assessment and improvement activities, including outcomes evaluation and development of clinical guidelines, if the obtaining of generalizable knowledge is not the primary purpose of any studies resulting from such activities; population-based

activities relating to improving health or reducing health care costs, protocol development, case management and care coordination, contacting of health care providers and patients with information about treatment alternatives; and related functions that do not include treatment;

(b) Reviewing the competence or qualifications of health care professionals, evaluating practitioner and provider performance and third-party payor performance, conducting training programs in which students, trainees, or practitioners in areas of health care learn under supervision to practice or improve their skills as health care providers, training of nonhealth care professionals, accreditation, certification, licensing, or credentialing activities;

(c) Underwriting, premium rating, and other activities relating to the creation, renewal, or replacement of a contract of health insurance or health benefits, and ceding, securing, or placing a contract for reinsurance of risk relating to claims for health care, including stop-loss insurance and excess of loss insurance, if any applicable legal requirements are met;

(d) Conducting or arranging for medical review, legal services, and auditing functions, including fraud and abuse detection and compliance programs;

(e) Business planning and development, such as conducting cost-management and planning-related analyses related to managing and operating the health care facility or third-party payor, including formulary development and administration, development, or improvement of methods of payment or coverage policies; and

(f) Business management and general administrative activities of the health care facility, health care provider, or third-party payor including, but not limited to:

(i) Management activities relating to implementation of and compliance with the requirements of this chapter;

(ii) Customer service, including the provision of data analyses for policy holders, plan sponsors, or other customers, provided that health care information is not disclosed to such policy holder, plan sponsor, or customer;

(iii) Resolution of internal grievances;

(iv) The sale, transfer, merger, or consolidation of all or part of a health care provider, health care facility, or third-party payor with another health care provider, health care facility, or third-party payor or an entity that following such activity will become a health care provider, health care facility, or third-party payor, and due diligence related to such activity; and

(v) Consistent with applicable legal requirements, creating deidentified health care information or a limited dataset for the benefit of the health care provider, health care facility, or third-party payor.

(18) "Health care provider" means a person who is licensed, certified, registered, or otherwise authorized by the law of this state to provide health care in the ordinary course of business or practice of a profession.

(19) "Human immunodeficiency virus" or "HIV" has the same meaning as in RCW 70.24.017.

(20) "Imminent" has the same meaning as in RCW 71.05.020.

(21) "Information and records related to mental health services" means a type of health care information that relates to all information and records, including mental health treatment records, compiled, obtained, or maintained in the course of providing services by a mental health service agency, as defined in this section. This may include documents of legal proceedings under chapter 71.05, 71.34, or 10.77 RCW, or somatic health care information. For health care information maintained by a hospital as defined in RCW 70.41.020 or a health care facility or health care provider that participates with a hospital in an organized health care arrangement defined under federal law, "information and records related to mental health services" is limited to information and records of services provided by a mental health professional or information and records of services created by a

hospital-operated community mental health program as defined in RCW 71.24.025(6).

(22) "Information and records related to sexually transmitted diseases" means a type of health care information that relates to the identity of any person upon whom an HIV antibody test or other sexually transmitted infection test is performed, the results of such tests, and any information relating to diagnosis of or treatment for any confirmed sexually transmitted infections.

(23) "Institutional review board" means any board, committee, or other group formally designated by an institution, or authorized under federal or state law, to review, approve the initiation of, or conduct periodic review of research programs to assure the protection of the rights and welfare of human research subjects.

(24) "Legal counsel" has the same meaning as in RCW 71.05.020.

(25) "Local public health officer" has the same meaning as in RCW 70.24.017.

(26) "Maintain," as related to health care information, means to hold, possess, preserve, retain, store, or control that information.

(27) "Mental health professional" has the same meaning as in RCW 71.05.020.

(28) "Mental health service agency" means a public or private agency that provides services to persons with mental disorders as defined under RCW 71.05.020 or 71.34.020 and receives funding from public sources. This includes evaluation and treatment facilities as defined in RCW 71.34.020, community mental health service delivery systems, or community mental health programs, as defined in RCW 71.24.025, and facilities conducting competency evaluations and restoration under chapter 10.77 RCW.

(29) "Mental health treatment records" include registration records, as defined in RCW 71.05.020, and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health organizations and their staffs, and by treatment facilities. "Mental health treatment records" include mental health information contained in a medical bill including, but not limited to, mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. "Mental health treatment records" do not include notes or records maintained for personal use by a person providing treatment services for the department, ~~((regional support networks))~~ behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(30) "Minor" has the same meaning as in RCW 71.34.020.

(31) "Parent" has the same meaning as in RCW 71.34.020.

(32) "Patient" means an individual who receives or has received health care. The term includes a deceased individual who has received health care.

(33) "Payment" means:

(a) The activities undertaken by:

(i) A third-party payor to obtain premiums or to determine or fulfill its responsibility for coverage and provision of benefits by the third-party payor; or

(ii) A health care provider, health care facility, or third-party payor, to obtain or provide reimbursement for the provision of health care; and

(b) The activities in (a) of this subsection that relate to the patient to whom health care is provided and that include, but are not limited to:

(i) Determinations of eligibility or coverage, including coordination of benefits or the determination of cost-sharing amounts, and adjudication or subrogation of health benefit claims;

(ii) Risk adjusting amounts due based on enrollee health status and demographic characteristics;

(iii) Billing, claims management, collection activities, obtaining payment under a contract for reinsurance, including stop-loss insurance and excess of loss insurance, and related health care data processing;

(iv) Review of health care services with respect to medical necessity, coverage under a health plan, appropriateness of care, or justification of charges;

(v) Utilization review activities, including precertification and preauthorization of services, and concurrent and retrospective review of services; and

(vi) Disclosure to consumer reporting agencies of any of the following health care information relating to collection of premiums or reimbursement:

(A) Name and address;

(B) Date of birth;

(C) Social security number;

(D) Payment history;

(E) Account number; and

(F) Name and address of the health care provider, health care facility, and/or third-party payor.

(34) "Person" means an individual, corporation, business trust, estate, trust, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal or commercial entity.

(35) "Professional person" has the same meaning as in RCW 71.05.020.

(36) "Psychiatric advanced registered nurse practitioner" has the same meaning as in RCW 71.05.020.

(37) "Reasonable fee" means the charges for duplicating or searching the record, but shall not exceed sixty-five cents per page for the first thirty pages and fifty cents per page for all other pages. In addition, a clerical fee for searching and handling may be charged not to exceed fifteen dollars. These amounts shall be adjusted biennially in accordance with changes in the consumer price index, all consumers, for Seattle-Tacoma metropolitan statistical area as determined by the secretary of health. However, where editing of records by a health care provider is required by statute and is done by the provider personally, the fee may be the usual and customary charge for a basic office visit.

(38) "Release" has the same meaning as in RCW 71.05.020.

(39) "Resource management services" has the same meaning as in RCW 71.05.020.

(40) "Serious violent offense" has the same meaning as in RCW 71.05.020.

(41) "Sexually transmitted infection" or "sexually transmitted disease" has the same meaning as "sexually transmitted disease" in RCW 70.24.017.

(42) "Test for a sexually transmitted disease" has the same meaning as in RCW 70.24.017.

(43) "Third-party payor" means an insurer regulated under Title 48 RCW authorized to transact business in this state or other jurisdiction, including a health care service contractor, and health maintenance organization; or an employee welfare benefit plan, excluding fitness or wellness plans; or a state or federal health benefit program.

(44) "Treatment" means the provision, coordination, or management of health care and related services by one or more health care providers or health care facilities, including the coordination or management of health care by a health care provider or health care facility with a third party; consultation between health care providers or health care facilities relating to a patient; or the referral of a patient for health care from one health care provider or health care facility to another.

Sec. 71. RCW 70.02.230 and 2013 c 200 s 7 are each amended to read as follows:

(1) Except as provided in this section, RCW 70.02.050, 71.05.445, 70.96A.150, 74.09.295, 70.02.210, 70.02.240, 70.02.250, and 70.02.260, or pursuant to a valid authorization under RCW 70.02.030, the fact of admission to a provider for mental health services and all information and records compiled, obtained, or maintained in the course of providing mental health services to either voluntary or

involuntary recipients of services at public or private agencies must be confidential.

(2) Information and records related to mental health services, other than those obtained through treatment under chapter 71.34 RCW, may be disclosed only:

(a) In communications between qualified professional persons to meet the requirements of chapter 71.05 RCW, in the provision of services or appropriate referrals, or in the course of guardianship proceedings if provided to a professional person:

- (i) Employed by the facility;
- (ii) Who has medical responsibility for the patient's care;
- (iii) Who is a designated mental health professional;
- (iv) Who is providing services under chapter 71.24 RCW;
- (v) Who is employed by a state or local correctional facility where the person is confined or supervised; or

(vi) Who is providing evaluation, treatment, or follow-up services under chapter 10.77 RCW;

(b) When the communications regard the special needs of a patient and the necessary circumstances giving rise to such needs and the disclosure is made by a facility providing services to the operator of a facility in which the patient resides or will reside;

(c)(i) When the person receiving services, or his or her guardian, designates persons to whom information or records may be released, or if the person is a minor, when his or her parents make such a designation;

(ii) A public or private agency shall release to a person's next of kin, attorney, personal representative, guardian, or conservator, if any:

(A) The information that the person is presently a patient in the facility or that the person is seriously physically ill;

(B) A statement evaluating the mental and physical condition of the patient, and a statement of the probable duration of the patient's confinement, if such information is requested by the next of kin, attorney, personal representative, guardian, or conservator; and

(iii) Other information requested by the next of kin or attorney as may be necessary to decide whether or not proceedings should be instituted to appoint a guardian or conservator;

(d)(i) To the courts as necessary to the administration of chapter 71.05 RCW or to a court ordering an evaluation or treatment under chapter 10.77 RCW solely for the purpose of preventing the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

(ii) To a court or its designee in which a motion under chapter 10.77 RCW has been made for involuntary medication of a defendant for the purpose of competency restoration.

(iii) Disclosure under this subsection is mandatory for the purpose of the federal health insurance portability and accountability act;

(e)(i) When a mental health professional is requested by a representative of a law enforcement or corrections agency, including a police officer, sheriff, community corrections officer, a municipal attorney, or prosecuting attorney to undertake an investigation or provide treatment under RCW 71.05.150, 10.31.110, or 71.05.153, the mental health professional shall, if requested to do so, advise the representative in writing of the results of the investigation including a statement of reasons for the decision to detain or release the person investigated. The written report must be submitted within seventy-two hours of the completion of the investigation or the request from the law enforcement or corrections representative, whichever occurs later.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(f) To the attorney of the detained person;

(g) To the prosecuting attorney as necessary to carry out the responsibilities of the office under RCW 71.05.330(2), 71.05.340(1)(b), and 71.05.335. The prosecutor must be provided access to records regarding the committed person's treatment and prognosis, medication, behavior problems, and other records relevant to the issue of whether treatment less restrictive than inpatient treatment

is in the best interest of the committed person or others. Information must be disclosed only after giving notice to the committed person and the person's counsel;

(h)(i) To appropriate law enforcement agencies and to a person, when the identity of the person is known to the public or private agency, whose health and safety has been threatened, or who is known to have been repeatedly harassed, by the patient. The person may designate a representative to receive the disclosure. The disclosure must be made by the professional person in charge of the public or private agency or his or her designee and must include the dates of commitment, admission, discharge, or release, authorized or unauthorized absence from the agency's facility, and only any other information that is pertinent to the threat or harassment. The agency or its employees are not civilly liable for the decision to disclose or not, so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(i)(i) To appropriate corrections and law enforcement agencies all necessary and relevant information in the event of a crisis or emergent situation that poses a significant and imminent risk to the public. The mental health service agency or its employees are not civilly liable for the decision to disclose or not so long as the decision was reached in good faith and without gross negligence.

(ii) Disclosure under this subsection is mandatory for the purposes of the health insurance portability and accountability act;

(j) To the persons designated in RCW 71.05.425 for the purposes described in those sections;

(k) Upon the death of a person. The person's next of kin, personal representative, guardian, or conservator, if any, must be notified. Next of kin who are of legal age and competent must be notified under this section in the following order: Spouse, parents, children, brothers and sisters, and other relatives according to the degree of relation. Access to all records and information compiled, obtained, or maintained in the course of providing services to a deceased patient are governed by RCW 70.02.140;

(l) To mark headstones or otherwise memorialize patients interred at state hospital cemeteries. The department of social and health services shall make available the name, date of birth, and date of death of patients buried in state hospital cemeteries fifty years after the death of a patient;

(m) To law enforcement officers and to prosecuting attorneys as are necessary to enforce RCW 9.41.040(2)(a)(ii). The extent of information that may be released is limited as follows:

(i) Only the fact, place, and date of involuntary commitment, an official copy of any order or orders of commitment, and an official copy of any written or oral notice of ineligibility to possess a firearm that was provided to the person pursuant to RCW 9.41.047(1), must be disclosed upon request;

(ii) The law enforcement and prosecuting attorneys may only release the information obtained to the person's attorney as required by court rule and to a jury or judge, if a jury is waived, that presides over any trial at which the person is charged with violating RCW 9.41.040(2)(a)(ii);

(iii) Disclosure under this subsection is mandatory for the purposes of the federal health insurance portability and accountability act;

(n) When a patient would otherwise be subject to the provisions of this section and disclosure is necessary for the protection of the patient or others due to his or her unauthorized disappearance from the facility, and his or her whereabouts is unknown, notice of the disappearance, along with relevant information, may be made to relatives, the department of corrections when the person is under the supervision of the department, and governmental law enforcement agencies designated by the physician or psychiatric advanced registered nurse practitioner in charge of the patient or the professional person in charge of the facility, or his or her professional designee;

(o) Pursuant to lawful order of a court;

(p) To qualified staff members of the department, to the director of (~~regional support networks~~) behavioral health organizations, to resource management services responsible for serving a patient, or to service providers designated by resource management services as necessary to determine the progress and adequacy of treatment and to determine whether the person should be transferred to a less restrictive or more appropriate treatment modality or facility;

(q) Within the treatment facility where the patient is receiving treatment, confidential information may be disclosed to persons employed, serving in bona fide training programs, or participating in supervised volunteer programs, at the facility when it is necessary to perform their duties;

(r) Within the department as necessary to coordinate treatment for mental illness, developmental disabilities, alcoholism, or drug abuse of persons who are under the supervision of the department;

(s) To a licensed physician or psychiatric advanced registered nurse practitioner who has determined that the life or health of the person is in danger and that treatment without the information contained in the mental health treatment records could be injurious to the patient's health. Disclosure must be limited to the portions of the records necessary to meet the medical emergency;

(t) Consistent with the requirements of the federal health information portability and accountability act, to a licensed mental health professional or a health care professional licensed under chapter 18.71, 18.71A, 18.57, 18.57A, 18.79, or 18.36A RCW who is providing care to a person, or to whom a person has been referred for evaluation or treatment, to assure coordinated care and treatment of that person. Psychotherapy notes, as defined in 45 C.F.R. Sec. 164.501, may not be released without authorization of the person who is the subject of the request for release of information;

(u) To administrative and office support staff designated to obtain medical records for those licensed professionals listed in (t) of this subsection;

(v) To a facility that is to receive a person who is involuntarily committed under chapter 71.05 RCW, or upon transfer of the person from one treatment facility to another. The release of records under this subsection is limited to the mental health treatment records required by law, a record or summary of all somatic treatments, and a discharge summary. The discharge summary may include a statement of the patient's problem, the treatment goals, the type of treatment which has been provided, and recommendation for future treatment, but may not include the patient's complete treatment record;

(w) To the person's counsel or guardian ad litem, without modification, at any time in order to prepare for involuntary commitment or recommitment proceedings, reexaminations, appeals, or other actions relating to detention, admission, commitment, or patient's rights under chapter 71.05 RCW;

(x) To staff members of the protection and advocacy agency or to staff members of a private, nonprofit corporation for the purpose of protecting and advocating the rights of persons with mental disorders or developmental disabilities. Resource management services may limit the release of information to the name, birthdate, and county of residence of the patient, information regarding whether the patient was voluntarily admitted, or involuntarily committed, the date and place of admission, placement, or commitment, the name and address of a guardian of the patient, and the date and place of the guardian's appointment. Any staff member who wishes to obtain additional information must notify the patient's resource management services in writing of the request and of the resource management services' right to object. The staff member shall send the notice by mail to the guardian's address. If the guardian does not object in writing within fifteen days after the notice is mailed, the staff member may obtain the additional information. If the guardian objects in writing within fifteen days after the notice is mailed, the staff member may not obtain the additional information;

(y) To all current treating providers of the patient with prescriptive authority who have written a prescription for the patient within the last twelve months. For purposes of coordinating health care, the department may release without written authorization of the patient, information acquired for billing and collection purposes as described in RCW 70.02.050(1)(e). The department shall notify the patient that billing and collection information has been released to named providers, and provide the substance of the information released and the dates of such release. The department may not release counseling, inpatient psychiatric hospitalization, or drug and alcohol treatment information without a signed written release from the client;

(z)(i) To the secretary of social and health services for either program evaluation or research, or both so long as the secretary adopts rules for the conduct of the evaluation or research, or both. Such rules must include, but need not be limited to, the requirement that all evaluators and researchers sign an oath of confidentiality substantially as follows:

"As a condition of conducting evaluation or research concerning persons who have received services from (fill in the facility, agency, or person) I,, agree not to divulge, publish, or otherwise make known to unauthorized persons or the public any information obtained in the course of such evaluation or research regarding persons who have received services such that the person who received such services is identifiable.

I recognize that unauthorized release of confidential information may subject me to civil liability under the provisions of state law.

/s/"

(ii) Nothing in this chapter may be construed to prohibit the compilation and publication of statistical data for use by government or researchers under standards, including standards to assure maintenance of confidentiality, set forth by the secretary.

(3) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for chemical dependency, the department may restrict the release of the information as necessary to comply with federal law and regulations.

(4) Civil liability and immunity for the release of information about a particular person who is committed to the department of social and health services under RCW 71.05.280(3) and 71.05.320(3)(c) after dismissal of a sex offense as defined in RCW 9.94A.030, is governed by RCW 4.24.550.

(5) The fact of admission to a provider of mental health services, as well as all records, files, evidence, findings, or orders made, prepared, collected, or maintained pursuant to chapter 71.05 RCW are not admissible as evidence in any legal proceeding outside that chapter without the written authorization of the person who was the subject of the proceeding except as provided in RCW 70.02.260, in a subsequent criminal prosecution of a person committed pursuant to RCW 71.05.280(3) or 71.05.320(3)(c) on charges that were dismissed pursuant to chapter 10.77 RCW due to incompetency to stand trial, in a civil commitment proceeding pursuant to chapter 71.09 RCW, or, in the case of a minor, a guardianship or dependency proceeding. The records and files maintained in any court proceeding pursuant to chapter 71.05 RCW must be confidential and available subsequent to such proceedings only to the person who was the subject of the proceeding or his or her attorney. In addition, the court may order the subsequent release or use of such records or files only upon good cause shown if the court finds that appropriate safeguards for strict confidentiality are and will be maintained.

(6)(a) Except as provided in RCW 4.24.550, any person may bring an action against an individual who has willfully released confidential information or records concerning him or her in violation of the provisions of this section, for the greater of the following amounts:

(i) One thousand dollars; or

(ii) Three times the amount of actual damages sustained, if any.

(b) It is not a prerequisite to recovery under this subsection that the plaintiff suffered or was threatened with special, as contrasted with general, damages.

(c) Any person may bring an action to enjoin the release of confidential information or records concerning him or her or his or her ward, in violation of the provisions of this section, and may in the same action seek damages as provided in this subsection.

(d) The court may award to the plaintiff, should he or she prevail in any action authorized by this subsection, reasonable attorney fees in addition to those otherwise provided by law.

(e) If an action is brought under this subsection, no action may be brought under RCW 70.02.170.

Sec. 72. RCW 70.02.250 and 2013 c 200 s 9 are each amended to read as follows:

(1) Information and records related to mental health services delivered to a person subject to chapter 9.94A or 9.95 RCW must be released, upon request, by a mental health service agency to department of corrections personnel for whom the information is necessary to carry out the responsibilities of their office. The information must be provided only for the purpose of completing presentence investigations, supervision of an incarcerated person, planning for and provision of supervision of a person, or assessment of a person's risk to the community. The request must be in writing and may not require the consent of the subject of the records.

(2) The information to be released to the department of corrections must include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties, including those records and reports identified in subsection (1) of this section.

(3) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific ~~((regional support networks))~~ behavioral health organizations and mental health service agencies that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

(4) The department and the department of corrections, in consultation with ~~((regional support networks))~~ behavioral health organizations, mental health service agencies as defined in RCW 70.02.010, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules must:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(5) The information received by the department of corrections under this section must remain confidential and subject to the limitations on disclosure outlined in chapter 71.34 RCW, except as provided in RCW 72.09.585.

(6) No mental health service agency or individual employed by a mental health service agency may be held responsible for information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(7) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(8) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under this chapter.

Sec. 73. RCW 70.320.010 and 2013 c 320 s 1 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means the health care authority.

(2) "Department" means the department of social and health services.

(3) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well-established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in this section.

(4) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(5) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in this subsection but does not meet the full criteria for evidence-based.

(6) "Service coordination organization" or "service contracting entity" means the authority and department, or an entity that may contract with the state to provide, directly or through subcontracts, a comprehensive delivery system of medical, behavioral, long-term care, or social support services, including entities such as ~~((regional support networks))~~ behavioral health organizations as defined in RCW 71.24.025, managed care organizations that provide medical services to clients under chapter 74.09 RCW, counties providing chemical dependency services under chapters 74.50 and 70.96A RCW, and area agencies on aging providing case management services under chapter 74.39A RCW.

Sec. 74. RCW 70.96B.010 and 2011 c 89 s 10 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician that a person should be examined or treated as a patient in a hospital, an evaluation and treatment facility, or other inpatient facility, or a decision by a professional person in charge or his or her designee that a person should be detained as a patient for evaluation and treatment in a secure detoxification facility or other certified chemical dependency provider.

(2) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(3) "Approved treatment program" means a discrete program of chemical dependency treatment provided by a treatment program certified by the department as meeting standards adopted under chapter 70.96A RCW.

(4) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(5) "Chemical dependency" means:

(a) Alcoholism;

(b) Drug addiction; or

(c) Dependence on alcohol and one or more other psychoactive chemicals, as the context requires.

(6) "Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.

(7) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

(8) "Conditional release" means a revocable modification of a commitment that may be revoked upon violation of any of its terms.

(9) "Custody" means involuntary detention under either chapter 71.05 or 70.96A RCW or this chapter, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

(10) "Department" means the department of social and health services.

(11) "Designated chemical dependency specialist" or "specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in RCW 70.96A.140 and this chapter, and qualified to do so by meeting standards adopted by the department.

(12) "Designated crisis responder" means a person designated by the county or (~~regional support network~~) behavioral health organization to perform the duties specified in this chapter.

(13) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter.

(14) "Detention" or "detain" means the lawful confinement of a person under this chapter, or chapter 70.96A or 71.05 RCW.

(15) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with individuals with developmental disabilities and is a psychiatrist, psychologist, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

(16) "Developmental disability" means that condition defined in RCW 71A.10.020.

(17) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

(18) "Evaluation and treatment facility" means any facility that can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and that is certified as such by the department. A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility. A facility that is part of, or operated by, the department or any federal agency does not require certification. No correctional institution or facility, or jail, may be an evaluation and treatment facility within the meaning of this chapter.

(19) "Facility" means either an evaluation and treatment facility or a secure detoxification facility.

(20) "Gravely disabled" means a condition in which a person, as a result of a mental disorder, or as a result of the use of alcohol or other psychoactive chemicals:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety.

(21) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this chapter, or

chapter 70.96A or 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

(22) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote.

(23) "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol or other psychoactive chemicals.

(24) "Judicial commitment" means a commitment by a court under this chapter.

(25) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(26) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by a person upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by a person upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts.

(27) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on a person's cognitive or volitional functions.

(28) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

(29) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment.

(30) "Person in charge" means a physician or chemical dependency counselor as defined in rule by the department, who is empowered by a certified treatment program with authority to make assessment, admission, continuing care, and discharge decisions on behalf of the certified program.

(31) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, that constitutes an evaluation and treatment facility or private institution, or hospital, or approved treatment program, that is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill and/or chemically dependent.

(32) "Professional person" means a mental health professional or chemical dependency professional and shall also mean a physician, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter.

(33) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

(34) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

(35) "Public agency" means any evaluation and treatment facility or institution, or hospital, or approved treatment program that is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill and/or chemically

dependent, if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments.

(36) "Registration records" means all the records of the department, (~~(regional support networks)~~) behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness.

(37) "Release" means legal termination of the commitment under chapter 70.96A or 71.05 RCW or this chapter.

(38) "Secretary" means the secretary of the department or the secretary's designee.

(39) "Secure detoxification facility" means a facility operated by either a public or private agency or by the program of an agency that serves the purpose of providing evaluation and assessment, and acute and/or subacute detoxification services for intoxicated persons and includes security measures sufficient to protect the patients, staff, and community.

(40) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(41) "Treatment records" means registration records and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by (~~(regional support networks)~~) behavioral health organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, (~~(regional support networks)~~) behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(42) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 75. RCW 70.96B.020 and 2005 c 504 s 203 are each amended to read as follows:

(1) The secretary, after consulting with the Washington state association of counties, shall select and contract with (~~(regional support networks)~~) behavioral health organizations or counties to provide two integrated crisis response and involuntary treatment pilot programs for adults and shall allocate resources for both integrated services and secure detoxification services in the pilot areas. In selecting the two (~~(regional support networks)~~) behavioral health organizations or counties, the secretary shall endeavor to site one in an urban and one in a rural (~~(regional support network)~~) behavioral health organization or county; and to site them in counties other than those selected pursuant to RCW 70.96A.800, to the extent necessary to facilitate evaluation of pilot project results.

(2) The (~~(regional support networks)~~) behavioral health organizations or counties shall implement the pilot programs by providing integrated crisis response and involuntary treatment to persons with a chemical dependency, a mental disorder, or both, consistent with this chapter. The pilot programs shall:

(a) Combine the crisis responder functions of a designated mental health professional under chapter 71.05 RCW and a designated chemical dependency specialist under chapter 70.96A RCW by establishing a new designated crisis responder who is authorized to conduct investigations and detain persons up to seventy-two hours to the proper facility;

(b) Provide training to the crisis responders as required by the department;

(c) Provide sufficient staff and resources to ensure availability of an adequate number of crisis responders twenty-four hours a day, seven days a week;

(d) Provide the administrative and court-related staff, resources, and processes necessary to facilitate the legal requirements of the initial detention and the commitment hearings for persons with a chemical dependency;

(e) Participate in the evaluation and report to assess the outcomes of the pilot programs including providing data and information as requested;

(f) Provide the other services necessary to the implementation of the pilot programs, consistent with this chapter as determined by the secretary in contract; and

(g) Collaborate with the department of corrections where persons detained or committed are also subject to supervision by the department of corrections.

(3) The pilot programs established by this section shall begin providing services by March 1, 2006.

Sec. 76. RCW 70.96B.030 and 2005 c 504 s 204 are each amended to read as follows:

To qualify as a designated crisis responder, a person must have received chemical dependency training as determined by the department and be a:

(1) Psychiatrist, psychologist, psychiatric nurse, or social worker;

(2) Person with a master's degree or further advanced degree in counseling or one of the social sciences from an accredited college or university and who have, in addition, at least two years of experience in direct treatment of persons with mental illness or emotional disturbance, such experience gained under the direction of a mental health professional;

(3) Person who meets the waiver criteria of RCW 71.24.260, which waiver was granted before 1986;

(4) Person who had an approved waiver to perform the duties of a mental health professional that was requested by the (~~(regional support network)~~) behavioral health organization and granted by the department before July 1, 2001; or

(5) Person who has been granted a time-limited exception of the minimum requirements of a mental health professional by the department consistent with rules adopted by the secretary.

Sec. 77. RCW 70.96C.010 and 2005 c 504 s 601 are each amended to read as follows:

(1) The department of social and health services, in consultation with the members of the team charged with developing the state plan for co-occurring mental and substance abuse disorders, shall adopt, not later than January 1, 2006, an integrated and comprehensive screening and assessment process for chemical dependency and mental disorders and co-occurring chemical dependency and mental disorders.

(a) The process adopted shall include, at a minimum:

(i) An initial screening tool that can be used by intake personnel system-wide and which will identify the most common types of co-occurring disorders;

(ii) An assessment process for those cases in which assessment is indicated that provides an appropriate degree of assessment for most situations, which can be expanded for complex situations;

(iii) Identification of triggers in the screening that indicate the need to begin an assessment;

(iv) Identification of triggers after or outside the screening that indicate a need to begin or resume an assessment;

(v) The components of an assessment process and a protocol for determining whether part or all of the assessment is necessary, and at what point; and

(vi) Emphasis that the process adopted under this section is to replace and not to duplicate existing intake, screening, and assessment tools and processes.

(b) The department shall consider existing models, including those already adopted by other states, and to the extent possible, adopt an established, proven model.

(c) The integrated, comprehensive screening and assessment process shall be implemented statewide by all chemical dependency and mental health treatment providers as well as all designated mental health professionals, designated chemical dependency specialists, and designated crisis responders not later than January 1, 2007.

(2) The department shall provide adequate training to effect statewide implementation by the dates designated in this section and shall report the rates of co-occurring disorders and the stage of screening or assessment at which the co-occurring disorder was identified to the appropriate committees of the legislature.

(3) The department shall establish contractual penalties to contracted treatment providers, the ~~((regional support networks))~~ behavioral health organizations, and their contracted providers for failure to implement the integrated screening and assessment process by July 1, 2007.

Sec. 78. RCW 70.97.010 and 2011 c 89 s 11 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes but is not limited to atypical antipsychotic medications.

(2) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient.

(3) "Chemical dependency" means alcoholism, drug addiction, or dependence on alcohol and one or more other psychoactive chemicals, as the context requires and as those terms are defined in chapter 70.96A RCW.

(4) "Chemical dependency professional" means a person certified as a chemical dependency professional by the department of health under chapter 18.205 RCW.

(5) "Commitment" means the determination by a court that an individual should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting.

(6) "Conditional release" means a modification of a commitment that may be revoked upon violation of any of its terms.

(7) "Custody" means involuntary detention under chapter 71.05 or 70.96A RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment.

(8) "Department" means the department of social and health services.

(9) "Designated responder" means a designated mental health professional, a designated chemical dependency specialist, or a designated crisis responder as those terms are defined in chapter 70.96A, 71.05, or 70.96B RCW.

(10) "Detention" or "detain" means the lawful confinement of an individual under chapter 70.96A or 71.05 RCW.

(11) "Discharge" means the termination of facility authority. The commitment may remain in place, be terminated, or be amended by court order.

(12) "Enhanced services facility" means a facility that provides treatment and services to persons for whom acute inpatient treatment is not medically necessary and who have been determined by the department to be inappropriate for placement in other licensed facilities due to the complex needs that result in behavioral and security issues.

(13) "Expanded community services program" means a nonsecure program of enhanced behavioral and residential support provided to long-term and residential care providers serving specifically eligible clients who would otherwise be at risk for hospitalization at state hospital geriatric units.

(14) "Facility" means an enhanced services facility.

(15) "Gravely disabled" means a condition in which an individual, as a result of a mental disorder, as a result of the use of alcohol or other psychoactive chemicals, or both:

(a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or

(b) Manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over

his or her actions and is not receiving such care as is essential for his or her health or safety.

(16) "History of one or more violent acts" refers to the period of time ten years before the filing of a petition under this chapter, or chapter 70.96A or 71.05 RCW, excluding any time spent, but not any violent acts committed, in a mental health facility or a long-term alcoholism or drug treatment facility, or in confinement as a result of a criminal conviction.

(17) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(18) "Likelihood of serious harm" means:

(a) A substantial risk that:

(i) Physical harm will be inflicted by an individual upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself;

(ii) Physical harm will be inflicted by an individual upon another, as evidenced by behavior that has caused such harm or that places another person or persons in reasonable fear of sustaining such harm; or

(iii) Physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior that has caused substantial loss or damage to the property of others; or

(b) The individual has threatened the physical safety of another and has a history of one or more violent acts.

(19) "Mental disorder" means any organic, mental, or emotional impairment that has substantial adverse effects on an individual's cognitive or volitional functions.

(20) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary under the authority of chapter 71.05 RCW.

(21) "Professional person" means a mental health professional and also means a physician, registered nurse, and such others as may be defined in rules adopted by the secretary pursuant to the provisions of this chapter.

(22) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology.

(23) "Psychologist" means a person who has been licensed as a psychologist under chapter 18.83 RCW.

(24) "Registration records" include all the records of the department, ~~((regional support networks))~~ behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify individuals who are receiving or who at any time have received services for mental illness.

(25) "Release" means legal termination of the commitment under chapter 70.96A or 71.05 RCW.

(26) "Resident" means a person admitted to an enhanced services facility.

(27) "Secretary" means the secretary of the department or the secretary's designee.

(28) "Significant change" means:

(a) A deterioration in a resident's physical, mental, or psychosocial condition that has caused or is likely to cause clinical complications or life-threatening conditions; or

(b) An improvement in the resident's physical, mental, or psychosocial condition that may make the resident eligible for release or for treatment in a less intensive or less secure setting.

(29) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

(30) "Treatment" means the broad range of emergency, detoxification, residential, inpatient, and outpatient services and care, including diagnostic evaluation, mental health or chemical dependency education and counseling, medical, psychiatric, psychological, and social service care, vocational rehabilitation, and career counseling, which may be extended to persons with mental disorders, chemical dependency disorders, or both, and their families.

(31) "Treatment records" include registration and all other records concerning individuals who are receiving or who at any time have received services for mental illness, which are maintained by the department, by ~~((regional support networks))~~ behavioral health organizations and their staffs, and by treatment facilities. "Treatment records" do not include notes or records maintained for personal use by an individual providing treatment services for the department, ~~((regional support networks))~~ behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(32) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 79. RCW 71.05.020 and 2011 c 148 s 1 and 2011 c 89 s 14 are each reenacted and amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Admission" or "admit" means a decision by a physician or psychiatric advanced registered nurse practitioner that a person should be examined or treated as a patient in a hospital;

(2) "Antipsychotic medications" means that class of drugs primarily used to treat serious manifestations of mental illness associated with thought disorders, which includes, but is not limited to atypical antipsychotic medications;

(3) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(4) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less restrictive setting;

(5) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms;

(6) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed by the department of health and certified by the department of social and health services under RCW 71.24.035, such as an evaluation and treatment facility or a hospital, which has been designed to assess, diagnose, and treat individuals experiencing an acute crisis without the use of long-term hospitalization;

(7) "Custody" means involuntary detention under the provisions of this chapter or chapter 10.77 RCW, uninterrupted by any period of unconditional release from commitment from a facility providing involuntary care and treatment;

(8) "Department" means the department of social and health services;

(9) "Designated chemical dependency specialist" means a person designated by the county alcoholism and other drug addiction program coordinator designated under RCW 70.96A.310 to perform the commitment duties described in chapters 70.96A and 70.96B RCW;

(10) "Designated crisis responder" means a mental health professional appointed by the county or the ~~((regional support network))~~ behavioral health organization to perform the duties specified in this chapter;

(11) "Designated mental health professional" means a mental health professional designated by the county or other authority authorized in rule to perform the duties specified in this chapter;

(12) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter;

(13) "Developmental disabilities professional" means a person who has specialized training and three years of experience in directly treating or working with persons with developmental disabilities and is a psychiatrist, psychologist, psychiatric advanced registered nurse

practitioner, or social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary;

(14) "Developmental disability" means that condition defined in RCW 71A.10.020~~((4))~~(4);

(15) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order;

(16) "Evaluation and treatment facility" means any facility which can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and which is certified as such by the department. A physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility. A facility which is part of, or operated by, the department or any federal agency will not require certification. No correctional institution or facility, or jail, shall be an evaluation and treatment facility within the meaning of this chapter;

(17) "Gravely disabled" means a condition in which a person, as a result of a mental disorder: (a) Is in danger of serious physical harm resulting from a failure to provide for his or her essential human needs of health or safety; or (b) manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety;

(18) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct;

(19) "History of one or more violent acts" refers to the period of time ten years prior to the filing of a petition under this chapter, excluding any time spent, but not any violent acts committed, in a mental health facility or in confinement as a result of a criminal conviction;

(20) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote;

(21) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for a person with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual discharge or release, and a projected possible date for discharge or release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences;

(22) "Information related to mental health services" means all information and records compiled, obtained, or maintained in the course of providing services to either voluntary or involuntary recipients of services by a mental health service provider. This may include documents of legal proceedings under this chapter or chapter 71.34 or 10.77 RCW, or somatic health care information;

(23) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

(24) "Legal counsel" means attorneys and staff employed by county prosecutor offices or the state attorney general acting in their capacity as legal representatives of public mental health service providers under RCW 71.05.130;

(25) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by a person upon his or her own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on oneself; (ii) physical harm will be inflicted by a person upon another, as evidenced by behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm; or (iii) physical harm will be inflicted by a person upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others; or

(b) The person has threatened the physical safety of another and has a history of one or more violent acts;

(26) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on a person's cognitive or volitional functions;

(27) "Mental health professional" means a psychiatrist, psychologist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, and such other mental health professionals as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

(28) "Mental health service provider" means a public or private agency that provides mental health services to persons with mental disorders as defined under this section and receives funding from public sources. This includes, but is not limited to, hospitals licensed under chapter 70.41 RCW, evaluation and treatment facilities as defined in this section, community mental health service delivery systems or community mental health programs as defined in RCW 71.24.025, facilities conducting competency evaluations and restoration under chapter 10.77 RCW, and correctional facilities operated by state and local governments;

(29) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment;

(30) "Private agency" means any person, partnership, corporation, or association that is not a public agency, whether or not financed in whole or in part by public funds, which constitutes an evaluation and treatment facility or private institution, or hospital, which is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill;

(31) "Professional person" means a mental health professional and shall also mean a physician, psychiatric advanced registered nurse practitioner, registered nurse, and such others as may be defined by rules adopted by the secretary pursuant to the provisions of this chapter;

(32) "Psychiatric advanced registered nurse practitioner" means a person who is licensed as an advanced registered nurse practitioner pursuant to chapter 18.79 RCW; and who is board certified in advanced practice psychiatric and mental health nursing;

(33) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology;

(34) "Psychologist" means a person who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

(35) "Public agency" means any evaluation and treatment facility or institution, or hospital which is conducted for, or includes a department or ward conducted for, the care and treatment of persons with mental illness, if the agency is operated directly by, federal, state, county, or municipal government, or a combination of such governments;

(36) "Registration records" include all the records of the department, (~~(regional support networks)~~) behavioral health organizations, treatment facilities, and other persons providing services to the department, county departments, or facilities which identify persons who are receiving or who at any time have received services for mental illness;

(37) "Release" means legal termination of the commitment under the provisions of this chapter;

(38) "Resource management services" has the meaning given in chapter 71.24 RCW;

(39) "Secretary" means the secretary of the department of social and health services, or his or her designee;

(40) "Serious violent offense" has the same meaning as provided in RCW 9.94A.030;

(41) "Social worker" means a person with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010;

(42) "Therapeutic court personnel" means the staff of a mental health court or other therapeutic court which has jurisdiction over defendants who are dually diagnosed with mental disorders, including court personnel, probation officers, a court monitor, prosecuting attorney, or defense counsel acting within the scope of therapeutic court duties;

(43) "Triage facility" means a short-term facility or a portion of a facility licensed by the department of health and certified by the department of social and health services under RCW 71.24.035, which is designed as a facility to assess and stabilize an individual or determine the need for involuntary commitment of an individual, and must meet department of health residential treatment facility standards. A triage facility may be structured as a voluntary or involuntary placement facility;

(44) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are maintained by the department, by (~~(regional support networks)~~) behavioral health organizations and their staffs, and by treatment facilities. Treatment records include mental health information contained in a medical bill including but not limited to mental health drugs, a mental health diagnosis, provider name, and dates of service stemming from a medical service. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, (~~(regional support networks)~~) behavioral health organizations, or a treatment facility if the notes or records are not available to others;

(45) "Violent act" means behavior that resulted in homicide, attempted suicide, nonfatal injuries, or substantial damage to property.

Sec. 80. RCW 71.05.025 and 2000 c 94 s 2 are each amended to read as follows:

The legislature intends that the procedures and services authorized in this chapter be integrated with those in chapter 71.24 RCW to the maximum extent necessary to assure a continuum of care to persons (~~(who are mentally ill)~~) with mental illness or who have mental disorders, as defined in either or both this chapter and chapter 71.24 RCW. To this end, (~~(regional support networks)~~) behavioral health organizations established in accordance with chapter 71.24 RCW shall institute procedures which require timely consultation with resource management services by (~~(county)~~) designated mental health professionals and evaluation and treatment facilities to assure that determinations to admit, detain, commit, treat, discharge, or release persons with mental disorders under this chapter are made only after appropriate information regarding such person's treatment history and current treatment plan has been sought from resource management services.

Sec. 81. RCW 71.05.026 and 2006 c 333 s 301 are each amended to read as follows:

(1) Except for monetary damage claims which have been reduced to final judgment by a superior court, this section applies to all claims

against the state, state agencies, state officials, or state employees that exist on or arise after March 29, 2006.

(2) Except as expressly provided in contracts entered into between the department and the (~~(regional support networks)~~) behavioral health organizations after March 29, 2006, the entities identified in subsection (3) of this section shall have no claim for declaratory relief, injunctive relief, judicial review under chapter 34.05 RCW, or civil liability against the state or state agencies for actions or inactions performed pursuant to the administration of this chapter with regard to the following: (a) The allocation or payment of federal or state funds; (b) the use or allocation of state hospital beds; or (c) financial responsibility for the provision of inpatient mental health care.

(3) This section applies to counties, (~~(regional support networks)~~) behavioral health organizations, and entities which contract to provide (~~(regional support network)~~) behavioral health organization services and their subcontractors, agents, or employees.

Sec. 82. RCW 71.05.027 and 2005 c 504 s 103 are each amended to read as follows:

(1) Not later than January 1, 2007, all persons providing treatment under this chapter shall also implement the integrated comprehensive screening and assessment process for chemical dependency and mental disorders adopted pursuant to RCW 70.96C.010 and shall document the numbers of clients with co-occurring mental and substance abuse disorders based on a quadrant system of low and high needs.

(2) Treatment providers and (~~(regional support networks)~~) behavioral health organizations who fail to implement the integrated comprehensive screening and assessment process for chemical dependency and mental disorders by July 1, 2007, shall be subject to contractual penalties established under RCW 70.96C.010.

Sec. 83. RCW 71.05.110 and 2011 c 343 s 5 are each amended to read as follows:

Attorneys appointed for persons pursuant to this chapter shall be compensated for their services as follows: (1) The person for whom an attorney is appointed shall, if he or she is financially able pursuant to standards as to financial capability and indigency set by the superior court of the county in which the proceeding is held, bear the costs of such legal services; (2) if such person is indigent pursuant to such standards, the (~~(regional support network)~~) behavioral health organization shall reimburse the county in which the proceeding is held for the direct costs of such legal services, as provided in RCW 71.05.730.

Sec. 84. RCW 71.05.300 and 2009 c 293 s 5 and 2009 c 217 s 4 are each reenacted and amended to read as follows:

(1) The petition for ninety day treatment shall be filed with the clerk of the superior court at least three days before expiration of the fourteen-day period of intensive treatment. At the time of filing such petition, the clerk shall set a time for the person to come before the court on the next judicial day after the day of filing unless such appearance is waived by the person's attorney, and the clerk shall notify the designated mental health professional. The designated mental health professional shall immediately notify the person detained, his or her attorney, if any, and his or her guardian or conservator, if any, the prosecuting attorney, and the (~~(regional support network)~~) behavioral health organization administrator, and provide a copy of the petition to such persons as soon as possible. The (~~(regional support network)~~) behavioral health organization administrator or designee may review the petition and may appear and testify at the full hearing on the petition.

(2) At the time set for appearance the detained person shall be brought before the court, unless such appearance has been waived and the court shall advise him or her of his or her right to be represented by an attorney, his or her right to a jury trial, and his or her loss of firearm rights if involuntarily committed. If the detained person is not represented by an attorney, or is indigent or is unwilling to retain an attorney, the court shall immediately appoint an attorney to represent him or her. The court shall, if requested, appoint a reasonably available

licensed physician, psychiatric advanced registered nurse practitioner, psychologist, or psychiatrist, designated by the detained person to examine and testify on behalf of the detained person.

(3) The court may, if requested, also appoint a professional person as defined in RCW 71.05.020 to seek less restrictive alternative courses of treatment and to testify on behalf of the detained person. In the case of a person with a developmental disability who has been determined to be incompetent pursuant to RCW 10.77.086(4), then the appointed professional person under this section shall be a developmental disabilities professional.

(4) The court shall also set a date for a full hearing on the petition as provided in RCW 71.05.310.

Sec. 85. RCW 71.05.365 and 2013 c 338 s 4 are each amended to read as follows:

When a person has been involuntarily committed for treatment to a hospital for a period of ninety or one hundred eighty days, and the superintendent or professional person in charge of the hospital determines that the person no longer requires active psychiatric treatment at an inpatient level of care, the (~~(regional support network)~~) behavioral health organization responsible for resource management services for the person must work with the hospital to develop an individualized discharge plan and arrange for a transition to the community in accordance with the person's individualized discharge plan within twenty-one days of the determination.

Sec. 86. RCW 71.05.445 and 2013 c 200 s 31 are each amended to read as follows:

(1)(a) When a mental health service provider conducts its initial assessment for a person receiving court-ordered treatment, the service provider shall inquire and shall be told by the offender whether he or she is subject to supervision by the department of corrections.

(b) When a person receiving court-ordered treatment or treatment ordered by the department of corrections discloses to his or her mental health service provider that he or she is subject to supervision by the department of corrections, the mental health service provider shall notify the department of corrections that he or she is treating the offender and shall notify the offender that his or her community corrections officer will be notified of the treatment, provided that if the offender has received relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132 and the offender has provided the mental health service provider with a copy of the order granting relief from disclosure pursuant to RCW 9.94A.562, 70.96A.155, or 71.05.132, the mental health service provider is not required to notify the department of corrections that the mental health service provider is treating the offender. The notification may be written or oral and shall not require the consent of the offender. If an oral notification is made, it must be confirmed by a written notification. For purposes of this section, a written notification includes notification by e-mail or facsimile, so long as the notifying mental health service provider is clearly identified.

(2) The information to be released to the department of corrections shall include all relevant records and reports, as defined by rule, necessary for the department of corrections to carry out its duties.

(3) The department and the department of corrections, in consultation with (~~(regional support networks)~~) behavioral health organizations, mental health service providers as defined in RCW 71.05.020, mental health consumers, and advocates for persons with mental illness, shall adopt rules to implement the provisions of this section related to the type and scope of information to be released. These rules shall:

(a) Enhance and facilitate the ability of the department of corrections to carry out its responsibility of planning and ensuring community protection with respect to persons subject to sentencing under chapter 9.94A or 9.95 RCW, including accessing and releasing or disclosing information of persons who received mental health services as a minor; and

(b) Establish requirements for the notification of persons under the supervision of the department of corrections regarding the provisions of this section.

(4) The information received by the department of corrections under this section shall remain confidential and subject to the limitations on disclosure outlined in chapter 71.05 RCW, except as provided in RCW 72.09.585.

(5) No mental health service provider or individual employed by a mental health service provider shall be held responsible for information released to or used by the department of corrections under the provisions of this section or rules adopted under this section.

(6) Whenever federal law or federal regulations restrict the release of information contained in the treatment records of any patient who receives treatment for alcoholism or drug dependency, the release of the information may be restricted as necessary to comply with federal law and regulations.

(7) This section does not modify the terms and conditions of disclosure of information related to sexually transmitted diseases under chapter 70.24 RCW.

(8) The department shall, subject to available resources, electronically, or by the most cost-effective means available, provide the department of corrections with the names, last dates of services, and addresses of specific ~~((regional support networks))~~ behavioral health organizations and mental health service providers that delivered mental health services to a person subject to chapter 9.94A or 9.95 RCW pursuant to an agreement between the departments.

Sec. 87. RCW 71.05.730 and 2011 c 343 s 2 are each amended to read as follows:

(1) A county may apply to its ~~((regional support network))~~ behavioral health organization on a quarterly basis for reimbursement of its direct costs in providing judicial services for civil commitment cases under this chapter and chapter 71.34 RCW. The ~~((regional support network))~~ behavioral health organization shall in turn be entitled to reimbursement from the ~~((regional support network))~~ behavioral health organization that serves the county of residence of the individual who is the subject of the civil commitment case. Reimbursements under this section shall be paid out of the ~~((regional support network's))~~ behavioral health organization's nonmedicaid appropriation.

(2) Reimbursement for judicial services shall be provided per civil commitment case at a rate to be determined based on an independent assessment of the county's actual direct costs. This assessment must be based on an average of the expenditures for judicial services within the county over the past three years. In the event that a baseline cannot be established because there is no significant history of similar cases within the county, the reimbursement rate shall be equal to eighty percent of the median reimbursement rate of counties included in the independent assessment.

(3) For the purposes of this section:

(a) "Civil commitment case" includes all judicial hearings related to a single episode of hospitalization, or less restrictive alternative detention in lieu of hospitalization, except that the filing of a petition for a one hundred eighty-day commitment under this chapter or a petition for a successive one hundred eighty-day commitment under chapter 71.34 RCW shall be considered to be a new case regardless of whether there has been a break in detention. "Civil commitment case" does not include the filing of a petition for a one hundred eighty-day commitment under this chapter on behalf of a patient at a state psychiatric hospital.

(b) "Judicial services" means a county's reasonable direct costs in providing prosecutor services, assigned counsel and defense services, court services, and court clerk services for civil commitment cases under this chapter and chapter 71.34 RCW.

(4) To the extent that resources have shared purpose, the ~~((regional support network))~~ behavioral health organization may only reimburse

counties to the extent such resources are necessary for and devoted to judicial services as described in this section.

(5) No filing fee may be charged or collected for any civil commitment case subject to reimbursement under this section.

Sec. 88. RCW 71.05.740 and 2013 c 216 s 2 are each amended to read as follows:

By August 1, 2013, all ~~((regional support networks))~~ behavioral health organizations in the state of Washington must forward historical mental health involuntary commitment information retained by the organization including identifying information and dates of commitment to the department. As soon as feasible, the ~~((regional support networks))~~ behavioral health organizations must arrange to report new commitment data to the department within twenty-four hours. Commitment information under this section does not need to be resent if it is already in the possession of the department. ~~((Regional support networks))~~ Behavioral health organizations and the department shall be immune from liability related to the sharing of commitment information under this section.

Sec. 89. RCW 71.34.330 and 2011 c 343 s 8 are each amended to read as follows:

Attorneys appointed for minors under this chapter shall be compensated for their services as follows:

(1) Responsible others shall bear the costs of such legal services if financially able according to standards set by the court of the county in which the proceeding is held.

(2) If all responsible others are indigent as determined by these standards, the ~~((regional support network))~~ behavioral health organization shall reimburse the county in which the proceeding is held for the direct costs of such legal services, as provided in RCW 71.05.730.

Sec. 90. RCW 71.34.415 and 2011 c 343 s 4 are each amended to read as follows:

A county may apply to its ~~((regional support network))~~ behavioral health organization for reimbursement of its direct costs in providing judicial services for civil commitment cases under this chapter, as provided in RCW 71.05.730.

Sec. 91. RCW 71.36.010 and 2007 c 359 s 2 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Agency" means a state, tribal, or local governmental entity or a private not-for-profit organization.

(2) "Child" means a person under eighteen years of age, except as expressly provided otherwise in state or federal law.

(3) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(4) "County authority" means the board of county commissioners or county executive.

(5) "Department" means the department of social and health services.

(6) "Early periodic screening, diagnosis, and treatment" means the component of the federal medicaid program established pursuant to 42 U.S.C. Sec. 1396d(r), as amended.

(7) "Evidence-based" means a program or practice that has had multiple site random controlled trials across heterogeneous populations demonstrating that the program or practice is effective for the population.

(8) "Family" means a child's biological parents, adoptive parents, foster parents, guardian, legal custodian authorized pursuant to Title 26 RCW, a relative with whom a child has been placed by the department of social and health services, or a tribe.

(9) "Promising practice" or "emerging best practice" means a practice that presents, based upon preliminary information, potential for becoming a research-based or consensus-based practice.

(10) "~~(Regional support network)~~ Behavioral health organization" means a county authority or group of county authorities or other nonprofit entity that has entered into contracts with the secretary pursuant to chapter 71.24 RCW.

(11) "Research-based" means a program or practice that has some research demonstrating effectiveness, but that does not yet meet the standard of evidence-based practices.

(12) "Secretary" means the secretary of social and health services.

(13) "Wraparound process" means a family driven planning process designed to address the needs of children and youth by the formation of a team that empowers families to make key decisions regarding the care of the child or youth in partnership with professionals and the family's natural community supports. The team produces a community-based and culturally competent intervention plan which identifies the strengths and needs of the child or youth and family and defines goals that the team collaborates on achieving with respect for the unique cultural values of the family. The "wraparound process" shall emphasize principles of persistence and outcome-based measurements of success.

Sec. 92. RCW 71.36.025 and 2007 c 359 s 3 are each amended to read as follows:

(1) It is the goal of the legislature that, by 2012, the children's mental health system in Washington state include the following elements:

(a) A continuum of services from early identification, intervention, and prevention through crisis intervention and inpatient treatment, including peer support and parent mentoring services;

(b) Equity in access to services for similarly situated children, including children with co-occurring disorders;

(c) Developmentally appropriate, high quality, and culturally competent services available statewide;

(d) Treatment of each child in the context of his or her family and other persons that are a source of support and stability in his or her life;

(e) A sufficient supply of qualified and culturally competent children's mental health providers;

(f) Use of developmentally appropriate evidence-based and research-based practices;

(g) Integrated and flexible services to meet the needs of children who, due to mental illness or emotional or behavioral disturbance, are at risk of out-of-home placement or involved with multiple child-serving systems.

(2) The effectiveness of the children's mental health system shall be determined through the use of outcome-based performance measures. The department and the evidence-based practice institute established in RCW 71.24.061, in consultation with parents, caregivers, youth, ~~(regional support networks)~~ behavioral health organizations, mental health services providers, health plans, primary care providers, tribes, and others, shall develop outcome-based performance measures such as:

(a) Decreased emergency room utilization;

(b) Decreased psychiatric hospitalization;

(c) Lessening of symptoms, as measured by commonly used assessment tools;

(d) Decreased out-of-home placement, including residential, group, and foster care, and increased stability of such placements, when necessary;

(e) Decreased runaways from home or residential placements;

(f) Decreased rates of chemical dependency;

(g) Decreased involvement with the juvenile justice system;

(h) Improved school attendance and performance;

(i) Reductions in school or child care suspensions or expulsions;

(j) Reductions in use of prescribed medication where cognitive behavioral therapies are indicated;

(k) Improved rates of high school graduation and employment; and
(l) Decreased use of mental health services upon reaching adulthood for mental disorders other than those that require ongoing treatment to maintain stability.

Performance measure reporting for children's mental health services should be integrated into existing performance measurement and reporting systems developed and implemented under chapter 71.24 RCW.

Sec. 93. RCW 71.36.040 and 2003 c 281 s 2 are each amended to read as follows:

(1) The legislature supports recommendations made in the August 2002 study of the public mental health system for children conducted by the joint legislative audit and review committee.

(2) The department shall, within available funds:

(a) Identify internal business operation issues that limit the agency's ability to meet legislative intent to coordinate existing categorical children's mental health programs and funding;

(b) Collect reliable mental health cost, service, and outcome data specific to children. This information must be used to identify best practices and methods of improving fiscal management;

(c) Revise the early periodic screening diagnosis and treatment plan to reflect the mental health system structure in place on July 27, 2003, and thereafter revise the plan as necessary to conform to subsequent changes in the structure.

(3) The department and the office of the superintendent of public instruction shall jointly identify school districts where mental health and education systems coordinate services and resources to provide public mental health care for children. The department and the office of the superintendent of public instruction shall work together to share information about these approaches with other school districts, ~~(regional support networks)~~ behavioral health organizations, and state agencies.

Sec. 94. RCW 72.09.350 and 1993 c 459 s 1 are each amended to read as follows:

(1) The department of corrections and the University of Washington may enter into a collaborative arrangement to provide improved services for ~~(mentally ill)~~ offenders with mental illness with a focus on prevention, treatment, and reintegration into society. The participants in the collaborative arrangement may develop a strategic plan within sixty days after May 17, 1993, to address the management of ~~(mentally ill)~~ offenders with mental illness within the correctional system, facilitating their reentry into the community and the mental health system, and preventing the inappropriate incarceration of ~~(mentally ill)~~ individuals with mental illness. The collaborative arrangement may also specify the establishment and maintenance of a corrections mental health center located at McNeil Island corrections center. The collaborative arrangement shall require that an advisory panel of key stakeholders be established and consulted throughout the development and implementation of the center. The stakeholders advisory panel shall include a broad array of interest groups drawn from representatives of mental health, criminal justice, and correctional systems. The stakeholders advisory panel shall include, but is not limited to, membership from: The department of corrections, the department of social and health services mental health division and division of juvenile rehabilitation, ~~(regional support networks)~~ behavioral health organizations, local and regional law enforcement agencies, the sentencing guidelines commission, county and city jails, mental health advocacy groups for ~~(the mentally ill, developmentally disabled)~~ individuals with mental illness or developmental disabilities, and the traumatically brain-injured, and the general public. The center established by the department of corrections and University of Washington, in consultation with the stakeholder advisory groups, shall have the authority to:

(a) Develop new and innovative treatment approaches for corrections mental health clients;

(b) Improve the quality of mental health services within the department and throughout the corrections system;

(c) Facilitate mental health staff recruitment and training to meet departmental, county, and municipal needs;

(d) Expand research activities within the department in the area of treatment services, the design of delivery systems, the development of organizational models, and training for corrections mental health care professionals;

(e) Improve the work environment for correctional employees by developing the skills, knowledge, and understanding of how to work with offenders with special chronic mental health challenges;

(f) Establish a more positive rehabilitative environment for offenders;

(g) Strengthen multidisciplinary mental health collaboration between the University of Washington, other groups committed to the intent of this section, and the department of corrections;

(h) Strengthen department linkages between institutions of higher education, public sector mental health systems, and county and municipal corrections;

(i) Assist in the continued formulation of corrections mental health policies;

(j) Develop innovative and effective recruitment and training programs for correctional personnel working with ~~((mentally ill))~~ offenders with mental illness;

(k) Assist in the development of a coordinated continuum of mental health care capable of providing services from corrections entry to community return; and

(l) Evaluate all current and innovative approaches developed within this center in terms of their effective and efficient achievement of improved mental health of inmates, development and utilization of personnel, the impact of these approaches on the functioning of correctional institutions, and the relationship of the corrections system to mental health and criminal justice systems. Specific attention should be paid to evaluating the effects of programs on the reintegration of ~~((mentally ill))~~ offenders with mental illness into the community and the prevention of inappropriate incarceration of ~~((mentally ill))~~ persons with mental illness.

(2) The corrections mental health center may conduct research, training, and treatment activities for the ~~((mentally ill))~~ offender with mental illness within selected sites operated by the department. The department shall provide support services for the center such as food services, maintenance, perimeter security, classification, offender supervision, and living unit functions. The University of Washington may develop, implement, and evaluate the clinical, treatment, research, and evaluation components of the mentally ill offender center. The institute of ~~((for))~~ for public policy and management may be consulted regarding the development of the center and in the recommendations regarding public policy. As resources permit, training within the center shall be available to state, county, and municipal agencies requiring the services. Other state colleges, state universities, and mental health providers may be involved in activities as required on a subcontract basis. Community mental health organizations, research groups, and community advocacy groups may be critical components of the center's operations and involved as appropriate to annual objectives. ~~((Mentally ill))~~ Clients with mental illness may be drawn from throughout the department's population and transferred to the center as clinical need, available services, and department jurisdiction permits.

(3) The department shall prepare a report of the center's progress toward the attainment of stated goals and provide the report to the legislature annually.

Sec. 95. RCW 72.09.370 and 2009 c 319 s 3 and 2009 c 28 s 36 are each reenacted and amended to read as follows:

(1) The offender reentry community safety program is established to provide intensive services to offenders identified under this subsection and to thereby promote public safety. The secretary shall

identify offenders in confinement or partial confinement who: (a) Are reasonably believed to be dangerous to themselves or others; and (b) have a mental disorder. In determining an offender's dangerousness, the secretary shall consider behavior known to the department and factors, based on research, that are linked to an increased risk for dangerousness of offenders with mental illnesses and shall include consideration of an offender's chemical dependency or abuse.

(2) Prior to release of an offender identified under this section, a team consisting of representatives of the department of corrections, the division of mental health, and, as necessary, the indeterminate sentence review board, other divisions or administrations within the department of social and health services, specifically including the division of alcohol and substance abuse and the division of developmental disabilities, the appropriate ~~((regional support network))~~ behavioral health organization, and the providers, as appropriate, shall develop a plan, as determined necessary by the team, for delivery of treatment and support services to the offender upon release. In developing the plan, the offender shall be offered assistance in executing a mental health directive under chapter 71.32 RCW, after being fully informed of the benefits, scope, and purposes of such directive. The team may include a school district representative for offenders under the age of twenty-one. The team shall consult with the offender's counsel, if any, and, as appropriate, the offender's family and community. The team shall notify the crime victim/witness program, which shall provide notice to all people registered to receive notice under RCW 72.09.712 of the proposed release plan developed by the team. Victims, witnesses, and other interested people notified by the department may provide information and comments to the department on potential safety risk to specific individuals or classes of individuals posed by the specific offender. The team may recommend: (a) That the offender be evaluated by the designated mental health professional, as defined in chapter 71.05 RCW; (b) department-supervised community treatment; or (c) voluntary community mental health or chemical dependency or abuse treatment.

(3) Prior to release of an offender identified under this section, the team shall determine whether or not an evaluation by a designated mental health professional is needed. If an evaluation is recommended, the supporting documentation shall be immediately forwarded to the appropriate designated mental health professional. The supporting documentation shall include the offender's criminal history, history of judicially required or administratively ordered involuntary antipsychotic medication while in confinement, and any known history of involuntary civil commitment.

(4) If an evaluation by a designated mental health professional is recommended by the team, such evaluation shall occur not more than ten days, nor less than five days, prior to release.

(5) A second evaluation by a designated mental health professional shall occur on the day of release if requested by the team, based upon new information or a change in the offender's mental condition, and the initial evaluation did not result in an emergency detention or a summons under chapter 71.05 RCW.

(6) If the designated mental health professional determines an emergency detention under chapter 71.05 RCW is necessary, the department shall release the offender only to a state hospital or to a consenting evaluation and treatment facility. The department shall arrange transportation of the offender to the hospital or facility.

(7) If the designated mental health professional believes that a less restrictive alternative treatment is appropriate, he or she shall seek a summons, pursuant to the provisions of chapter 71.05 RCW, to require the offender to appear at an evaluation and treatment facility. If a summons is issued, the offender shall remain within the corrections facility until completion of his or her term of confinement and be transported, by corrections personnel on the day of completion, directly to the identified evaluation and treatment facility.

(8) The secretary shall adopt rules to implement this section.

Sec. 96. RCW 72.09.381 and 1999 c 214 s 11 are each amended to read as follows:

The secretary of the department of corrections and the secretary of the department of social and health services shall, in consultation with the ~~((regional support networks))~~ behavioral health organizations and provider representatives, each adopt rules as necessary to implement chapter 214, Laws of 1999.

Sec. 97. RCW 72.10.060 and 1998 c 297 s 48 are each amended to read as follows:

The secretary shall, for any person committed to a state correctional facility after July 1, 1998, inquire at the time of commitment whether the person had received outpatient mental health treatment within the two years preceding confinement and the name of the person providing the treatment.

The secretary shall inquire of the treatment provider if he or she wishes to be notified of the release of the person from confinement, for purposes of offering treatment upon the inmate's release. If the treatment provider wishes to be notified of the inmate's release, the secretary shall attempt to provide such notice at least seven days prior to release.

At the time of an inmate's release if the secretary is unable to locate the treatment provider, the secretary shall notify the ~~((regional support network))~~ behavioral health organization in the county the inmate will most likely reside following release.

If the secretary has, prior to the release from the facility, evaluated the inmate and determined he or she requires postrelease mental health treatment, a copy of relevant records and reports relating to the inmate's mental health treatment or status shall be promptly made available to the offender's present or future treatment provider. The secretary shall determine which records and reports are relevant and may provide a summary in lieu of copies of the records.

Sec. 98. RCW 72.23.025 and 2011 1st sp.s. c 21 s 1 are each amended to read as follows:

(1) It is the intent of the legislature to improve the quality of service at state hospitals, eliminate overcrowding, and more specifically define the role of the state hospitals. The legislature intends that eastern and western state hospitals shall become clinical centers for handling the most complicated long-term care needs of patients with a primary diagnosis of mental disorder. To this end, the legislature intends that funds appropriated for mental health programs, including funds for ~~((regional support networks))~~ behavioral health organizations and the state hospitals be used for persons with primary diagnosis of mental disorder. The legislature finds that establishment of institutes for the study and treatment of mental disorders at both eastern state hospital and western state hospital will be instrumental in implementing the legislative intent.

(2)(a) There is established at eastern state hospital and western state hospital, institutes for the study and treatment of mental disorders. The institutes shall be operated by joint operating agreements between state colleges and universities and the department of social and health services. The institutes are intended to conduct training, research, and clinical program development activities that will directly benefit persons with mental illness who are receiving treatment in Washington state by performing the following activities:

(i) Promote recruitment and retention of highly qualified professionals at the state hospitals and community mental health programs;

(ii) Improve clinical care by exploring new, innovative, and scientifically based treatment models for persons presenting particularly difficult and complicated clinical syndromes;

(iii) Provide expanded training opportunities for existing staff at the state hospitals and community mental health programs;

(iv) Promote bilateral understanding of treatment orientation, possibilities, and challenges between state hospital professionals and community mental health professionals.

(b) To accomplish these purposes the institutes may, within funds appropriated for this purpose:

(i) Enter joint operating agreements with state universities or other institutions of higher education to accomplish the placement and training of students and faculty in psychiatry, psychology, social work, occupational therapy, nursing, and other relevant professions at the state hospitals and community mental health programs;

(ii) Design and implement clinical research projects to improve the quality and effectiveness of state hospital services and operations;

(iii) Enter into agreements with community mental health service providers to accomplish the exchange of professional staff between the state hospitals and community mental health service providers;

(iv) Establish a student loan forgiveness and conditional scholarship program to retain qualified professionals at the state hospitals and community mental health providers when the secretary has determined a shortage of such professionals exists.

(c) Notwithstanding any other provisions of law to the contrary, the institutes may enter into agreements with the department or the state hospitals which may involve changes in staffing necessary to implement improved patient care programs contemplated by this section.

(d) The institutes are authorized to seek and accept public or private gifts, grants, contracts, or donations to accomplish their purposes under this section.

Sec. 99. RCW 72.78.020 and 2007 c 483 s 102 are each amended to read as follows:

(1) Each county or group of counties shall conduct an inventory of the services and resources available in the county or group of counties to assist offenders in reentering the community.

(2) In conducting its inventory, the county or group of counties should consult with the following:

(a) The department of corrections, including community corrections officers;

(b) The department of social and health services in applicable program areas;

(c) Representatives from county human services departments and, where applicable, multicounty ~~((regional support networks))~~ behavioral health organizations;

(d) Local public health jurisdictions;

(e) City and county law enforcement;

(f) Local probation/supervision programs;

(g) Local community and technical colleges;

(h) The local worksource center operated under the statewide workforce investment system;

(i) Faith-based and nonprofit organizations providing assistance to offenders;

(j) Housing providers;

(k) Crime victims service providers; and

(l) Other community stakeholders interested in reentry efforts.

(3) The inventory must include, but is not limited to:

(a) A list of programs available through the entities listed in subsection (2) of this section and services currently available in the community for offenders including, but not limited to, housing assistance, employment assistance, education, vocational training, parenting education, financial literacy, treatment for substance abuse, mental health, anger management, life skills training, specialized treatment programs such as batterers treatment and sex offender treatment, and any other service or program that will assist the former offender to successfully transition into the community; and

(b) An indication of the availability of community representatives or volunteers to assist the offender with his or her transition.

(4) No later than January 1, 2008, each county or group of counties shall present its inventory to the policy advisory committee convened in RCW 72.78.030(8).

Sec. 100. RCW 74.09.515 and 2011 1st sp.s. c 15 s 26 are each amended to read as follows:

(1) The authority shall adopt rules and policies providing that when youth who were enrolled in a medical assistance program immediately prior to confinement are released from confinement, their medical assistance coverage will be fully reinstated on the day of their release, subject to any expedited review of their continued eligibility for medical assistance coverage that is required under federal or state law.

(2) The authority, in collaboration with the department, county juvenile court administrators, and ~~((regional support networks))~~ behavioral health organizations, shall establish procedures for coordination between department field offices, juvenile rehabilitation administration institutions, and county juvenile courts that result in prompt reinstatement of eligibility and speedy eligibility determinations for youth who are likely to be eligible for medical assistance services upon release from confinement. Procedures developed under this subsection must address:

(a) Mechanisms for receiving medical assistance services' applications on behalf of confined youth in anticipation of their release from confinement;

(b) Expeditious review of applications filed by or on behalf of confined youth and, to the extent practicable, completion of the review before the youth is released; and

(c) Mechanisms for providing medical assistance services' identity cards to youth eligible for medical assistance services immediately upon their release from confinement.

(3) For purposes of this section, "confined" or "confinement" means detained in a facility operated by or under contract with the department of social and health services, juvenile rehabilitation administration, or detained in a juvenile detention facility operated under chapter 13.04 RCW.

(4) The authority shall adopt standardized statewide screening and application practices and forms designed to facilitate the application of a confined youth who is likely to be eligible for a medical assistance program.

Sec. 101. RCW 74.09.521 and 2011 1st sp.s. c 15 s 28 are each amended to read as follows:

(1) To the extent that funds are specifically appropriated for this purpose the authority shall revise its medicaid healthy options managed care and fee-for-service program standards under medicaid, Title XIX of the federal social security act to improve access to mental health services for children who do not meet the ~~((regional support network))~~ behavioral health organization access to care standards. The program standards shall be revised to allow outpatient therapy services to be provided by licensed mental health professionals, as defined in RCW 71.34.020, or by a mental health professional regulated under Title 18 RCW who is under the direct supervision of a licensed mental health professional, and up to twenty outpatient therapy hours per calendar year, including family therapy visits integral to a child's treatment. This section shall be administered in a manner consistent with federal early and periodic screening, diagnosis, and treatment requirements related to the receipt of medically necessary services when a child's need for such services is identified through developmental screening.

(2) The authority and the children's mental health evidence-based practice institute established in RCW 71.24.061 shall collaborate to encourage and develop incentives for the use of prescribing practices and evidence-based and research-based treatment practices developed under RCW 74.09.490 by mental health professionals serving children under this section.

Sec. 102. RCW 74.09.555 and 2011 1st sp.s. c 36 s 32 and 2011 1st sp.s. c 15 s 34 are each reenacted and amended to read as follows:

(1) The authority shall adopt rules and policies providing that when persons with a mental disorder, who were enrolled in medical assistance immediately prior to confinement, are released from confinement, their medical assistance coverage will be fully reinstated on the day of their release, subject to any expedited review of their continued eligibility for medical assistance coverage that is required under federal or state law.

(2) The authority, in collaboration with the Washington association of sheriffs and police chiefs, the department of corrections, and the ~~((regional support networks))~~ behavioral health organizations, shall establish procedures for coordination between the authority and department field offices, institutions for mental disease, and correctional institutions, as defined in RCW 9.94.049, that result in prompt reinstatement of eligibility and speedy eligibility determinations for persons who are likely to be eligible for medical assistance services upon release from confinement. Procedures developed under this subsection must address:

(a) Mechanisms for receiving medical assistance services applications on behalf of confined persons in anticipation of their release from confinement;

(b) Expeditious review of applications filed by or on behalf of confined persons and, to the extent practicable, completion of the review before the person is released;

(c) Mechanisms for providing medical assistance services identity cards to persons eligible for medical assistance services immediately upon their release from confinement; and

(d) Coordination with the federal social security administration, through interagency agreements or otherwise, to expedite processing of applications for federal supplemental security income or social security disability benefits, including federal acceptance of applications on behalf of confined persons.

(3) Where medical or psychiatric examinations during a person's confinement indicate that the person is disabled, the correctional institution or institution for mental diseases shall provide the authority with that information for purposes of making medical assistance eligibility and enrollment determinations prior to the person's release from confinement. The authority shall, to the maximum extent permitted by federal law, use the examination in making its determination whether the person is disabled and eligible for medical assistance.

(4) For purposes of this section, "confined" or "confinement" means incarcerated in a correctional institution, as defined in RCW 9.94.049, or admitted to an institute for mental disease, as defined in 42 C.F.R. part 435, Sec. 1009 on July 24, 2005.

(5) For purposes of this section, "likely to be eligible" means that a person:

(a) Was enrolled in medicaid or supplemental security income or the medical care services program immediately before he or she was confined and his or her enrollment was terminated during his or her confinement; or

(b) Was enrolled in medicaid or supplemental security income or the medical care services program at any time during the five years before his or her confinement, and medical or psychiatric examinations during the person's confinement indicate that the person continues to be disabled and the disability is likely to last at least twelve months following release.

(6) The economic services administration within the department shall adopt standardized statewide screening and application practices and forms designed to facilitate the application of a confined person who is likely to be eligible for medicaid.

Sec. 103. RCW 74.34.068 and 2001 c 233 s 2 are each amended to read as follows:

(1) After the investigation is complete, the department may provide a written report of the outcome of the investigation to an agency or program described in this subsection when the department determines from its investigation that an incident of abuse, abandonment, financial exploitation, or neglect occurred. Agencies or programs that may be provided this report are home health, hospice, or home care agencies, or after January 1, 2002, any in-home services agency licensed under chapter 70.127 RCW, a program authorized under chapter 71A.12 RCW, an adult day care or day health program, ~~((regional support networks))~~ behavioral health organizations authorized under chapter 71.24 RCW, or other agencies. The report may contain the name of

the vulnerable adult and the alleged perpetrator. The report shall not disclose the identity of the person who made the report or any witness without the written permission of the reporter or witness. The department shall notify the alleged perpetrator regarding the outcome of the investigation. The name of the vulnerable adult must not be disclosed during this notification.

(2) The department may also refer a report or outcome of an investigation to appropriate state or local governmental authorities responsible for licensing or certification of the agencies or programs listed in subsection (1) of this section.

(3) The department shall adopt rules necessary to implement this section.

Sec. 104. RCW 82.04.4277 and 2011 1st sp.s. c 19 s 1 are each amended to read as follows:

(1) A health or social welfare organization may deduct from the measure of tax amounts received as compensation for providing mental health services under a government-funded program.

(2) A ~~((regional support network))~~ behavioral health organization may deduct from the measure of tax amounts received from the state of Washington for distribution to a health or social welfare organization that is eligible to deduct the distribution under subsection (1) of this section.

(3) A person claiming a deduction under this section must file a complete annual report with the department under RCW 82.32.534.

(4) The definitions in this subsection apply to this section.

(a) "Health or social welfare organization" has the meaning provided in RCW 82.04.431.

(b) "Mental health services" and "~~((regional support network))~~ behavioral health organization" have the meanings provided in RCW 71.24.025.

(5) This section expires August 1, 2016.

Sec. 105. RCW 70.48.100 and 1990 c 3 s 130 are each amended to read as follows:

(1) A department of corrections or chief law enforcement officer responsible for the operation of a jail shall maintain a jail register, open to the public, into which shall be entered in a timely basis:

(a) The name of each person confined in the jail with the hour, date and cause of the confinement; and

(b) The hour, date and manner of each person's discharge.

(2) Except as provided in subsection (3) of this section the records of a person confined in jail shall be held in confidence and shall be made available only to criminal justice agencies as defined in RCW 43.43.705; or

(a) For use in inspections made pursuant to RCW 70.48.070;

(b) In jail certification proceedings;

(c) For use in court proceedings upon the written order of the court in which the proceedings are conducted; ~~((or))~~

(d) To the Washington association of sheriffs and police chiefs;

(e) To the Washington institute for public policy, research and data analysis division of the department of social and health services, higher education institutions of Washington state, Washington state health care authority, state auditor's office, caseload forecast council, office of financial management, or the successor entities of these organizations, for the purpose of research in the public interest. Data disclosed for research purposes must comply with relevant state and federal statutes; or

(f) Upon the written permission of the person.

(3)(a) Law enforcement may use booking photographs of a person arrested or confined in a local or state penal institution to assist them in conducting investigations of crimes.

(b) Photographs and information concerning a person convicted of a sex offense as defined in RCW 9.94A.030 may be disseminated as provided in RCW 4.24.550, 9A.44.130, 9A.44.140, 10.01.200, 43.43.540, 43.43.745, 46.20.187, 70.48.470, 72.09.330, and section 401, chapter 3, Laws of 1990.

Sec. 106. RCW 70.38.111 and 2012 c 10 s 48 are each amended to read as follows:

(1) The department shall not require a certificate of need for the offering of an inpatient tertiary health service by:

(a) A health maintenance organization or a combination of health maintenance organizations if (i) the organization or combination of organizations has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals, (ii) the facility in which the service will be provided is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iii) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization or organizations in the combination;

(b) A health care facility if (i) the facility primarily provides or will provide inpatient health services, (ii) the facility is or will be controlled, directly or indirectly, by a health maintenance organization or a combination of health maintenance organizations which has, in the service area of the organization or service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals, (iii) the facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iv) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization or organizations in the combination; or

(c) A health care facility (or portion thereof) if (i) the facility is or will be leased by a health maintenance organization or combination of health maintenance organizations which has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals and, on the date the application is submitted under subsection (2) of this section, at least fifteen years remain in the term of the lease, (ii) the facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals, and (iii) at least seventy-five percent of the patients who can reasonably be expected to receive the tertiary health service will be individuals enrolled with such organization;

if, with respect to such offering or obligation by a nursing home, the department has, upon application under subsection (2) of this section, granted an exemption from such requirement to the organization, combination of organizations, or facility.

(2) A health maintenance organization, combination of health maintenance organizations, or health care facility shall not be exempt under subsection (1) of this section from obtaining a certificate of need before offering a tertiary health service unless:

(a) It has submitted at least thirty days prior to the offering of services reviewable under RCW 70.38.105(4)(d) an application for such exemption; and

(b) The application contains such information respecting the organization, combination, or facility and the proposed offering or obligation by a nursing home as the department may require to determine if the organization or combination meets the requirements of subsection (1) of this section or the facility meets or will meet such requirements; and

(c) The department approves such application. The department shall approve or disapprove an application for exemption within thirty days of receipt of a completed application. In the case of a proposed health care facility (or portion thereof) which has not begun to provide tertiary health services on the date an application is submitted under this subsection with respect to such facility (or portion), the facility (or portion) shall meet the applicable requirements of subsection (1) of this section when the facility first provides such services. The department shall approve an application submitted under this subsection if it determines that the applicable requirements of subsection (1) of this section are met.

(3) A health care facility (or any part thereof) with respect to which an exemption was granted under subsection (1) of this section may not be sold or leased and a controlling interest in such facility or in a lease of such facility may not be acquired and a health care facility described in (1)(c) which was granted an exemption under subsection (1) of this section may not be used by any person other than the lessee described in (1)(c) unless:

(a) The department issues a certificate of need approving the sale, lease, acquisition, or use; or

(b) The department determines, upon application, that (i) the entity to which the facility is proposed to be sold or leased, which intends to acquire the controlling interest, or which intends to use the facility is a health maintenance organization or a combination of health maintenance organizations which meets the requirements of (1)(a)(i), and (ii) with respect to such facility, meets the requirements of (1)(a)(ii) or (iii) or the requirements of (1)(b)(i) and (ii).

(4) In the case of a health maintenance organization, an ambulatory care facility, or a health care facility, which ambulatory or health care facility is controlled, directly or indirectly, by a health maintenance organization or a combination of health maintenance organizations, the department may under the program apply its certificate of need requirements to the offering of inpatient tertiary health services to the extent that such offering is not exempt under the provisions of this section or RCW 70.38.105(7).

(5)(a) The department shall not require a certificate of need for the construction, development, or other establishment of a nursing home, or the addition of beds to an existing nursing home, that is owned and operated by a continuing care retirement community that:

(i) Offers services only to contractual members;

(ii) Provides its members a contractually guaranteed range of services from independent living through skilled nursing, including some assistance with daily living activities;

(iii) Contractually assumes responsibility for the cost of services exceeding the member's financial responsibility under the contract, so that no third party, with the exception of insurance purchased by the retirement community or its members, but including the medicaid program, is liable for costs of care even if the member depletes his or her personal resources;

(iv) Has offered continuing care contracts and operated a nursing home continuously since January 1, 1988, or has obtained a certificate of need to establish a nursing home;

(v) Maintains a binding agreement with the state assuring that financial liability for services to members, including nursing home services, will not fall upon the state;

(vi) Does not operate, and has not undertaken a project that would result in a number of nursing home beds in excess of one for every four living units operated by the continuing care retirement community, exclusive of nursing home beds; and

(vii) Has obtained a professional review of pricing and long-term solvency within the prior five years which was fully disclosed to members.

(b) A continuing care retirement community shall not be exempt under this subsection from obtaining a certificate of need unless:

(i) It has submitted an application for exemption at least thirty days prior to commencing construction of, is submitting an application for the licensure of, or is commencing operation of a nursing home, whichever comes first; and

(ii) The application documents to the department that the continuing care retirement community qualifies for exemption.

(c) The sale, lease, acquisition, or use of part or all of a continuing care retirement community nursing home that qualifies for exemption under this subsection shall require prior certificate of need approval to qualify for licensure as a nursing home unless the department determines such sale, lease, acquisition, or use is by a continuing care retirement community that meets the conditions of (a) of this subsection.

(6) A rural hospital, as defined by the department, reducing the number of licensed beds to become a rural primary care hospital under the provisions of Part A Title XVIII of the Social Security Act Section 1820, 42 U.S.C., 1395c et seq. may, within three years of the reduction of beds licensed under chapter 70.41 RCW, increase the number of licensed beds to no more than the previously licensed number without being subject to the provisions of this chapter.

(7) A rural health care facility licensed under RCW 70.175.100 formerly licensed as a hospital under chapter 70.41 RCW may, within three years of the effective date of the rural health care facility license, apply to the department for a hospital license and not be subject to the requirements of RCW 70.38.105(4)(a) as the construction, development, or other establishment of a new hospital, provided there is no increase in the number of beds previously licensed under chapter 70.41 RCW and there is no redistribution in the number of beds used for acute care or long-term care, the rural health care facility has been in continuous operation, and the rural health care facility has not been purchased or leased.

(8)(a) A nursing home that voluntarily reduces the number of its licensed beds to provide assisted living, licensed assisted living facility care, adult day care, adult day health, respite care, hospice, outpatient therapy services, congregate meals, home health, or senior wellness clinic, or to reduce to one or two the number of beds per room or to otherwise enhance the quality of life for residents in the nursing home, may convert the original facility or portion of the facility back, and thereby increase the number of nursing home beds to no more than the previously licensed number of nursing home beds without obtaining a certificate of need under this chapter, provided the facility has been in continuous operation and has not been purchased or leased. Any conversion to the original licensed bed capacity, or to any portion thereof, shall comply with the same life and safety code requirements as existed at the time the nursing home voluntarily reduced its licensed beds; unless waivers from such requirements were issued, in which case the converted beds shall reflect the conditions or standards that then existed pursuant to the approved waivers.

(b) To convert beds back to nursing home beds under this subsection, the nursing home must:

(i) Give notice of its intent to preserve conversion options to the department of health no later than thirty days after the effective date of the license reduction; and

(ii) Give notice to the department of health and to the department of social and health services of the intent to convert beds back. If construction is required for the conversion of beds back, the notice of intent to convert beds back must be given, at a minimum, one year prior to the effective date of license modification reflecting the restored beds; otherwise, the notice must be given a minimum of ninety days prior to the effective date of license modification reflecting the restored beds. Prior to any license modification to convert beds back to nursing home beds under this section, the licensee must demonstrate that the nursing home meets the certificate of need exemption requirements of this section.

The term "construction," as used in (b)(ii) of this subsection, is limited to those projects that are expected to equal or exceed the expenditure minimum amount, as determined under this chapter.

(c) Conversion of beds back under this subsection must be completed no later than four years after the effective date of the license reduction. However, for good cause shown, the four-year period for conversion may be extended by the department of health for one additional four-year period.

(d) Nursing home beds that have been voluntarily reduced under this section shall be counted as available nursing home beds for the purpose of evaluating need under RCW 70.38.115(2) (a) and (k) so long as the facility retains the ability to convert them back to nursing home use under the terms of this section.

(e) When a building owner has secured an interest in the nursing home beds, which are intended to be voluntarily reduced by the

licensee under (a) of this subsection, the applicant shall provide the department with a written statement indicating the building owner's approval of the bed reduction.

(9)(a) The department shall not require a certificate of need for a hospice agency if:

(i) The hospice agency is designed to serve the unique religious or cultural needs of a religious group or an ethnic minority and commits to furnishing hospice services in a manner specifically aimed at meeting the unique religious or cultural needs of the religious group or ethnic minority;

(ii) The hospice agency is operated by an organization that:

(A) Operates a facility, or group of facilities, that offers a comprehensive continuum of long-term care services, including, at a minimum, a licensed, medicare-certified nursing home, assisted living, independent living, day health, and various community-based support services, designed to meet the unique social, cultural, and religious needs of a specific cultural and ethnic minority group;

(B) Has operated the facility or group of facilities for at least ten continuous years prior to the establishment of the hospice agency;

(iii) The hospice agency commits to coordinating with existing hospice programs in its community when appropriate;

(iv) The hospice agency has a census of no more than forty patients;

(v) The hospice agency commits to obtaining and maintaining medicare certification;

(vi) The hospice agency only serves patients located in the same county as the majority of the long-term care services offered by the organization that operates the agency; and

(vii) The hospice agency is not sold or transferred to another agency.

(b) The department shall include the patient census for an agency exempted under this subsection (9) in its calculations for future certificate of need applications.

(10) To alleviate the need to board psychiatric patients in emergency departments, for fiscal year 2015 the department shall suspend the certificate of need requirement for a hospital licensed under chapter 70.41 RCW that changes the use of licensed beds to increase the number of beds to provide psychiatric services, including involuntary treatment services. A certificate of need exemption under this section shall be valid for two years.

Sec. 107. RCW 70.320.020 and 2013 c 320 s 2 are each amended to read as follows:

(1) The authority and the department shall base contract performance measures developed under RCW 70.320.030 on the following outcomes when contracting with service contracting entities: Improvements in client health status and wellness; increases in client participation in meaningful activities; reductions in client involvement with criminal justice systems; reductions in avoidable costs in hospitals, emergency rooms, crisis services, and jails and prisons; increases in stable housing in the community; improvements in client satisfaction with quality of life; and reductions in population-level health disparities.

(2) The performance measures must demonstrate the manner in which the following principles are achieved within each of the outcomes under subsection (1) of this section:

(a) Maximization of the use of evidence-based practices will be given priority over the use of research-based and promising practices, and research-based practices will be given priority over the use of promising practices. The agencies will develop strategies to identify programs that are effective with ethnically diverse clients and to consult with tribal governments, experts within ethnically diverse communities and community organizations that serve diverse communities;

(b) The maximization of the client's independence, recovery, and employment;

(c) The maximization of the client's participation in treatment decisions; and

(d) The collaboration between consumer-based support programs in providing services to the client.

(3) In developing performance measures under RCW 70.320.030, the authority and the department shall consider expected outcomes relevant to the general populations that each agency serves. The authority and the department may adapt the outcomes to account for the unique needs and characteristics of discrete subcategories of populations receiving services, including ethnically diverse communities.

(4) The authority and the department shall coordinate the establishment of the expected outcomes and the performance measures between each agency as well as each program to identify expected outcomes and performance measures that are common to the clients enrolled in multiple programs and to eliminate conflicting standards among the agencies and programs.

(5)(a) The authority and the department shall establish timelines and mechanisms for service contracting entities to report data related to performance measures and outcomes, including phased implementation of public reporting of outcome and performance measures in a form that allows for comparison of performance measures and levels of improvement between geographic regions of Washington.

(b) The authority and the department may not release any public reports of client outcomes unless the data have been deidentified and aggregated in such a way that the identity of individual clients cannot be determined through directly identifiable data or the combination of multiple data elements.

Sec. 108. RCW 18.205.040 and 2008 c 135 s 17 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, nothing in this chapter shall be construed to authorize the use of the title "certified chemical dependency professional" or "certified chemical dependency professional trainee" when treating patients in settings other than programs approved under chapter 70.96A RCW.

(2) A person who holds a credential as a "certified chemical dependency professional" or a "certified chemical dependency professional trainee" may use such title when treating patients in settings other than programs approved under chapter 70.96A RCW if the person also holds a license as: An advanced registered nurse practitioner under chapter 18.79 RCW; a marriage and family therapist, mental health counselor, advanced social worker, or independent clinical social health worker under chapter 18.225 RCW; a psychologist under chapter 18.83 RCW; an osteopathic physician under chapter 18.57 RCW; an osteopathic physician assistant under chapter 18.57A RCW; a physician under chapter 18.71 RCW; or a physician assistant under chapter 18.71A RCW.

NEW SECTION. Sec. 109. A new section is added to chapter 70.320 RCW to read as follows:

The authority, the department, and service contracting entities shall establish record retention schedules for maintaining data reported by service contracting entities under RCW 70.320.020. For data elements related to the identity of individual clients, the schedules may not allow the retention of data for longer than required by law unless the authority, the department, or service contracting entities require the data for purposes contemplated by RCW 70.320.020 or to meet other service requirements. Regardless of how long data reported by service contracting entities under RCW 70.320.020 is kept, it must be protected in a way that prevents improper use or disclosure of confidential client information.

NEW SECTION. Sec. 110. A new section is added to chapter 71.24 RCW to read as follows:

(1) The department and the health care authority shall develop a plan to provide integrated managed health and mental health care for foster children receiving care through the medical assistance program.

The plan shall detail the steps necessary to implement and operate a fully integrated program for foster children, including development of a service delivery system, benefit design, reimbursement mechanisms, and standards for contracting with health plans. The plan must be designed so that all of the requirements for providing mental health services to children under the *T.R. v. Dreyfus and Porter* settlement are met. The plan shall include an implementation timeline and funding estimate. The department and the health care authority shall submit the plan to the legislature by December 1, 2014.

(2) This section expires July 1, 2015.

NEW SECTION. Sec. 111. Section 1 of this act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

NEW SECTION. Sec. 112. Sections 7, 10, 13 through 54, 56 through 84, and 86 through 104 of this act take effect April 1, 2016.

NEW SECTION. Sec. 113. Section 85 of this act takes effect July 1, 2018."

Correct the title.

Representative Cody spoke in favor of the adoption of the amendment.

Amendment (963) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Harris spoke in favor of the passage of the bill.

Representative Holy spoke against the passage of the bill.

Representative Lytton was excused from the bar.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 6312, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 6312, as amended by the House, and the bill passed the House by the following vote: Yeas, 75; Nays, 22; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Hawkins, Hayes, Holy, Kretz, Orcutt, Overstreet, Parker, Pike, Scott, Shea, Short, Smith, Taylor, Vick and Wilcox.

Excused: Representative Lytton.

SECOND SUBSTITUTE SENATE BILL NO. 6312, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6505, by Senators Hargrove, Hill and Braun

Delaying the use of existing tax preferences by the marijuana industry to ensure a regulated and safe transition to the controlled and legal marijuana market in Washington.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Carlyle, Hurst, Orcutt and Klippert spoke in favor of the passage of the bill.

Representatives Condotta, Shea, Buys, Taylor and Manweller spoke against the passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Representative Green: "Mr. Speaker, how many votes are needed for passage of Senate Bill 6505."

SPEAKER'S RULING

Mr. Speaker: In ruling upon the point of inquiry raised by Representative Green as to the number of votes necessary to pass Senate Bill 6505, the Speaker finds and rules as follows: Amending an initiative within the first two years of its adoption requires a two-thirds vote. This supermajority requirement, however, applies only to changes made to law adopted under the initiative, or changes to other areas of law which would have a substantive impact on the operation of the law enacted by the initiative.

Senate Bill 6505 would delay certain tax preferences for marijuana and marijuana products for ten years.

For purposes of analysis, it is important to start by noting that Initiative 502, the marijuana law passed by the voters in 2012, touches on many areas of production, processing, distribution and taxation relating to marijuana but imposes only one new tax in and of itself: a marijuana excise tax. The initiative makes clear that this excise tax is 'separate and in addition to the general state and local sales and use taxes' which will also apply to marijuana sales, but I-502 did not make any changes to the existing sales and use tax. Similarly, it did not make any changes to the existing property tax structure or business and occupation tax structure, which could also apply to the production, processing and distribution of marijuana.

In short, while the already-existing tax structure would apply to marijuana production, processing and distribution in our state under I-502, the initiative made no changes to the pre-existing tax structure, except to add an additional excise tax. As a result, the legislature is free to modify that existing tax structure as it deems necessary or desirable, and it may do so even with respect to marijuana production, processing and sales without changing any provisions or the operation of I-502. For these reasons, Senate Bill 6505 requires only a simple majority vote for final passage."

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6505.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6505, and the bill passed the House by the following vote: Yeas, 55; Nays, 42; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Haigh, Hansen, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Moeller, Morrell, Morris, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Seaquist, Sells, Senn, Smith, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Christian, Condotta, DeBolt, Fagan, G. Hunt, Habib, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Moscoso, Muri, Orcutt, Overstreet, Parker, Pike, Ross, Sawyer, Schmick, Scott, Shea, Short, Stonier, Taylor, Vick, Walsh, Warnick, Wilcox, Young and Zeiger.

Excused: Representative Lytton.

SENATE BILL NO. 6505, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of SUBSTITUTE SENATE BILL NO. 6387 and the bill was placed on the second reading calendar:

There being no objection, the Committee on Appropriations was relieved of the following bills and the bills were placed on the second reading calendar:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO.
6518
SENATE BILL NO. 6573

MESSAGE FROM THE SENATE

March 11, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6430
ENGROSSED SUBSTITUTE SENATE BILL NO. 6478
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 6440, by Senate Committee on Transportation (originally sponsored by Senators King, Eide and Kline)

Imposing motor vehicle fuel taxes on compressed natural and liquefied natural gas used for transportation purposes. Revised for 1st Substitute: Imposing transportation taxes and fees on compressed natural gas and liquefied natural gas used

for transportation purposes. (REVISED FOR ENGROSSED: Concerning compressed natural gas and liquefied natural gas used for transportation purposes.)

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Finance was not adopted. (For Committee amendment, see Journal, Day 58, Mark 11, 2014.

Representative Carlyle moved the adoption of amendment (965):

Strike everything after the enacting clause and insert the following:

"PART I**Tax Performance Statement**

NEW SECTION. **Sec. 101.** (1) The legislature finds that current law taxes natural gas as a traditional home heating or electric generation fuel while not taking into account the benefits of natural gas use as a transportation fuel. The legislature further finds that the construction and operation of a natural gas liquefaction plant and compressed natural gas refueling stations as well as the ongoing use of compressed and liquefied natural gas will lead to positive job creation, economic development, environmental benefits, lower fuel costs, and increased tax revenues to the state. The legislature further finds that it is sound tax policy to provide uniform tax treatment of natural gas used as a transportation fuel, regardless of whether the taxpayer providing the natural gas is a gas distribution business or not, so as to prevent any particular entity from receiving a competitive advantage solely through a structural inefficiency in the tax code.

(2)(a) This subsection is the tax performance statement for this act. The performance statement is only intended to be used for subsequent evaluation of the tax changes made in this act. It is not intended to create a private right of action by any party or be used to determine eligibility for preferential tax treatment.

(b) The legislature categorizes the tax changes in this act as changes intended to accomplish the general purposes indicated in RCW 82.32.808(2) (c) and (d).

(c) It is the legislature's specific public policy objectives to promote job creation and positive economic development; lower carbon dioxide, sulfur dioxide, nitrogen dioxide, and particulate emissions; and secure optimal liquefied natural gas pricing for the state of Washington and other public entities.

(d) To measure the effectiveness of the exemption provided in this act in achieving the specific public policy objective described in (c) of this subsection, the joint legislative audit and review committee must evaluate the following:

(i) The number of employment positions and wages at a natural gas liquefaction facility located in Washington and operated by a gas distribution business where some or all of the liquefied natural gas is sold for use as a transportation fuel. If the average number of employment positions at the liquefaction facility once it is operationally complete equals or exceeds eighteen and average annual wages for employment positions at the facility exceed thirty-five thousand dollars, it is presumed that the public policy objective of job creation has been achieved.

(ii) The estimated total cost of construction of a liquefaction plant by a gas distribution company, including costs for machinery and

equipment. If the total cost equals or exceeds two hundred fifty million dollars, it is presumed that the public policy objective of positive economic development has been achieved.

(iii) The estimated fuel savings by the Washington state ferry system and other public entities through the use of liquefied natural gas purchased from a gas distribution business.

(iv) The estimated reduction in carbon dioxide, sulfur dioxide, nitrogen dioxide, and particulate emissions, resulting from the use of liquefied natural gas and compressed natural gas as a transportation fuel where the natural gas is sold by a gas distribution business. The emissions of liquefied and compressed natural gas must be specifically compared with an equivalent amount of diesel fuel. If the estimated annual reduction in emissions exceeds the following benchmarks, it is presumed that the public policy objective of reducing emissions has been achieved:

- (A) Three hundred million pounds of carbon dioxide;
- (B) Two hundred thousand pounds of particulates;
- (C) Four hundred thousand pounds of sulfur dioxide; and
- (D) Four hundred fifty thousand pounds of nitrogen dioxide.

(e)(i) The following data sources are intended to provide the informational basis for the evaluation under (d) of this subsection:

- (A) Employment data provided by the state employment security department;
- (B) Ferry fuel purchasing data provided by the state department of transportation;
- (C) Diesel and other energy pricing data found on the United States energy information administration's web site; and
- (D) Information provided by a gas distribution business on the annual report required under RCW 82.32.534.

(ii) In addition to the data source described under (e)(i) of this subsection, the joint legislative audit and review committee may use any other data it deems necessary in performing the evaluation under (d) of this subsection.

(3) A gas distribution business claiming the exemption under RCW 82.08.02565 or 82.12.02565 must file the annual report under RCW 82.32.534 or any successor document. In addition to the information contained in the report, the report must also include the amount of liquefied natural gas and compressed natural gas sold by the gas distribution business as a transportation fuel. A gas distribution business is not required to file the annual survey under RCW 82.32.585, as would otherwise be required under RCW 82.32.808(5).

(4) The joint legislative audit and review committee must perform the review required in this section in a manner consistent with its tax preference review process under chapter 43.136 RCW. The committee must perform the review in calendar year 2025.

PART II

Fuel Taxes and Sales Taxes

Sec. 201. RCW 82.38.030 and 2013 c 225 s 103 are each amended to read as follows:

(1) There is levied and imposed upon fuel licensees a tax at the rate of twenty-three cents per each gallon of fuel (~~(, or each one hundred cubic feet of compressed natural gas)~~), measured at standard pressure and temperature.

(2) Beginning July 1, 2003, an additional and cumulative tax rate of five cents per each gallon of fuel (~~(, or each one hundred cubic feet of compressed natural gas)~~), measured at standard pressure and temperature is imposed on fuel licensees. This subsection (2) expires when the bonds issued for transportation 2003 projects are retired.

(3) Beginning July 1, 2005, an additional and cumulative tax rate of three cents per each gallon of fuel (~~(, or each one hundred cubic feet~~

~~of compressed natural gas)~~), measured at standard pressure and temperature is imposed on fuel licensees.

(4) Beginning July 1, 2006, an additional and cumulative tax rate of three cents per each gallon of fuel (~~(, or each one hundred cubic feet of compressed natural gas)~~), measured at standard pressure and temperature is imposed on fuel licensees.

(5) Beginning July 1, 2007, an additional and cumulative tax rate of two cents per each gallon of fuel (~~(, or each one hundred cubic feet of compressed natural gas)~~), measured at standard pressure and temperature is imposed on fuel licensees.

(6) Beginning July 1, 2008, an additional and cumulative tax rate of one and one-half cents per each gallon of fuel (~~(, or each one hundred cubic feet of compressed natural gas)~~), measured at standard pressure and temperature is imposed on fuel licensees.

(7) Taxes are imposed when:

(a) Fuel is removed in this state from a terminal if the fuel is removed at the rack unless the removal is by a licensed supplier or distributor for direct delivery to a destination outside of the state, or the removal is by a fuel supplier for direct delivery to an international fuel tax agreement licensee under RCW 82.38.320;

(b) Fuel is removed in this state from a refinery if either of the following applies:

(i) The removal is by bulk transfer and the refiner or the owner of the fuel immediately before the removal is not a licensed supplier; or

(ii) The removal is at the refinery rack unless the removal is to a licensed supplier or distributor for direct delivery to a destination outside of the state, or the removal is to a licensed supplier for direct delivery to an international fuel tax agreement licensee under RCW 82.38.320;

(c) Fuel enters into this state for sale, consumption, use, or storage, unless the fuel enters this state for direct delivery to an international fuel tax agreement licensee under RCW 82.38.320, if either of the following applies:

(i) The entry is by bulk transfer and the importer is not a licensed supplier; or

(ii) The entry is not by bulk transfer;

(d) Fuel enters this state by means outside the bulk transfer-terminal system and is delivered directly to a licensed terminal unless the owner is a licensed distributor or supplier;

(e) Fuel is sold or removed in this state to an unlicensed entity unless there was a prior taxable removal, entry, or sale of the fuel;

(f) Blended fuel is removed or sold in this state by the blender of the fuel. The number of gallons of blended fuel subject to tax is the difference between the total number of gallons of blended fuel removed or sold and the number of gallons of previously taxed fuel used to produce the blended fuel;

(g) Dyed special fuel is used on a highway, as authorized by the internal revenue code, unless the use is exempt from the fuel tax;

(h) Dyed special fuel is held for sale, sold, used, or is intended to be used in violation of this chapter;

(i) Special fuel purchased by an international fuel tax agreement licensee under RCW 82.38.320 is used on a highway; and

(j) Fuel is sold by a licensed fuel supplier to a fuel distributor or fuel blender and the fuel is not removed from the bulk transfer-terminal system.

Sec. 202. RCW 82.38.075 and 2013 c 225 s 110 are each amended to read as follows:

(1) To encourage the use of nonpolluting fuels, an annual license fee in lieu of the tax imposed by RCW 82.38.030 is imposed upon the use of liquefied natural gas, compressed natural gas, or propane used in any motor vehicle. The annual license fee must be based upon the following schedule and formula:

VEHICLE TONNAGE (GVW)

FEE

0	-	6,000	\$ 45
6,001	-	10,000	\$ 45
10,001	-	18,000	\$ 80
18,001	-	28,000	\$110
28,001	-	36,000	\$150
36,001	and above		\$250

(2) To determine the annual license fee for a registration year, the appropriate dollar amount in the schedule is multiplied by the fuel tax rate per gallon effective on July 1st of the preceding calendar year and the product is divided by 12 cents.

(3) The department, in addition to the resulting fee, must charge an additional fee of five dollars as a handling charge for each license issued.

(4) The vehicle tonnage fee must be prorated so the annual license will correspond with the staggered vehicle licensing system.

(5) A decal or other identifying device issued upon payment of the annual fee must be displayed as prescribed by the department as authority to purchase this fuel.

(6) Persons selling or dispensing natural gas or propane may not sell or dispense this fuel for their own use or the use of others into tanks of vehicles powered by this fuel which do not display a valid decal or other identifying device.

(7) Commercial motor vehicles registered in a foreign jurisdiction under the provisions of the international registration plan are subject to the _____ annual _____ fee.

(8) Motor vehicles registered in a foreign jurisdiction, except those registered under the international registration plan under chapter 46.87 RCW, are exempt from this section.

(9) Vehicles registered in jurisdictions outside the state of Washington are exempt from this section.

~~(8)~~ (10) Any person selling or dispensing liquefied natural gas, compressed natural gas, or propane into the tank of a motor vehicle powered by this fuel, except as prescribed in this chapter, is subject to the penalty provisions of this chapter.

Sec. 203. RCW 82.80.010 and 2013 c 225 s 641 are each amended to read as follows:

(1) ~~(For purposes of this section:)~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Distributor" means every person who imports, refines, manufactures, produces, or compounds motor vehicle fuel and special fuel as defined in RCW 82.38.020(~~, respectively,~~) and sells or distributes the fuel into a county(~~(s)~~).

(b) "Person" has the same meaning as in RCW 82.04.030.

(2) Subject to the conditions of this section, any county may levy, by approval of its legislative body and a majority of the registered voters of the county voting on the proposition at a general or special election, additional excise taxes equal to ten percent of the statewide ~~((motor vehicle fuel tax rate under RCW 82.38.030 on each gallon of motor vehicle fuel as defined in RCW 82.38.020 and on each gallon of special fuel))~~ fuel tax rates under RCW 82.38.030 on motor vehicle fuel and special fuel as defined in RCW 82.38.020 sold within the boundaries of the county. Vehicles paying an annual license fee under RCW 82.38.075 are exempt from the county fuel excise tax. An election held under this section must be held not more than twelve months before the date on which the proposed tax is to be levied. The ballot setting forth the proposition must state the tax rate that is proposed. The county's authority to levy additional excise taxes under

this section includes the incorporated and unincorporated areas of the county. The additional excise taxes are subject to the same exceptions and rights of refund as applicable to other motor vehicle fuel and special fuel excise taxes levied under chapter 82.38 RCW. The proposed tax may not be levied less than one month from the date the election results are certified by the county election officer. The commencement date for the levy of any tax under this section must be the first day of January, April, July, or October.

(3) The local option motor vehicle fuel tax on ~~((each gallon of))~~ motor vehicle fuel and on ~~((each gallon of))~~ special fuel is imposed upon the distributor of the fuel.

(4) A taxable event for the purposes of this section occurs upon the first distribution of the fuel within the boundaries of a county to a retail outlet, bulk fuel user, or ultimate user of the fuel.

(5) All administrative provisions in chapters 82.01, 82.03, and 82.32 RCW, insofar as they are applicable, apply to local option fuel taxes imposed under this section.

(6) Before the effective date of the imposition of the fuel taxes under this section, a county must contract with the department of revenue for the administration and collection of the taxes. The contract must provide that a percentage amount, not to exceed one percent of the taxes imposed under this section, will be deposited into the local tax administration account created in the custody of the state treasurer. The department of revenue may spend money from this account, upon appropriation, for the administration of the local taxes imposed under this section.

(7) The state treasurer must distribute monthly to the levying county and cities contained therein the proceeds of the additional excise taxes collected under this section, after the deductions for payments and expenditures as provided in RCW 46.68.090(1) (a) and (b) and under the conditions and limitations provided in RCW 82.80.080.

(8) The proceeds of the additional excise taxes levied under this section must be used strictly for transportation purposes in accordance with RCW 82.80.070.

(9) A county may not levy the tax under this section if they are levying the tax in RCW 82.80.110 or if they are a member of a regional transportation investment district levying the tax in RCW 82.80.120.

Sec. 204. RCW 82.80.110 and 2013 c 225 s 642 are each amended to read as follows:

(1) ~~(For purposes of this section:)~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Distributor" means every person who imports, refines, manufactures, produces, or compounds motor vehicle fuel and special fuel as defined in RCW 82.38.020(~~, respectively,~~) and sells or distributes the fuel into a county(~~(s)~~).

(b) "Person" has the same meaning as in RCW 82.04.030.

(2) For purposes of dedication to a regional transportation investment district plan under chapter 36.120 RCW, subject to the conditions of this section, a county may levy additional excise taxes equal to ten percent of the statewide ~~((motor vehicle fuel tax rate under RCW 82.38.030 on each gallon of motor vehicle fuel as defined in RCW 82.38.020 and on each gallon of special fuel))~~ fuel tax rates under RCW 82.38.030 on motor vehicle fuel and special fuel as defined in RCW ~~((82.32.020 [82.38.020]))~~ 82.38.020 sold within the boundaries of the county. The additional excise tax is subject to the approval of the county's legislative body and a majority of the registered voters of the county voting on the proposition at a general or special election. An election held under this section must be held not more than twelve months before the date on which the proposed tax is to be levied. The ballot setting forth the proposition must state that the revenues from the tax will be used for a regional transportation investment district plan. The county's authority to levy additional excise taxes under this section includes the incorporated and unincorporated areas of the county. Vehicles paying an annual license fee under RCW 82.38.075 are exempt from the county fuel excise tax. The additional excise taxes are

subject to the same exceptions and rights of refund as applicable to other motor vehicle fuel and special fuel excise taxes levied under chapter 82.38 RCW. The proposed tax may not be levied less than one month from the date the election results are certified by the county election officer. The commencement date for the levy of any tax under this section will be the first day of January, April, July, or October.

(3) The local option motor vehicle fuel tax on ~~((each gallon of))~~ motor vehicle fuel and on ~~((each gallon of))~~ special fuel is imposed upon the distributor of the fuel.

(4) A taxable event for the purposes of this section occurs upon the first distribution of the fuel within the boundaries of a county to a retail outlet, bulk fuel user, or ultimate user of the fuel.

(5) All administrative provisions in chapters 82.01, 82.03, and 82.32 RCW, insofar as they are applicable, apply to local option fuel taxes imposed under this section.

(6) Before the effective date of the imposition of the fuel taxes under this section, a county must contract with the department of revenue for the administration and collection of the taxes. The contract must provide that a percentage amount, not to exceed one percent of the taxes imposed under this section, will be deposited into the local tax administration account created in the custody of the state treasurer. The department of revenue may spend money from this account, upon appropriation, for the administration of the local taxes imposed under this section.

(7) The state treasurer must distribute monthly to the county levying the tax as part of a regional transportation investment plan, after the deductions for payments and expenditures as provided in RCW 46.68.090(1) (a) and (b).

(8) The proceeds of the additional taxes levied by a county in this section, to be used as a part of a regional transportation investment plan, must be used in accordance with chapter 36.120 RCW, but only for those areas that are considered "highway purposes" as that term is construed in Article II, section 40 of the state Constitution.

(9) A county may not levy the tax under this section if they are a member of a regional transportation investment district that is levying the tax in RCW 82.80.120 or the county is levying the tax in RCW 82.80.010.

Sec. 205. RCW 82.80.120 and 2013 c 225 s 643 are each amended to read as follows:

(1) ~~((For purposes of this section:))~~ The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Distributor" means every person who imports, refines, manufactures, produces, or compounds motor vehicle fuel and special fuel as defined in RCW 82.38.020~~((, respectively,))~~ and sells or distributes the fuel into a county~~((;))~~.

(b) "Person" has the same meaning as in RCW 82.04.030;

(c) "District" means a regional transportation investment district under chapter 36.120 RCW.

(2) A regional transportation investment district under chapter 36.120 RCW, subject to the conditions of this section, may levy additional excise taxes equal to ten percent of the statewide ~~((motor vehicle fuel tax rate under RCW 82.38.030 on each gallon of motor vehicle fuel as defined in RCW 82.38.020 and on each gallon of special fuel))~~ fuel tax rates under RCW 82.38.030 on motor vehicle fuel and special fuel as defined in RCW 82.38.020 sold within the boundaries of the district. The additional excise tax is subject to the approval of a majority of the voters within the district boundaries. Vehicles paying an annual license fee under RCW 82.38.075 are exempt from the district's fuel excise tax. The additional excise taxes are subject to the same exceptions and rights of refund as applicable to other motor vehicle fuel and special fuel excise taxes levied under chapter 82.38 RCW. The proposed tax may not be levied less than one month from the date the election results are certified. The commencement date for the levy of any tax under this section will be the first day of January, April, July, or October.

(3) The local option motor vehicle fuel tax on ~~((each gallon of))~~ motor vehicle fuel and on ~~((each gallon of))~~ special fuel is imposed upon the distributor of the fuel.

(4) A taxable event for the purposes of this section occurs upon the first distribution of the fuel within the boundaries of the district to a retail outlet, bulk fuel user, or ultimate user of the fuel.

(5) All administrative provisions in chapters 82.01, 82.03, and 82.32 RCW, insofar as they are applicable, apply to local option fuel taxes imposed under this section.

(6) Before the effective date of the imposition of the fuel taxes under this section, a district must contract with the department of revenue for the administration and collection of the taxes. The contract must provide that a percentage amount, not to exceed one percent of the taxes imposed under this section, will be deposited into the local tax administration account created in the custody of the state treasurer. The department of revenue may spend money from this account, upon appropriation, for the administration of the local taxes imposed under this section.

(7) The state treasurer must distribute monthly to the district levying the tax as part of the regional transportation investment district plan, after the deductions for payments and expenditures as provided in RCW 46.68.090(1) (a) and (b).

(8) The proceeds of the additional taxes levied by a district in this section, to be used as a part of a regional transportation investment district plan, must be used in accordance with chapter 36.120 RCW, but only for those areas that are considered "highway purposes" as that term is construed in Article II, section 40 of the state Constitution.

(9) A district may only levy the tax under this section if the district is comprised of boundaries identical to the boundaries of a county or counties. A district may not levy the tax in this section if a member county is levying the tax in RCW 82.80.010 or 82.80.110.

Sec. 206. RCW 82.47.010 and 1998 c 176 s 85 are each amended to read as follows:

~~((The definitions set forth in this section shall apply throughout this chapter unless the context clearly requires otherwise.~~

~~(1) "Motor vehicle fuel" has the meaning given in RCW 82.36.010.~~

~~(2) "Special fuel" has the meaning given in RCW 82.38.020.~~

~~(3) "Motor vehicle" has the meaning given in RCW 82.36.010.))~~

For purposes of this chapter, unless the context clearly requires otherwise, "fuel," "motor vehicle fuel," "special fuel," and "motor vehicle" have the meaning given in RCW 82.38.020.

Sec. 207. RCW 46.16A.060 and 2011 c 114 s 6 are each amended to read as follows:

(1) The department, county auditor or other agent, or subagent appointed by the director may not issue or renew a motor vehicle registration or change the registered owner of a registered vehicle for any motor vehicle required to be inspected under chapter 70.120 RCW, unless the application for issuance or renewal is: (a) Accompanied by a valid certificate of compliance or a valid certificate of acceptance issued as required under chapter 70.120 RCW; or (b) exempt, as described in subsection (2) of this section. The certificates must have a date of validation that is within twelve months of the assigned registration renewal date. Certificates for fleet or owner tested diesel vehicles may have a date of validation that is within twelve months of the assigned registration renewal date.

(2) The following motor vehicles are exempt from emission test requirements:

(a) Motor vehicles that are less than five years old or more than twenty-five years old;

(b) Motor vehicles that are a 2009 model year or newer;

(c) Motor vehicles powered exclusively by electricity, propane, compressed natural gas, liquefied natural gas, or liquid petroleum gas;

(d) Motorcycles as defined in RCW 46.04.330 and motor-driven cycles as defined in RCW 46.04.332;

(e) Farm vehicles as defined in RCW 46.04.181;

(f) Street rod vehicles as defined in RCW 46.04.572 and custom vehicles as defined in RCW 46.04.161;

(g) Used vehicles that are offered for sale by a motor vehicle dealer licensed under chapter 46.70 RCW;

(h) Classes of motor vehicles exempted by the director of the department of ecology; and

(i) Hybrid motor vehicles that obtain a rating by the environmental protection agency of at least fifty miles per gallon of gas during city driving. For purposes of this section, a hybrid motor vehicle is one that uses propulsion units powered by both electricity and gas.

(3) The department of ecology (~~shall~~) must provide information to motor vehicle owners:

(a) Regarding the boundaries of emission contributing areas and restrictions established under this section that apply to vehicles registered in such areas; and

(b) On the relationship between motor vehicles and air pollution and steps motor vehicle owners should take to reduce motor vehicle related air pollution.

(4) The department of licensing (~~shall~~) must:

(a) Notify all registered motor vehicle owners affected by the emission testing program that they must have an emission test to renew their registration;

(b) Adopt rules implementing and enforcing this section, except for subsection (2)(e) of this section, as specified in chapter 34.05 RCW.

(5) A motor vehicle may not be registered, leased, rented, or sold for use in the state, starting with the model year as provided in RCW 70.120A.010, unless the vehicle:

(a) Has seven thousand five hundred miles or more; or

(b)(i) Is consistent with the vehicle emission standards and carbon dioxide equivalent emission standards adopted by the department of ecology; and

(ii) Has a California certification label for all emission standards, and carbon dioxide equivalent emission standards necessary to meet fleet average requirements.

(6) The department of licensing, in consultation with the department of ecology, may adopt rules necessary to implement this section and may provide for reasonable exemptions to these requirements. The department of ecology may exempt public safety vehicles from meeting the standards where the department finds that vehicles necessary to meet the needs of public safety agencies are not otherwise reasonably available.

Sec. 208. RCW 46.37.467 and 1995 c 369 s 23 are each amended to read as follows:

(1) Every automobile, truck, motorcycle, motor home, or off-road vehicle that is fueled by an alternative fuel source (~~shall~~) must bear a reflective placard issued by the national fire protection association indicating that the vehicle is so fueled. Violation of this subsection is a traffic infraction.

(2) As used in this section "alternative fuel source" includes propane, compressed natural gas, liquefied natural gas, liquid petroleum gas, or any chemically similar gas but does not include gasoline or diesel fuel.

(3) If a placard for a specific alternative fuel source has not been issued by the national fire protection association, a placard issued by the chief of the Washington state patrol, through the director of fire protection, (~~shall be~~) is required. The chief of the Washington state patrol, through the director of fire protection, (~~shall~~) must develop rules for the design, size, and placement of the placard which (~~shall~~) remains effective until a specific placard is issued by the national fire protection association.

NEW SECTION. Sec. 209. (1) The department of licensing must convene a work group that includes, at a minimum, representatives from the department of transportation, the trucking industry, manufacturers of compressed natural gas and liquefied natural gas, and any other stakeholders as deemed necessary, for the following purposes:

(a) To evaluate the annual license fee in lieu of fuel tax under RCW 82.38.075 to determine a fee that more closely represents the average consumption of vehicles by weight and to make recommendations to the transportation committees of the legislature by December 1, 2014, on an updated fee schedule.

(b) To develop a transition plan to move vehicles powered by liquefied natural gas, compressed natural gas, and propane from the annual license fee in lieu of fuel tax to the fuel tax under RCW 82.38.030. The transition plan must incorporate stakeholder feedback and must include draft legislation and cost and revenue estimates. The transition plan must be submitted to the transportation committees of the legislature by December 1, 2015.

(2) The department of revenue must convene a work group that includes, at a minimum, representatives from the department of transportation, the marine shipping industry, manufacturers of liquefied natural gas, and any other stakeholders as deemed necessary, for the purpose of examining the appropriate level and manner of taxing liquefied natural gas used for marine vessel transportation. The department must make recommendations to the fiscal committees of the legislature by December 1, 2025.

PART III

State and Local Business Taxes

NEW SECTION. Sec. 301. A new section is added to chapter 82.16 RCW to read as follows:

(1) The provisions of this chapter do not apply to sales by a gas distribution business of:

(a) Compressed natural gas or liquefied natural gas, where the compressed natural gas or liquefied natural gas is to be sold or used as transportation fuel; or

(b) Natural gas from which the buyer manufactures compressed natural gas or liquefied natural gas, where the compressed natural gas or liquefied natural gas is to be sold or used as transportation fuel.

(2) The exemption is available only when the buyer provides the seller with an exemption certificate in a form and manner prescribed by the department. The seller must retain a copy of the certificate for the seller's files.

(3) For the purposes of this section, "transportation fuel" means fuel for the generation of power to propel a motor vehicle as defined in RCW 46.04.320, a vessel as defined in RCW 88.02.310, or a locomotive or railroad car.

Sec. 302. RCW 82.04.310 and 2007 c 58 s 1 are each amended to read as follows:

(1) This chapter (~~shall~~) does not apply to any person in respect to a business activity with respect to which tax liability is specifically imposed under the provisions of chapter 82.16 RCW including amounts derived from activities for which a deduction is allowed under RCW 82.16.050. The exemption in this subsection does not apply to sales of natural gas, including compressed natural gas and liquefied natural gas, by a gas distribution business, if such sales are exempt from the tax imposed under chapter 82.16 RCW as provided in section 301 of this act.

(2) This chapter does not apply to amounts received by any person for the sale of electrical energy for resale within or outside the state.

(3)(a) This chapter does not apply to amounts received by any person for the sale of natural or manufactured gas in a calendar year if that person sells within the United States a total amount of natural or manufactured gas in that calendar year that is no more than twenty percent of the amount of natural or manufactured gas that it consumes within the United States in the same calendar year.

(b) For purposes of determining whether a person has sold within the United States a total amount of natural or manufactured gas in a

calendar year that is no more than twenty percent of the amount of natural or manufactured gas that it consumes within the United States in the same calendar year, the following transfers of gas are not considered to be the sale of natural or manufactured gas:

- (i) The transfer of any natural or manufactured gas as a result of the acquisition of another business, through merger or otherwise; or
- (ii) The transfer of any natural or manufactured gas accomplished solely to comply with federal regulatory requirements imposed on the pipeline transportation of such gas when it is shipped by a third-party manager of a person's pipeline transportation.

Sec. 303. RCW 82.04.120 and 2011 c 23 s 3 are each amended to read as follows:

(1) "To manufacture" embraces all activities of a commercial or industrial nature wherein labor or skill is applied, by hand or machinery, to materials so that as a result thereof a new, different or useful substance or article of tangible personal property is produced for sale or commercial or industrial use, and includes:

- (a) The production or fabrication of special made or custom made articles;
- (b) The production or fabrication of dental appliances, devices, restorations, substitutes, or other dental laboratory products by a dental laboratory or dental technician;
- (c) Cutting, delimiting, and measuring of felled, cut, or taken trees; ~~(and)~~
- (d) Crushing and/or blending of rock, sand, stone, gravel, or ore; and
- (e) The production of compressed natural gas or liquefied natural gas for use as a transportation fuel as defined in section 301 of this act.

(2) "To manufacture" does not include:

- (a) Conditioning of seed for use in planting; cubing hay or alfalfa;
- (b) Activities which consist of cutting, grading, or ice glazing seafood which has been cooked, frozen, or canned outside this state;
- (c) The growing, harvesting, or producing of agricultural products;
- (d) Packing of agricultural products, including sorting, washing, rinsing, grading, waxing, treating with fungicide, packaging, chilling, or placing in controlled atmospheric storage;
- (e) The production of digital goods;
- (f) The production of computer software if the computer software is delivered from the seller to the purchaser by means other than tangible storage media, including the delivery by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser; and

(g) Except as provided in subsection (1)(e) of this section, any activity that is integral to any public service business as defined in RCW 82.16.010 and with respect to which the gross income associated with such activity: (i) Is subject to tax under chapter 82.16 RCW; or (ii) would be subject to tax under chapter 82.16 RCW if such activity were conducted in this state or if not for an exemption or deduction.

(3) With respect to wastewater treatment facilities:

(a) "To manufacture" does not include the treatment of wastewater, the production of reclaimed water, and the production of class B biosolids; and

(b) "To manufacture" does include the production of class A or exceptional quality biosolids, but only with respect to the processing activities that occur after the biosolids have reached class B standards.

Sec. 304. RCW 82.12.022 and 2011 c 174 s 304 are each amended to read as follows:

(1) A use tax is levied on every person in this state for the privilege of using natural gas or manufactured gas, including compressed natural gas and liquefied natural gas, within this state as a consumer.

(2) The tax must be levied and collected in an amount equal to the value of the article used by the taxpayer multiplied by the rate in effect for the public utility tax on gas distribution businesses under RCW 82.16.020. The "value of the article used" does not include any amounts that are paid for the hire or use of a gas distribution business as defined in RCW 82.16.010(2) in transporting the gas subject to tax

under this subsection if those amounts are subject to tax under that chapter.

(3) The tax levied in this section does not apply to the use of natural or manufactured gas delivered to the consumer by other means than through a pipeline.

(4) The tax levied in this section does not apply to the use of natural or manufactured gas if the person who sold the gas to the consumer has paid a tax under RCW 82.16.020 with respect to the gas for which exemption is sought under this subsection.

(5)(a) The tax levied in this section does not apply to the use of natural or manufactured gas by an aluminum smelter as that term is defined in RCW 82.04.217 before January 1, 2017.

(b) A person claiming the exemption provided in this subsection (5) must file a complete annual report with the department under RCW 82.32.534.

(6) The tax imposed by this section does not apply to the use of natural gas, compressed natural gas, or liquefied natural gas, if the consumer uses the gas for transportation fuel as defined in section 301 of this act.

(7) There is a credit against the tax levied under this section in an amount equal to any tax paid by:

(a) The person who sold the gas to the consumer when that tax is a gross receipts tax similar to that imposed pursuant to RCW 82.16.020 by another state with respect to the gas for which a credit is sought under this subsection; or

(b) The person consuming the gas upon which a use tax similar to the tax imposed by this section was paid to another state with respect to the gas for which a credit is sought under this subsection.

~~((7))~~ (8) The use tax imposed in this section must be paid by the consumer to the department.

~~((8))~~ (9) There is imposed a reporting requirement on the person who delivered the gas to the consumer to make a quarterly report to the department. Such report must contain the volume of gas delivered, name of the consumer to whom delivered, and such other information as the department may require by rule.

~~((9))~~ (10) The department may adopt rules under chapter 34.05 RCW for the administration and enforcement of sections 1 through 6, chapter 384, Laws of 1989.

Sec. 305. RCW 82.14.230 and 2010 c 127 s 5 are each amended to read as follows:

(1) The governing body of any city, while not required by legislative mandate to do so, may, by resolution or ordinance for the purposes authorized by this chapter, fix and impose on every person a use tax for the privilege of using natural gas or manufactured gas in the city as a consumer.

(2) The tax is imposed in an amount equal to the value of the article used by the taxpayer multiplied by the rate in effect for the tax on natural gas businesses under RCW 35.21.870 in the city in which the article is used. The "value of the article used," does not include any amounts that are paid for the hire or use of a natural gas business in transporting the gas subject to tax under this subsection if those amounts are subject to tax under RCW 35.21.870.

(3) The tax imposed under this section does not apply to the use of natural or manufactured gas if the person who sold the gas to the consumer has paid a tax under RCW 35.21.870 with respect to the gas for which exemption is sought under this subsection.

(4) There is a credit against the tax levied under this section in an amount equal to any tax paid by:

(a) The person who sold the gas to the consumer when that tax is a gross receipts tax similar to that imposed pursuant to RCW 35.21.870 by another municipality or other unit of local government with respect to the gas for which a credit is sought under this subsection; or

(b) The person consuming the gas upon which a use tax similar to the tax imposed by this section was paid to another municipality or other unit of local government with respect to the gas for which a credit is sought under this subsection.

(5) The use tax imposed must be paid by the consumer. The administration and collection of the tax imposed is pursuant to RCW 82.14.050.

(6) The tax authorized by this section does not apply to the use of natural gas, compressed natural gas, or liquefied natural gas, if the consumer uses the gas for transportation fuel as defined in section 301 of this act.

Sec. 306. RCW 35.21.870 and 1984 c 225 s 6 are each amended to read as follows:

(1) No city or town may impose a tax on the privilege of conducting an electrical energy, natural gas, steam energy, or telephone business at a rate which exceeds six percent unless the rate is first approved by a majority of the voters of the city or town voting on such a proposition.

(2)(a) If a city or town is imposing a rate of tax under subsection (1) of this section in excess of six percent on April 20, 1982, the city or town ~~((shall))~~ must decrease the rate to a rate of six percent or less by reducing the rate each year on or before November 1st by ordinances to be effective on January 1st of the succeeding year, by an amount equal to one-tenth the difference between the tax rate on April 20, 1982, and six percent.

(b) Nothing in this subsection prohibits a city or town from reducing its rates by amounts greater than the amounts required in this subsection.

(3) Voter approved rate increases under subsection (1) of this section ~~((shall))~~ may not be included in the computations under this subsection.

(4) No city or town may impose a tax on the privilege of conducting a natural gas business with respect to sales that are exempt from the tax imposed under chapter 82.16 RCW as provided in section 301 of this act at a rate higher than its business and occupation tax rate on the sale of tangible personal property or, if the city or town does not impose a business and occupation tax on the sale of tangible personal property, at a rate greater than .002.

Sec. 307. RCW 82.14.030 and 2008 c 86 s 101 are each amended to read as follows:

(1) The governing body of any county or city, while not required by legislative mandate to do so, may, by resolution or ordinance for the purposes authorized by this chapter, impose a sales and use tax in accordance with the terms of this chapter. Such tax ~~((shall))~~ must be collected from those persons who are taxable by the state under chapters 82.08 and 82.12 RCW, upon the occurrence of any taxable event within the county or city as the case may be. ~~((Except as provided in RCW 82.14.230,))~~ This sales and use tax ((shall)) does not apply to natural or manufactured gas, except for natural gas that is used as a transportation fuel as defined in section 301 of this act and is taxable by the state under chapters 82.08 and 82.12 RCW. The rate of such tax imposed by a county ~~((shall be))~~ is five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of such tax imposed by a city ~~((shall))~~ may not exceed five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). However, in the event a county imposes a sales and use tax under this subsection, the rate of such tax imposed under this subsection by any city therein ~~((shall))~~ may not exceed four hundred and twenty-five one-thousandths of one percent.

(2) In addition to the tax authorized in subsection (1) of this section, the governing body of any county or city may by resolution or ordinance impose an additional sales and use tax in accordance with the terms of this chapter. Such additional tax ~~((shall))~~ must be collected upon the same taxable events upon which the tax imposed under subsection (1) of this section is imposed. The rate of such additional tax imposed by a county ~~((shall be))~~ is up to five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). The rate of such additional tax imposed by a city ~~((shall be))~~ is up to five-tenths of one percent of the selling price (in the case of a sales tax) or value of the article used (in the case of a use tax). However, in the event a county imposes a sales and use tax

under the authority of this subsection at a rate equal to or greater than the rate imposed under the authority of this subsection by a city within the county, the county ~~((shall))~~ must receive fifteen percent of the city tax. In the event that the county imposes a sales and use tax under the authority of this subsection at a rate which is less than the rate imposed under this subsection by a city within the county, the county ~~((shall))~~ must receive that amount of revenues from the city tax equal to fifteen percent of the rate of tax imposed by the county under the authority of this subsection. The authority to impose a tax under this subsection is intended in part to compensate local government for any losses from the phase-out of the property tax on business inventories.

PART IV

Export and Machinery and Equipment Sales and Use Tax

Exemptions

Sec. 401. RCW 82.08.02565 and 2011 c 23 s 2 are each amended to read as follows:

(1)(a) The tax levied by RCW 82.08.020 does not apply to sales to a manufacturer or processor for hire of machinery and equipment used directly in a manufacturing operation or research and development operation, to sales to a person engaged in testing for a manufacturer or processor for hire of machinery and equipment used directly in a testing operation, or to sales of or charges made for labor and services rendered in respect to installing, repairing, cleaning, altering, or improving the machinery and equipment.

(b) Except as provided in (c) of this subsection, sellers making tax-exempt sales under this section must obtain from the purchaser an exemption certificate in a form and manner prescribed by the department by rule. The seller must retain a copy of the certificate for the seller's files.

(c)(i) The exemption under this section is in the form of a remittance for a gas distribution business, as defined in RCW 82.16.010, claiming the exemption for machinery and equipment used for the production of compressed natural gas or liquefied natural gas for use as a transportation fuel.

(ii) A gas distribution business claiming an exemption from state and local tax in the form of a remittance under this section must pay the tax under RCW 82.08.020 and all applicable local sales taxes. Beginning July 1, 2017, the gas distribution business may then apply to the department for remittance of state and local sales and use taxes. A gas distribution business may not apply for a remittance more frequently than once a quarter. The gas distribution business must specify the amount of exempted tax claimed and the qualifying purchases for which the exemption is claimed. The gas distribution business must retain, in adequate detail, records to enable the department to determine whether the business is entitled to an exemption under this section, including: Invoices; proof of tax paid; and documents describing the machinery and equipment.

(iii) The department must determine eligibility under this section based on the information provided by the gas distribution business, which is subject to audit verification by the department. The department must on a quarterly basis remit exempted amounts to qualifying businesses who submitted applications during the previous quarter.

(iv) Beginning July 1, 2028, a gas distribution business may not apply for a refund under this section or RCW 82.12.02565.

(2) For purposes of this section and RCW 82.12.02565:

(a) "Machinery and equipment" means industrial fixtures, devices, and support facilities, and tangible personal property that becomes an ingredient or component thereof, including repair parts and replacement parts. "Machinery and equipment" includes pollution

control equipment installed and used in a manufacturing operation, testing operation, or research and development operation to prevent air pollution, water pollution, or contamination that might otherwise result from the manufacturing operation, testing operation, or research and development operation. "Machinery and equipment" also includes digital goods.

(b) "Machinery and equipment" does not include:

- (i) Hand-powered tools;
- (ii) Property with a useful life of less than one year;
- (iii) Buildings, other than machinery and equipment that is permanently affixed to or becomes a physical part of a building; and
- (iv) Building fixtures that are not integral to the manufacturing operation, testing operation, or research and development operation that are permanently affixed to and become a physical part of a building, such as utility systems for heating, ventilation, air conditioning, communications, plumbing, or electrical.

(c) Machinery and equipment is "used directly" in a manufacturing operation, testing operation, or research and development operation if the machinery and equipment:

- (i) Acts upon or interacts with an item of tangible personal property;
- (ii) Conveys, transports, handles, or temporarily stores an item of tangible personal property at the manufacturing site or testing site;
- (iii) Controls, guides, measures, verifies, aligns, regulates, or tests tangible personal property at the site or away from the site;
- (iv) Provides physical support for or access to tangible personal property;
- (v) Produces power for, or lubricates machinery and equipment;
- (vi) Produces another item of tangible personal property for use in the manufacturing operation, testing operation, or research and development operation;
- (vii) Places tangible personal property in the container, package, or wrapping in which the tangible personal property is normally sold or transported; or
- (viii) Is integral to research and development as defined in RCW 82.63.010.

(d) "Manufacturer" means a person that qualifies as a manufacturer under RCW 82.04.110. "Manufacturer" also includes a person that prints newspapers or other materials.

(e) "Manufacturing" means only those activities that come within the definition of "to manufacture" in RCW 82.04.120 and are taxed as manufacturing or processing for hire under chapter 82.04 RCW, or would be taxed as such if such activity were conducted in this state or if not for an exemption or deduction. "Manufacturing" also includes printing newspapers or other materials. An activity is not taxed as manufacturing or processing for hire under chapter 82.04 RCW if the activity is within the purview of chapter 82.16 RCW.

(f) "Manufacturing operation" means the manufacturing of articles, substances, or commodities for sale as tangible personal property. A manufacturing operation begins at the point where the raw materials enter the manufacturing site and ends at the point where the processed material leaves the manufacturing site. With respect to the production of class A or exceptional quality biosolids by a wastewater treatment facility, the manufacturing operation begins at the point where class B biosolids undergo additional processing to achieve class A or exceptional quality standards. Notwithstanding anything to the contrary in this section, the term also includes that portion of a cogeneration project that is used to generate power for consumption within the manufacturing site of which the cogeneration project is an integral part. The term does not include the preparation of food products on the premises of a person selling food products at retail.

(g) "Cogeneration" means the simultaneous generation of electrical energy and low-grade heat from the same fuel.

(h) "Research and development operation" means engaging in research and development as defined in RCW 82.63.010 by a manufacturer or processor for hire.

(i) "Testing" means activities performed to establish or determine the properties, qualities, and limitations of tangible personal property.

(j) "Testing operation" means the testing of tangible personal property for a manufacturer or processor for hire. A testing operation begins at the point where the tangible personal property enters the testing site and ends at the point where the tangible personal property leaves the testing site. The term also includes the testing of tangible personal property for use in that portion of a cogeneration project that is used to generate power for consumption within the manufacturing site of which the cogeneration project is an integral part. The term does not include the testing of tangible personal property for use in the production of electricity by a light and power business as defined in RCW 82.16.010 or the preparation of food products on the premises of a person selling food products at retail.

Sec. 402. RCW 82.12.02565 and 2003 c 5 s 5 are each amended to read as follows:

(1) The provisions of this chapter (~~shall~~) do not apply in respect to the use by a manufacturer or processor for hire of machinery and equipment used directly in a manufacturing operation or research and development operation, to the use by a person engaged in testing for a manufacturer or processor for hire of machinery and equipment used directly in a testing operation, or to the use of labor and services rendered in respect to installing, repairing, cleaning, altering, or improving the machinery and equipment.

(2) The definitions, conditions, and requirements in RCW 82.08.02565 apply to this section.

Sec. 403. RCW 82.14.050 and 2012 1st sp.s. c 9 s 1 are each amended to read as follows:

(1) The counties, cities, and transportation authorities under RCW 82.14.045, public facilities districts under chapters 36.100 and 35.57 RCW, public transportation benefit areas under RCW 82.14.440, regional transportation investment districts, and transportation benefit districts under chapter 36.73 RCW must contract, prior to the effective date of a resolution or ordinance imposing a sales and use tax, the administration and collection to the state department of revenue, which must deduct a percentage amount, as provided by contract, not to exceed two percent of the taxes collected for administration and collection expenses incurred by the department. The remainder of any portion of any tax authorized by this chapter that is collected by the department of revenue must be deposited by the state department of revenue in the local sales and use tax account hereby created in the state treasury. Beginning January 1, 2013, the department of revenue must make deposits in the local sales and use tax account on a monthly basis on the last business day of the month in which distributions required in (a) of this subsection are due. Moneys in the local sales and use tax account may be withdrawn only for:

(a) Distribution to counties, cities, transportation authorities, public facilities districts, public transportation benefit areas, regional transportation investment districts, and transportation benefit districts imposing a sales and use tax; and

(b) Making refunds of taxes imposed under the authority of this chapter and RCW 81.104.170 and exempted under RCW 82.08.962 (~~and~~), 82.12.962, 82.08.02565, and 82.12.02565.

(2) All administrative provisions in chapters 82.03, 82.08, 82.12, and 82.32 RCW, as they now exist or may hereafter be amended, insofar as they are applicable to state sales and use taxes, are applicable to taxes imposed pursuant to this chapter.

(3) Counties, cities, transportation authorities, public facilities districts, and regional transportation investment districts may not conduct independent sales or use tax audits of sellers registered under the streamlined sales tax agreement.

(4) Except as provided in RCW 43.08.190 and subsection (5) of this section, all earnings of investments of balances in the local sales and use tax account must be credited to the local sales and use tax account and distributed to the counties, cities, transportation authorities, public facilities districts, public transportation benefit

areas, regional transportation investment districts, and transportation benefit districts monthly.

(5) Beginning January 1, 2013, the state treasurer must determine the amount of earnings on investments that would have been credited to the local sales and use tax account if the collections had been deposited in the account over the prior month. When distributions are made under subsection (1)(a) of this section, the state treasurer must transfer this amount from the state general fund to the local sales and use tax account and must distribute such sums to the counties, cities, transportation authorities, public facilities districts, public transportation benefit areas, regional transportation investment districts, and transportation benefit districts.

Sec. 404. RCW 82.14.060 and 2009 c 469 s 108 are each amended to read as follows:

(1)(a) Monthly, the state treasurer must distribute from the local sales and use tax account to the counties, cities, transportation authorities, public facilities districts, and transportation benefit districts the amount of tax collected on behalf of each taxing authority, less:

(i) The deduction provided for in RCW 82.14.050; and

(ii) The amount of any refunds of local sales and use taxes exempted under RCW 82.08.962 (~~and~~), 82.12.962, 82.08.02565, and 82.12.02565, which must be made without appropriation.

(b) The state treasurer (~~shall~~) must make the distribution under this section without appropriation.

(2) In the event that any ordinance or resolution imposes a sales and use tax at a rate in excess of the applicable limits contained herein, such ordinance or resolution (~~shall~~) may not be considered void in toto, but only with respect to that portion of the rate which is in excess of the applicable limits contained herein.

Sec. 405. RCW 82.08.0261 and 1980 c 37 s 28 are each amended to read as follows:

(1) Except as otherwise provided in this section, the tax levied by RCW 82.08.020 (~~shall~~) does not apply to sales of tangible personal property (other than the type referred to in RCW 82.08.0262) for use by the purchaser in connection with the business of operating as a private or common carrier by air, rail, or water in interstate or foreign commerce(~~:- PROVIDED, That~~). However, any actual use of such property in this state (~~shall~~) is, at the time of such actual use, (~~be~~) subject to the tax imposed by chapter 82.12 RCW.

(2)(a) With respect to the sale of liquefied natural gas to a business operating as a private or common carrier by water in interstate or foreign commerce, the buyer is entitled to a partial exemption from the tax levied by RCW 82.08.020 and the associated local sales taxes. The exemption under this subsection (2) is for the state and local retail sales taxes on ninety percent of the amount of the liquefied natural gas transported and consumed outside this state by the buyer.

(b) Sellers are relieved of the obligation to collect the state and local retail sales taxes on sales eligible for the partial exemption provided in this subsection (2) to buyers who are registered with the department if the

department either:

(i) Obtains a completed exemption certificate from the buyer, which must include the buyer's tax registration number with the department; or

(ii) Captures the relevant data elements as allowed under the streamlined sales and use tax agreement, including the buyer's tax registration number with the department.

(c) Buyers entitled to a partial exemption under this subsection (2) must either:

(i) Pay the full amount of state and local retail sales tax to the seller on the sale, including the amount of tax qualifying for exemption under this subsection (2), and then request a refund of the exempted portion of the tax from the department within the time allowed for making refunds under RCW 82.32.060; or

(ii) If the seller did not collect the retail sales tax from the buyer, remit to the department the state and local retail sales taxes due on all liquefied natural gas consumed in this state and on ten percent of the

liquefied natural gas that is transported and consumed outside of this state.

(3) This section does not apply to the sale of liquefied natural gas on or after July 1, 2028, for use as fuel in any marine vessel.

NEW SECTION. Sec. 406. A new section is added to chapter 46.68 RCW to read as follows:

(1) The finished fuel account is created in the state treasury. Money received from revenues transferred under section 407 of this act must be deposited into the account. Money in the account may be spent only after appropriation. Funds may be used only to construct, improve, repair, or rehabilitate Washington state ferry boat vessels, or to convert such vessels to operate using special fuels other than diesel fuel or using other alternative energy sources.

(2) This section expires July 1, 2028.

NEW SECTION. Sec. 407. A new section is added to chapter 82.32 RCW to read as follows:

(1) By the last workday of the second and fourth calendar quarters, the state treasurer must transfer the amount specified in subsection (2) of this section from the general fund to the finished fuel account created in section 406 of this act. The first transfer under this subsection must occur by December 31, 2017.

(2) By December 15th and by June 15th of each year, the department must estimate the increase in state general fund revenues from the taxes collected under RCW 82.08.0261(2)(a) on the nonexempt portion of liquefied natural gas sales in the current and prior calendar quarters and notify the state treasurer of the increase.

(3) This section expires July 1, 2028.

NEW SECTION. Sec. 408. A new section is added to chapter 43.135 RCW to read as follows:

(1) RCW 43.135.034(4) does not apply to the transfers under section 407 of this act.

(2) This section expires July 1, 2028.

NEW SECTION. Sec. 409. A new section is added to chapter 39.42 RCW to read as follows:

(1) The purpose of eliminating a portion of the sales exemption under RCW 82.08.0261 for liquefied natural gas sold for use as a marine vessel transportation fuel is to fund improvements to Washington state ferries. For this reason, general state revenues transferred under section 407 of this act to the finished fuel account are excluded from the calculation of general state revenues for purposes of Article VIII, section 1 of the state Constitution and RCW 39.42.130 and 39.42.140.

(2) This section expires July 1, 2028.

PART V

Utility Law Change

Sec. 501. RCW 80.28.280 and 1991 c 199 s 216 are each amended to read as follows:

(1) The legislature finds that compressed natural gas and liquefied natural gas offers significant potential to reduce vehicle and vessel emissions and to significantly decrease dependence on petroleum-based fuels. The legislature also finds that well-developed and convenient refueling systems are imperative if compressed natural gas (~~is~~) and liquefied natural gas are to be widely used by the public. The legislature declares that the development of compressed natural gas (~~refueling stations are in the public interest~~) and liquefied natural gas motor vehicle refueling stations and vessel refueling facilities are in the public interest. Except as provided in subsection (2) of this section, nothing in this section and RCW 80.28.290 is intended to alter the regulatory practices of the commission or allow the subsidization of one ratepayer class by another.

(2) When a liquefied natural gas facility owned by a natural gas company serves both a private customer operating marine vessels and the Washington state ferries or any other public entity, the rate charged by the natural gas company to the Washington state ferries or other public entity may not be more than the rate charged to the private customer operating marine vessels.

PART VI

Miscellaneous Provisions

NEW SECTION. Sec. 601. This act takes effect July 1, 2015."

Correct the title.

Representative Orcutt moved the adoption of amendment (970) to amendment (965):

On page 1, line 12 of the amendment, after "benefits," insert "and"

On page 1, line 13 of the amendment, after "costs" strike all material through "state"

Representatives Orcutt and Carlyle spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (970) to amendment (965) was adopted.

Representative Clibborn moved the adoption of amendment (969) to amendment (965):

On page 14, line 31 of the striking amendment, after "liquefied natural gas" strike ", compressed natural gas, and propane" and insert "and compressed natural gas"

Representatives Clibborn and Orcutt spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (969) to amendment (965) was adopted.

Representative Clibborn moved the adoption of amendment (968) to amendment (965):

On page 29, beginning on line 6 of the striking amendment, strike all of section 406

Renumber the remaining sections consecutively and correct internal references accordingly.

On page 29, beginning on line 20 of the striking amendment, after "to the" strike all material through "act" on line 21 and insert "motor vehicle fund established under RCW 46.68.070"

On page 30, line 3 of the striking amendment, after "sales" insert "tax"

On page 30, beginning on line 5 of the striking amendment, after "is to" strike all material through "ferries" on line 6 and insert "support the Washington state ferries and other state highway system needs"

On page 30, line 7 of the striking amendment, after "to the" strike "finished fuel account" and insert "motor vehicle fund"

Representatives Clibborn and Orcutt spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (968) to amendment (965) was adopted.

Representative Carlyle spoke in favor of the adoption of the striking amendment as amended.

Amendment (965), as amended, was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Carlyle, Nealey, Clibborn and Fey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6440, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6440, as amended by the House, and the bill passed the House by the following vote: Yeas, 87; Nays, 11; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Condotta, Holy, Johnson, Overstreet, Parker, Pike, Ross, Scott, Shea and Taylor.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6440, as amended by the House, having received the necessary constitutional majority, was declared passed.

RESOLUTION

HOUSE RESOLUTION NO. 4702, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, It is the policy of the Washington State House of Representatives to recognize the achievements and dedication of elected officials representing Washington state; and

WHEREAS, State Representative Mike Hope served the 44th Legislative District in the Washington State House of Representatives with distinction and honor from 2009 to 2014; and

WHEREAS, Representative Hope served in leadership as former 2009-2010 Assistant Minority Whip, and on a variety of legislative committees, including Health Care and Wellness, Judiciary, Community Development, Housing and Tribal Affairs, Public Safety, Education, Appropriations, Oversight, and more during his service; and

WHEREAS, Representative Hope sponsored legislation to protect law enforcement officers, by sponsoring the Lakewood Police Officers Memorial Act, and those most vulnerable among us, by cosponsoring Eryk's Law; and

WHEREAS, Representative Hope addressed his colleagues and constituents with conviction and passion about matters important to his district and our state; and

WHEREAS, Representative Hope contributed to the alertness (and the local economy) of fellow members and staff by encouraging and covering the cost of frequent and regular trips to Starbucks; and

WHEREAS, Representative Hope demonstrated Shackleton-esque qualities by both finding and utilizing the subterranean and little known House gym, and thereby introducing terms never before heard in the House lexicon including "lats," "biceps," and "pecs"; and

WHEREAS, Representative Hope was not a career legislator, but rather a "renaissance man," where in addition to his legislative duties was a United States Marine, a fifteen-year police officer and detective for the Seattle Police Department, a small business owner of a gym where he served as a personal trainer, and also a financial advisor with Morgan Stanley; and

WHEREAS, Representative Hope respected members from both sides of the aisle and always endeavored to put good policy ahead of party affiliation; and

WHEREAS, Representative Hope now enters into a new chapter of his life with his wonderful wife, Sara, and their son, Noah;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize Representative Hope for his six years of devoted service to Washington state and for representing the people of the 44th Legislative District with integrity and honor; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted by the Chief Clerk of the House of Representatives to the Honorable Representative Mike Hope.

Representative Parker moved adoption of HOUSE RESOLUTION NO. 4702.

Representatives Parker, Dunshee, DeBolt, Orwall and Kagi spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4702 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4700, by Representatives Chopp, Kristiansen, Ortiz-Self, Appleton, Bergquist, Blake, Buys, Carlisle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fev, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Haves, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Revkdal, Riccelli, Robinson, Rodne, Ross, Rvu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, Washington State Representative Mary Helen Roberts, first elected in 2004, is in her fifth term serving the best

interests of families in the Twenty-First Legislative District of Southwest Snohomish County; and

WHEREAS, Representative Roberts, for her highest priorities, has invariably established safe and strong communities, quality education, accessible health care, a clean environment, and economic vitality; and

WHEREAS, During her eminent decade of service in the Washington State Legislature, Representative Roberts dedicated her tireless commitment to wide ranging issues involving children and human services, higher education, public safety, justice, and labor; and

WHEREAS, Representative Mary Helen Roberts was named "2011 Legislator of the Year" by the National Alliance on Mental Illness; and

WHEREAS, She has kept the lives of foster kids in the Olympia spotlight, recognizing that more than 10,000 youngsters on any given day are living in foster care here in the Evergreen State; and

WHEREAS, Among her many legislative successes, Representative Roberts won support for her proposal to extend Medicaid and support services for kids in foster care up to their 21st birthdays; and

WHEREAS, Her legislation opening doors of higher education for foster kids extends foster care for young people enrolled in a postsecondary or vocational education program; and

WHEREAS, Representative Roberts championed legislation providing juvenile offenders a fair and justifiable opportunity for earning redemption; and

WHEREAS, Representative Roberts has stood her ground in working toward state policy that provides mental health care for juvenile offenders, instead of sending them to jail; and

WHEREAS, Representative Mary Helen Roberts recently announced that later this year she will not seek reelection to the Washington State House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives salute and celebrate Representative Mary Helen Roberts for her dedication to the people of the Twenty-First Legislative District and, indeed, to the people of the entire state of Washington; and

BE IT FURTHER RESOLVED, That copies of this Resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the family of Washington State Representative Mary Helen Roberts.

Representative Ortiz-Self moved adoption of HOUSE RESOLUTION NO. 4700.

Representatives Ortiz-Self, Walsh, Pettigrew, Klippert, Green, Johnson, S. Hunt, Takko, Reykdal, Kagi, Appleton, Goodman and Freeman spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4700 was adopted.

There being no objection, the House reverted to the eighth order of business.

There being no objection, the Committee on Transportation was relieved of HOUSE BILL NO. 2397 and the bill was placed on the second reading calendar.

There being no objection, the Committee on Rules was relieved of ENGROSSED SUBSTITUTE SENATE BILL NO. 6040 and the bill was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 6180, by Senators Braun, Holmquist Newbry, Padden, Sheldon, Brown, Schoesler, Rivers and Parlette

Consolidating designated forest lands and open space timber lands for ease of administration.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Orcutt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6180.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6180, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

SENATE BILL NO. 6180, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6040, by Senate Committee on Natural Resources & Parks (originally sponsored by Senators Honeyford, Hargrove, Pearson, Ranker, Parlette and Sheldon)

Concerning invasive species.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 50, March 3, 2014).

Representative Taylor moved the adoption of amendment (884) to the committee amendment:

On page 7, after line 33 of the amendment, insert the following:

"NEW SECTION. Sec. 104. (1) The department must establish a program to assist with the eradication of invasive species by paying cash bounties to citizens in exchange for their participation in eradication efforts.

(2) The framework of the bounty program must be established by the department by rule. The rules must include how the department

will identify species eligible for a bounty, how a participant must confirm their successful eradication assistance efforts, and how much of a bounty to be paid for each included species.

(3) All bounties must be paid from the fish and wildlife enforcement reward account created in RCW 77.15.425.

(4) The department may determine which invasive species are eligible for inclusion in the bounty program. This list of included species may include any of the following:

(a) Invasive species;

(b) Aquatic invasive species;

(c) Prohibited aquatic animal species under section 105 or 106 of this act;

(d) Regulated aquatic animal species under section 105 or 106 of this act;

(e) Nonnative avian species of the family Strigidae that are displacing native avian species; and

(f) Mammalian predators of a species that has been eradicated in Washington in its native form if that species is reemerging into Washington through the migration of individual animals from a nonnative gene pool.

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 39, after line 11 of the amendment, insert the following:

"Sec. 305. RCW 77.15.425 and 2009 c 333 s 18 are each amended to read as follows:

(1) The fish and wildlife enforcement reward account is created in the custody of the state treasurer. Deposits to the account include: Receipts from fish and shellfish overages as a result of a department enforcement action; fees for hunter education deferral applications; fees for master hunter applications and master hunter certification renewals; all receipts from criminal wildlife penalty assessments under RCW 77.15.400 and 77.15.420; all receipts of court-ordered restitution or donations associated with any fish, shellfish, or wildlife enforcement action; and proceeds from forfeitures and evidence pursuant to RCW 77.15.070 and 77.15.100. The department may accept money or personal property from persons under conditions requiring the property or money to be used consistent with the intent of expenditures from the fish and wildlife enforcement reward account.

(2) Expenditures from the account may be used only for investigation and prosecution of fish and wildlife offenses, to provide rewards to persons informing the department about violations of this title and rules adopted under this title, to offset department-approved costs incurred to administer the hunter education deferral program and the master hunter (~~permit~~) permit program, for the payment of invasive species bounties under section 104 of this act, and for other valid enforcement uses as determined by the commission. Only the director or the director's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representative Taylor spoke in favor of the adoption of the amendment to the committee striking amendment.

Representative Hunter spoke against the adoption of the amendment to the committee striking amendment.

Amendment (884) to the committee amendment was not adopted.

The committee amendment was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Blake and MacEwen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6040, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6040, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Overstreet.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6040, as amended by the House, having received the necessary constitutional majority, was declared passed.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6552, by Senate Committee on Ways & Means (originally sponsored by Senators Rolfes, Dammeier, Litzow, Rivers, Tom, Fain, Hill, Kohl-Welles, Mullet, McAuliffe and Cleveland)

Improving student success by increasing instructional hour and graduation requirements. Revised for 2nd Substitute: Improving student success by modifying instructional hour and graduation requirements.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Appropriations was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 50, March 3, 2014).

With the consent of the house, amendments (820), (829), (874), (875), (876), (877), (882), (883), (889), (890), (905), (906), (910), (911), (912), (916), (917), (921), (922), (940), (947), (950), (951), (953), (955), and (956) were withdrawn.

Representative S. Hunt moved the adoption of amendment (967) to the committee amendment:

On page 1, line 27 of the striking amendment, after "2019" insert ", with the opportunity for school districts to request a waiver for up to two years"

On page 3, line 25 of the striking amendment, after "technical course" strike ", if the course is offered."

On page 4, after line 8 of the striking amendment, insert the following:

"**Sec. 103.** RCW 28A.230.010 and 2003 c 49 s 1 are each amended to read as follows:

(1) School district boards of directors shall identify and offer courses with content that meet or exceed: ~~((4))~~ (a) The basic education skills identified in RCW 28A.150.210; ~~((2))~~ (b) the graduation requirements under RCW 28A.230.090; ~~((3))~~ (c) the courses required to meet the minimum college entrance requirements under RCW 28A.230.130; and ~~((4))~~ (d) the course options for career development under RCW 28A.230.130. Such courses may be applied or theoretical, academic, or vocational.

(2) School district boards of directors must provide high school students with the opportunity to access at least one career and technical education course that is considered equivalent to a mathematics course or at least one career and technical education course that is considered equivalent to a science course as determined by the office of the superintendent of public instruction and the state board of education in RCW 28A.700.070. Students may access such courses at high schools, interdistrict cooperatives, skill centers or branch or satellite skill centers, or through online learning or applicable running start vocational courses.

(3) School district boards of directors of school districts with fewer than two thousand students may apply to the state board of education for a waiver from the provisions of subsection (2) of this section.

NEW SECTION. Sec. 104. A new section is added to chapter 28A.305 RCW to read as follows:

The state board of education may grant a waiver from the provisions of RCW 28A.230.010(2) based on an application from a board of directors of a school district with fewer than two thousand students."

On page 5, line 8 of the striking amendment, after "2019" insert "or as otherwise provided in RCW 28A.230.090"

On page 7, line 10 of the striking amendment, after "level." insert "Effective with the graduating class of 2015, the state board of education may not establish a requirement for students to complete a culminating project for graduation."

On page 7, line 11 of the striking amendment, after "(d)" insert "(i)"

On page 7, beginning on line 14 of the striking amendment, after "2019" strike all material through "education" on line 17 and insert "or as otherwise provided in this subsection (d). The rules must include authorization for a school district to waive up to two credits for individual students based on unusual circumstances and in accordance with written policies that must be adopted by each board of directors of a school district that grants diplomas. The rules must also provide that the content of the third credit of mathematics and the content of the third credit of science may be chosen by the student based on the student's interests and high school and beyond plan with agreement of the student's parent or guardian or agreement of the school counselor or principal."

(ii) School districts may apply to the state board of education for a waiver to implement the career and college ready graduation requirement proposal beginning with the graduating class of 2020 or 2021 instead of the graduating class of 2019. In the application, a school district must describe why the waiver is being requested, the specific impediments preventing timely implementation, and efforts that will be taken to achieve implementation with the graduating class proposed under the waiver. The state board of education shall grant a waiver under this subsection (d) to an applying school district at the next subsequent meeting of the board after receiving an application"

On page 8, after line 31 of the striking amendment, insert the following:

"NEW SECTION. Sec. 203. The Washington state school directors' association shall adopt a model policy and procedure that school districts may use for granting waivers to individual students of up to two credits required for high school graduation based on unusual circumstances. The purpose of the model policy and procedure is to assist school districts in providing all students the opportunity to complete graduation requirements without discrimination and without disparate impact on groups of students. The model policy must take into consideration the unique limitations of a student that may be associated with such circumstances as homelessness, limited English proficiency, medical conditions that impair a student's opportunity to learn, or disabilities, regardless of whether the student has an individualized education program or a plan under section 504 of the federal rehabilitation act of 1973. The model policy must also address waivers if the student has not been provided with an opportunity to retake classes or enroll in remedial classes free of charge during the first four years of high school. The Washington state school directors' association must distribute the model policy and procedure to all school districts in the state that grant high school diplomas by June 30, 2015.

Sec. 204. RCW 28A.230.097 and 2013 c 241 s 2 are each amended to read as follows:

(1) Each high school or school district board of directors shall adopt course equivalencies for career and technical high school courses offered to students in high schools and skill centers. A career and technical course equivalency may be for whole or partial credit. Each school district board of directors shall develop a course equivalency approval procedure. Boards of directors must approve AP computer science courses as equivalent to high school mathematics or science, and must denote on a student's transcript that AP computer science qualifies as a math-based quantitative course for students who take the course in their senior year. In order for a board to approve AP computer science as equivalent to high school mathematics, the student must be concurrently enrolled in or have successfully completed algebra II.

(2) Career and technical courses determined to be equivalent to academic core courses, in full or in part, by the high school or school district shall be accepted as meeting core requirements, including graduation requirements, if the courses are recorded on the student's transcript using the equivalent academic high school department designation and title. Full or partial credit shall be recorded as appropriate. The high school or school district shall also issue and keep record of course completion certificates that demonstrate that the career and technical courses were successfully completed as needed for industry certification, college credit, or preapprenticeship, as applicable. The certificate shall be ~~((either))~~ part of the student's high school and beyond plan ~~((or the student's culminating project, as determined by the student))~~. The office of the superintendent of public instruction shall develop and make available electronic samples of certificates of course completion.

Sec. 205. RCW 28A.320.240 and 2006 c 263 s 914 are each amended to read as follows:

(1) The purpose of this section is to identify quality criteria for school library media programs that support the student learning goals under RCW 28A.150.210, the essential academic learning requirements under RCW 28A.655.070, and high school graduation requirements adopted under RCW 28A.230.090.

(2) Every board of directors shall provide for the operation and stocking of such libraries as the board deems necessary for the proper education of the district's students or as otherwise required by law or rule of the superintendent of public instruction.

(3) "Teacher-librarian" means a certified teacher with a library media endorsement under rules adopted by the professional educator standards board.

(4) "School-library media program" means a school-based program that is staffed by a certificated teacher-librarian and provides a variety of resources that support student mastery of the essential academic learning requirements in all subject areas and the implementation of the district's school improvement plan.

(5) The teacher-librarian, through the school-library media program, shall collaborate as an instructional partner to help all students meet the content goals in all subject areas, and assist high school students completing ~~((the culminating project and))~~ high school and beyond plans required for graduation."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 16, after line 19 of the striking amendment, insert the following:

"NEW SECTION. Sec. 204. A new section is added to chapter 43.06B RCW to read as follows:

(1) The office of the education ombuds shall convene a task force on success for students with special needs to:

a) Define and assess barriers that students with special needs face in earning a high school diploma and fully accessing the educational program provided by the public schools, including but not limited to students with disabilities, dyslexia, and other physical or emotional conditions for which students do not have an individualized education program or section 504 plan but that create limitations to their ability to succeed in school;

b) Outline recommendations for systemic changes to address barriers identified and successful models for the delivery of education and supportive services for students with special needs;

c) Recommend steps for coordination of delivery of early learning through postsecondary education and career preparation for students with special needs through ongoing efforts of various state and local education and workforce agencies, including strategies for earlier assessment and identification of disabilities or barriers to learning in early learning programs and in kindergarten through third grade; and

d) Identify options for state assistance to help school districts develop course equivalencies for competency-based education or similar systems of personalized learning where students master specific knowledge and skills at their own pace.

(2) The task force shall be composed of at least the following members:

(a) One representative each from the office of the superintendent of public instruction, the workforce training and education coordinating board, the Washington state school directors' association, a statewide organization representing teachers and other certificated instructional staff, the student achievement council, the state board of education, the department of early learning, the educational opportunity gap oversight and accountability committee, a nonprofit organization providing professional development and resources for educators and parents regarding dyslexia, a nonprofit organization of special education parents and teachers, and the Washington association for career and technical education, each to be selected by the appropriate agency or organization; and

(b) At least one faculty member from a public institution of higher education, at least one special education teacher, at least one general education teacher, and at least three parent representatives from special needs families, each to be appointed by the education ombuds.

(3) The office of the education ombuds shall submit an initial report to the superintendent of public instruction, the governor, and the legislature by December 15, 2014, and December 15th of each year thereafter until 2016 detailing its recommendations, including recommendations for specific strategies, programs, and potential changes to funding or accountability systems that are designed to close the opportunity gap, increase high school graduation rates,

and assure students with special needs are fully accessing the educational program provided by the public schools.

(4) This section expires June 30, 2017.

NEW SECTION. Sec. 205. Sections 103 and 104 of this act take effect September 1, 2015."

Renumber the remaining section consecutively and correct any internal references accordingly.

Representatives S. Hunt and Magendanz spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (967) to the committee amendment was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Reykdal, Magendanz, Stonier, Dahlquist, Bergquist, Scott, Pollet, Santos and Ortiz-Self spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute Senate Bill No. 6552, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 6552, as amended by the House, and the bill passed the House by the following vote: Yeas, 93; Nays, 5; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross, Ryu, S. Hunt, Santos, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Kirby, Ormsby, Robinson, Sawyer and Van De Wege.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6552, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 12, 2014

Mr. Speaker:

The Senate insists on its position in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 6002 and asks the House for a Conference thereon. The President

has appointed the following members as Conferees: Senators Braun, Hargrove and Hill, and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House granted the Senate's request for a Conference on ENGROSSED SUBSTITUTE SENATE BILL NO. 6002. The Speaker appointed the following members as Conferees: Representatives Hunter, Sullivan and Chandler.

MESSAGES FROM THE SENATE

March 12, 2014

MR. SPEAKER:

The President has signed:

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1117
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1129
SECOND SUBSTITUTE HOUSE BILL NO. 1651
SECOND SUBSTITUTE HOUSE BILL NO. 1709
SUBSTITUTE HOUSE BILL NO. 1791
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2023
ENGROSSED HOUSE BILL NO. 2108
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2111
SECOND SUBSTITUTE HOUSE BILL NO. 2163
SECOND SUBSTITUTE HOUSE BILL NO. 2251
HOUSE BILL NO. 2253
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2315
SECOND SUBSTITUTE HOUSE BILL NO. 2457
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2463
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2493
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2519
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2569
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2580
SUBSTITUTE HOUSE BILL NO. 2612
SUBSTITUTE HOUSE BILL NO. 2613
SECOND SUBSTITUTE HOUSE BILL NO. 2616
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2626
SECOND SUBSTITUTE HOUSE BILL NO. 2627
SUBSTITUTE HOUSE BILL NO. 2724
ENGROSSED HOUSE BILL NO. 2789

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 12, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5045
SUBSTITUTE SENATE BILL NO. 5173
SUBSTITUTE SENATE BILL NO. 6086
SUBSTITUTE SENATE BILL NO. 6129
SENATE BILL NO. 6141
ENGROSSED SUBSTITUTE SENATE BILL NO. 6388
ENGROSSED SENATE BILL NO. 6458
ENGROSSED SUBSTITUTE SENATE BILL NO. 6570

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 12, 2014

MR. SPEAKER:

The Senate has passed:

HOUSE BILL NO. 2798

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 12, 2014

MR. SPEAKER:

The Senate has passed:

SENATE BILL NO. 6327

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 12, 2014

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5972

ENGROSSED SUBSTITUTE SENATE BILL NO. 6001

ENGROSSED SUBSTITUTE SENATE BILL NO. 6265

SECOND SUBSTITUTE SENATE BILL NO. 6312

ENGROSSED SUBSTITUTE SENATE BILL NO. 6440

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2207, by Representatives Haigh, Orcutt, Haler, Tharinger, Blake, Short, Van De Wege, Fagan, Magendanz and Buys

Eliminating the reduction in state basic education funding that occurs in counties with federal forest lands.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2207 was substituted for House Bill No. 2207 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2207 was read the second time.

With the consent of the house, amendments (931) and (880) were withdrawn.

Representative Haigh moved the adoption of amendment (885):

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 28A.150.250 and 2009 c 548 s 105 are each amended to read as follows:

(1) From those funds made available by the legislature for the current use of the common schools, the superintendent of public instruction shall distribute annually as provided in RCW 28A.510.250 to each school district of the state operating a basic education instructional program approved by the state board of education an amount based on the formulas provided in RCW 28A.150.260, 28A.150.390, and 28A.150.392 which, when combined with an appropriate portion of such locally available revenues, other than receipts from federal forest revenues distributed to school districts pursuant to RCW 28A.520.010 and 28A.520.020, as the superintendent of public instruction may deem appropriate for consideration in computing state equalization support, excluding excess property tax levies, will constitute a basic education allocation

in dollars for each annual average full-time equivalent student enrolled. However, pursuant to section 2 of this act, the superintendent may not offset basic education allocations with a district's federal forest revenues received under chapter 28A.520 RCW if the school district has a poverty level of at least 57 percent.

(2) The instructional program of basic education shall be considered to be fully funded by those amounts of dollars appropriated by the legislature pursuant to RCW 28A.150.260, 28A.150.390, and 28A.150.392 to fund those program requirements identified in RCW 28A.150.220 in accordance with the formula provided in RCW 28A.150.260 and those amounts of dollars appropriated by the legislature to fund the salary requirements of RCW 28A.150.410.

(3) If a school district's basic education program fails to meet the basic education requirements enumerated in RCW 28A.150.260 and 28A.150.220, the state board of education shall require the superintendent of public instruction to withhold state funds in whole or in part for the basic education allocation until program compliance is assured. However, the state board of education may waive this requirement in the event of substantial lack of classroom space.

Sec. 2. RCW 28A.520.020 and 2011 c 278 s 1 are each amended to read as follows:

(1) There shall be a fund known as the federal forest revolving account. The state treasurer, who shall be custodian of the revolving account, shall deposit into the revolving account the funds for each county received by the state in accordance with Title 16, section 500, United States Code. The state treasurer shall distribute these moneys to the counties according to the determined proportional area. The county legislative authority shall expend fifty percent of the money for the benefit of the public roads and other public purposes as authorized by federal statute or public schools of such county and not otherwise. Disbursements by the counties of the remaining fifty percent of the money shall be as authorized by the superintendent of public instruction, or the superintendent's designee, and shall occur in the manner provided in subsection (2) of this section.

(2) No later than thirty days following receipt of the funds from the federal government, the superintendent of public instruction shall apportion moneys distributed to counties for schools to public school districts in the respective counties in proportion to the number of resident full-time equivalent students enrolled in each public school district to the number of resident full-time equivalent students enrolled in public schools in the county. In apportioning these funds, the superintendent of public instruction shall utilize the October enrollment count.

(3) (a) Except as provided in (b) of this subsection, if the amount received by any public school district pursuant to subsection (2) of this section is less than the basic education allocation to which the district would otherwise be entitled, the superintendent of public instruction shall apportion to the district, in the manner provided by RCW 28A.510.250, an amount which shall be the difference between the amount received pursuant to subsection (2) of this section and the basic education allocation to which the district would otherwise be entitled.

(b) If a school district has a poverty level of at least 57 percent, the superintendent may not offset that district's basic education allocation by the amount of those federal forest revenues, to the extent that such revenues do not exceed \$70,000. The superintendent may offset the district's basic education allocations by the portion of the federal forest revenues that exceeds \$70,000. For purposes of this section, poverty is measured by the percentage of students eligible for free and reduced-price lunch in the previous school year.

(4) All federal forest funds shall be expended in accordance with the requirements of Title 16, section 500, United States Code, as now existing or hereafter amended.

(5) The definition of resident student for purposes of this section shall be based on rules adopted by the superintendent of public instruction, which shall consider and address the impact of alternative learning experience students on federal forest funds distribution."

Correct the title.

Representative Haigh moved the adoption of amendment (932) to the striking amendment (885).

On page 3, after line 26, insert the following:
"Sec. 3. This act takes effect September 1, 2014."

Representatives Haigh and Buys spoke in favor of the adoption of the amendment to the striking amendment.

Amendment (932) to amendment (885) was adopted.

Representative Haigh spoke in favor of the adoption of the striking amendment as amended.

Amendment (885), as amended, was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haigh, Orcutt, Buys and Johnson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2207.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2207, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Dahlquist.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2207, having received the necessary constitutional majority, was declared passed.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6518, by Senate Committee on Ways & Means (originally sponsored by Senator Chase)

Transferring technology-based economic development programs from innovate Washington to the department of commerce. Revised for 2nd Substitute: Terminating the operations of innovate Washington and transferring property from innovate Washington to Washington State University and the department of commerce.

The bill was read the second time.

Representative Hudgins moved the adoption of amendment (944):

On page 12, beginning on line 1, strike all of section 7
 Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 15, after line 1, insert the following:

"NEW SECTION. Sec. 9. A new section is added to chapter 43.333 RCW to read as follows:

(1) The innovate Washington program is created in the department to support business growth in the state's innovation and technology sectors and facilitate statewide technology transfer and commercialization activities, for the purpose of increasing the state's economic vitality.

(2) The innovate Washington program shall:

(a) Support businesses in securing federal and private funds to support product research and commercialization, developing and integrating technology in new or enhanced products and services, and launching those products and services in sustainable businesses in the state;

(b) Establish public-private partnerships and programmatic activities that increase the competitiveness of state industries;

(c) Work with utilities, district energy providers, the utilities and transportation commission, and the state energy office to improve the alignment of investments in clean energy technologies with existing state policies;

(d) Administer technology and innovation grant and loan programs including bridge funding programs for the state's technology sector;

(e) Work with impact Washington to ensure that customers have ready access to each other's services;

(f) Develop and strengthen academic-industry relationships through research and assistance that is primarily of interest to existing small and medium-sized Washington-based companies; and

(g) Reach out to firms operating in the state's innovation partnership zones.

(3) The innovate Washington program terminates June 30, 2015. Until that time, any services provided by the program may be delivered by the department directly or through a contract with a 501(c)(3) nonprofit organization with a principal office located in Washington with experience facilitating interaction between the state's higher education institutions and the state's technology-based companies on technology transfer activities.

(4) The department must establish performance metrics for the innovate Washington program. The department must report the outcomes of the program against those metrics to the governor and the economic development committees of the legislature on December 1, 2014.

"NEW SECTION. Sec. 10. A new section is added to chapter 43.333 RCW to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Department" means the department of commerce.

(2) "Innovate Washington program" or "program" means the program created in section 205 of this act.

Sec. 11. RCW 43.333.030 and 2011 1st sp.s. c 14 s 4 are each amended to read as follows:

(1) The investing in innovation account is created in the custody of the state treasurer to receive state and federal funds, grants, private gifts, or contributions to further the purpose of ((innovate Washington)) growing the technology and innovation-based sectors of the state and supporting the commercialization of intellectual property and the manufacturing of innovative products in the state.

(2) Expenditures from the account may be used only for the purposes of the investing in innovation programs established in chapter 70.210 RCW and any other purpose consistent with the innovate Washington program established in this chapter.

(3) Only the ~~((executive))~~ director of ~~((innovate Washington))~~ commerce or the ~~((executive))~~ director's designee may authorize expenditures from the account. Funds may only be used for the department of commerce to provide directly or through contract services consistent with the purposes described in subsection (2) of this section. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures.

Sec. 12. RCW 43.333.040 and 2011 1st sp.s. c 14 s 3 are each amended to read as follows:

(1) To increase participation by Washington state small business innovators in federal small business research programs, the innovate Washington program shall provide ~~((or contract for the provision of))~~ a small business innovation assistance program. The assistance program must include a proposal review process and must train and assist Washington small business innovators to win awards from federal small business research programs. The assistance program must collaborate with small business development centers ~~((; entrepreneur in residence programs,))~~ and other appropriate sources of technical assistance to ensure that small business innovators also receive the planning, counseling, and support services necessary to expand their businesses and protect their intellectual property.

(2) ~~((In operating the program,))~~ The innovate Washington program must give priority to first-time applicants to the federal small business research programs, new businesses, and firms with fewer than ten employees, and may charge a fee for its services.

(3) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Federal small business research programs" means the programs, operating pursuant to the small business innovation development act of 1982, P.L. 97-219, and the small business technology transfer act of 1992, P.L. 102-564, title II, that provide funds to small businesses to conduct research having commercial application.

(b) "Small business" means a corporation, partnership, sole proprietorship, or individual, operating a business for profit, with two hundred fifty employees or fewer, including employees employed in a subsidiary or affiliated corporation, that otherwise meets the requirements of federal small business research programs.

Sec. 13. RCW 43.333.050 and 2011 1st sp.s. c 14 s 13 are each amended to read as follows:

(1) The innovate Washington program shall administer the investing in innovation program.

(2) Not more than one percent of the available funds from the investing in innovation account may be used for administrative costs of the program.

Sec. 14. RCW 70.210.020 and 2011 1st sp.s. c 14 s 8 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

~~((1) "Board" means the innovate Washington board of directors. (2) "Innovate Washington" means the agency created in RCW 43.333.010.))~~

(1) "Department" means the department of commerce.

(2) "Innovate Washington program" means the program established at the department of commerce under chapter 43.333 RCW.

Sec. 15. RCW 70.210.030 and 2011 1st sp.s. c 14 s 9 are each amended to read as follows:

(1) The investing in innovation program is established.

(2) The innovate Washington program shall periodically make strategic assessments of the types of investments in research, technology, and industrial development in this state that would likely create new products, jobs, and business opportunities and produce the

most beneficial long-term improvements to the lives and health of the citizens of the state. The assessments shall be available to the public and shall be used to guide decisions on awarding funds under this chapter.

Sec. 16. RCW 70.210.040 and 2011 1st sp.s. c 14 s 10 are each amended to read as follows:

The ~~((board))~~ innovate Washington program shall:

(1) Develop criteria for the awarding of loans or grants to qualifying universities, institutions, businesses, or individuals;

(2) Make decisions regarding distribution of funds;

(3) In making funding decisions and to the extent that economic impact is not diminished, provide priority to enterprises that:

(a) Were created through, and have existing intellectual property agreements in place with, public and private research institutions in the state; and

(b) Intend to produce new products or services, develop or expand facilities, or manufacture in the state; and

(4) Specify in contracts awarding funds that recipients must utilize funding received to support operations in the state of Washington and must subsequently report on the impact of their research, development, and any subsequent production activities within Washington for a period of ten years following the award of funds, and that a failure to comply with this requirement will obligate the recipient to return the amount of the award plus interest as determined by the ~~((board))~~ department.

Sec. 17. RCW 70.210.050 and 2011 1st sp.s. c 14 s 11 are each amended to read as follows:

(1) The ~~((board))~~ innovate Washington program may accept grant and loan proposals and establish a competitive process for the awarding of grants and loans.

(2) The ~~((board))~~ innovate Washington program shall establish a peer review committee to include ~~((board members,))~~ scientists, engineers, and individuals with specific recognized expertise. The peer review committee shall provide to the ~~((board))~~ innovate Washington program an independent peer review of all proposals determined to be competitive for a loan or grant award that are submitted to the ~~((board))~~ innovate Washington program.

(3) In the awarding of grants and loans, priority shall be given to proposals that leverage additional private and public funding resources.

~~((4) Innovate Washington may not be a direct recipient of funding under this chapter.))~~

Sec. 18. RCW 70.210.060 and 2011 1st sp.s. c 14 s 12 are each amended to read as follows:

The ~~((board))~~ department shall establish performance benchmarks against which the program will be evaluated. The program shall be reviewed periodically by the ~~((board))~~ department. The ~~((board))~~ department shall report annually to the appropriate standing committees of the legislature on loans made and grants awarded and as appropriate on program reviews conducted by the ~~((board))~~ department.

NEW SECTION. Sec. 19. The following acts or parts of acts are each repealed:

(1) RCW 41.06.0711 (Innovate Washington--Certain personnel exempted from chapter) and 2011 1st sp.s. c 14 s 5;

(2) RCW 43.333.010 (Innovate Washington--Created--Mission--Transfer of administrative responsibilities for facilities located at the Washington technology center and Spokane intercollegiate research and technology institute--Five-year business plan requirements) and 2011 1st sp.s. c 14 s 1; and

(3) RCW 43.333.020 (Board of directors--Composition--Meetings--Duties) and 2011 1st sp.s. c 14 s 2.

(4) RCW 43.333.800 (Sustainable aviation biofuels work group) and 2012 c 63 s 4;

(5) RCW 43.333.900 (Transfer of powers, duties, and functions of Spokane intercollegiate research and technology institute and Washington technology center) and 2011 1st sp.s. c 14 s 17;

(6) RCW 43.333.901 (Effective date--2011 1st sp. S. c 14) and 2011 1st sp.s. c 14 c 12.

NEW SECTION. Sec. 20. A new section is added to chapter 43.333 RCW to read as follows:

(1) Innovate Washington is hereby abolished and its mission, powers, duties, and functions are hereby transferred to the department of commerce.

(2)(a) Except as provided in (c) of this subsection, all property of Innovate Washington shall be assigned and transferred to the department of commerce. Except as provided in (c) of this subsection, all reports, documents, surveys, books, records, files, papers, and written material, regardless of physical form or characteristics, in the possession of Innovate Washington shall be delivered to the department of commerce. Except as provided in (c) of this subsection, all cabinets, furniture, office equipment, motor vehicles, and other tangible property employed by Innovate Washington shall be made available to the department of commerce. Except as provided in (b) and (c) of this subsection, all funds, credits, and other assets, tangible or intangible, held by Innovate Washington shall be assigned and transferred to the department of commerce.

(b) The department of commerce shall honor any donor-imposed condition on the transfer of assets to Innovate Washington, consistent with chapter 14, Laws of 2011 1st sp. sess., returning any unused funds or other assets to the grantor or the grantor's successor in interest, if return of such funds or other assets is required in the grant or other instrument by which the asset was conveyed to Innovate Washington. Any donated assets, the use of which is limited by a donor-imposed restriction, shall be used only for the purposes specified in the granting instrument, and where the instrument restricts the use of such funds or other assets for the purposes of Innovate Washington, they shall be used by the department of commerce only for the purpose of growing the innovation-based economic sectors of the state and responding to the technology transfer needs of existing businesses in the state.

(c)(i) All real property of Innovate Washington is assigned and transferred to Washington State University, including all real estate, buildings, and facilities located at 665 North Riverpoint Boulevard in Spokane, Washington and any associated tenant leases and building obligations. All cabinets, furniture, office equipment, motor vehicles and other tangible property associated with the facilities located at 665 North Riverpoint Boulevard in Spokane, Washington are assigned and transferred to Washington State University. The master lease for the Spokane Technology Center Building located at 120 North Pine Street in Spokane, Washington is assigned and transferred to Washington State University. The department of commerce shall coordinate with the department of enterprise services in assigning and transferring the master lease. Washington State University shall explore terminating the master lease on the Spokane Technology Center and acquiring the property for reintegration into the campus, if in the best interests of the university.

(ii) In operating the 665 North Riverpoint Boulevard building and the Spokane Technology Center building, Washington State University may offer rental space to public, private, or private nonprofit entities that provided services to Innovate Washington in the Spokane Technology Center building, and not in the 665 North Riverpoint Boulevard building, and only at a gross per square foot rate equal to or greater than the rate charged to Washington State University as subleasees prior to the effective date of this act.

(d) If any question arises as to the transfer of any asset used or held in the exercise of the powers and the performance of the duties and functions transferred, the director of financial management shall make a determination as to the proper allocation and certify the same to the state agencies concerned.

(3) If apportionments of budgeted funds are required because of the transfers directed by this section, the director of financial management shall certify the apportionments to the agencies affected, the state auditor, and the state treasurer. Each of these shall make the

appropriate transfer and adjustments in funds and appropriation accounts and equipment records in accordance with the certification.

NEW SECTION. Sec. 21. A new section is added to chapter 43.333 RCW to read as follows:

This chapter expires June 30, 2015.

NEW SECTION. Sec. 22. A new section is added to chapter 70.210 RCW to read as follows:

This chapter expires June 30, 2015."

Renumber the remaining sections consecutively, correct any internal references accordingly, and correct the title.

On page 15, beginning on line 2, strike all of sections 9 and 10.

Correct the title.

Representatives Hudgins and Smith spoke in favor of the adoption of the amendment.

Amendment (944) was adopted.

Representative Hudgins moved the adoption of amendment (946):

On page 13, line 29, after "(1) The" strike "FAA center of excellence for alternative jet fuels and environment" and insert "office of alternative energy"

On page 14, line 10, after "(3) The" strike "FAA center of excellence for alternative jet fuels and environment" and insert "office of alternative energy"

Representatives Hudgins and Parker spoke in favor of the adoption of the amendment.

Amendment (946) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Hudgins, Smith and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute Senate Bill No. 6518, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 6518, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Dahlquist.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6518, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 6573, by Senators Hargrove and Hill

Changing the effective date of modifications to the aged, blind, and disabled and the housing and essential needs programs.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Hunter spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 6573.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6573, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Habib, Overstreet, Santos, Shea and Taylor.

Excused: Representative Dahlquist.

SENATE BILL NO. 6573, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the fourth order of business.

INTRODUCTION & FIRST READING

ESSB 6542 by Senate Committee on Ways & Means (originally sponsored by Senator Kohl-Welles)

AN ACT Relating to establishing the state cannabis industry coordinating committee; creating new sections; and providing an expiration date.

There being no objection, ENGROSSED SUBSTITUTE SENATE BILL NO. 6542 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of SENATE BILL NO. 5318, and the bill was referred to the Committee on Rules.

There being no objection, the Committee on Rules was relieved of HOUSE BILL NO. 2304 and the bill was placed on the second reading calendar:

MESSAGE FROM THE SENATE

March 4, 2014

MR. SPEAKER:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1260, with the following amendment(s): 1260-S AMS AWRD S4440.2

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 43.160.010 and 2012 c 225 s 2 are each amended to read as follows:

(1) The legislature finds that it is the ((public)) policy of the state of Washington to ((direct financial resources toward the fostering of economic development through the stimulation of investment and job opportunities and the retention of sustainable existing employment)) employ state and federal resources to foster economic development to promote private investment and to create or retain job opportunities for the general welfare of the inhabitants of the state. Reducing unemployment and reducing the time citizens remain jobless ((is)) are important for the economic welfare of the state.

(2) The legislature finds that a valuable means of fostering economic development is the construction of public facilities which contribute to the stability and growth of the state's economic base. Expenditures made for these purposes as authorized in this chapter are declared to be in the public interest, and constitute a proper use of public funds. ((A community economic revitalization board is needed which shall aid the development of economic opportunities. The general objectives of the board should include:

- (a) Strengthening the economies of areas of the state which have experienced or are expected to experience chronically high unemployment rates or below average growth in their economies;
- (b) Encouraging the diversification of the economies of the state and regions within the state in order to provide greater seasonal and cyclical stability of income and employment;
- (c) Encouraging wider access to financial resources for both large and small industrial development projects;
- (d) Encouraging new economic development or expansions to maximize employment;
- (e) Encouraging the retention of viable existing firms and employment;
- (f) Providing incentives for expansion of employment opportunities for groups of state residents that have been less successful relative to other groups in efforts to gain permanent employment; and
- (g) Enhancing job and business growth through facility development and other improvements in innovation partnership zones designated under RCW 43.330.270.

(2)) (3) The legislature also finds that the state's economic development efforts can be enhanced by, in certain instances, providing funds to improve state highways, county roads, or city

streets for industries considering locating or expanding in this state.

((3)) (4) The legislature finds it desirable to provide a process whereby the need for diverse public works improvements necessitated by planned economic development can be addressed in a timely fashion and with coordination among all responsible governmental entities.

((4)) (5) The legislature also finds that the state's economic development efforts can be enhanced by, in certain instances, providing funds to assist development of telecommunications infrastructure that supports business development, retention, and expansion in the state.

((5)) (6) The legislature also finds that the state's economic development efforts can be enhanced by providing funds to improve markets for those recyclable materials representing a large fraction of the waste stream. The legislature finds that the construction or rehabilitation of public facilities ((which)) that result in private construction of processing or remanufacturing facilities for recyclable materials ((are)) is eligible for consideration from the board.

((6)) (7) The legislature finds that sharing economic growth statewide is important to the welfare of the state. The ability of communities to pursue business and job retention, expansion, and development opportunities depends on their capacity to ready necessary economic development project plans, sites, permits, and infrastructure for private investments. Project-specific planning, predevelopment, and infrastructure are critical ingredients for economic development. ((It is, therefore, the intent of the legislature to increase the amount of funding available through the community economic revitalization board and to authorize flexibility for available resources in these areas to help fund planning, predevelopment, and construction costs of infrastructure and facilities and sites that foster economic vitality and diversification.))

(8) It is, therefore, the intent of the legislature to create a community economic revitalization board to aid the development of economic opportunities. The general objectives of the board should include:

(a) Strengthening the economies of areas of the state which have experienced or are expected to experience chronically high unemployment rates or below average growth in their economies;

(b) Encouraging the diversification of the economies of the state and regions within the state in order to provide greater stability of income and employment;

(c) Encouraging greater access to financial resources for both large and small industrial development projects;

(d) Encouraging new economic development or expansions to maximize employment;

(e) Encouraging the retention of viable existing firms and promoting employment within these firms;

(f) Providing incentives for expansion of employment opportunities for groups of state residents that have been less successful relative to other groups in efforts to gain permanent employment; and

(g) Enhancing job and business growth through facility development and other improvements in innovation partnership zones designated under RCW 43.330.270.

NEW SECTION. Sec. 2. A new section is added to chapter 43.160 RCW to read as follows:

The legislature finds that the community economic revitalization board has successfully acted as an economic development infrastructure financier for local governments. It is, therefore, the intent of the legislature to authorize flexibility for the community economic revitalization board to help fund planning, predevelopment, and construction costs of infrastructure and facilities and sites that foster economic vitality and diversification.

Sec. 3. RCW 43.160.020 and 2012 c 225 s 3 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Board" means the community economic revitalization board.

(2) "Department" means the department of commerce.

(3) "Director" means the director of the department.

(4) "Local government" or "political subdivision" means any port district, county, city, town, special purpose district, and any other municipal corporations or quasi-municipal corporations in the state providing for public facilities under this chapter.

((4)) (5) "Planning project" means project-specific environmental, capital facilities, land use, permitting, feasibility, and marketing studies and plans; project design, site planning, and analysis; project debt and revenue impact analysis; and economic development industry cluster analysis.

(6) "Project" means a project of a local government or a federally recognized Indian tribe for the planning, acquisition, construction, repair, reconstruction, replacement, rehabilitation, or improvement of a public facility.

(7) "Public facilities" means ((a project of a local government or a federally recognized Indian tribe for the planning, acquisition, construction, repair, reconstruction, replacement, rehabilitation, or improvement of:)) bridges; roads; research, testing, training, and incubation facilities in areas designated as innovation partnership zones under RCW 43.330.270; buildings or structures; domestic and industrial water, earth stabilization, sanitary sewer, storm ((sewer)) water, railroad, electricity, broadband, telecommunications, transportation, natural gas, and port facilities(;; all for the purpose of job creation, job retention, or job expansion)).

((5)) (8) "Rural county" means a county with a population density of fewer than one hundred persons per square mile or a county smaller than two hundred twenty-five square miles, as determined by the office of financial management and published each year by the department for the period July 1st to June 30th.

Sec. 4. RCW 43.160.030 and 2011 1st sp.s. c 21 s 25 are each amended to read as follows:

(1) The community economic revitalization board is hereby created to exercise the powers granted under this chapter.

(2) The board ((shall)) must consist of one member from each of the two major caucuses of the house of representatives to be appointed by the speaker of the house and one member from each of the two major caucuses of the senate to be appointed by the president of the senate. The board ((shall)) must also consist of the following members appointed by the director of commerce: A recognized private or public sector economist; one port district official; one county official; one city official; one representative of a federally recognized Indian tribe; one representative of the public; ((one)) four representatives of small businesses ((each from: (a) The area west of Puget Sound, (b) the area east of Puget Sound and west of the Cascade range, (c) the area east of the Cascade range and west of the Columbia river, and (d) the area east of the Columbia river; one executive from large businesses each from the area west of the Cascades and the area east of the Cascades)), two from the area east of the Cascade range and two from the area west of the Cascade range; and two executives from large businesses, one from the area east of the Cascade range and one from the area west of the Cascade range. The appointive members ((shall)) must initially be appointed to terms as follows: Three members for one-year terms, three members for two-year terms, and three members for three-year terms ((which shall)) that must include the chair. Thereafter each succeeding term ((shall)) must be for three years. The chair of the board ((shall)) must be selected by the director of commerce. The members of the board

((shall)) must elect one of their members to serve as vice((-)chair. The director of commerce, the director of revenue, the commissioner of employment security, and the secretary of transportation ((shall)) must serve as nonvoting advisory members of the board.

(3) ((Management services, including fiscal and contract services, shall be provided by the department to assist the board in implementing this chapter.

(4)) Members of the board ((shall)) must be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.

((5)) (4) If a vacancy occurs by death, resignation, or otherwise of appointive members of the board, the director of commerce ((shall)) must fill the same for the unexpired term. Members of the board may be removed for malfeasance or misfeasance in office, upon specific written charges by the director of commerce, under chapter 34.05 RCW.

((6)) (5) A member appointed by the director of commerce may not be absent from more than fifty percent of the regularly scheduled meetings in any one calendar year. Any member who exceeds this absence limitation is deemed to have withdrawn from the office and may be replaced by the director of commerce.

((7)) (6) A majority of members currently appointed constitutes a quorum.

Sec. 5. RCW 43.160.050 and 2008 c 327 s 4 are each amended to read as follows:

The board may:

- (1) Adopt bylaws for the regulation of its affairs and the conduct of its business.
- (2) Adopt an official seal and alter the seal at its pleasure.
- (3) Utilize the services of other governmental agencies.
- (4) Accept from any federal agency loans or grants for the planning or financing of any project and enter into an agreement with the agency respecting the loans or grants.
- (5) Conduct examinations and investigations and take testimony at public hearings of any matter material for its information that will assist in determinations related to the exercise of the board's lawful powers.
- (6) Accept any gifts, grants, or loans of funds, property, or financial or other aid in any form from any other source on any terms and conditions which are not in conflict with this chapter.
- (7) Enter into agreements or other transactions with and accept grants and the cooperation of any governmental agency in furtherance of this chapter.
- (8) Consistent with the guidelines issued by the office of financial management and in consultation with the department, prepare biennial operating and capital budgets and, as needed, update these budgets during the biennium.

(9) Adopt rules under chapter 34.05 RCW as necessary to carry out the purposes of this chapter.

((9)) (10) Do all acts and things necessary or convenient to carry out the powers expressly granted or implied under this chapter.

NEW SECTION. Sec. 6. A new section is added to chapter 43.160 RCW to read as follows:

Management services, including fiscal and contract services, must be provided by the department to assist the board in implementing this chapter.

NEW SECTION. Sec. 7. A new section is added to chapter 43.160 RCW to read as follows:

(1) In order to assist political subdivisions of the state and federally recognized Indian tribes in financing the cost of public facilities, the board:

(a) Must execute contracts or otherwise financially obligate funds from the public facilities construction loan revolving account for projects approved for funding by the board under the following programs:

- (i) Committed private sector partner construction;
- (ii) Prospective development construction;
- (iii) Planning; and
- (iv) Any other program authorized by the legislature.

(b) Must provide loans to political subdivisions and federally recognized Indian tribes for the purposes of financing the cost of public facilities.

(i) The board must determine the interest rate that loans bear. The interest rate may not exceed ten percent per annum.

(ii) The board may provide reasonable terms and conditions for repayment for loans, including partial forgiveness of loan principal and interest payments on projects located in rural communities as defined by the board, or rural counties. The loans may not exceed twenty years in duration.

(c) May provide grants for purposes designated in this chapter, but only when, and to the extent that, a loan is not reasonably possible, given the limited resources of the political subdivision or the federally recognized Indian tribe and the finding by the board that financial circumstances require grant assistance to enable the project to move forward. The board must balance the need for grants with the need to sustain the public facilities construction loan revolving account.

(2) No more than twenty-five percent of all financial assistance approved by the board in any biennium may consist of grants to political subdivisions and federally recognized Indian tribes.

(3) Except as authorized to the contrary under subsection (4) of this section, from all funds available to the board for financial assistance in a biennium under this chapter, the board must approve at least seventy-five percent of the first twenty million dollars of funds available and at least fifty percent of any additional funds for financial assistance for projects in rural counties or board defined rural communities.

(4) If at any time during the last six months of a biennium the board finds that the actual and anticipated applications for qualified projects in rural counties or board defined rural communities are clearly insufficient to use up the allocations under subsection (3) of this section, the board must estimate the amount of the insufficiency and during the remainder of the biennium may use that amount of the allocation for financial assistance to projects not located in rural counties or board defined rural communities.

(5) The board may elect to reserve up to one million dollars of its biennial appropriation to use as state match for federal grant awards. The purpose and use of the federal funds must be consistent with the board's purpose of financing economic development infrastructure. Reserved board funds must be matched, at a minimum, dollar for dollar by federal funds. If the set aside funds are not fully utilized for federal grant match by the 18th month of the biennium, the board may use those funds for other eligible projects as stated in this chapter.

NEW SECTION. Sec. 8. A new section is added to chapter 43.160 RCW to read as follows:

The board must:

(1) Establish and maintain collaborative relations with governmental, private, and other financing organizations, advocate groups, and other stakeholders associated with state economic development activities and policies;

(2) Provide information and advice to the governor and legislature on matters related to economic development; and

(3) At the direction of the governor, provide information and advocacy at the national level on matters related to economic development financing.

NEW SECTION. Sec. 9. A new section is added to chapter 43.160 RCW to read as follows:

(1) The board must prioritize awards for committed private sector partner construction and prospective development

construction projects by considering at a minimum the following criteria:

(a) The number of jobs created by the expected business creation or expansion and the average wage of those expected jobs. In evaluating proposals for their job creation potential, the board may adjust the job estimates in applications based on the board's judgment of the credibility of the job estimates;

(b) The need for job creation based on the unemployment rate of the county or counties in which the project is located. In evaluating the average wages of the jobs created, the board must compare those wages to median wages of private sector jobs in the county or counties surrounding the project location. When evaluating the jobs created by the project, the board may consider the area labor supply and readily available skill sets of the labor pool in the county or counties surrounding the project location;

(c) How the expected business creation or expansion fits within the region's preferred economic growth strategy as indicated by the efforts of nearby innovation partnership zones, industry clusters, future export prospects, or local government equivalent if available;

(d) The speed with which the project can begin construction; and

(e) The extent that the project leverages nonstate funds, and achieves overall the greatest benefit in job creation at good wages for the amount of money provided.

(2) The board may not provide financial assistance:

(a) For a project the primary purpose of which is to facilitate or promote a retail shopping development or expansion;

(b) For any project for which evidence exists that would result in a development or expansion that would displace jobs in any other community in the state;

(c) For a project the primary purpose of which is to facilitate or promote gambling; or

(d) For a project located outside the jurisdiction of the applicant political subdivision or federally recognized Indian tribe.

Sec. 10. RCW 43.160.076 and 2011 c 180 s 301 are each amended to read as follows:

((1) Except as authorized to the contrary under subsection (2) of this section, from all funds available to the board for financial assistance in a biennium under this chapter, the board shall approve at least seventy-five percent of the first twenty million dollars of funds available and at least fifty percent of any additional funds for financial assistance for projects in rural counties.

(2) If at any time during the last six months of a biennium the board finds that the actual and anticipated applications for qualified projects in rural counties are clearly insufficient to use up the allocations under subsection (1) of this section, then the board shall estimate the amount of the insufficiency and during the remainder of the biennium may use that amount of the allocation for financial assistance to projects not located in rural counties.

(3)) The board ((shall)) must solicit qualifying projects to plan, design, and construct public facilities needed to attract new industrial and commercial activities in areas impacted by the closure or potential closure of large coal-fired electric generation facilities, which for the purposes of this section means a facility that emitted more than one million tons of greenhouse gases in any calendar year prior to 2008. The projects should be consistent with any applicable plans for major industrial activity on lands formerly used or designated for surface coal mining and supporting uses under RCW 36.70A.368. When the board receives timely and eligible project applications from a political subdivision of the state for financial assistance for such projects, the board from available funds ((shall)) must give priority consideration to such projects.

Sec. 11. RCW 43.160.080 and 2010 1st sp.s. c 36 s 6011 are each amended to read as follows:

(1) There ((shall)) must be a fund in the state treasury known as the public facilities construction loan revolving account, which ((shall)) consists of all moneys collected under this chapter and any moneys appropriated to it by law. Disbursements from the revolving account ((shall)) must be on authorization of the board. In order to maintain an effective expenditure and revenue control, the public facilities construction loan revolving account ((shall be)) is subject in all respects to chapter 43.88 RCW. During the 2009-2011 biennium, sums in the public facilities construction loan revolving account may be used for community economic revitalization board export assistance grants and loans in section 1018, chapter 36, Laws of 2010 1st sp. sess. and for matching funds for the federal energy regional innovation cluster in section 1017, chapter 36, Laws of 2010 1st sp. sess.

(2) The moneys in the public facilities construction loan revolving account must be used solely to fulfill commitments arising from financial assistance authorized in this chapter. The total outstanding amount, which the board must dispende at any time pursuant to this section, may not exceed the moneys available from the account.

(3) Repayments of loans made from the public facilities construction loan revolving account under the contracts for public facilities construction loans must be paid into the public facilities construction loan revolving account.

Sec. 12. RCW 43.160.900 and 2008 c 327 s 9 are each amended to read as follows:

(1) The community economic revitalization board ((shall)) must conduct biennial outcome-based evaluations of the financial assistance provided under this chapter. The evaluations ((shall)) must include information on the number of applications for community economic revitalization board assistance; the number and types of projects approved; the grant or loan amount awarded each project; the projected number of jobs created or retained by each project; the actual number and cost of jobs created or retained by each project; the wages and health benefits associated with the jobs; the amount of state funds and total capital invested in projects; the number and types of businesses assisted by funded projects; the location of funded projects; the transportation infrastructure available for completed projects; the local match and local participation obtained; the number of delinquent loans; and the number of project terminations. The evaluations may also include additional performance measures and recommendations for programmatic changes.

(2)(a) By September 1st of each even-numbered year, the board ((shall)) must forward its draft evaluation to the Washington state economic development commission for review and comment((, as required in section 10 of this act)). The board ((shall)) must provide any additional information as may be requested by the commission for the purpose of its review.

(b) Any written comments or recommendations provided by the commission as a result of its review ((shall)) must be included in the board's completed evaluation. The evaluation must be presented to the governor and appropriate committees of the legislature by December 31st of each even-numbered year. ((The initial evaluation must be submitted by December 31, 2010.))

NEW SECTION. Sec. 13. The following acts or parts of acts are each repealed:

(1) RCW 43.160.060 (Loans and grants to political subdivisions and federally recognized Indian tribes for public facilities authorized-- Application--Requirements for financial assistance) and 2012 c 196 s 10, 2008 c 327 s 5, 2007 c 231 s 3, & 2004 c 252 s 3;

(2) RCW 43.160.070 (Conditions) and 2008 c 327 s 6, 1999 c 164 s 104, 1998 c 321 s 27, 1997 c 235 s 721, 1996 c 51 s 6, 1990

1st ex.s. c 16 s 802, 1983 1st ex.s. c 60 s 4, & 1982 1st ex.s. c 40 s 7; and

(3) RCW 43.160.078 (Board to familiarize government officials and public with chapter provisions) and 1985 c 446 s 5."

On page 1, line 1 of the title, after "loans;" strike the remainder of the title and insert "amending RCW 43.160.010, 43.160.020, 43.160.030, 43.160.050, 43.160.076, 43.160.080, and 43.160.900; adding new sections to chapter 43.160 RCW; and repealing RCW 43.160.060, 43.160.070, and 43.160.078."

and the same is herewith transmitted.

Brad Hendrickson Deputy Secretary

There being no objection, the House reverted to the seventh order of business.

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House refused to concur in the Senate amendment to Substitute House Bill No. 1260 and asked the Senate to recede therefrom.

MESSAGE FROM THE SENATE

March 11, 2014

Mr. Speaker:

The Senate refuses to concur in the House amendment to SUBSTITUTE SENATE BILL NO. 6283 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House insisted on its position in its amendment to SUBSTITUTE SENATE BILL NO. 6283 and asked the Senate to concur therein.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., March 13, 2014, the 60th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

SIXTIETH DAY

House Chamber, Olympia, Thursday, March 13, 2014

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Bella Rood and Preston Eder. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Prosper Mdashuriye, Evangelical Church of Central Africa, Bujumbura, Burundi.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 4669, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fev, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Revkdal, Riccelli, Roberts, Robinson, Rodne, Ross, Rvu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, Gary Alexander is a native Washingtonian, born in Seattle and educated at two of Washington state's finest institutions of higher learning, the University of Washington and Pacific Lutheran University, making him not a three dog night, but a solo Dog Knight; and

WHEREAS, Gary's business career spans over 40 years as an industrial engineer for Boeing, a financial manager with five state agencies, CFO of Behavioral Health Resources, regional finance officer for Philip Environmental Services, and Auditor and Deputy Auditor for Thurston County; and

WHEREAS, Gary's community involvement includes former and current positions with the Board of Directors for Thurston County Boys and Girls Club, the North Thurston Kiwanis, the Board of Directors for the Washington State Historical Society, the Advisory Board for Pacific Lutheran University School of Business, the Advisory Board for the Washington Small Business Development Council, Chairman and Board Member of the Washington State Employees Credit Union, Member of the Lewis County Flood Control Task Force, Board Member for the Thurston County Economic Development Council, and as an Olympia Port Commissioner; and

WHEREAS, Since 1996, various citizens in the 20th and 2nd Legislative Districts, which included Lewis, Thurston, and Pierce counties, have at times been enlightened with extraterrestrial knowledge leading them to choose Gary Alexander to represent their interests in the state House; and

WHEREAS, Gary's business experience and penchant for recalling inconsequential and minute budgetary matters led him to be known as The Budget Guru, The Walking Abacus, The Baron of Braces, The Monarch of Multivariable Analysis, The King of Kappa, The Big Kahuna of Brackets, The Emperor of Essential Discontinuity, and The Master of Mathematical Matrices; and

WHEREAS, Gary actually knows and understands the following terms: Per Annum, Interquartile Range, Disjoint Sets, Harmonic Mean, Interval Notation, Transcendental Numbers, Normalizing a Vector, Binomial Coefficients, Modular Equivalence, and Box and Whisker Plots; and

WHEREAS, Gary is smarter than you; and

WHEREAS, Gary's quick mind, warm smile, and hearty laugh endeared him to members and staff on both sides of the aisle and in both legislative chambers; and

WHEREAS, Gary's love for the legislative institution, his respect for all members and staff, his eagerness to serve the public, and his genuine distaste for partisan bickering made him a unique and stalwart member of the Washington State House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives honor and recognize Gary Alexander for his many years of service, his poignant floor speeches, his mathematical acumen, and his demeanor as a true statesman; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to Gary Alexander, his lovely wife, Donna, and their two small dogs, Sophie and Molly.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4669.

HOUSE RESOLUTION NO. 4669 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4697, by Representatives Chopp, Kristiansen, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fev, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, G. Hunt, S. Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Revkdal, Riccelli, Roberts, Robinson, Rodne, Ross, Rvu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, and Zeiger

WHEREAS, Larry Crouse served the Fourth Legislative District in the Washington State House of Representatives with distinction and honor from 1995 to 2013; and

WHEREAS, Larry Crouse was the longest serving Republican member of the House of Representatives at the time of his departure from the Legislature; and

WHEREAS, Larry Crouse was a trusted colleague, mentor, and friend to many in the House of Representatives; and

WHEREAS, Larry Crouse served as Chair, Cochair, and Ranking Member of the energy and telecommunications committees during his tenure; and

WHEREAS, During that tenure, his wisdom and calming influence helped steer our state through the upheavals in the energy market that brought havoc to other regions of the country; and

WHEREAS, Larry Crouse did not take up valuable time on the House floor with long-winded speeches; and

WHEREAS, Larry Crouse remembers what it was like for Republicans to have the majority in the House of Representatives; and

WHEREAS, Larry Crouse contributed to the alertness and happiness of fellow members during long floor sessions by surreptitiously distributing peanut M&Ms to the desk drawers of his neighbors on the floor; and

WHEREAS, Larry Crouse took extra care to not squash Representative John McCoy's mini Smart Car when parking next to him with his Ford 450, two-ton diesel truck; and

WHEREAS, Larry Crouse was never concerned about receiving recognition for his accomplishments in the Legislature and sought out other members to sponsor bills brought to him—even the good bills; and

WHEREAS, Larry Crouse showed respect to members from both sides of the aisle and always endeavored to put good policy ahead of party affiliation; and

WHEREAS, Larry Crouse slipped away into well-deserved retirement with his wonderful wife, Peggy, without customary fanfare or due recognition from his colleagues in the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize Larry Crouse for his years of faithful service to the state of Washington and for representing the people of the Fourth Legislative District with integrity and honor; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted by the Chief Clerk of the House of Representatives to the honorable Larry Crouse.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4697.

HOUSE RESOLUTION NO. 4697 was adopted.

RESOLUTION

HOUSE RESOLUTION NO. 4703, by Representatives Parker, Riccelli, and Ormsby

WHEREAS, This resolution is to congratulate the Gonzaga University Men's Basketball Team on its 13th West Coast Conference (WCC) Championship as well as the Gonzaga University Women's Basketball Team on its sixth WCC Championship in seven years; and

WHEREAS, Gonzaga University Men's and Women's Basketball Teams have now secured berths in upcoming NCAA Tournaments; and

WHEREAS, The NCAA Basketball Tournaments are fun and intense competitions that culminate in Final Fours and eventual national champions. Gonzaga's basketball teams are no strangers to NCAA tournament madness. 2014 marks the women's seventh

appearance and the Zag men's seventeenth appearance in the Tournament; and

WHEREAS, We honor the Gonzaga University Men's and Women's Basketball Teams for their excellence not only on the court — but also off the court; and

WHEREAS, The success of Gonzaga University Men's and Women's Basketball Teams have brought pride, strength, and excitement to Spokane and fans across the country; and

WHEREAS, We also honor Gonzaga University Men's Head Basketball Coach Mark Few and Women's Head Basketball Coach Kelly Graves and acknowledge their leadership and the positive influence they have on their players, fans, and communities; and

WHEREAS, The members of the Gonzaga University Men's Basketball Team are: Gerard Coleman, Angel Nunez, Kyle Dranginis, Kevin Pangos, Gary Bell, Jr., David Stockton, Connor Griffin, Rem Bakamus, Luke Meikle, Brian Bhaskar, Leo Roesse, Przemek Karnowski, Ryan Edwards, Kyle Wiltjer, Sam Dower, Jr., Dustin Triano, and Drew Barham; and

WHEREAS, The members of the Gonzaga University Women's Basketball Team are: Chelsea Waters, Haiden Palmer, Maiki Viela, Danielle Walter, Laura Sullivan, Emma Wolfram, Sunny Greinacher, Shaniqua Nilles, Kiara Kudron, Keani Albanez, Stephanie Golden, Elle Tinkle, Lindsay Sherbert, Jazmine Redmon, and Shelby Cheslek;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize and applaud the Gonzaga University Men's and Women's Basketball Teams for their achievements in the WCC Tournaments and wish them luck in the upcoming NCAA Tournaments; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the Washington State House of Representatives to the Gonzaga University Athletic Department and to the President of Gonzaga University.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4703.

HOUSE RESOLUTION NO. 4703 was adopted.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Rules was relieved of HOUSE BILL NO. 2224 and the bill was placed on the second reading calendar.

There being no objection, the House reverted to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 7, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029 with the following amendment:

Strike everything after the enacting clause and insert the following:

"PART I**ELIMINATION OF THE WASHINGTON STATE
ECONOMIC DEVELOPMENT COMMISSION**

Sec. 101. RCW 28B.30.530 and 2012 c 229 s 808 are each amended to read as follows:

(1) The board of regents of Washington State University shall establish the Washington State University small business development center.

(2) The center shall provide management and technical assistance including but not limited to training, counseling, and research services to small businesses throughout the state. The center shall work with the department of commerce, the state board for community and technical colleges, the workforce training and education coordinating board, the employment security department, ~~((the Washington state economic development commission,))~~ associate development organizations, and workforce development councils to:

(a) Integrate small business development centers with other state and local economic development and workforce development programs;

(b) Target the centers' services to small businesses;

(c) Tailor outreach and services at each center to the needs and demographics of entrepreneurs and small businesses located within the service area;

(d) Establish and expand small business development center satellite offices when financially feasible; and

(e) Coordinate delivery of services to avoid duplication.

(3) The administrator of the center may contract with other public or private entities for the provision of specialized services.

(4) The small business development center may accept and disburse federal grants or federal matching funds or other funds or donations from any source when made, granted, or donated to carry out the center's purposes. When drawing on funds from the business assistance account created in RCW 28B.30.531, the center must first use the funds to make increased management and technical assistance available to existing small businesses and start-up businesses at satellite offices. The funds may also be used to develop and expand assistance programs such as small business planning workshops and small business counseling.

(5) By December 1, 2010, the center shall provide a written progress report and a final report to the appropriate committees of the legislature with respect to the requirements in subsection (2) of this section and the amount and use of funding received through the business assistance account. The reports must also include data on the number, location, staffing, and budget levels of satellite offices; affiliations with community colleges, associate development organizations or other local organizations; the number, size, and type of small businesses assisted; and the types of services provided. The reports must also include information on the outcomes achieved, such as jobs created or retained, private capital invested, and return on the investment of state and federal dollars.

(6)(a) Subject to the availability of amounts appropriated for this specific purpose, by December 1, 2010, the center, in conjunction with the department of commerce, must prepare and present to the governor and appropriate legislative committees a specific, actionable plan to increase access to capital and technical assistance to small businesses and entrepreneurs beginning with the 2011-2013 biennium. In developing the plan, the center and the department may consult with the Washington state microenterprise association, and with other government, nonprofit, and private organizations as necessary. The plan must identify:

(i) Existing sources of capital and technical assistance for small businesses and entrepreneurs;

(ii) Critical gaps and barriers to availability of capital and delivery of technical assistance to small businesses and entrepreneurs;

(iii) Workable solutions to filling the gaps and removing barriers identified in (a)(ii) of this subsection; and

(iv) The financial resources and statutory changes necessary to put the plan into effect beginning with the 2011-2013 biennium.

(b) With respect to increasing access to capital, the plan must identify specific, feasible sources of capital and practical mechanisms for expanding access to it.

(c) The center and the department must include, within the analysis and recommendations in (a) of this subsection, any specific gaps, barriers, and solutions related to rural and low-income communities and small manufacturers interested in exporting.

Sec. 102. RCW 28B.155.010 and 2012 c 242 s 1 are each amended to read as follows:

(1) The joint center for aerospace technology innovation is created to:

(a) Pursue joint industry-university research in computing, manufacturing efficiency, materials/structures innovation, and other new technologies that can be used in aerospace firms;

(b) Enhance the education of students in the engineering departments of the University of Washington, Washington State University, and other participating institutions through industry-focused research; and

(c) Work directly with existing small, medium-sized, and large aerospace firms and aerospace industry associations to identify research needs and opportunities to transfer off-the-shelf technologies that would benefit such firms.

(2) The center shall be operated and administered as a multi-institutional education and research center, conducting research and development programs in various locations within Washington under the joint authority of the University of Washington and Washington State University. The initial administrative offices of the center shall be west of the crest of the Cascade mountains. In order to meet aerospace industry needs, the facilities and resources of the center must be made available to all four-year institutions of higher education as defined in RCW 28B.10.016. Resources include, but are not limited to, internships, on-the-job training, and research opportunities for undergraduate and graduate students and faculty.

(3) The powers of the center are vested in and shall be exercised by a board of directors. The board shall consist of nine members appointed by the governor. The governor shall appoint a nonvoting chair. Of the eight voting members, one member shall represent small aerospace firms, one member shall represent medium-sized firms, one member shall represent large aerospace firms, one member shall represent labor, two members shall represent aerospace industry associations, and two members shall represent higher education. The terms of the initial members shall be staggered.

(4) The board shall hire an executive director. The executive director shall hire such staff as the board deems necessary to operate the center. Staff support may be provided from among the cooperating institutions through cooperative agreements to the extent funds are available. The executive director may enter into cooperative agreements for programs and research with public and private organizations including state and nonstate agencies consistent with policies of the participating institutions.

(5) The board must:

(a) Work with aerospace industry associations and aerospace firms of all sizes to identify the research areas that will benefit the intermediate and long-term economic vitality of the Washington aerospace industry;

(b) Identify entrepreneurial researchers to join or lead research teams in the research areas specified in (a) of this subsection and the steps the University of Washington and Washington State University will take to recruit such researchers;

(c) Assist firms to integrate existing technologies into their operations and align the activities of the center with those of impact Washington (~~(and innovate Washington)~~) to enhance services available to aerospace firms;

(d) Develop internships, on-the-job training, research, and other opportunities and ensure that all undergraduate and graduate students enrolled in an aerospace engineering curriculum have direct experience with aerospace firms;

(e) Assist researchers and firms in safeguarding intellectual property while advancing industry innovation;

(f) Develop and strengthen university-industry relationships through promotion of faculty collaboration with industry, and sponsor(~~(- in collaboration with innovate Washington.)~~) at least one annual symposium focusing on aerospace research in the state of Washington;

(g) Encourage a full range of projects from small research projects that meet the specific needs of a smaller company to large scale, multipartner projects;

(h) Develop nonstate support of the center's research activities through leveraging dollars from federal and private for-profit and nonprofit sources;

(i) Leverage its financial impact through joint support arrangements on a project-by-project basis as appropriate;

(j) Establish mechanisms for soliciting and evaluating proposals and for making awards and reporting on technological progress, financial leverage, and other measures of impact;

(k) By June 30, 2013, develop an operating plan that includes the specific processes, methods, or mechanisms the center will use to accomplish each of its duties as set out in this subsection; and

(l) Report biennially to the legislature and the governor about the impact of the center's work on the state's economy and the aerospace sector, with projections of future impact, providing indicators of its impact, and outlining ideas for enhancing benefits to the state. The report must be coordinated with the governor's office, (~~the Washington economic development commission.)~~ and the department of commerce(~~(-and innovate Washington)~~).

Sec. 103. RCW 28C.18.060 and 2012 c 229 s 579 are each amended to read as follows:

The board, in cooperation with the operating agencies of the state training system and private career schools and colleges, shall:

(1) Concentrate its major efforts on planning, coordination evaluation, policy analysis, and recommending improvements to the state's training system;

(2) Advocate for the state training system and for meeting the needs of employers and the workforce for workforce education and training;

(3) Establish and maintain an inventory of the programs of the state training system, and related state programs, and perform a biennial assessment of the vocational education, training, and adult basic education and literacy needs of the state; identify ongoing and strategic education needs; and assess the extent to which employment, training, vocational and basic education, rehabilitation services, and public assistance services represent a consistent, integrated approach to meet such needs;

(4) Develop and maintain a state comprehensive plan for workforce training and education, including but not limited to, goals, objectives, and priorities for the state training system, and review the state training system for consistency with the state comprehensive plan. In developing the state comprehensive plan for workforce training and education, the board shall use, but shall not be limited to: Economic, labor market, and populations trends reports in office of financial management forecasts; joint office of financial management and employment security department labor force, industry employment, and occupational forecasts; the results of scientifically based outcome, net-impact and cost-benefit evaluations; the needs of employers as evidenced in formal employer surveys and other employer input; and

the needs of program participants and workers as evidenced in formal surveys and other input from program participants and the labor community;

(5) In consultation with the student achievement council, review and make recommendations to the office of financial management and the legislature on operating and capital facilities budget requests for operating agencies of the state training system for purposes of consistency with the state comprehensive plan for workforce training and education;

(6) Provide for coordination among the different operating agencies and components of the state training system at the state level and at the regional level;

(7) Develop a consistent and reliable database on vocational education enrollments, costs, program activities, and job placements from publicly funded vocational education programs in this state;

(8)(a) Establish standards for data collection and maintenance for the operating agencies of the state training system in a format that is accessible to use by the board. The board shall require a minimum of common core data to be collected by each operating agency of the state training system;

(b) Develop requirements for minimum common core data in consultation with the office of financial management and the operating agencies of the training system;

(9) Establish minimum standards for program evaluation for the operating agencies of the state training system, including, but not limited to, the use of common survey instruments and procedures for measuring perceptions of program participants and employers of program participants, and monitor such program evaluation;

(10) Every two years administer scientifically based outcome evaluations of the state training system, including, but not limited to, surveys of program participants, surveys of employers of program participants, and matches with employment security department payroll and wage files. Every five years administer scientifically based net- impact and cost-benefit evaluations of the state training system;

(11) In cooperation with the employment security department, provide for the improvement and maintenance of quality and utility in occupational information and forecasts for use in training system planning and evaluation. Improvements shall include, but not be limited to, development of state-based occupational change factors involving input by employers and employees, and delineation of skill and training requirements by education level associated with current and forecasted occupations;

(12) Provide for the development of common course description formats, common reporting requirements, and common definitions for operating agencies of the training system;

(13) Provide for effectiveness and efficiency reviews of the state training system;

(14) In cooperation with the student achievement council, facilitate transfer of credit policies and agreements between institutions of the state training system, and encourage articulation agreements for programs encompassing two years of secondary workforce education and two years of postsecondary workforce education;

(15) In cooperation with the student achievement council, facilitate transfer of credit policies and agreements between private training institutions and institutions of the state training system;

(16) Develop policy objectives for the workforce investment act, P.L. 105-220, or its successor; develop coordination criteria for activities under the act with related programs and services provided by state and local education and training agencies; and ensure that entrepreneurial training opportunities are available through programs of each local workforce investment board in the state;

(17) Make recommendations to the commission of student assessment, the state board of education, and the superintendent of public instruction, concerning basic skill competencies and essential core competencies for K-12 education. Basic skills for this purpose shall be reading, writing, computation, speaking, and critical thinking,

essential core competencies for this purpose shall be English, math, science/technology, history, geography, and critical thinking. The board shall monitor the development of and provide advice concerning secondary curriculum which integrates vocational and academic education;

(18) Establish and administer programs for marketing and outreach to businesses and potential program participants;

(19) Facilitate the location of support services, including but not limited to, child care, financial aid, career counseling, and job placement services, for students and trainees at institutions in the state training system, and advocate for support services for trainees and students in the state training system;

(20) Facilitate private sector assistance for the state training system, including but not limited to: Financial assistance, rotation of private and public personnel, and vocational counseling;

(21) Facilitate the development of programs for school-to-work transition that combine classroom education and on-the-job training, including entrepreneurial education and training, in industries and occupations without a significant number of apprenticeship programs;

(22) Include in the planning requirements for local workforce investment boards a requirement that the local workforce investment boards specify how entrepreneurial training is to be offered through the one-stop system required under the workforce investment act, P.L. 105-220, or its successor;

(23) Encourage and assess progress for the equitable representation of racial and ethnic minorities, women, and people with disabilities among the students, teachers, and administrators of the state training system. Equitable, for this purpose, shall mean substantially proportional to their percentage of the state population in the geographic area served. This function of the board shall in no way lessen more stringent state or federal requirements for representation of racial and ethnic minorities, women, and people with disabilities;

(24) Participate in the planning and policy development of governor set-aside grants under P.L. 97-300, as amended;

(25) Administer veterans' programs, licensure of private vocational schools, the job skills program, and the Washington award for vocational excellence;

(26) Allocate funding from the state job training trust fund;

(27) Work with the director of commerce (~~and the economic development commission~~) to ensure coordination among workforce training priorities (~~(the long-term economic development strategy of the economic development commission)~~) and economic development and entrepreneurial development efforts, including but not limited to assistance to industry clusters;

(28) Conduct research into workforce development programs designed to reduce the high unemployment rate among young people between approximately eighteen and twenty-four years of age. In consultation with the operating agencies, the board shall advise the governor and legislature on policies and programs to alleviate the high unemployment rate among young people. The research shall include disaggregated demographic information and, to the extent possible, income data for adult youth. The research shall also include a comparison of the effectiveness of programs examined as a part of the research conducted in this subsection in relation to the public investment made in these programs in reducing unemployment of young adults. The board shall report to the appropriate committees of the legislature by November 15, 2008, and every two years thereafter. Where possible, the data reported to the legislative committees should be reported in numbers and in percentages;

(29) Adopt rules as necessary to implement this chapter.

The board may delegate to the director any of the functions of this section.

Sec. 104. RCW 28C.18.080 and 2009 c 421 s 6, 2009 c 151 s 7, and 2009 c 92 s 1 are each reenacted and amended to read as follows:

(1) The board shall develop a state comprehensive plan for workforce training and education for a ten-year time period. The board

shall submit the ten-year state comprehensive plan to the governor and the appropriate legislative policy committees. Every four years by December 1st, beginning December 1, 2012, the board shall submit an update of the ten-year state comprehensive plan for workforce training and education to the governor and the appropriate legislative policy committees. Following public hearings, the legislature shall, by concurrent resolution, approve or recommend changes to the initial plan and the updates. The plan shall then become the state's workforce training policy unless legislation is enacted to alter the policies set forth in the plan.

(2) The comprehensive plan shall include workforce training role and mission statements for the workforce development programs of operating agencies represented on the board and sufficient specificity regarding expected actions by the operating agencies to allow them to carry out actions consistent with the comprehensive plan.

(3) Operating agencies represented on the board shall have operating plans for their workforce development efforts that are consistent with the comprehensive plan and that provide detail on implementation steps they will take to carry out their responsibilities under the plan. Each operating agency represented on the board shall provide an annual progress report to the board.

(4) The comprehensive plan shall include recommendations to the legislature and the governor on the modification, consolidation, initiation, or elimination of workforce training and education programs in the state.

(5) The comprehensive plan shall identify the strategic industry clusters targeted by the workforce development system. In identifying the strategic clusters, the board shall consult with the (~~economic development commission~~) department of commerce to identify clusters that meet the criteria identified by the working group convened by the (~~economic development commission~~) department of commerce and the workforce training and education coordinating board under RCW 43.330.280.

(6) The board shall report to the appropriate legislative policy committees by December 1st of each year on its progress in implementing the comprehensive plan and on the progress of the operating agencies in meeting their obligations under the plan.

Sec. 105. RCW 39.102.040 and 2007 c 229 s 2 are each amended to read as follows:

(1) Prior to applying to the board to use local infrastructure financing, a sponsoring local government shall:

(a) Designate a revenue development area within the limitations in RCW 39.102.060;

(b) Certify that the conditions in RCW 39.102.070 are met;

(c) Complete the process in RCW 39.102.080;

(d) Provide public notice as required in RCW 39.102.100; and

(e) Pass an ordinance adopting the revenue development area as required in RCW 39.102.090.

(2) Any local government that has created an increment area under chapter 39.89 RCW and has not issued bonds to finance any public improvement may apply to the board and have its increment area considered for approval as a revenue development area under this chapter without adopting a new revenue development area under RCW 39.102.090 and 39.102.100 if it amends its ordinance to comply with RCW 39.102.090(1) and otherwise meets the conditions and limitations under this chapter.

(3) As a condition to imposing a sales and use tax under RCW 82.14.475, a sponsoring local government, including any cosponsoring local government seeking authority to impose a sales and use tax under RCW 82.14.475, must apply to the board and be approved for a project award amount. The application shall be in a form and manner prescribed by the board and include but not be limited to information establishing that the applicant is an eligible candidate to impose the local sales and use tax under RCW 82.14.475, the anticipated effective date for imposing the tax, the estimated number of years that the tax will be imposed, and the estimated amount of tax revenue to be

received in each fiscal year that the tax will be imposed. The board shall make available forms to be used for this purpose. As part of the application, each applicant must provide to the board a copy of the ordinance or ordinances creating the revenue development area as required in RCW 39.102.090. A notice of approval to use local infrastructure financing shall contain a project award that represents the maximum amount of state contribution that the applicant, including any cosponsoring local governments, can earn each year that local infrastructure financing is used. The total of all project awards shall not exceed the annual state contribution limit. The determination of a project award shall be made based on information contained in the application and the remaining amount of annual state contribution limit to be awarded. Determination of a project award by the board is final.

(4)(a) Sponsoring local governments, and any cosponsoring local governments, applying in calendar year 2007 for a competitive project award, must submit completed applications to the board no later than July 1, 2007. By September 15, 2007, in consultation with the department of revenue and the department of ~~((community, trade, and economic development))~~ commerce, the board shall approve competitive project awards from competitive applications submitted by the 2007 deadline. No more than two million five hundred thousand dollars in competitive project awards shall be approved in 2007. For projects not approved by the board in 2007, sponsoring and cosponsoring local governments may apply again to the board in 2008 for approval of a project.

(b) Sponsoring local governments, and any cosponsoring local governments, applying in calendar year 2008 for a competitive project award, must submit completed applications to the board no later than July 1, 2008. By September 18, 2008, in consultation with the department of revenue and the department of ~~((community, trade, and economic development))~~ commerce, the board shall approve competitive project awards from competitive applications submitted by the 2008 deadline.

(c) Except as provided in RCW 39.102.050(2), a total of no more than five million dollars in competitive project awards shall be approved for local infrastructure financing.

(d) The project selection criteria and weighting developed prior to July 22, 2007, for the application evaluation and approval process shall apply to applications received prior to November 1, 2007. In evaluating applications for a competitive project award after November 1, 2007, the board shall ~~((in consultation with the Washington state economic development commission))~~ develop the relative weight to be assigned to the following criteria:

(i) The project's potential to enhance the sponsoring local government's regional and/or international competitiveness;

(ii) The project's ability to encourage mixed use and transit-oriented development and the redevelopment of a geographic area;

(iii) Achieving an overall distribution of projects statewide that reflect geographic diversity;

(iv) The estimated wages and benefits for the project is greater than the average labor market area;

(v) The estimated state and local net employment change over the life of the project;

(vi) The current economic health and vitality of the proposed revenue development area and the contiguous community and the estimated impact of the proposed project on the proposed revenue development area and contiguous community;

(vii) The estimated state and local net property tax change over the life of the project;

(viii) The estimated state and local sales and use tax increase over the life of the project;

(ix) An analysis that shows that, over the life of the project, neither the local excise tax allocation revenues nor the local property tax allocation revenues will constitute more than eighty percent of the total local funds as described in RCW 39.102.020~~((29)(e))~~ (29)(b); and

(x) If a project is located within an urban growth area, evidence that the project utilizes existing urban infrastructure and that the transportation needs of the project will be adequately met through the use of local infrastructure financing or other sources.

(e)(i) Except as provided in this subsection (4)(e), the board may not approve the use of local infrastructure financing within more than one revenue development area per county.

(ii) In a county in which the board has approved the use of local infrastructure financing, the use of such financing in additional revenue development areas may be approved, subject to the following conditions:

(A) The sponsoring local government is located in more than one county; and

(B) The sponsoring local government designates a revenue development area that comprises portions of a county within which the use of local infrastructure financing has not yet been approved.

(iii) In a county where the local infrastructure financing tool is authorized under RCW 39.102.050, the board may approve additional use of the local infrastructure financing tool.

(5) Once the board has approved the sponsoring local government, and any cosponsoring local governments, to use local infrastructure financing, notification must be sent by the board to the sponsoring local government, and any cosponsoring local governments, authorizing the sponsoring local government, and any cosponsoring local governments, to impose the local sales and use tax authorized under RCW 82.14.475, subject to the conditions in RCW 82.14.475.

Sec. 106. RCW 43.84.092 and 2013 2nd sp.s. c 23 s 24 and 2013 2nd sp.s. c 11 s 15 are each reenacted and amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement act. The office of financial management may direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection. Refunds or allocations shall occur prior to the distributions of earnings set forth in subsection (4) of this section.

(3) Except for the provisions of RCW 43.84.160, the treasury income account may be utilized for the payment of purchased banking services on behalf of treasury funds including, but not limited to, depository, safekeeping, and disbursement functions for the state treasury and affected state agencies. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for payments to financial institutions. Payments shall occur prior to distribution of earnings set forth in subsection (4) of this section.

(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account. The state treasurer shall credit the general fund with all the earnings credited to the treasury income account except:

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's average daily balance for the period: The aeronautics account, the aircraft search and rescue account, the Alaskan Way viaduct replacement project account, the brownfield redevelopment trust fund account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the

Cedar River channel construction and operation account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the cleanup settlement account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the common school construction fund, the county arterial preservation account, the county criminal justice assistance account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community trust account, the drinking water assistance account, the drinking water assistance administrative account, the drinking water assistance repayment account, the Eastern Washington University capital projects account, the Interstate 405 express toll lanes operations account, the education construction fund, the education legacy trust account, the election account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the federal forest revolving account, the ferry bond retirement fund, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the public health services account, the high capacity transportation account, the state higher education construction account, the higher education construction account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, the high occupancy toll lanes operations account, the hospital safety net assessment fund, the industrial insurance premium refund account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the mobile home park relocation fund, the motor vehicle fund, the motorcycle safety education account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the natural resources deposit account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account beginning July 1, 2004, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state employees' insurance account, the state employees' insurance reserve account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state route number 520 civil penalties account, the state route number 520 corridor account, the state wildlife account, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco prevention and control account, the tobacco settlement account, the toll facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the transportation fund, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tuition recovery trust fund, the

University of Washington bond retirement fund, the University of Washington building account, the volunteer firefighters' and reserve officers' relief and pension principal fund, the volunteer firefighters' and reserve officers' administrative fund, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2 retirement account, the Washington public safety employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, ~~((the Washington state economic development commission account,))~~ the Washington state health insurance pool account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account. Earnings derived from investing balances of the agricultural permanent fund, the normal school permanent fund, the permanent common school fund, the scientific permanent fund, the state university permanent fund, and the state reclamation revolving account shall be allocated to their respective beneficiary accounts.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

Sec. 107. RCW 43.84.092 and 2013 2nd sp.s. c 23 s 25 and 2013 2nd sp.s. c 11 s 16 are each reenacted and amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement act. The office of financial management may direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection. Refunds or allocations shall occur prior to the distributions of earnings set forth in subsection (4) of this section.

(3) Except for the provisions of RCW 43.84.160, the treasury income account may be utilized for the payment of purchased banking services on behalf of treasury funds including, but not limited to, depository, safekeeping, and disbursement functions for the state treasury and affected state agencies. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for payments to financial institutions. Payments shall occur prior to distribution of earnings set forth in subsection (4) of this section.

(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account. The state treasurer shall credit the general fund with all the earnings credited to the treasury income account except:

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's average daily balance for the period: The aeronautics account, the aircraft search and rescue account, the Alaskan Way viaduct replacement project account, the brownfield redevelopment trust fund account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Cedar River channel construction and operation account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the cleanup settlement account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the Columbia river crossing project account, the common school construction fund, the county arterial preservation account, the county criminal justice assistance account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community trust account, the drinking water assistance account, the drinking water assistance administrative account, the drinking water assistance repayment account, the Eastern Washington University capital projects account, the Interstate 405 express toll lanes operations account, the education construction fund, the education legacy trust account, the election account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the federal forest revolving account, the ferry bond retirement fund, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the public health services account, the high capacity transportation account, the state higher education construction account, the higher education construction account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, the high occupancy toll lanes operations account, the hospital safety net assessment fund, the industrial insurance premium refund account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the mobile home park relocation fund, the motor vehicle fund, the motorcycle safety education account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the natural resources deposit account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account beginning July 1, 2004, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state employees' insurance account, the state employees' insurance reserve account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state route number 520 civil penalties account, the state route number 520 corridor account, the state wildlife account, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco

prevention and control account, the tobacco settlement account, the toll facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the transportation fund, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tuition recovery trust fund, the University of Washington bond retirement fund, the University of Washington building account, the volunteer firefighters' and reserve officers' relief and pension principal fund, the volunteer firefighters' and reserve officers' administrative fund, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2 retirement account, the Washington public safety employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, ~~((the Washington state economic development commission account,))~~ the Washington state health insurance pool account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account. Earnings derived from investing balances of the agricultural permanent fund, the normal school permanent fund, the permanent common school fund, the scientific permanent fund, the state university permanent fund, and the state reclamation revolving account shall be allocated to their respective beneficiary accounts.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

Sec. 108. RCW 43.160.060 and 2012 c 196 s 10 are each amended to read as follows:

(1) The board is authorized to make direct loans to political subdivisions of the state and to federally recognized Indian tribes for the purposes of assisting the political subdivisions and federally recognized Indian tribes in financing the cost of public facilities, including development of land and improvements for public facilities, project-specific environmental, capital facilities, land use, permitting, feasibility, and marketing studies and plans; project design, site planning, and analysis; project debt and revenue impact analysis; as well as the construction, rehabilitation, alteration, expansion, or improvement of the facilities. A grant may also be authorized for purposes designated in this chapter, but only when, and to the extent that, a loan is not reasonably possible, given the limited resources of the political subdivision or the federally recognized Indian tribe and the finding by the board that financial circumstances require grant assistance to enable the project to move forward. However, no more than twenty-five percent of all financial assistance approved by the board in any biennium may consist of grants to political subdivisions and federally recognized Indian tribes.

(2) Application for funds must be made in the form and manner as the board may prescribe. In making grants or loans the board must conform to the following requirements:

(a) The board may not provide financial assistance:

(i) For a project the primary purpose of which is to facilitate or promote a retail shopping development or expansion.

(ii) For any project that evidence exists would result in a development or expansion that would displace existing jobs in any other community in the state.

(iii) For a project the primary purpose of which is to facilitate or promote gambling.

(iv) For a project located outside the jurisdiction of the applicant political subdivision or federally recognized Indian tribe.

(b) The board may only provide financial assistance:

(i) For a project demonstrating convincing evidence that a specific private development or expansion is ready to occur and will occur only if the public facility improvement is made that:

(A) Results in the creation of significant private sector jobs or significant private sector capital investment as determined by the board ~~((and is consistent with the state comprehensive economic development plan developed by the Washington economic development commission pursuant to chapter 43.162 RCW, once the plan is adopted));~~ and

(B) Will improve the opportunities for the successful maintenance, establishment, or expansion of industrial or commercial plants or will otherwise assist in the creation or retention of long-term economic opportunities;

(ii) For a project that cannot meet the requirement of (b)(i) of this subsection but is a project that:

(A) Results in the creation of significant private sector jobs or significant private sector capital investment as determined by the board ~~((and is consistent with the state comprehensive economic development plan developed by the Washington economic development commission pursuant to chapter 43.162 RCW, once the plan is adopted));~~

(B) Is part of a local economic development plan consistent with applicable state planning requirements;

(C) Can demonstrate project feasibility using standard economic principles; and

(D) Is located in a rural community as defined by the board, or a rural county;

(iii) For site-specific plans, studies, and analyses that address environmental impacts, capital facilities, land use, permitting, feasibility, marketing, project engineering, design, site planning, and project debt and revenue impacts, as grants not to exceed fifty thousand dollars.

(c) The board must develop guidelines for local participation and allowable match and activities.

(d) An application must demonstrate local match and local participation, in accordance with guidelines developed by the board.

(e) An application must be approved by the political subdivision and supported by the local associate development organization or local workforce development council or approved by the governing body of the federally recognized Indian tribe.

(f) The board may allow de minimis general system improvements to be funded if they are critically linked to the viability of the project.

(g) An application must demonstrate convincing evidence that the median hourly wage of the private sector jobs created after the project is completed will exceed the countywide median hourly wage.

(h) The board must prioritize each proposed project according to:

(i) The relative benefits provided to the community by the jobs the project would create, not just the total number of jobs it would create after the project is completed, but also giving consideration to the unemployment rate in the area in which the jobs would be located;

(ii) The rate of return of the state's investment, including, but not limited to, the leveraging of private sector investment, anticipated job creation and retention, and expected increases in state and local tax revenues associated with the project;

(iii) Whether the proposed project offers a health insurance plan for employees that includes an option for dependents of employees;

(iv) Whether the public facility investment will increase existing capacity necessary to accommodate projected population and

employment growth in a manner that supports infill and redevelopment of existing urban or industrial areas that are served by adequate public facilities. Projects should maximize the use of existing infrastructure and provide for adequate funding of necessary transportation improvements;

(v) Whether the applicant's permitting process has been certified as streamlined by the office of regulatory assistance; and

(vi) Whether the applicant has developed and adhered to guidelines regarding its permitting process for those applying for development permits consistent with section 1(2), chapter 231, Laws of 2007.

(i) A responsible official of the political subdivision or the federally recognized Indian tribe must be present during board deliberations and provide information that the board requests.

(3) Before any financial assistance application is approved, the political subdivision or the federally recognized Indian tribe seeking the assistance must demonstrate to the community economic revitalization board that no other timely source of funding is available to it at costs reasonably similar to financing available from the community economic revitalization board.

Sec. 109. RCW 43.160.900 and 2008 c 327 s 9 are each amended to read as follows:

(1) The community economic revitalization board shall conduct biennial outcome-based evaluations of the financial assistance provided under this chapter. The evaluations shall include information on the number of applications for community economic revitalization board assistance; the number and types of projects approved; the grant or loan amount awarded each project; the projected number of jobs created or retained by each project; the actual number and cost of jobs created or retained by each project; the wages and health benefits associated with the jobs; the amount of state funds and total capital invested in projects; the number and types of businesses assisted by funded projects; the location of funded projects; the transportation infrastructure available for completed projects; the local match and local participation obtained; the number of delinquent loans; and the number of project terminations. The evaluations may also include additional performance measures and recommendations for programmatic changes.

~~(2)((a) By September 1st of each even numbered year, the board shall forward its draft evaluation to the Washington state economic development commission for review and comment, as required in section 10 of this act. The board shall provide any additional information as may be requested by the commission for the purpose of its review.~~

~~—(b) Any written comments or recommendations provided by the commission as a result of its review shall be included in the board's completed evaluation.)~~ The evaluation must be presented to the governor and appropriate committees of the legislature by December 31st of each even-numbered year. The initial evaluation must be submitted by December 31, 2010.

Sec. 110. RCW 43.330.050 and 2005 c 136 s 12 are each amended to read as follows:

The department shall be responsible for promoting community and economic development within the state by assisting the state's communities to increase the quality of life of their citizens and their economic vitality, and by assisting the state's businesses to maintain and increase their economic competitiveness, while maintaining a healthy environment. Community and economic development efforts shall include: Efforts to increase economic opportunity; local planning to manage growth; the promotion and provision of affordable housing and housing-related services; providing public infrastructure; business and trade development; assisting firms and industrial sectors to increase their competitiveness; fostering the development of minority and women- owned businesses; facilitating technology development, transfer, and diffusion; community services and advocacy for low-income persons; and public safety efforts. The department shall have the following general functions and responsibilities:

(1) Provide advisory assistance to the governor, other state agencies, and the legislature on community and economic development matters and issues;

(2) Assist the governor in coordinating the activities of state agencies that have an impact on local government and communities;

(3) Cooperate with ~~((the Washington state economic development commission,))~~ the legislature~~(s))~~ and the governor in the development and implementation of strategic plans for the state's community and economic development efforts;

(4) Solicit private and federal grants for economic and community development programs and administer such programs in conjunction with other programs assigned to the department by the governor or the legislature;

(5) Cooperate with and provide technical and financial assistance to local governments, businesses, and community-based organizations serving the communities of the state for the purpose of aiding and encouraging orderly, productive, and coordinated development of the state, and, unless stipulated otherwise, give additional consideration to local communities and individuals with the greatest relative need and the fewest resources;

(6) Participate with other states or subdivisions thereof in interstate programs and assist cities, counties, municipal corporations, governmental conferences or councils, and regional planning commissions to participate with other states and provinces or their subdivisions;

(7) Hold public hearings and meetings to carry out the purposes of this chapter;

(8) Conduct research and analysis in furtherance of the state's economic and community development efforts including maintenance of current information on market, demographic, and economic trends as they affect different industrial sectors, geographic regions, and communities with special economic and social problems in the state; and

(9) Develop a schedule of fees for services where appropriate.

Sec. 111. RCW 43.330.080 and 2012 c 195 s 1 are each amended to read as follows:

(1)(a) The department must contract with county-designated associate development organizations to increase the support for and coordination of community and economic development services in communities or regional areas. The contracting organizations in each community or regional area must:

(i) Be broadly representative of community and economic interests;

(ii) Be capable of identifying key economic and community development problems, developing appropriate solutions, and mobilizing broad support for recommended initiatives;

(iii) Work closely with the department to carry out state-identified economic development priorities;

(iv) Work with and include local governments, local chambers of commerce, workforce development councils, port districts, labor groups, institutions of higher education, community action programs, and other appropriate private, public, or nonprofit community and economic development groups; and

(v) Meet and share best practices with other associate development organizations at least two times each year.

(b) The scope of services delivered under the contracts required in (a) of this subsection must include two broad areas of work:

(i) Direct assistance, including business planning, to companies throughout the county who need support to stay in business, expand, or relocate to Washington from out of state or other countries. Assistance must comply with business recruitment and retention protocols established in RCW 43.330.062, and includes:

(A) Working with the appropriate partners throughout the county including, but not limited to, local governments, workforce development councils, port districts, community and technical colleges and higher education institutions, export assistance providers, impact

Washington, the Washington state quality award council, small business assistance programs, innovation partnership zones, and other federal, state, and local programs to facilitate the alignment of planning efforts and the seamless delivery of business support services within the entire county;

(B) Providing information on state and local permitting processes, tax issues, export assistance, and other essential information for operating, expanding, or locating a business in Washington;

(C) Marketing Washington and local areas as excellent locations to expand or relocate a business and positioning Washington as a globally competitive place to grow business, which may include developing and executing regional plans to attract companies from out of state;

(D) Working with businesses on site location and selection assistance;

(E) Providing business retention and expansion services throughout the county. Such services must include, but are not limited to, business outreach and monitoring efforts to identify and address challenges and opportunities faced by businesses, assistance to trade impacted businesses in applying for grants from the federal trade adjustment assistance for firms program, and the provision of information to businesses on:

(I) Resources available for microenterprise development;

(II) Resources available on the revitalization of commercial districts; and

(III) The opportunity to maintain jobs through shared work programs authorized under chapter 50.60 RCW;

(F) Participating in economic development system-wide discussions regarding gaps in business start-up assistance in Washington;

(G) Providing or facilitating the provision of export assistance through workshops or one-on-one assistance; and

(H) Using a web-based information system to track data on business recruitment, retention, expansion, and trade; and

(ii) Support for regional economic research and regional planning efforts to implement target industry sector strategies and other economic development strategies, including cluster-based strategies. Research and planning efforts should support increased living standards and increased foreign direct investment, and be aligned with the statewide economic development strategy. Regional associate development organizations retain their independence to address local concerns and goals. Activities include:

(A) Participating in regional planning efforts with workforce development councils involving coordinated strategies around workforce development and economic development policies and programs. Coordinated planning efforts must include, but not be limited to, assistance to industry clusters in the region;

(B) Participating with the state board for community and technical colleges as created in RCW 28B.50.050, and any community and technical colleges in the coordination of the job skills training program and the customized training program within its region;

(C) Collecting and reporting data as specified by the contract with the department for statewide systemic analysis. ~~((The department must consult with the Washington state economic development commission in the establishment of such uniform data as is needed to conduct a statewide systemic analysis of the state's economic development programs and expenditures.))~~ In cooperation with other local, regional, and state planning efforts, contracting organizations may provide insight into the needs of target industry clusters, business expansion plans, early detection of potential relocations or layoffs, training needs, and other appropriate economic information;

(D) In conjunction with other governmental jurisdictions and institutions, ~~((participate—[participating]))~~ participating in the development of a countywide economic development plan~~(s consistent with the state comprehensive plan for economic~~

~~development developed by the Washington state economic development commission).~~

(2) The department must provide business services training to the contracting organizations, including but not limited to:

(a) Training in the fundamentals of export assistance and the services available from private and public export assistance providers in the state; and

(b) Training in the provision of business retention and expansion services as required by subsection (1)(b)(i)(E) of this section.

Sec. 112. RCW 43.330.082 and 2012 c 195 s 2 are each amended to read as follows:

(1)(a) Contracting associate development organizations must provide the department with measures of their performance and a summary of best practices shared and implemented by the contracting organizations. Annual reports must include the following information to show the contracting organization's impact on employment and overall changes in employment: Current employment and economic information for the community or regional area produced by the employment security department; the net change from the previous year's employment and economic information using data produced by the employment security department; other relevant information on the community or regional area; the amount of funds received by the contracting organization through its contract with the department; the amount of funds received by the contracting organization(s) through all sources; and the contracting organization's impact on employment through all funding sources. Annual reports may include the impact of the contracting organization on wages, exports, tax revenue, small business creation, foreign direct investment, business relocations, expansions, terminations, and capital investment. Data must be input into a common web-based business information system managed by the department. Specific measures, data standards, and data definitions must be developed in the contracting process between the department(~~(, the economic development commission,)~~) and the contracting organization every two years. Except as provided in (b) of this subsection, performance measures should be consistent across regions to allow for statewide evaluation.

(b) In addition to the measures required in (a) of this subsection, contracting associate development organizations in counties with a population greater than one million five hundred thousand persons must include the following measures in reports to the department:

(i) The number of small businesses that received retention and expansion services, and the outcome of those services;

(ii) The number of businesses located outside of the boundaries of the largest city within the contracting associate development organization's region that received recruitment, retention, and expansion services, and the outcome of those services.

(2)(a) The department and contracting associate development organizations must agree upon specific target levels for the performance measures in subsection (1) of this section. Comparison of agreed thresholds and actual performance must occur annually.

(b) Contracting organizations that fail to achieve the agreed performance targets in more than one-half of the agreed measures must develop remediation plans to address performance gaps. The remediation plans must include revised performance thresholds specifically chosen to provide evidence of progress in making the identified service changes.

(c) Contracts and state funding must be terminated for one year for organizations that fail to achieve the agreed upon progress toward improved performance defined under (b) of this subsection. During the year in which termination for nonperformance is in effect, organizations must review alternative delivery strategies to include reorganization of the contracting organization, merging of previous efforts with existing regional partners, and other specific steps toward improved performance. At the end of the period of termination, the department may contract with the associate development organization or its successor as it deems appropriate.

(3) The department must submit (~~a preliminary report to the Washington economic development commission by September 1st of each even-numbered year, and~~) a final report to the legislature (~~and the Washington economic development commission~~) by December 31st of each even-numbered year on the performance results of the contracts with associate development organizations.

~~((4) Contracting associate development organizations must provide the Washington state economic development commission with information to be used in the comprehensive statewide economic development strategy and progress report due under RCW 43.162.020, by the date determined by the commission.))~~

Sec. 113. RCW 43.330.090 and 2012 c 198 s 3 are each amended to read as follows:

(1) The department shall work with private sector organizations, industry and sector associations, federal agencies, state agencies that use a sector-based approach to service delivery, local governments, local associate development organizations, and higher education and training institutions in the development of industry sector-based strategies to diversify the economy, facilitate technology transfer and diffusion, and increase value-added production. The industry sectors targeted by the department may include, but are not limited to, aerospace, agriculture, food processing, forest products, marine services, health and biomedical, software, digital and interactive media, transportation and distribution, and microelectronics. The department shall, on a continuing basis, evaluate the potential return to the state from devoting additional resources to an industry sector-based approach to economic development and identifying and assisting additional sectors.

(2) The department's sector-based strategies shall include, but not be limited to, cluster-based strategies that focus on assisting regional industry sectors and related firms and institutions that meet the definition of an industry cluster in this section and based on criteria identified by the working group established in this chapter.

(3)(a) The department shall promote, market, and encourage growth in the production of films and videos, as well as television commercials within the state; to this end the department is directed to assist in the location of a film and video production studio within the state.

(b) The department may, in carrying out its efforts to encourage film and video production in the state, solicit and receive gifts, grants, funds, fees, and endowments, in trust or otherwise, from tribal, local, or other governmental entities, as well as private sources, and may expend the same or any income therefrom for the encouragement of film and video production. All revenue received for such purposes shall be deposited into the general fund.

(4) In assisting in the development of regional and statewide industry cluster-based strategies, the department's activities shall include, but are not limited to:

(a) Facilitating regional focus group discussions and conducting studies to identify industry clusters, appraise the current information linkages within a cluster, and identify issues of common concern within a cluster;

(b) Supporting industry and cluster associations, publications of association and cluster directories, and related efforts to create or expand the activities of industry and cluster associations;

(c) Administering a competitive grant program to fund economic development activities designed to further regional cluster growth. In administering the program, the department shall work with (~~the economic development commission,)~~ the workforce training and education coordinating board, the state board for community and technical colleges, the employment security department, business, and labor.

(i) The department shall seek recommendations on criteria for evaluating applications for grant funds and recommend applicants for receipt of grant funds. Criteria shall include not duplicating the purpose or efforts of industry skill panels.

(ii) Applicants must include organizations from at least two counties and participants from the local business community. Eligible organizations include, but are not limited to, local governments, economic development councils, chambers of commerce, federally recognized Indian tribes, workforce development councils, and educational institutions.

(iii) Applications must evidence financial participation of the partner organizations.

(iv) Eligible activities include the formation of cluster economic development partnerships, research and analysis of economic development needs of the cluster, the development of a plan to meet the economic development needs of the cluster, and activities to implement the plan.

(v) Priority shall be given to applicants that complement industry skill panels and will use the grant funds to build linkages and joint projects.

(vi) The maximum amount of a grant is one hundred thousand dollars.

(vii) A maximum of one hundred thousand dollars total can go to King, Pierce, Kitsap, and Snohomish counties combined.

(viii) No more than ten percent of funds received for the grant program may be used by the department for administrative costs.

(5) As used in this chapter, "industry cluster" means a geographic concentration of interconnected companies in a single industry, related businesses in other industries, including suppliers and customers, and associated institutions, including government and education.

Sec. 114. RCW 43.330.250 and 2013 2nd sp.s. c 24 s 1 are each amended to read as follows:

(1) The economic development strategic reserve account is created in the state treasury to be used only for the purposes of this section.

(2) Only the governor, with the recommendation of the director of the department of commerce (~~and the economic development commission~~), may authorize expenditures from the account.

(3) (~~Expenditures from the account shall be made in an amount sufficient to fund a minimum of one staff position for the economic development commission and to cover any other operational costs of the commission.~~)

(~~4~~) During the 2009-2011 and 2011-2013 fiscal biennia, moneys in the account may also be transferred into the state general fund.

(~~5~~) (4) Expenditures from the account may be made to prevent closure of a business or facility, to prevent relocation of a business or facility in the state to a location outside the state, or to recruit a business or facility to the state. Expenditures may be authorized for:

(a) Workforce development;

(b) Public infrastructure needed to support or sustain the operations of the business or facility;

(c) Other lawfully provided assistance, including, but not limited to, technical assistance, environmental analysis, relocation assistance, and planning assistance. Funding may be provided for such assistance only when it is in the public interest and may only be provided under a contractual arrangement ensuring that the state will receive appropriate consideration, such as an assurance of job creation or retention; and

(d) The joint center for aerospace technology innovation.

(~~6~~) (5) The funds shall not be expended from the account unless:

(a) The circumstances are such that time does not permit the director of the department of commerce or the business or facility to secure funding from other state sources;

(b) The business or facility produces or will produce significant long-term economic benefits to the state, a region of the state, or a particular community in the state;

(c) The business or facility does not require continuing state support;

(d) The expenditure will result in new jobs, job retention, or higher incomes for citizens of the state;

(e) The expenditure will not supplant private investment; and

(f) The expenditure is accompanied by private investment.

(~~7~~) (6) No more than three million dollars per year may be expended from the account for the purpose of assisting an individual business or facility pursuant to the authority specified in this section.

(~~8~~) (7) If the account balance in the strategic reserve account exceeds fifteen million dollars at any time, the amount in excess of fifteen million dollars shall be transferred to the education construction account.

Sec. 115. RCW 43.330.270 and 2012 c 225 s 1 are each amended to read as follows:

(1) The department must design and implement an innovation partnership zone program through which the state will encourage and support research institutions, workforce training organizations, and globally competitive companies to work cooperatively in close geographic proximity to create commercially viable products and jobs.

(2) The director must designate innovation partnership zones on the basis of the following criteria:

(a) Innovation partnership zones must have three types of institutions operating within their boundaries, or show evidence of planning and local partnerships that will lead to dense concentrations of these institutions:

(i) Research capacity in the form of a university or community college fostering commercially valuable research, nonprofit institutions creating commercially applicable innovations, or a national laboratory;

(ii) An industry cluster as defined in RCW 43.330.090. The cluster must include a dense proximity of globally competitive firms in a research-based industry or industries or individual firms with innovation strategies linked to (a)(i) of this subsection. A globally competitive firm may be signified through international organization for standardization 9000 or 1400 certification, or evidence of sales in international markets; and

(iii) Training capacity either within the zone or readily accessible to the zone. The training capacity requirement may be met by the same institution as the research capacity requirement, to the extent both are associated with an educational institution in the proposed zone.

(b) The support of a local jurisdiction, a research institution, an educational institution, an industry or cluster association, a workforce development council, and an associate development organization, port, or chamber of commerce;

(c) Identifiable boundaries for the zone within which the applicant will concentrate efforts to connect innovative researchers, entrepreneurs, investors, industry associations or clusters, and training providers. The geographic area defined should lend itself to a distinct identity and have the capacity to accommodate firm growth;

(d) The innovation partnership zone administrator must be an economic development council, port, workforce development council, city, or county.

(3) With respect solely to the research capacity required in subsection (2)(a)(i) of this section, the director may waive the requirement that the research institution be located within the zone. To be considered for such a waiver, an applicant must provide a specific plan that demonstrates the research institution's unique qualifications and suitability for the zone, and the types of jointly executed activities that will be used to ensure ongoing, face-to-face interaction and research collaboration among the zone's partners.

(4) On October 1st of each odd-numbered year, the director must designate innovation partnership zones on the basis of applications that meet the legislative criteria, estimated economic impact of the zone, evidence of forward planning for the zone, and other criteria as developed by the department (~~(in consultation with the Washington state economic development commission)~~). Estimated economic impact must include evidence of anticipated private investment, job creation, innovation, and commercialization. The director must require evidence that zone applicants will promote commercialization, innovation, and collaboration among zone residents.

(5) Innovation partnership zones are eligible for funds and other resources as provided by the legislature or at the discretion of the governor.

(6) If the innovation partnership zone meets the other requirements of the fund sources, then the zone is eligible for the following funds relating to:

- (a) The local infrastructure financing tools program;
- (b) The sales and use tax for public facilities in rural counties;
- (c) Job skills;
- (d) Local improvement districts; and
- (e) Community economic revitalization board projects under chapter 43.160 RCW.

(7) An innovation partnership zone must be designated as a zone for a four-year period. At the end of the four-year period, the zone must reapply for the designation through the department.

(8) If the director finds that an applicant does not meet all of the statutory criteria or additional criteria recommended by the department ((in consultation with the Washington state economic development commission)) to be designated as an innovation partnership zone, the department must:

- (a) Identify the deficiencies in the proposal and recommended steps for the applicant to take to strengthen the proposal;
- (b) Provide the applicant with the opportunity to appeal the decision to the director; and
- (c) Allow the applicant to reapply for innovation partnership designation on October 1st of the following calendar year or during any subsequent application cycle.

(9) If the director finds at any time after the initial year of designation that an innovation partnership zone is failing to meet the performance standards required in its contract with the department, the director may withdraw such designation and cease state funding of the zone.

(10) The department must convene annual information sharing events for innovation partnership zone administrators and other interested parties.

(11) An innovation partnership zone must annually provide performance measures as required by the director, including but not limited to private investment measures, job creation measures, and measures of innovation such as licensing of ideas in research institutions, patents, or other recognized measures of innovation.

(12) The department must compile a biennial report on the innovation partnership zone program by December 1st of every even-numbered year. The report must provide information for each zone on its: Objectives; funding, tax incentives, and other support obtained from public sector sources; major activities; partnerships; performance measures; and outcomes achieved since the inception of the zone or since the previous biennial report. ((The Washington state economic development commission must review the department's draft report and make recommendations on ways to increase the effectiveness of individual zones and the program overall.)) The department must submit the report((-including the commission's recommendations,)) to the governor and legislature beginning December 1, 2010.

Sec. 116. RCW 43.330.280 and 2012 c 229 s 708 are each amended to read as follows:

- (1) The ((Washington state economic development commission)) department shall((-with the advice of an innovation partnership advisory group selected by the commission: (a) Provide information and advice to the department of commerce to assist in the implementation of the innovation partnership zone program, including criteria to be used in the selection of grant applicants for funding; —(b)) document clusters of companies throughout the state that have comparative competitive advantage or the potential for comparative competitive advantage, using the process and criteria for identifying strategic clusters developed by the working group specified in subsection (2) of this section(;- (c) Conduct an innovation opportunity analysis to identify (i) the

~~strongest current intellectual assets and research teams in the state focused on emerging technologies and their commercialization, and (ii) faculty and researchers that could increase their focus on commercialization of technology if provided the appropriate technical assistance and resources;~~

~~(d) Based on its findings and analysis, and in conjunction with the research institutions;~~

~~(i) Develop a plan to build on existing and develop new, intellectual assets and innovation research teams in the state in research areas where there is a high potential to commercialize technologies. The commission shall present the plan to the governor and legislature by December 31, 2009. The publicly funded research institutions in the state shall be responsible for implementing the plan. The plan shall address the following elements and such other elements as the commission deems important:~~

~~(A) Specific mechanisms to support, enhance, or develop innovation research teams and strengthen their research and commercialization capacity in areas identified as useful to strategic clusters and innovative firms in the state;~~

~~(B) Identification of the funding necessary for laboratory infrastructure needed to house innovation research teams;~~

~~(C) Specification of the most promising research areas meriting enhanced resources and recruitment of significant entrepreneurial researchers to join or lead innovation research teams;~~

~~(D) The most productive approaches to take in the recruitment, in the identified promising research areas, of a minimum of ten significant entrepreneurial researchers over the next ten years to join or lead innovation research teams;~~

~~(E) Steps to take in solicitation of private sector support for the recruitment of entrepreneurial researchers and the commercialization activity of innovation research teams; and~~

~~(F) Mechanisms for ensuring the location of innovation research teams in innovation partnership zones;~~

~~(ii) Provide direction for the development of comprehensive entrepreneurial assistance programs at research institutions. The programs may involve multidisciplinary students, faculty, entrepreneurial researchers, entrepreneurs, and investors in building business models and evolving business plans around innovative ideas. The programs may provide technical assistance and the support of an entrepreneur in residence to innovation research teams and offer entrepreneurial training to faculty, researchers, undergraduates, and graduate students. Curriculum leading to a certificate in entrepreneurship may also be offered;~~

~~(e) Develop performance measures to be used in evaluating the performance of innovation research teams, the implementation of the plan and programs under (d)(i) and (ii) of this subsection, and the performance of innovation partnership zone grant recipients, including but not limited to private investment measures, business initiation measures, job creation measures, and measures of innovation such as licensing of ideas in research institutions, patents, or other recognized measures of innovation. The performance measures developed shall be consistent with the economic development commission's comprehensive plan for economic development and its standards and metrics for program evaluation. The commission shall report to the legislature and the governor by June 30, 2009, on the measures developed;~~

~~(f) Using the performance measures developed, perform a biennial assessment and report, the first of which shall be due December 31, 2012, on:~~

~~(i) Commercialization of technologies developed at state universities, found at other research institutions in the state, and facilitated with public assistance at existing companies;~~

~~(ii) Outcomes of the funding of innovation research teams and recruitment of significant entrepreneurial researchers;~~

~~(iii) Comparison with other states of Washington's outcomes from the innovation research teams and efforts to recruit significant~~

~~entrepreneurial researchers; and~~
~~(iv) Outcomes of the grants for innovation partnership zones. The report shall include recommendations for modifications of chapter 227, Laws of 2007 and of state commercialization efforts that would enhance the state's economic competitiveness).~~

(2) The ~~((economic development commission))~~ department and the workforce training and education coordinating board shall jointly convene a working group to:

(a) Specify the process and criteria for identification of substate geographic concentrations of firms or employment in an industry and the industry's customers, suppliers, supporting businesses, and institutions, which process will include the use of labor market information from the employment security department and local labor markets; and

(b) Establish criteria for identifying strategic clusters which are important to economic prosperity in the state, considering cluster size, growth rate, and wage levels among other factors.

Sec. 117. RCW 43.330.310 and 2012 c 229 s 590 and 2012 c 198 s 12 are each reenacted and amended to read as follows:

(1) The legislature establishes a comprehensive green economy jobs growth initiative based on the goal of, by 2020, increasing the number of green economy jobs to twenty-five thousand from the eight thousand four hundred green economy jobs the state had in 2004.

(2) The department, in consultation with the employment security department, the state workforce training and education coordinating board, and the state board for community and technical colleges, shall develop a defined list of terms, consistent with current workforce and economic development terms, associated with green economy industries and jobs.

(3)(a) The employment security department, in consultation with the department, the state workforce training and education coordinating board, the state board for community and technical colleges, Washington State University small business development center, and the Washington State University extension energy program, shall conduct labor market research to analyze the current labor market and projected job growth in the green economy, the current and projected recruitment and skill requirement of green economy industry employers, the wage and benefits ranges of jobs within green economy industries, and the education and training requirements of entry-level and incumbent workers in those industries.

(i) The employment security department shall conduct an analysis of occupations in the forest products industry to: (A) Determine key growth factors and employment projections in the industry; and (B) define the education and skill standards required for current and emerging green occupations in the industry.

(ii) The term "forest products industry" must be given a broad interpretation when implementing (a)(i) of this subsection and includes, but is not limited to, businesses that grow, manage, harvest, transport, and process forest, wood, and paper products.

(b) The University of Washington business and economic development center shall: Analyze the current opportunities for and participation in the green economy by minority and women-owned business enterprises in Washington; identify existing barriers to their successful participation in the green economy; and develop strategies with specific policy recommendations to improve their successful participation in the green economy. The research may be informed by the research of the Puget Sound regional council prosperity partnership, as well as other entities. The University of Washington business and economic development center shall report to the appropriate committees of the house of representatives and the senate on their research, analysis, and recommendations by December 1, 2008.

(4) Based on the findings from subsection (3) of this section, the employment security department, in consultation with the department and taking into account the requirements and goals of chapter 14, Laws of 2008 and other state clean energy and energy efficiency policies, shall propose which industries will be considered high-demand green

industries, based on current and projected job creation and their strategic importance to the development of the state's green economy. The employment security department and the department shall take into account which jobs within green economy industries will be considered high-wage occupations and occupations that are part of career pathways to the same, based on family-sustaining wage and benefits ranges. These designations, and the results of the employment security department's broader labor market research, shall inform the planning and strategic direction of the department, the state workforce training and education coordinating board, and the state board for community and technical colleges.

(5) The department shall identify emerging technologies and innovations that are likely to contribute to advancements in the green economy, including the activities in designated innovation partnership zones established in RCW 43.330.270.

(6) The department ~~((consistent with the priorities established by the state economic development commission,))~~ shall:

(a) Develop targeting criteria for existing investments, and make recommendations for new or expanded financial incentives and comprehensive strategies, to recruit, retain, and expand green economy industries and small businesses; and

(b) Make recommendations for new or expanded financial incentives and comprehensive strategies to stimulate research and development of green technology and innovation, including designating innovation partnership zones linked to the green economy.

(7) For the purposes of this section, "target populations" means (a) entry-level or incumbent workers in high-demand green industries who are in, or are preparing for, high-wage occupations; (b) dislocated workers in declining industries who may be retrained for high-wage occupations in high-demand green industries; (c) dislocated agriculture, timber, or energy sector workers who may be retrained for high-wage occupations in high-demand green industries; (d) eligible veterans or national guard members; (e) disadvantaged populations; or (f) anyone eligible to participate in the state opportunity grant program under RCW 28B.50.271.

(8) The legislature directs the state workforce training and education coordinating board to create and pilot green industry skill panels. These panels shall consist of business representatives from: Green industry sectors, including but not limited to forest product companies, companies engaged in energy efficiency and renewable energy production, companies engaged in pollution prevention, reduction, and mitigation, and companies engaged in green building work and green transportation; labor unions representing workers in those industries or labor affiliates administering state-approved, joint apprenticeship programs or labor-management partnership programs that train workers for these industries; state and local veterans agencies; employer associations; educational institutions; and local workforce development councils within the region that the panels propose to operate; and other key stakeholders as determined by the applicant. Any of these stakeholder organizations are eligible to receive grants under this section and serve as the intermediary that convenes and leads the panel. Panel applicants must provide labor market and industry analysis that demonstrates high demand, or demand of strategic importance to the development of the state's clean energy economy as identified in this section, for high-wage occupations, or occupations that are part of career pathways to the same, within the relevant industry sector. The panel shall:

(a) Conduct labor market and industry analyses, in consultation with the employment security department, and drawing on the findings of its research when available;

(b) Plan strategies to meet the recruitment and training needs of the industry and small businesses; and

(c) Leverage and align other public and private funding sources.

Sec. 118. RCW 43.330.375 and 2012 c 229 s 591 are each amended to read as follows:

(1) The department and the workforce board must:

(a) Coordinate efforts across the state to ensure that federal training and education funds are captured and deployed in a focused and effective manner in order to support green economy projects and accomplish the goals of the evergreen jobs initiative;

(b) Accelerate and coordinate efforts by state and local organizations to identify, apply for, and secure all sources of funds, particularly those created by the 2009 American recovery and reinvestment act, and to ensure that distributions of funding to local organizations are allocated in a manner that is time-efficient and user-friendly for the local organizations. Local organizations eligible to receive support include but are not limited to:

- (i) Associate development organizations;
- (ii) Workforce development councils;
- (iii) Public utility districts; and
- (iv) Community action agencies;

(c) Support green economy projects at both the state and local level by developing a process and a framework to provide, at a minimum:

- (i) Administrative and technical assistance;
- (ii) Assistance with and expediting of permit processes; and
- (iii) Priority consideration of opportunities leading to exportable green economy goods and services, including renewable energy technology;

(d) Coordinate local and state implementation of projects using federal funds to ensure implementation is time-efficient and user-friendly for local organizations;

(e) Emphasize through both support and outreach efforts, projects that:

- (i) Have a strong and lasting economic or environmental impact;
- (ii) Lead to a domestically or internationally exportable good or service, including renewable energy technology;
- (iii) Create training programs leading to a credential, certificate, or degree in a green economy field;
- (iv) Strengthen the state's competitiveness in a particular sector or cluster of the green economy;

(v) Create employment opportunities for veterans, members of the national guard, and low-income and disadvantaged populations;

(vi) Comply with prevailing wage provisions of chapter 39.12 RCW;

(vii) Ensure at least fifteen percent of labor hours are performed by apprentices;

(f) Identify emerging technologies and innovations that are likely to contribute to advancements in the green economy, including the activities in designated innovation partnership zones established in RCW 43.330.270;

(g) Identify barriers to the growth of green jobs in traditional industries such as the forest products industry;

(h) Identify statewide performance metrics for projects receiving agency assistance. Such metrics may include:

(i) The number of new green jobs created each year, their wage levels, and, to the extent determinable, the percentage of new green jobs filled by veterans, members of the national guard, and low-income and disadvantaged populations;

(ii) The total amount of new federal funding secured, the respective amounts allocated to the state and local levels, and the timeliness of deployment of new funding by state agencies to the local level;

(iii) The timeliness of state deployment of funds and support to local organizations; and

(iv) If available, the completion rates, time to completion, and training-related placement rates for green economy postsecondary training programs;

(i) Identify strategies to allocate existing and new funding streams for green economy workforce training programs and education to emphasize those leading to a credential, certificate, or degree in a green economy field;

(j) Identify and implement strategies to allocate existing and new funding streams for workforce development councils and associate

development organizations to increase their effectiveness and efficiency and increase local capacity to respond rapidly and comprehensively to opportunities to attract green jobs to local communities;

(k) Develop targeting criteria for existing investments that are consistent with ~~(the economic development commission's economic development strategy and)~~ the goals of this section and RCW 28C.18.170, 28B.50.281, and 49.04.200; and

(l) Make and support outreach efforts so that residents of Washington, particularly members of target populations, become aware of educational and employment opportunities identified and funded through the evergreen jobs act.

(2) The department and the workforce board must provide semiannual performance reports to the governor and appropriate committees of the legislature on:

(a) Actual statewide performance based on the performance measures identified in subsection (1)(h) of this section;

(b) How the state is emphasizing and supporting projects that lead to a domestically or internationally exportable good or service, including renewable energy technology;

(c) A list of projects supported, created, or funded in furtherance of the goals of the evergreen jobs initiative and the actions taken by state and local organizations, including the effectiveness of state agency support provided to local organizations as directed in subsection (1)(b) and (c) of this section;

(d) Recommendations for new or expanded financial incentives and comprehensive strategies to:

(i) Recruit, retain, and expand green economy industries and small businesses; and

(ii) Stimulate research and development of green technology and innovation, which may include designating innovation partnership zones linked to the green economy;

(e) Any information that associate development organizations and workforce development councils choose to provide to appropriate legislative committees regarding the effectiveness, timeliness, and coordination of support provided by state agencies under this section and RCW 28C.18.170, 28B.50.281, and 49.04.200; and

(f) Any recommended statutory changes necessary to increase the effectiveness of the evergreen jobs initiative and state responsiveness to local agencies and organizations.

(3) The definitions, designations, and results of the employment security department's broader labor market research under RCW 43.330.010 shall inform the planning and strategic direction of the department, the state workforce training and education coordinating board, the state board for community and technical colleges, and the student achievement council.

Sec. 119. RCW 50.38.050 and 2009 c 151 s 2 are each amended to read as follows:

The department shall have the following duties:

(1) Oversight and management of a statewide comprehensive labor market and occupational supply and demand information system, including development of a five-year employment forecast for state and labor market areas;

(2) Produce local labor market information packages for the state's counties, including special studies and job impact analyses in support of state and local employment, training, education, and job creation programs, especially activities that prevent job loss, reduce unemployment, and create jobs;

(3) Coordinate with the office of financial management and the office of the forecast council to improve employment estimates by enhancing data on corporate officers, improving business establishment listings, expanding sample for employment estimates, and developing business entry/analysis relevant to the generation of occupational and economic forecasts;

(4) In cooperation with the office of financial management, produce long-term industry and occupational employment forecasts.

These forecasts shall be consistent with the official economic and revenue forecast council biennial economic and revenue forecasts; and

(5) Analyze labor market and economic data, including the use of input-output models, for the purpose of identifying industry clusters and strategic industry clusters that meet the criteria identified by the working group convened by the ~~((economic development commission))~~ department of commerce and the workforce training and education coordinating board under chapter 43.330 RCW.

Sec. 120. RCW 82.14.505 and 2010 c 164 s 8 are each amended to read as follows:

(1) Demonstration projects are designated to determine the feasibility of local revitalization financing. For the purpose of this section, "annual state contribution limit" means four million two hundred thousand dollars statewide per fiscal year.

(a) Notwithstanding RCW 39.104.100, the department must approve each demonstration project for 2009 as follows:

(i) The Whitman county Pullman/Moscow corridor improvement project award may not exceed two hundred thousand dollars;

(ii) The University Place improvement project award may not exceed five hundred thousand dollars;

(iii) The Tacoma international financial services area/Tacoma dome project award may not exceed five hundred thousand dollars;

(iv) The Bremerton downtown improvement project award may not exceed three hundred thirty thousand dollars;

(v) The Auburn downtown redevelopment project award may not exceed two hundred fifty thousand dollars;

(vi) The Vancouver Columbia waterfront/downtown project award may not exceed two hundred twenty thousand dollars; and

(vii) The Spokane University District project award may not exceed two hundred fifty thousand dollars.

(b) Notwithstanding RCW 39.104.100, the department must approve each demonstration project for 2010 meeting the requirements in subsection (2)(c) of this section as follows:

(i) The Richland revitalization area for industry, science and education project award may not exceed three hundred thirty thousand dollars;

(ii) The Lacey gateway town center project award may not exceed five hundred thousand dollars;

(iii) The Mill Creek east gateway planned urban village revitalization area project award may not exceed three hundred thirty thousand dollars;

(iv) The Puyallup river road revitalization area project award may not exceed two hundred fifty thousand dollars;

(v) The Renton south Lake Washington project award may not exceed five hundred thousand dollars; and

(vi) The New Castle downtown project ~~((award))~~ award may not exceed forty thousand dollars.

(2)(a) Local government sponsors of demonstration projects under subsection (1)(a) of this section must submit to the department no later than September 1, 2009, documentation that substantiates that the project has met the conditions, limitations, and requirements provided in chapter 270, Laws of 2009.

(b) Sponsoring local government of demonstration projects under subsection (1)(b) of this section must update and resubmit to the department no later than September 1, 2010, the application already on file with the department to substantiate that the project has met the conditions, limitations, and requirements provided in chapter 270, Laws of 2009 and chapter 164, Laws of 2010 and the project is substantially the same as the project in the original application submitted to the department in 2009.

(c) The department must not approve any resubmitted application unless an economic analysis by a qualified researcher at the department of economics at the University of Washington confirms that there is an eighty-five percent probability that the application's assumptions and estimates of jobs created and increased tax receipts will be achieved by the project and determines that net state tax revenue will increase as a

result of the project by an amount that equals or exceeds the award authorized in subsection (1)(b) of this section. ~~((Prior to submitting the economic analysis to the department, the qualified researcher must consult with the economic development commission established in chapter 43.162 RCW regarding his or her preliminary findings. The final economic analysis must include comments and recommendations of the economic development commission.))~~

(3) Within ninety days of such submittal, the economic analysis in subsection (2)(c) of this section must be completed and the department must either approve demonstration projects that have met these conditions, limitations, and requirements or deny resubmitted applications that have not met these conditions, limitations, and requirements.

(4) Local government sponsors of demonstration projects may elect to decline the project awards as designated in this section, and may elect instead to submit applications according to the process described in RCW 39.104.100.

(5) If a demonstration project listed in subsection (1)(b) of this section does not update and resubmit its application to the department by the deadline specified in subsection (2)(b) of this section or if the demonstration project withdraws its application, the associated dollar amounts may not be approved for another project and may not be considered part of the annual state contribution limit under RCW 39.104.020(1).

Sec. 121. RCW 82.33A.010 and 2007 c 232 s 8 are each amended to read as follows:

(1) The economic climate council is hereby created.

(2) The council shall ~~((in consultation with the Washington economic development commission.))~~ select a series of benchmarks that characterize the competitive environment of the state. The benchmarks should be indicators of the cost of doing business; the education and skills of the workforce; a sound infrastructure; and the quality of life. In selecting the appropriate benchmarks, the council shall use the following criteria:

(a) The availability of comparative information for other states and countries;

(b) The timeliness with which benchmark information can be obtained; and

(c) The accuracy and validity of the benchmarks in measuring the economic climate indicators named in this section.

(3) Each year the council shall prepare an official state economic climate report on the present status of benchmarks, changes in the benchmarks since the previous report, and the reasons for the changes. The reports shall include current benchmark comparisons with other states and countries, and an analysis of factors related to the benchmarks that may affect the ability of the state to compete economically at the national and international level.

(4) All agencies of state government shall provide to the council immediate access to all information relating to economic climate reports.

Sec. 122. RCW 43.131.418 and 2013 2nd sp.s. c 24 s 3 are each amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective July 1, 2021:

(1) RCW 28B.155.010 and 2014 c ... s 102 (section 102 of this act) & 2012 c 242 s 1; and

(2) RCW 28B.155.020 and 2012 c 242 s 2.

NEW SECTION. Sec. 123. The following acts or parts of acts are each repealed:

(1) RCW 43.162.005 (Findings--Intent) and 2011 c 311 s 1, 2007 c 232 s 1, & 2003 c 235 s 1;

(2) RCW 43.162.010 (Washington state economic development commission--Membership--Policies and procedures) and 2011 c 311 s 2, 2007 c 232 s 2, & 2003 c 235 s 2;

(3) RCW 43.162.012 ("Commission" defined) and 2011 c 311 s 3;

(4) RCW 43.162.015 (Executive director) and 2011 c 311 s 4 & 2007 c 232 s 3;

(5) RCW 43.162.020 (Duties--Biennial comprehensive statewide economic development strategy--Report--Biennial budget request--Memorandum of understanding--Performance evaluation--Gifts, grants, donations) and 2012 c 195 s 3, 2011 c 311 s 5, 2009 c 151 s 9, 2007 c 232 s 4, & 2003 c 235 s 3;

(6) RCW 43.162.025 (Additional authority) and 2011 c 311 s 6 & 2007 c 232 s 5;

(7) RCW 43.162.030 (Authority of governor and department of commerce not affected) and 2011 c 311 s 7, 2007 c 232 s 7, & 2003 c 235 s 4;

(8) RCW 43.162.040 (Washington state economic development commission account) and 2011 c 311 s 8; and

(9) RCW 82.33A.020 (Consulting with Washington economic development commission) and 2007 c 232 s 9 & 1996 c 152 s 4.

PART II

ELIMINATION OF THE WASHINGTON GLOBAL

HEALTH TECHNOLOGIES

AND PRODUCT DEVELOPMENT COMPETITIVENESS

PROGRAM

NEW SECTION. Sec. 201. RCW 43.374.010 (Washington global health technologies and product development competitiveness program) and 2010 1st sp.s. c 13 s 2 are each repealed.

PART III

ELIMINATION OF THE WASHINGTON TOURISM

COMMISSION

NEW SECTION. Sec. 301. The following acts or parts of acts are each repealed:

(1) RCW 43.336.010 (Definitions) and 2009 c 565 s 42 & 2007 c 228 s 101;

(2) RCW 43.336.020 (Commission created--Composition--Terms-- Executive director--Rule-making authority) and 2011 1st sp.s. c 50 s 957, 2009 c 549 s 5178, & 2007 c 228 s 102;

(3) RCW 43.336.030 (Tourism industry expansion--Coordinated program--Strategic plan--Tourism marketing plan) and 2007 c 228 s 103;

(4) RCW 43.336.040 (Tourism competitive grant program) and 2007 c 228 s 104;

(5) RCW 43.336.050 (Tourism enterprise account) and 2011 c 5 s 914 & 2007 c 228 s 105;

(6) RCW 43.336.060 (Tourism development program--Report to the legislature) and 2009 c 518 s 13, 2007 c 228 s 107, & 1998 c 299 s 5; and

(7) RCW 43.336.900 (Part headings not law--2007 c 228) and 2007 c 228 s 204.

PART IV

ELIMINATION OF THE MICROENTERPRISE

DEVELOPMENT PROGRAM

Sec. 401. RCW 43.330.010 and 2011 c 286 s 4 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Associate development organization" means a local economic development nonprofit corporation that is broadly representative of community interests.

(2) "Department" means the department of commerce.

(3) "Director" means the director of the department of commerce.

(4) "Financial institution" means a bank, trust company, mutual savings bank, savings and loan association, or credit union authorized to do business in this state under state or federal law.

(5) (~~"Microenterprise development organization" means a community development corporation, a nonprofit development organization, a nonprofit social services organization or other locally operated nonprofit entity that provides services to low income entrepreneurs.~~

~~---~~(6)) "Small business" has the same meaning as provided in RCW ((39.29.006)) 39.26.010.

~~((7) "Statewide microenterprise association" means a nonprofit entity with microenterprise development organizations as members that serves as an intermediary between the department of commerce and local microenterprise development organizations.)~~

NEW SECTION. Sec. 402. RCW 43.330.290 (Microenterprise development program) and 2009 c 565 s 15 & 2007 c 322 s 3 are each repealed.

PART V

MISCELLANEOUS PROVISIONS

NEW SECTION. Sec. 501. Section 106 of this act expires on the date the requirements set out in section 7, chapter 36, Laws of 2012 are met.

NEW SECTION. Sec. 502. Section 107 of this act takes effect on the date the requirements set out in section 7, chapter 36, Laws of 2012 are met."

On page 1, beginning on line 2 of the title, after "commissions;" strike the remainder of the title and insert "amending RCW 28B.30.530, 28B.155.010, 28C.18.060, 39.102.040, 43.160.060, 43.160.900, 43.330.050, 43.330.080, 43.330.082, 43.330.090, 43.330.250, 43.330.270, 43.330.280, 43.330.375, 50.38.050, 82.14.505, 82.33A.010, 43.131.418, and 43.330.010; reenacting and amending RCW 28C.18.080, 43.84.092, 43.84.092, and 43.330.310; repealing RCW 43.162.005, 43.162.010, 43.162.012, 43.162.015, 43.162.020, 43.162.025, 43.162.030, 43.162.040, 82.33A.020, 43.374.010, 43.336.010, 43.336.020, 43.336.030, 43.336.040, 43.336.050, 43.336.060, 43.336.900, and 43.330.290; providing a contingent effective date; and providing a contingent expiration date."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Morris and Smith spoke in favor of the passage of the bill.

Representative Habib was excused from the bar.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2029, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2029, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Habib.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 12, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 2175 with the following amendment:

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 80.36.375 and 1997 c 219 s 2 are each amended to read as follows:

(1) If a personal wireless service provider applies to site several microcells (~~and/or~~), minor facilities, or a small cell network in a single geographical area:

(a) If one or more of the microcells and/or minor facilities are not exempt from the requirements of RCW 43.21C.030(2)(c), local governmental entities are encouraged: (i) To allow the applicant, at the applicant's discretion, to file a single set of documents required by chapter 43.21C RCW that will apply to all the microcells and/or minor facilities to be sited; and (ii) to render decisions under chapter 43.21C RCW regarding all the microcells and/or minor facilities in a single administrative proceeding; (~~and~~)

(b) Local governmental entities are encouraged: (i) To allow the applicant, at the applicant's discretion, to file a single set of documents for land use permits that will apply to all the microcells and/or minor facilities to be sited; and (ii) to render decisions regarding land use permits for all the microcells and/or minor facilities in a single administrative proceeding; and

(c) For small cell networks involving multiple individual small cell facilities, local governmental entities may allow the applicant, if the applicant so chooses, to file a consolidated application and receive a single permit for the small cell network in a single jurisdiction instead of filing separate applications for each individual small cell facility.

(2) For the purposes of this section:

(a) "Personal wireless services" means commercial mobile services, unlicensed wireless services, and common carrier wireless exchange access services, as defined by federal laws and regulations.

(b) "Microcell" means a wireless communication facility consisting of an antenna that is either: (i) Four feet in height and with an area of not more than five hundred eighty square inches; or (ii) if a tubular antenna, no more than four inches in diameter and no more than six feet in length.

(c) "Minor facility" means a wireless communication facility consisting of up to three antennas, each of which is either: (i) Four feet in height and with an area of not more than five hundred eighty square inches; or (ii) if a tubular antenna, no more than four inches in diameter and no more than six feet in length; and the associated equipment cabinet that is six feet or less in height and no more than forty-eight square feet in floor area.

(d) "Small cell facility" means a personal wireless services facility that meets both of the following qualifications:

(i) Each antenna is located inside an antenna enclosure of no more than three cubic feet in volume or, in the case of an antenna that has exposed elements, the antenna and all of its exposed elements could fit within an imaginary enclosure of no more than three cubic feet; and

(ii) Primary equipment enclosures are no larger than seventeen cubic feet in volume. The following associated equipment may be located outside the primary equipment enclosure and if so located, are not included in the calculation of equipment volume: Electric meter, concealment, telecomm demarcation box, ground-based enclosures, battery back-up power systems, grounding equipment, power transfer switch, and cut-off switch.

(e) "Small cell network" means a collection of interrelated small cell facilities designed to deliver personal wireless services.

Sec. 2. RCW 35.21.860 and 2007 c 6 s 1020 are each amended to read as follows:

(1) No city or town may impose a franchise fee or any other fee or charge of whatever nature or description upon the light and power, or gas distribution businesses, as defined in RCW 82.16.010, or telephone business, as defined in RCW 82.16.010, or service provider for use of the right-of-way, except:

(a) A tax authorized by RCW 35.21.865 may be imposed;

(b) A fee may be charged to such businesses or service providers that recovers actual administrative expenses incurred by a city or town that are directly related to receiving and approving a permit, license, and franchise, to inspecting plans and construction, or to the preparation of a detailed statement pursuant to chapter 43.21C RCW;

(c) Taxes permitted by state law on service providers;

(d) Franchise requirements and fees for cable television services as allowed by federal law; and

(e) A site-specific charge pursuant to an agreement between the city or town and a service provider of personal wireless services acceptable to the parties for:

(i) The placement of new structures in the right-of-way regardless of height, unless the new structure is the result of a mandated relocation in which case no charge will be imposed if the previous location was not charged;

(ii) The placement of replacement structures when the replacement is necessary for the installation or attachment of wireless facilities, the replacement structure is higher than the replaced structure, and the overall height of the replacement structure and the wireless facility is more than sixty feet; or

(iii) The placement of personal wireless facilities on structures owned by the city or town located in the right-of-way. However, a site-

specific charge shall not apply to the placement of personal wireless facilities on existing structures, unless the structure is owned by the city or town.

A city or town is not required to approve the use permit for the placement of a facility for personal wireless services that meets one of the criteria in this subsection absent such an agreement. If the parties are unable to agree on the amount of the charge, the service provider may submit the amount of the charge to binding arbitration by serving notice on the city or town. Within thirty days of receipt of the initial notice, each party shall furnish a list of acceptable arbitrators. The parties shall select an arbitrator; failing to agree on an arbitrator, each party shall select one arbitrator and the two arbitrators shall select a third arbitrator for an arbitration panel. The arbitrator or arbitrators shall determine the charge based on comparable siting agreements involving public land and rights-of-way. The arbitrator or arbitrators shall not decide any other disputed issues, including but not limited to size, location, and zoning requirements. Costs of the arbitration, including compensation for the arbitrator's services, must be borne equally by the parties participating in the arbitration and each party shall bear its own costs and expenses, including legal fees and witness expenses, in connection with the arbitration proceeding.

(2) Subsection (1) of this section does not prohibit franchise fees imposed on an electrical energy, natural gas, or telephone business, by contract existing on April 20, 1982, with a city or town, for the duration of the contract, but the franchise fees shall be considered taxes for the purposes of the limitations established in RCW 35.21.865 and 35.21.870 to the extent the fees exceed the costs allowable under subsection (1) of this section."

On page 1, line 2 of the title, after "industry;" strike the remainder of the title and insert "and amending RCW 80.36.375 and 35.21.860."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 2175 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Morris and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2175, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2175, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Riccelli, Roberts,

Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Kirby, Pollet and Reykdal.

SUBSTITUTE HOUSE BILL NO. 2175, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 13, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5972
ENGROSSED SUBSTITUTE SENATE BILL NO. 6001
SENATE BILL NO. 6180
ENGROSSED SUBSTITUTE SENATE BILL NO. 6265
SECOND SUBSTITUTE SENATE BILL NO. 6312
ENGROSSED SUBSTITUTE SENATE BILL NO. 6440
SENATE BILL NO. 6505
SENATE BILL NO. 6573

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

POINT OF PERSONAL PRIVILEGE

Representative Robinson thanked the cafeteria staff for all their hard work throughout the session.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

HOUSE BILL NO. 2304, by Representative Moscoso

Concerning marijuana processing and retail licenses.

The bill was read the second time.

There being no objection, Engrossed Substitute House Bill No. 2304 was substituted for House Bill No. 2304 and the substitute bill was placed on the second reading calendar.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2304 was read the second time.

Representative Moscoso moved the adoption of amendment (759):

On page 1, after line 4, insert the following:

"Sec. 1. RCW 69.50.101 and 2013 c 276 s 2 and 2013 c 116 s 1 are each reenacted and amended to read as follows:

Unless the context clearly requires otherwise, definitions of terms shall be as indicated where used in this chapter:

(a) "Administer" means to apply a controlled substance, whether by injection, inhalation, ingestion, or any other means, directly to the body of a patient or research subject by:

(1) a practitioner authorized to prescribe (or, by the practitioner's authorized agent); or

(2) the patient or research subject at the direction and in the presence of the practitioner.

(b) "Agent" means an authorized person who acts on behalf of or at the direction of a manufacturer, distributor, or dispenser. It does not include a common or contract carrier, public warehouseperson, or employee of the carrier or warehouseperson.

(c) (~~("Board")~~) "Commission" means the (~~(state board of)~~) pharmacy quality assurance commission.

(d) "Controlled substance" means a drug, substance, or immediate precursor included in Schedules I through V as set forth in federal or state laws, or federal or (~~(board)~~) commission rules.

(e)(1) "Controlled substance analog" means a substance the chemical structure of which is substantially similar to the chemical structure of a controlled substance in Schedule I or II and:

(i) that has a stimulant, depressant, or hallucinogenic effect on the central nervous system substantially similar to the stimulant, depressant, or hallucinogenic effect on the central nervous system of a controlled substance included in Schedule I or II; or

(ii) with respect to a particular individual, that the individual represents or intends to have a stimulant, depressant, or hallucinogenic effect on the central nervous system substantially similar to the stimulant, depressant, or hallucinogenic effect on the central nervous system of a controlled substance included in Schedule I or II.

(2) The term does not include:

(i) a controlled substance;

(ii) a substance for which there is an approved new drug application;

(iii) a substance with respect to which an exemption is in effect for investigational use by a particular person under Section 505 of the federal Food, Drug and Cosmetic Act, 21 U.S.C. Sec. 355, to the extent conduct with respect to the substance is pursuant to the exemption; or

(iv) any substance to the extent not intended for human consumption before an exemption takes effect with respect to the substance.

(f) "Deliver" or "delivery," means the actual or constructive transfer from one person to another of a substance, whether or not there is an agency relationship.

(g) "Department" means the department of health.

(h) "Dispense" means the interpretation of a prescription or order for a controlled substance and, pursuant to that prescription or order, the proper selection, measuring, compounding, labeling, or packaging necessary to prepare that prescription or order for delivery.

(i) "Dispenser" means a practitioner who dispenses.

(j) "Distribute" means to deliver other than by administering or dispensing a controlled substance.

(k) "Distributor" means a person who distributes.

(l) "Drug" means (1) a controlled substance recognized as a drug in the official United States pharmacopoeia/national formulary or the official homeopathic pharmacopoeia of the United States, or any supplement to them; (2) controlled substances intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in individuals or animals; (3) controlled substances (other than food) intended to affect the structure or any function of the body of individuals or animals; and (4) controlled substances intended for use as a component of any article specified in (1), (2), or (3) of this subsection. The term does not include devices or their components, parts, or accessories.

(m) "Drug enforcement administration" means the drug enforcement administration in the United States Department of Justice, or its successor agency.

(n) "Electronic communication of prescription information" means the transmission of a prescription or refill authorization for a drug of a practitioner using computer systems. The term does not include a prescription or refill authorization verbally transmitted by telephone nor a facsimile manually signed by the practitioner.

(o) "Immediate precursor" means a substance:

(1) that the (~~(state board of pharmacy)~~) commission has found to be and by rule designates as being the principal compound commonly

used, or produced primarily for use, in the manufacture of a controlled substance;

(2) that is an immediate chemical intermediary used or likely to be used in the manufacture of a controlled substance; and

(3) the control of which is necessary to prevent, curtail, or limit the manufacture of the controlled substance.

(p) "Isomer" means an optical isomer, but in subsection (~~((+))~~) ((z)) of this section, RCW 69.50.204(a) (12) and (34), and 69.50.206(b)(4), the term includes any geometrical isomer; in RCW 69.50.204(a) (8) and (42), and 69.50.210(c) the term includes any positional isomer; and in RCW 69.50.204(a)(35), 69.50.204(c), and 69.50.208(a) the term includes any positional or geometric isomer.

(q) "Lot" means a definite quantity of marijuana, useable marijuana, or marijuana-infused product identified by a lot number, every portion or package of which is uniform within recognized tolerances for the factors that appear in the labeling.

(r) "Lot number" shall identify the licensee by business or trade name and Washington state unified business identifier number, and the date of harvest or processing for each lot of marijuana, useable marijuana, or marijuana-infused product.

(s) "Manufacture" means the production, preparation, propagation, compounding, conversion, or processing of a controlled substance, either directly or indirectly or by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging or repackaging of the substance or labeling or relabeling of its container. The term does not include the preparation, compounding, packaging, repackaging, labeling, or relabeling of a controlled substance:

(1) by a practitioner as an incident to the practitioner's administering or dispensing of a controlled substance in the course of the practitioner's professional practice; or

(2) by a practitioner, or by the practitioner's authorized agent under the practitioner's supervision, for the purpose of, or as an incident to, research, teaching, or chemical analysis and not for sale.

(t) "Marijuana" or "marihuana" means all parts of the plant Cannabis, whether growing or not, with a THC concentration greater than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

(u) "Marijuana concentrates" means products consisting wholly or in part of the resin extracted from any part of the plant Cannabis and having a THC concentration greater than sixty percent.

(v) "Marijuana processor" means a person licensed by the state liquor control board to process marijuana into useable marijuana and marijuana-infused products, package and label useable marijuana and marijuana-infused products for sale in retail outlets, and sell useable marijuana and marijuana-infused products at wholesale to marijuana retailers.

(~~((+))~~) ((w)) "Marijuana producer" means a person licensed by the state liquor control board to produce and sell marijuana at wholesale to marijuana processors and other marijuana producers.

(~~((+))~~) ((x)) "Marijuana-infused products" means products that contain marijuana or marijuana extracts (~~(and)~~), are intended for human use, and have a THC concentration greater than 0.3 percent and no greater than sixty percent. The term "marijuana-infused products" does not include either useable marijuana or marijuana concentrates.

(~~((+))~~) ((y)) "Marijuana retailer" means a person licensed by the state liquor control board to sell useable marijuana and marijuana-infused products in a retail outlet.

~~((z))~~ ~~(z)~~ "Narcotic drug" means any of the following, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(1) Opium, opium derivative, and any derivative of opium or opium derivative, including their salts, isomers, and salts of isomers, whenever the existence of the salts, isomers, and salts of isomers is possible within the specific chemical designation. The term does not include the isoquinoline alkaloids of opium.

(2) Synthetic opiate and any derivative of synthetic opiate, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, whenever the existence of the isomers, esters, ethers, and salts is possible within the specific chemical designation.

(3) Poppy straw and concentrate of poppy straw.

(4) Coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives or ecgonine or their salts have been removed.

(5) Cocaine, or any salt, isomer, or salt of isomer thereof.

(6) Cocaine base.

(7) Ecgonine, or any derivative, salt, isomer, or salt of isomer thereof.

(8) Any compound, mixture, or preparation containing any quantity of any substance referred to in subparagraphs (1) through (7).

~~((aa))~~ ~~(aa)~~ "Opiate" means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. The term includes opium, substances derived from opium (opium derivatives), and synthetic opiates. The term does not include, unless specifically designated as controlled under RCW 69.50.201, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). The term includes the racemic and levorotatory forms of dextromethorphan.

~~((ab))~~ ~~(ab)~~ "Opium poppy" means the plant of the species *Papaver somniferum* L., except its seeds.

~~((ac))~~ ~~(ac)~~ "Person" means individual, corporation, business trust, estate, trust, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal or commercial entity.

~~((ad))~~ ~~(ad)~~ "Poppy straw" means all parts, except the seeds, of the opium poppy, after mowing.

~~((ae))~~ ~~(ae)~~ "Practitioner" means:

(1) A physician under chapter 18.71 RCW; a physician assistant under chapter 18.71A RCW; an osteopathic physician and surgeon under chapter 18.57 RCW; an osteopathic physician assistant under chapter 18.57A RCW who is licensed under RCW 18.57A.020 subject to any limitations in RCW 18.57A.040; an optometrist licensed under chapter 18.53 RCW who is certified by the optometry board under RCW 18.53.010 subject to any limitations in RCW 18.53.010; a dentist under chapter 18.32 RCW; a podiatric physician and surgeon under chapter 18.22 RCW; a veterinarian under chapter 18.92 RCW; a registered nurse, advanced registered nurse practitioner, or licensed practical nurse under chapter 18.79 RCW; a naturopathic physician under chapter 18.36A RCW who is licensed under RCW 18.36A.030 subject to any limitations in RCW 18.36A.040; a pharmacist under chapter 18.64 RCW or a scientific investigator under this chapter, licensed, registered or otherwise permitted insofar as is consistent with those licensing laws to distribute, dispense, conduct research with respect to or administer a controlled substance in the course of their professional practice or research in this state.

(2) A pharmacy, hospital or other institution licensed, registered, or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

(3) A physician licensed to practice medicine and surgery, a physician licensed to practice osteopathic medicine and surgery, a dentist licensed to practice dentistry, a podiatric physician and surgeon

licensed to practice podiatric medicine and surgery, a licensed physician assistant or a licensed osteopathic physician assistant specifically approved to prescribe controlled substances by his or her state's medical quality assurance commission or equivalent and his or her supervising physician, an advanced registered nurse practitioner licensed to prescribe controlled substances, or a veterinarian licensed to practice veterinary medicine in any state of the United States.

~~((ef))~~ ~~(ff)~~ "Prescription" means an order for controlled substances issued by a practitioner duly authorized by law or rule in the state of Washington to prescribe controlled substances within the scope of his or her professional practice for a legitimate medical purpose.

~~((fg))~~ ~~(gg)~~ "Production" includes the manufacturing, planting, cultivating, growing, or harvesting of a controlled substance.

~~((gh))~~ ~~(hh)~~ "Retail outlet" means a location licensed by the state liquor control board for the retail sale of useable marijuana and marijuana-infused products.

~~((ih))~~ ~~(ii)~~ "Secretary" means the secretary of health or the secretary's designee.

~~((ij))~~ ~~(ji)~~ "State," unless the context otherwise requires, means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or a territory or insular possession subject to the jurisdiction of the United States.

~~((jk))~~ ~~(kk)~~ "THC concentration" means percent of delta-9 tetrahydrocannabinol content per dry weight of any part of the plant *Cannabis*, or per volume or weight of marijuana product, or the combined percent of delta-9 tetrahydrocannabinol and tetrahydrocannabinolic acid in any part of the plant *Cannabis* regardless of moisture content.

~~((kl))~~ ~~(ll)~~ "Ultimate user" means an individual who lawfully possesses a controlled substance for the individual's own use or for the use of a member of the individual's household or for administering to an animal owned by the individual or by a member of the individual's household.

~~((lm))~~ ~~(mm)~~ "Useable marijuana" means dried marijuana flowers. The term "useable marijuana" does not include either marijuana-infused products or marijuana concentrates."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 2, line 6, after "marijuana" insert "concentrates"

On page 2, line 10, after "useable marijuana," strike "and" and insert "~~((and))~~"

On page 2, line 11, after "products" insert ", and marijuana concentrates"

On page 2, line 24, after "marijuana" insert "concentrates"

On page 2, line 27, after "marijuana" insert "concentrates"

On page 3, line 2, after "marijuana" insert "concentrates"

On page 3, line 9, after "marijuana" insert "concentrates"

On page 3, line 10, after "marijuana" insert "concentrates"

On page 3, line 19, after "marijuana" insert "concentrates"

On page 3, line 20, after "marijuana" insert "concentrates"

On page 4, line 1, after "marijuana" insert "concentrates"

On page 4, line 14, after "marijuana" insert "concentrates"

On page 4, line 18, after "marijuana" insert "concentrates"

On page 4, line 23, after "marijuana" insert "concentrates"

On page 4, line 31, after "of" strike "extract product" and insert "marijuana concentrate"

On page 8, line 20, after "marijuana" insert "concentrates"

On page 8, line 26, after "marijuana" insert "concentrates"

Correct the title.

Representative Moscoso spoke in favor of the adoption of the amendment.

Amendment (759) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

There being no objection, the House deferred action on ENGROSSED SUBSTITUTE HOUSE BILL NO. 2304, and the bill held its place on the third reading calendar.

ENGROSSED HOUSE BILL NO. 2397, by Representatives Seaquist, MacEwen, Orwall, Ryu, Morrell, Zeiger, Haler, Tarleton and Pollet

Concerning Medal of Honor special license plates.

The bill was read the second time.

Representative Klippert moved the adoption of amendment (974).

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 46.18.230 and 2011 c 332 s 5 are each amended to read as follows:

(1) A registered owner who has been awarded the ~~((Congressional))~~ Medal of Honor may apply to the department for no more than three special license plate(s) sets for use on ~~((a))~~ no more than three motor vehicles required to display one or two license plates, excluding vehicles registered under chapter 46.87 RCW, upon terms and conditions established by the department. The ~~((Congressional))~~ Medal of Honor recipient must:

(a) Provide proof from the Washington state department of veterans affairs showing receipt of the medal; and

(b) Be recorded as one of the registered owners of the motor vehicle on which the ~~((Congressional))~~ Medal of Honor license plate or plates will be displayed.

(2) ~~((Congressional))~~ Medal of Honor license plates must be issued:

(a) ~~((Only))~~ For ~~((a))~~ no more than three personal motor vehicles owned by a person(s) who ~~((have))~~ has received the ~~((Congressional))~~ Medal of Honor; and

(b) Without payment of vehicle license fees, license plate fees, and motor vehicle excise taxes.

(3) ~~((Congressional))~~ Medal of Honor license plates must be replaced, free of charge, if the license plates become lost, stolen, damaged, defaced, or destroyed.

(4) A ~~((Congressional))~~ Medal of Honor license plate or plates may be transferred, free of charge, from one motor vehicle to another motor vehicle owned by the ~~((Congressional))~~ Medal of Honor recipient upon application to the department, county auditor or other agent, or subagent appointed by the director.

(5) A registered owner who is eligible for Medal of Honor license plates may, in lieu of applying for the special license plates under this section, apply for regular issue license plates for no more than three personal motor vehicles owned by the registered owner and receive the full benefit of the vehicle license fee, license plate fee, and motor vehicle excise tax exemptions provided in subsection (2)(b) of this section.

Sec. 2. RCW 46.16A.200 and 2011 c 171 s 46 are each amended to read as follows:

(1) **Design.** All license plates may be obtained by the director from the metal working plant of a state correctional facility or from any source in accordance with existing state of Washington purchasing procedures. License plates:

(a) May vary in background, color, and design;

(b) Must be legible and clearly identifiable as a Washington state license plate;

(c) Must designate the name of the state of Washington without abbreviation;

(d) Must be treated with fully reflectorized materials designed to increase visibility and legibility at night;

(e) Must be of a size and color and show the registration period as determined by the director; and

(f) Before July 1, 2010, may display a symbol or artwork approved by the former special license plate review board and the legislature. Beginning July 1, 2010, special license plate series approved by the department and enacted into law by the legislature may display a symbol or artwork approved by the department.

(2) **Exceptions to reflectorized materials.** License plates issued before January 1, 1968, are not required to be treated with reflectorized materials.

(3) **Dealer license plates.** License plates issued to a dealer must contain an indication that the license plates have been issued to a vehicle dealer.

(4)(a) **Furnished.** The director shall furnish to all persons making satisfactory application for a vehicle registration:

(i) Two identical license plates each containing the license plate number; or

(ii) One license plate if the vehicle is a trailer, semitrailer, camper, moped, collector vehicle, horseless carriage, or motorcycle.

(b) The director may adopt types of license plates to be used as long as the license plates are legible.

(5)(a) **Display.** License plates must be:

(i) Attached conspicuously at the front and rear of each vehicle if two license plates have been issued;

(ii) Attached to the rear of the vehicle if one license plate has been issued;

(iii) Kept clean and be able to be plainly seen and read at all times; and

(iv) Attached in a horizontal position at a distance of not more than four feet from the ground.

(b) The Washington state patrol may grant exceptions to this subsection if the body construction of the vehicle makes compliance with this section impossible.

(6) **Change of license classification.** A person who has altered a vehicle that makes the current license plate or plates invalid for the vehicle's use shall:

(a) Surrender the current license plate or plates to the department, county auditor or other agent, or subagent appointed by the director;

(b) Apply for a new license plate or plates; and

(c) Pay a change of classification fee required under RCW 46.17.310.

(7) **Unlawful acts.** It is unlawful to:

(a) Display a license plate or plates on the front or rear of any vehicle that were not issued by the director for the vehicle;

(b) Display a license plate or plates on any vehicle that have been changed, altered, or disfigured, or have become illegible;

(c) Use holders, frames, or other materials that change, alter, or make a license plate or plates illegible. License plate frames may be used on license plates only if the frames do not obscure license tabs or identifying letters or numbers on the plates and the license plates can be plainly seen and read at all times;

(d) Operate a vehicle unless a valid license plate or plates are attached as required under this section;

(e) Transfer a license plate or plates issued under this chapter between two or more vehicles without first making application to transfer the license plates. A violation of this subsection (7)(e) is a traffic infraction subject to a fine not to exceed five hundred dollars. Any law enforcement agency that determines that a license plate or plates have been transferred between two or more vehicles shall

confiscate the license plate or plates and return them to the department for nullification along with full details of the reasons for confiscation. Each vehicle identified in the transfer will be issued a new license plate or plates upon application by the owner or owners and the payment of full fees and taxes; or

(f) Fail, neglect, or refuse to endorse the registration certificate and deliver the license plate or plates to the purchaser or transferee of the vehicle, except as authorized under this section.

(8) **Transfer.** (a) Standard issue license plates follow the vehicle when ownership of the vehicle changes unless the registered owner wishes to retain the license plates and transfer them to a replacement vehicle of the same use. A registered owner wishing to keep standard issue license plates shall pay the license plate transfer fee required under RCW 46.17.200(1)(c) when applying for license plate transfer.

(b) Special license plates and personalized license plates may be treated in the same manner as described in (a) of this subsection unless otherwise limited by law.

(c) License plates issued to the state or any county, city, town, school district, or other political subdivision entitled to exemption as provided by law may be treated in the same manner as described in (a) of this subsection.

(9) **Replacement.** (a) An owner or the owner's authorized representative shall apply for a replacement license plate or plates if the current license plate or plates assigned to the vehicle have been lost, defaced, or destroyed, or if one or both plates have become so illegible or are in such a condition as to be difficult to distinguish. An owner or the owner's authorized representative may apply for a replacement license plate or plates at any time the owner chooses.

(b) The application for a replacement license plate or plates must:

(i) Be on a form furnished or approved by the director; and

(ii) Be accompanied by the fee required under RCW 46.17.200(1)(a).

(c) The department shall not require the payment of any fee to replace a license plate or plates for vehicles owned, rented, or leased by foreign countries or international bodies to which the United States government is a signatory by treaty.

(10) **Periodic replacement.** License plates must be replaced periodically to ensure maximum legibility and reflectivity. The department shall:

(a) Use empirical studies documenting the longevity of the reflective materials used to make license plates;

(b) Determine how frequently license plates must be replaced; and

(c) Offer to owners the option of retaining the current license plate number when obtaining replacement license plates for the fee required in RCW 46.17.200(1)(b).

(11) **Periodic replacement--Exceptions.** The following license plates are not required to be periodically replaced as required in subsection (10) of this section:

(a) Horseless carriage license plates issued under RCW 46.18.255 before January 1, 1987;

(b) ((Congressional)) Medal of Honor license plates issued under RCW 46.18.230;

(c) License plates for commercial motor vehicles with a gross weight greater than twenty-six thousand pounds.

(12) **Rules.** The department may adopt rules to implement this section.

(13) **Tabs or emblems.** The director may issue tabs or emblems to be attached to license plates or elsewhere on the vehicle to signify initial registration and renewals. Renewals become effective when tabs or emblems have been issued and properly displayed on license plates.

Sec. 3. RCW 46.18.277 and 2010 c 161 s 627 are each amended to read as follows:

(1) A registered owner may purchase personalized license plates with a special license plate background for any vehicle required to display one or two vehicle license plates, excluding:

(a) Amateur radio license plates;

(b) Collector vehicle license plates;

(c) Disabled American veteran license plates;

(d) Former prisoner of war license plates;

(e) Horseless carriage license plates;

(f) ((Congressional)) Medal of Honor license plates;

(g) Military affiliate radio system license plates;

(h) Pearl Harbor survivor license plates;

(i) Restored license plates; and

(j) Vehicles registered under chapter 46.87 RCW.

(2) Personalized special license plates issued under this section must:

(a) Consist of numbers or letters or any combination of numbers or letters;

(b) Not exceed seven characters; and

(c) Not contain less than one character.

(3) The department may not issue or may refuse to issue personalized special license plates that:

(a) Duplicate or conflict with existing or projected vehicle license plate series or other numbering systems for records kept by the department; or

(b) May carry connotations offensive to good taste and decency or which would be misleading.

(4) Personalized special license plates must be issued only to the registered owner of the vehicle on which they are to be displayed. The registered owner must:

(a) Pay both the personalized license plate fee required under RCW 46.17.210 and the special license plate fee required under the applicable special license plate provision, in addition to any other fee or taxes due. License plate fees must be distributed as provided in chapter 46.68 RCW;

(b) Renew personalized special license plates annually, regardless of whether or not the vehicle on which the personalized special license plates are displayed will be driven on the public highways;

(c) Surrender personalized special license plates that have not been renewed to the department. The failure to surrender expired personalized special license plates is a traffic infraction; and

(d) Immediately report to the department when personalized special license plates have been transferred to another vehicle or another owner.

(5) The department may establish rules as necessary to carry out this section including, but not limited to, identifying the maximum number of positions on personalized special license plates for motorcycles.

NEW SECTION, Sec. 4. A new section is added to chapter 46.04 RCW to read as follows:

"Medal of Honor" means the Medal of Honor military decoration presented by the president of the United States, in the name of congress."

Correct the title.

Representative Klippert spoke in favor of the adoption of the amendment.

Amendment (974) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Klippert, Seaquist and Muri spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2397.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2397, and the bill passed the House by the following vote: Yeas, 98; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

ENGROSSED HOUSE BILL NO. 2397, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

The House resumed consideration of ENGROSSED SUBSTITUTE HOUSE BILL NO. 2304 on third reading.

Representatives Moscoso and Wilcox spoke in favor of the passage of the bill.

POINT OF PARLIAMENTARY INQUIRY

Representative Green: "Mr. Speaker, how many votes are needed for the passage of Engrossed Substitute House Bill No. 2304?"

SPEAKER'S RULING

Mr. Speaker: "Initiative 502, passed by the voters in November 2012, established a system for the lawful production, manufacture, distribution and possession of recreational marijuana by persons over the age of 21.

The constitution requires a 2/3 vote to amend an initiative within the first two years of passage.

The initiative authorizes marijuana producers to sell marijuana and marijuana-infused products to retailers and authorizes retailers to sell marijuana and marijuana-infused products to consumers.

House Bill 2304 expands the authority of producers and retailers to include the sale of marijuana extracts.

Because the bill changes the products that producers and retailers are authorized to sell, the Speaker finds that the bill amends the initiative with the meaning of Article 2, section 31, and that a 2/3 vote is required for passage."

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2304.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2304, and the bill passed the House by the following vote: Yeas, 91; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives DeBolt, Haler, Hargrove, Johnson, Klippert, Rodne and Ross.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2304, having received the necessary constitutional majority, was declared passed.

RECONSIDERATION

There being no objection, the House immediately reconsidered the vote by which ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029 passed the House.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2029, on reconsideration.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2029, on reconsideration, and the bill passed the House by the following vote: Yeas, 97; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative Habib.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029, on reconsideration, having received the necessary constitutional majority, was declared passed.

CONFERENCE COMMITTEE REPORT

March 13, 2014

Engrossed Substitute Senate Bill No. 6002

Includes "New Item": YES

Mr. Speaker:

We of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 6002, 2014 supplemental operating appropriations, have had the same under consideration and we recommend that:

and that the bill do pass as recommended by the Conference Committee:
(Format changed to Accommodate Text)

All previous amendments not be adopted and that the attached striking amendment (H-4562.2/14) be adopted.

Strike everything after the enacting clause and insert the following:

**"PART I
GENERAL GOVERNMENT**

Sec. 101. 2013 2nd sp.s. c 4 s 101 (uncodified) is amended to read as follows:

FOR THE HOUSE OF REPRESENTATIVES

General Fund--State Appropriation (FY 2014)	((30,789,000))	<u>\$30,923,000</u>
General Fund--State Appropriation (FY 2015)	((31,075,000))	<u>\$30,810,000</u>
Motor Vehicle Account--State Appropriation	\$1,765,000	
TOTAL APPROPRIATION	((63,629,000))	<u>\$63,498,000</u>

The appropriations in this section are subject to the following conditions and limitations: A joint select task force on nuclear energy is created to study the generation of energy in the region through the use of nuclear power. The task force must report any findings and recommendations to the legislature by December 1, 2014.

(1) In its deliberations, the task force must consider the greatest amount of environmental benefit for each dollar spent based on the life-cycle cost of any nuclear power technology. Life-cycle costs must include the storage and disposal of any nuclear wastes.

(2) The task force must consist of eight members that serve on the legislative standing committees with primary jurisdiction over energy issues. The president of the senate shall appoint two members from the majority caucus, two members from the minority caucus, and an alternate. The speaker of the house of representatives shall appoint two members from each caucus and an alternate.

(3) The members of the task force shall select from among their members a chair and other officers as the task force deems appropriate.

(4) The task force must hold no more than four meetings, with two of those meetings in Richland, Washington.

(5) The task force must be staffed by senate committee services and the office of program research of the house of representatives.

(6) The task force terminates December 15, 2014.

Sec. 102. 2013 2nd sp.s. c 4 s 102 (uncodified) is amended to read as follows:

FOR THE SENATE

General Fund--State Appropriation (FY 2014)	((21,150,000))	<u>\$21,240,000</u>
General Fund--State Appropriation (FY 2015)	((23,405,000))	<u>\$23,216,000</u>
Motor Vehicle Account--State Appropriation	\$1,514,000	
TOTAL APPROPRIATION	((46,069,000))	<u>\$45,970,000</u>

The appropriations in this section are subject to the following conditions and limitations: A joint select task force on nuclear energy is created to study the generation of energy in the region through the use of nuclear power. The task force must report any findings and recommendations to the legislature by December 1, 2014.

(1) In its deliberations, the task force must consider the greatest amount of environmental benefit for each dollar spent based on the life-cycle cost of any nuclear power technology. Life-cycle costs must include the storage and disposal of any nuclear wastes.

(2) The task force must consist of eight members that serve on the legislative standing committees with primary jurisdiction over energy issues. The president of the senate shall appoint two members from the majority caucus, two members from the minority caucus, and an alternate. The speaker of the house of representatives shall appoint two members from each caucus and an alternate.

(3) The members of the task force shall select from among their members a chair and other officers as the task force deems appropriate.

(4) The task force must hold no more than four meetings, with two of those meetings in Richland, Washington.

(5) The task force must be staffed by senate committee services and the office of program research of the house of representatives.

(6) The task force terminates December 15, 2014.

Sec. 103. 2013 2nd sp.s. c 4 s 103 (uncodified) is amended to read as follows:

FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE

General Fund--State Appropriation (FY 2014)		\$62,000
General Fund--State Appropriation (FY 2015)	((111,000))	<u>\$85,000</u>
Performance Audits of Government Account--State Appropriation		\$5,641,000
Medical Aid Account--State Appropriation		\$332,000
Accident Account--State Appropriation		\$332,000
TOTAL APPROPRIATION	((6,478,000))	<u>\$6,452,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Notwithstanding the provisions of this section, the joint legislative audit and review committee may adjust the due dates for projects included on the committee's 2013-15 work plan as necessary to efficiently manage workload.

(2) \$332,000 of the medical aid account--state appropriation and \$332,000 of the accident account--state appropriation are provided for the purposes of chapter 37, Laws of 2011 (workers' compensation).

(3) \$323,000 of the performance audits of government account--state appropriation is provided for consultant and staff costs related to the economic analysis of tax preferences as directed by chapter 43.136 RCW.

(4) The joint legislative audit and review committee shall conduct an audit of Washington's state research universities. The purpose of the audit is to identify cost and profit centers within, and in partnership with, the research universities. The audit must focus on public funds; student fees, in particular tuition; and auxiliary enterprises, which for the purposes of the audit at the University of Washington includes University of Washington medical center, the internal lending program, the W fund, and the center for commercialization. The audit at each university must achieve the following:

(a) Assess the university's policies and practices for tracking per-student expenditures for instruction and identify the average amount per student that the university has spent on instruction for undergraduate students in each of the past five fiscal years;

(b) Obtain the university's definition of auxiliary enterprises and determine the number of auxiliary enterprises, including the University of Washington medical center, the University of Washington internal lending program, the W fund, and the center for commercialization, that exist in the university system, the methods the university uses to track revenue and expenditures of auxiliary enterprises, and the policies and practices the university has in place to ensure that state funding is not used to supplement or guarantee projects or programs authorized by auxiliary enterprises;

(c) Identify how much money is being spent on undergraduate education and to what extent undergraduate education is subsidizing graduate education; and

(d) Determine how tuition funds are being used and to what extent they are being used to fund the University of Washington medical center, the University of Washington internal lending program, the W fund, and the center for commercialization and to back bonds authorized by the university.

(5) The committee shall conduct a study of the current methods of collecting legal financial obligations and compare those methods with other debt collection methods, including contracting for debt collection of legal financial obligations. The study shall include analysis of the costs and revenues of current methods and compare those to alternatives, and include analysis of the impact of current methods and alternatives to revenues received by the state. Included shall be an examination of costs and revenue generation before and after the implementation of chapter 379, Laws of 2003 (SSB 5990) and chapter 362, Laws of 2005 (SSB 5256) and analysis of whether these changes met the legislative goals of reducing costs and increasing collections. A report on the results of the analysis shall be presented to the appropriate committees of the legislature by December 2014.

(6) The committee shall conduct a study of economic development programs and projects supported by the state general fund in the department of commerce. The study shall first review the extent to which these programs: (a) Included specific economic development targets; (b) monitored economic development targets; (c) required for programs which provided support or services through contracts, whether the contracts were structured such that if economic development targets were not met, contracts were reviewed or revised; and (d) changed the economic development targets of associate development organizations relative to funding increases since 2007. The study will include the feasibility of determining how to isolate other factors, such as general economic trends, from the impacts of economic development programs. The costs and options for conducting future analysis of the outcomes specific to economic development programs shall be included and a briefing report shall be provided to the appropriate committees of the legislature by December 1, 2013. A complete report with study data and conclusions shall be provided to the appropriate committees of the legislature by December 1, 2014.

(7) The committee shall analyze the incidence and level of taxation and business incentives available to the financial services industry in Washington State, and identify the relative differences in taxes and business incentives compared to California. A report shall be provided to the appropriate committees of the legislature by December 1, 2014.

(8) The committee shall conduct an analysis of how school districts use school days. The analysis must include:

(a) How school districts define classroom time, nonclassroom time, instructional time, noninstructional time, and any other definitions of how the school day is divided or used;

(b) Estimates of time in each category;

(c) How noninstructional time is distributed over the annual number of school days;

(d) When noninstructional hours occur;

(e) How noninstructional hours are used, including how much noninstructional time is devoted to professional development for the purposes of teacher and principal evaluation training or common core state standards training; and

(f) The extent to which the use of each category of time is identified or defined in collective bargaining agreements.

To the extent data is not available at the statewide level, the committee may use case studies or other methods to conduct the analysis. The committee shall submit a report of its findings to the education committees of the legislature by December 1, 2014.

(9) The committee shall review funding enhancement formulas that provide minimum staffing unit funding to small school districts and districts with school plants that have been judged by the state board of education to be remote and necessary. The committee will make an assessment of the current formulas and report any recommended adjustments to the legislative fiscal committees of the senate and the house of representatives by November 1, 2014. In assessing the current formulas, the committee may consider: Enhancements being made to basic education funding in the 2013-2015 omnibus appropriations act and committed to under Engrossed Substitute House Bill No. 2261 (chapter 548, Laws of 2009) and Substitute House Bill No. 2776 (chapter 236, Laws of 2010); developments in technology or educational service delivery since the formulas were established; practices in other states; districts' ability to provide students with access to a program of education; and inter-district equity.

~~((12))~~ (10) In carrying out the report required by RCW 44.28.157, the committee shall include by December 2014, an analysis of the impacts of using the Washington health benefit exchange established in chapter 43.71 RCW as a mechanism for providing health insurance for part-time certificated and classified K-12 public school employees. The analysis shall be conducted in coordination with the health care authority and shall include a review of how the exchange, federal health premium tax credits and subsidies for out-of-pocket expenses administered through the exchange, and Medicaid expansion have impacted, or could impact, health care costs for individuals, school districts, and the state. The analysis shall also include a review of the cost of stand-alone dental plans.

(11) The committee shall conduct an analysis of the changes to modifying the medicaid dispensing methods for contraceptive drugs in section 213(48) chapter 4, Laws of 2013 2nd special session. The analysis must include:

(a) Whether the changes to contraceptive methods are achieving the assumed budget savings; and

(b) A determination of whether a twelve-month supply is an optimal level of supply to achieve assumed savings at the lowest state cost.

Sec. 104. 2013 2nd sp.s. c 4 s 104 (uncodified) is amended to read as follows:

FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

General Fund--State Appropriation (FY 2014) ~~(((\$1,653,000))~~ \$1,642,000

General Fund--State Appropriation (FY 2015) ~~(((\$1,811,000))~~ \$1,788,000

TOTAL APPROPRIATION ~~(((\$3,464,000))~~ \$3,430,000

Sec. 105. 2013 2nd sp.s. c 4 s 105 (uncodified) is amended to read as follows:

FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE

General Fund--State Appropriation (FY 2014)	(\$8,004,000)	<u>\$8,062,000</u>
General Fund--State Appropriation (FY 2015)	(\$7,973,000)	<u>\$7,976,000</u>
TOTAL APPROPRIATION	(\$15,977,000)	<u>\$16,038,000</u>

Sec. 106. 2013 2nd sp.s. c 4 s 106 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE STATE ACTUARY

General Fund--State Appropriation (FY 2015)		<u>\$163,000</u>
General Fund--Federal Appropriation		<u>\$163,000</u>
State Health Care Administration Account--State Appropriation		<u>\$227,000</u>
Department of Retirement Systems Expense Account—		
State Appropriation	(\$3,529,000)	<u>\$3,527,000</u>
TOTAL APPROPRIATION		<u>\$4,080,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$163,000 of the general fund--state appropriation for fiscal year 2015, \$163,000 of the general fund--federal appropriation, and \$227,000 of the state health care administration account appropriation are provided to improve the legislature's access to independent and objective health care actuarial analysis for the state medicaid and public employee benefits programs.

Sec. 107. 2013 2nd sp.s. c 4 s 107 (uncodified) is amended to read as follows:

FOR THE STATUTE LAW COMMITTEE

General Fund--State Appropriation (FY 2014)	(\$3,895,000)	<u>\$3,896,000</u>
General Fund--State Appropriation (FY 2015)	(\$4,102,000)	<u>\$4,053,000</u>
TOTAL APPROPRIATION	(\$7,997,000)	<u>\$7,949,000</u>

Sec. 108. 2013 2nd sp.s. c 4 s 108 (uncodified) is amended to read as follows:

FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES

General Fund--State Appropriation (FY 2014)	(\$3,686,000)	<u>\$3,558,000</u>
General Fund--State Appropriation (FY 2015)	(\$3,684,000)	<u>\$3,820,000</u>
TOTAL APPROPRIATION	(\$7,370,000)	<u>\$7,378,000</u>

Sec. 109. 2013 2nd sp.s. c 4 s 110 (uncodified) is amended to read as follows:

FOR THE SUPREME COURT

General Fund--State Appropriation (FY 2014)	(\$6,911,000)	<u>\$7,028,000</u>
General Fund--State Appropriation (FY 2015)	(\$6,836,000)	<u>\$6,813,000</u>
TOTAL APPROPRIATION	(\$13,747,000)	<u>\$13,841,000</u>

Sec. 110. 2013 2nd sp.s. c 4 s 111 (uncodified) is amended to read as follows:

FOR THE LAW LIBRARY

General Fund--State Appropriation (FY 2014)	(\$1,481,000)	<u>\$1,484,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,468,000)	<u>\$1,457,000</u>
TOTAL APPROPRIATION	(\$2,949,000)	<u>\$2,941,000</u>

Sec. 111. 2013 2nd sp.s. c 4 s 112 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON JUDICIAL CONDUCT

General Fund--State Appropriation (FY 2014)	(\$1,068,000)	<u>\$1,071,000</u>
General Fund--State Appropriation (FY 2015)	(\$994,000)	<u>\$997,000</u>
TOTAL APPROPRIATION	(\$2,062,000)	<u>\$2,068,000</u>

Sec. 112. 2013 2nd sp.s. c 4 s 113 (uncodified) is amended to read as follows:

FOR THE COURT OF APPEALS

General Fund--State Appropriation (FY 2014)	(\$15,691,000)	<u>\$15,865,000</u>
General Fund--State Appropriation (FY 2015)	(\$15,685,000)	<u>\$15,811,000</u>
TOTAL APPROPRIATION	(\$31,376,000)	<u>\$31,676,000</u>

Sec. 113. 2013 2nd sp.s. c 4 s 114 (uncodified) is amended to read as follows:

FOR THE ADMINISTRATOR FOR THE COURTS

General Fund--State Appropriation (FY 2014)	(\$51,085,000)	<u>\$51,403,000</u>
General Fund--State Appropriation (FY 2015)	(\$50,771,000)	<u>\$50,987,000</u>
General Fund--Federal Appropriation	(\$2,125,000)	<u>\$2,123,000</u>
General Fund--Private/Local Appropriation	(\$658,000)	<u>\$657,000</u>
Judicial Information Systems Account—		
State Appropriation	(\$46,611,000)	<u>\$53,517,000</u>
Judicial Stabilization Trust Account—		
State Appropriation		<u>\$6,691,000</u>
TOTAL APPROPRIATION	(\$157,944,000)	<u>\$165,378,000</u>

The appropriations in this section are subject to the following conditions and limitations:

- (1) \$1,500,000 of the judicial information systems account--state appropriation is provided solely for development and implementation of the information network hub project.
- (2) \$2,138,000 of the judicial information systems account--state appropriation is provided solely for replacement of computer equipment, including servers, routers, and storage system upgrades.

~~((4))~~ (3) The distributions made under this subsection and distributions from the county criminal justice assistance account made pursuant to section 801 of this act constitute appropriate reimbursement for costs for any new programs or increased level of service for purposes of RCW 43.135.060.

~~((5))~~ (4) \$1,199,000 of the judicial information systems account--state appropriation is provided solely for replacing computer equipment at state courts and state judicial agencies.

~~((6))~~ (5) ~~(\$108,000 of the general fund--state appropriation for fiscal year 2014 and)~~ \$108,000 of the general fund--state appropriation for fiscal year 2015 ~~(are)~~ is provided solely for the implementation of chapter 210, Laws of 2013 (Senate Bill No. 5052) (superior court judges Whatcom county). The funds provided in this subsection shall be expended only if the fourth superior court judge position in Whatcom county is appointed and serving on the bench.

~~((7))~~ (6) ~~(\$108,000 of the general fund--state appropriation for fiscal year 2014 and)~~ \$108,000 of the general fund--state appropriation for fiscal year 2015 ~~(are)~~ is provided solely for the implementation of chapter 142, Laws of 2013 (House Bill No. 1175) (superior court judges Benton/Franklin counties). The funds provided in this subsection shall be expended only if the seventh superior court judge position in Benton and Franklin counties jointly is appointed and serving on the bench.

~~((8))~~ ~~\$11,300,000 of the judicial information systems account--state appropriation is provided solely for continued implementation of the superior court case management system project. The administrative office of the courts, in consultation with the judicial information systems committee, the superior court case management system project steering committee, and the office of the chief information officer shall develop a revised charter to implement the next phases of the superior court case management system. The revised charter shall insure that the superior court case management system project steering committee continues to provide contract oversight, in collaboration with the judicial information system committee, through the implementation period and various phases of the project. Oversight responsibilities throughout the various phases of the project must include, but are not limited to, vendor management, contract and deliverable management, and assuring satisfaction of the business and technical needs at the local level. The superior court case management system project steering committee may solicit input from user groups as deemed appropriate. The revised charter shall be approved by the judicial information systems committee)~~ (7) \$16,606,000 of the judicial information systems account--state appropriation is provided solely for continued implementation of the superior court case management system project. The administrative office of the courts, in consultation with the judicial information systems committee and the office of the chief information officer shall develop a revised superior court case management steering committee charter to implement the next phases of the superior court case management system. The steering committee members shall be appointed by the judicial information systems committee and shall consist of two members representing each of the following groups: Court administrators, superior court judges, county clerks, and the administrative office of the courts. The revised charter shall insure that voting members of the steering committee represent the administrative office of the courts and those courts that have implemented, or have committed to implement, the statewide superior court vendor solution as selected by the judicial information systems committee. The revised charter shall also insure that the superior court case management system project steering committee continues to provide contract oversight in collaboration with the judicial information system committee through the implementation period. Oversight responsibilities of the steering committee throughout the various phases of the project must include, but are not limited to, vendor management, contract and deliverable management, assuring reasonable satisfaction of the business and technical needs at the local level, receipt of stakeholder feedback, and communication between the various stakeholder groups and the judicial information systems committee. Issues of significant scope, schedule or budget changes, and risk mitigation strategies must be escalated to the judicial information systems committee for consideration. In the event that a majority of the steering committee members cannot reach a decision, the issue must be escalated to the judicial information systems committee for consideration. The superior court case management system project steering committee may solicit input from user groups as deemed appropriate. The revised charter shall be approved by the judicial information systems committee.

~~((9))~~ (8) \$1,399,000 of the general fund--state appropriation for fiscal year 2014 and \$1,399,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for school districts for petitions to juvenile court for truant students as provided in RCW 28A.225.030 and 28A.225.035. The administrator for the courts shall develop an interagency agreement with the superintendent of public instruction to allocate the funding provided in this subsection. Allocation of this money to school districts shall be based on the number of petitions filed. This funding includes amounts school districts may expend on the cost of serving petitions filed under RCW 28A.225.030 by certified mail or by personal service or for the performance of service of process for any hearing associated with RCW 28A.225.030.

~~((10))~~ (9)(a) \$7,313,000 of the general fund--state appropriation for fiscal year 2014 and \$7,313,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for distribution to county juvenile court administrators to fund the costs of processing truancy, children in need of services, and at-risk youth petitions. The administrator for the courts, in conjunction with the juvenile court administrators, shall develop an equitable funding distribution formula. The formula shall neither reward counties with higher than average per-petition processing costs nor shall it penalize counties with lower than average per-petition processing costs.

(b) Each fiscal year during the 2013-2015 fiscal biennium, each county shall report the number of petitions processed and the total actual costs of processing truancy, children in need of services, and at-risk youth petitions. Counties shall submit the reports to the administrator for the courts no later than 45 days after the end of the fiscal year. The administrator for the courts shall electronically transmit this information to the chairs and ranking minority members of the house of representatives and senate fiscal committees no later than 60 days after a fiscal year ends. These reports are deemed informational in nature and are not for the purpose of distributing funds.

~~((11))~~ (10) \$274,000 of the general fund--state appropriation for fiscal year 2014 and \$274,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of public guardianship to continue guardianship services for those low-income incapacitated persons who were receiving services on June 30, 2013.

~~((12))~~ ~~\$333,000~~ (11) ~~\$1,426,000~~ of the judicial information systems account--state appropriation is provided solely for the content management system for the appellate courts.

(12) The administrative office of the courts and the judicial information systems committee shall develop statewide superior court data collection and exchange standards. Upon implementation, these standards must be met by each superior court in order to continue to receive judicial information systems account funding or equipment and services funded by the account. For those courts that do not use the statewide superior court vendor solution as chosen by the judicial information systems committee, judicial information systems account

funds may not be allocated for (a) the costs to meet the data collection and exchange standards developed by administrative office of the courts and judicial information systems committee, and (b) the costs to develop and implement local court case management systems.

(13) \$200,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of public guardianship for the purpose of providing guardianship services to low income and indigent alleged or actual incapacitated persons.

Sec. 114. 2013 2nd sp.s. c 4 s 115 (uncodified) is amended to read as follows:

FOR THE OFFICE OF PUBLIC DEFENSE

General Fund--State Appropriation (FY 2014)	((30,410,000))	<u>\$30,912,000</u>
General Fund--State Appropriation (FY 2015)	((33,719,000))	<u>\$35,475,000</u>
Judicial Stabilization Trust Account—State Appropriation		\$3,648,000
General Fund--Federal Appropriation	((152,000))	<u>\$304,000</u>
TOTAL APPROPRIATION	((67,929,000))	<u>\$70,339,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The amounts provided include funding for expert and investigative services in death penalty personal restraint petitions.

(2) \$3,378,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to expand the parents representation program into Asotin, Columbia, Garfield, King, Whatcom, and Whitman counties.

(3) \$225,000 of the general fund--state appropriation for fiscal year 2014 and \$1,721,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for parents representation program costs related to increased parental rights termination filings from the department of social and health services permanency initiative.

(4) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the immigration consequences advisement program at the Washington defenders association.

Sec. 115. 2013 2nd sp.s. c 4 s 116 (uncodified) is amended to read as follows:

FOR THE OFFICE OF CIVIL LEGAL AID

General Fund--State Appropriation (FY 2014)	((10,862,000))	<u>\$10,910,000</u>
General Fund--State Appropriation (FY 2015)	((10,870,000))	<u>\$12,105,000</u>
Judicial Stabilization Trust Account— State Appropriation	((1,454,000))	<u>\$1,453,000</u>
TOTAL APPROPRIATION	((23,186,000))	<u>\$24,468,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) An amount not to exceed \$40,000 of the general fund--state appropriation for fiscal year 2014 and an amount not to exceed \$40,000 of the general fund--state appropriation for fiscal year 2015 may be used to provide telephonic legal advice and assistance to otherwise eligible persons who are sixty years of age or older on matters authorized by RCW 2.53.030(2) (a) through (k) regardless of household income or asset level.

(2) \$48,000 of the general fund--state appropriation for fiscal year 2014 and \$956,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Engrossed Second Substitute Senate Bill No. 6126 (representation of children in dependency matters) and to fund the cost of legal services. The office is authorized to include in its contracts with counties provisions to reduce reimbursement levels, impose case funding limits or other measures to remain within appropriated amounts. If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

Sec. 116. 2013 2nd sp.s. c 4 s 117 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE GOVERNOR

General Fund--State Appropriation (FY 2014)	((5,509,000))	<u>\$5,565,000</u>
General Fund--State Appropriation (FY 2015)	((5,217,000))	<u>\$5,225,000</u>
Economic Development Strategic Reserve Account— State Appropriation		\$4,000,000
TOTAL APPROPRIATION	((14,726,000))	<u>\$14,790,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$4,000,000 of the economic development strategic reserve account appropriation is provided solely for efforts to assist with currently active industrial recruitment efforts that will bring new jobs to the state or will retain headquarter locations of major companies currently housed in the state.

(2) \$684,000 of the general fund--state appropriation for fiscal year 2014 and \$684,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of the education ombudsman.

(3) \$258,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5802 (greenhouse gas emissions). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(4) \$35,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the implementation of Second Substitute House Bill No. 1709 (foreign language interpreters). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(5) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the education ombuds to provide special education ombuds services. Beginning in fiscal year 2015, the superintendent of public instruction must enter into an interagency agreement with the office of the education ombuds to provide support for additional special education ombuds services.

(6) Within appropriated funds, the office of the education ombuds shall develop a scope of work and proposed plan for a task force on success for students with special needs that will: (a) Define and assess barriers that students placed or qualified to be placed in special education and students with a plan for accommodation under section 504 of the federal rehabilitation act of 1973 face in earning a high school diploma and fully accessing the educational program provided by the public schools; and (b) outline recommendations for

systemic changes and successful models for education and service delivery, including improved coordination of early learning through postsecondary education and career preparation. With input from interested parents, educators, state agencies, and organizations representing students placed or qualified to be placed in special education and students with a section 504 plan, the office of the education ombuds shall invite representative individuals to participate in the task force. The office of the education ombuds shall submit the scope of work and proposed task force plan to the education and fiscal committees of the legislature by December 1, 2014, along with a request for additional funds necessary to implement the plan. To the extent possible within appropriated funds, the office of the education ombuds may convene the task force and commence its work before June 30, 2015.

Sec. 117. 2013 2nd sp.s. c 4 s 118 (uncodified) is amended to read as follows:

FOR THE LIEUTENANT GOVERNOR

General Fund--State Appropriation (FY 2014)		\$654,000
General Fund--State Appropriation (FY 2015)	(\$658,000)	<u>\$657,000</u>
General Fund--Private/Local Appropriation		\$90,000
TOTAL APPROPRIATION	(\$1,402,000)	<u>\$1,401,000</u>

Sec. 118. 2013 2nd sp.s. c 4 s 119 (uncodified) is amended to read as follows:

FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund--State Appropriation (FY 2014)	(\$2,082,000)	<u>\$2,084,000</u>
General Fund--State Appropriation (FY 2015)	(\$2,015,000)	<u>\$2,044,000</u>
TOTAL APPROPRIATION	(\$4,097,000)	<u>\$4,128,000</u>

Sec. 119. 2013 2nd sp.s. c 4 s 120 (uncodified) is amended to read as follows:

FOR THE SECRETARY OF STATE

General Fund--State Appropriation (FY 2014)	(\$11,356,000)	<u>\$11,813,000</u>
General Fund--State Appropriation (FY 2015)	(\$9,535,000)	<u>\$9,440,000</u>
General Fund--Federal Appropriation	(\$7,419,000)	<u>\$7,428,000</u>
General Fund--Private/Local Appropriation		<u>\$20,000</u>
Public Records Efficiency, Preservation, and Access Account—		
State Appropriation	(\$7,361,000)	<u>\$8,336,000</u>
Charitable Organization Education Account—		
State Appropriation		\$364,000
Local Government Archives Account—		
State Appropriation	(\$8,467,000)	<u>\$8,485,000</u>
Election Account--Federal Appropriation	(\$12,016,000)	<u>\$12,006,000</u>
Washington State Heritage Center Account—		
State Appropriation		\$8,860,000
TOTAL APPROPRIATION	(\$65,378,000)	<u>\$66,752,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) ~~(\$3,301,000)~~ \$3,767,000 of the general fund--state appropriation for fiscal year 2014 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures. Counties shall be reimbursed only for those odd-year election costs that the secretary of state validates as eligible for reimbursement.

(2)(a) \$1,847,000 of the general fund--state appropriation for fiscal year 2014 and \$1,926,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events of statewide significance during the 2013-2015 fiscal biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit organization shall be required to raise contributions or commitments to make contributions, in cash or in kind, in an amount equal to forty percent of the state contribution. The office of the secretary of state may make full or partial payment once all criteria in this subsection have been satisfactorily documented.

(b) The legislature finds that the commitment of on-going funding is necessary to ensure continuous, autonomous, and independent coverage of public affairs. For that purpose, the secretary of state shall enter into a contract with the nonprofit organization to provide public affairs coverage.

(c) The nonprofit organization shall prepare an annual independent audit, an annual financial statement, and an annual report, including benchmarks that measure the success of the nonprofit organization in meeting the intent of the program.

(d) No portion of any amounts disbursed pursuant to this subsection may be used, directly or indirectly, for any of the following purposes:

(i) Attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington, by any county, city, town, or other political subdivision of the state of Washington, or by the congress, or the adoption or rejection of any rule, standard, rate, or other legislative enactment of any state agency;

(ii) Making contributions reportable under chapter 42.17 RCW; or

(iii) Providing any: (A) Gift; (B) honoraria; or (C) travel, lodging, meals, or entertainment to a public officer or employee.

(3) Any reductions to funding for the Washington talking book and Braille library may not exceed in proportion any reductions taken to the funding for the library as a whole.

(4) It is the intent of the legislature to consider during the 2014 legislative session funding for the publication and distribution of a primary election voters pamphlet.

(5) \$771,000 of the general fund--state appropriation for fiscal year 2014 and \$772,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the state library to purchase statewide on-line access to the information technology academy to allow public access to on-line courses and learning resources through public libraries.

(6) The legislature finds that the volume of state records retained in paper format continues to grow, increasing the records storage costs for the state. The secretary of state shall convene a work group to study methods for retaining records in electronic formats and for shorter periods of time, with the goal of reducing the volume of stored paper records by ten percent by the end of 2016, and an additional ten percent by the end of 2018. The following state agencies shall participate in the work group, which shall report to the appropriate committees of the legislature by December 31, 2014, and December 31, 2015:

- _____ (a) Office of the secretary of state;
- _____ (b) Office of the attorney general;
- _____ (c) Office of the state auditor;
- _____ (d) Office of financial management;
- _____ (e) Department of corrections;
- _____ (f) Department of social and health services;
- _____ (g) Department of health; and
- _____ (h) Department of transportation.

Sec. 120. 2013 2nd sp.s. c 4 s 121 (uncodified) is amended to read as follows:

FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

General Fund--State Appropriation (FY 2014)	((253,000))	<u>\$249,000</u>
General Fund--State Appropriation (FY 2015)	((248,000))	<u>\$250,000</u>
TOTAL APPROPRIATION	((501,000))	<u>\$499,000</u>

The appropriations in this section are subject to the following conditions and limitations: The office shall assist the department of enterprise services on providing the government-to-government training sessions for federal, state, local, and tribal government employees. The training sessions shall cover tribal historical perspectives, legal issues, tribal sovereignty, and tribal governments. Costs of the training sessions shall be recouped through a fee charged to the participants of each session. The department of enterprise services shall be responsible for all of the administrative aspects of the training, including the billing and collection of the fees for the training.

Sec. 121. 2013 2nd sp.s. c 4 s 122 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

General Fund--State Appropriation (FY 2014)	((213,000))	<u>\$210,000</u>
General Fund--State Appropriation (FY 2015)	((207,000))	<u>\$208,000</u>
TOTAL APPROPRIATION	((420,000))	<u>\$418,000</u>

Sec. 122. 2013 2nd sp.s. c 4 s 123 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER

State Treasurer's Service Account--State		
Appropriation	((14,924,000))	<u>\$14,872,000</u>

The appropriation in this section is subject to the following conditions and limitations: \$150,000 of the state treasurer's service account--state appropriation is provided solely for legal fees related to additional legal assistance due to changes in federal financial regulations and an increase in complex and high profile litigation.

Sec. 123. 2013 2nd sp.s. c 4 s 124 (uncodified) is amended to read as follows:

FOR THE STATE AUDITOR

General Fund--State Appropriation (FY 2014)	((728,000))	<u>\$755,000</u>
General Fund--State Appropriation (FY 2015)	((733,000))	<u>\$754,000</u>
State Auditing Services Revolving Account—		
State Appropriation	((9,573,000))	<u>\$9,821,000</u>
((Performance Audits of Government Account—State Appropriation	((56,000))	
TOTAL APPROPRIATION	((11,090,000))	<u>\$11,330,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) ~~((728,000))~~ \$755,000 of the general fund--state appropriation for fiscal year 2014 and ~~((733,000))~~ \$754,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for staff and related costs to verify the accuracy of reported school district data submitted for state funding purposes; conduct school district program audits of state funded public school programs; establish the specific amount of state funding adjustments whenever audit exceptions occur and the amount is not firmly established in the course of regular public school audits; and to assist the state special education safety net committee when requested.

(2)(a) \$300,000 of the state auditing services revolving account--state appropriation is provided solely to contract with a private firm with accounting expertise to conduct an audit of the use of dedicated local and operating fee accounts by the state's public institutions of higher education. For the purpose of this audit, the public institutions of higher education means the state's colleges and universities as defined in RCW 28B.15.005, one public community and technical college selected by the state auditor that offers applied baccalaureate programs, and one public community and technical college selected by the state auditor that does not offer applied baccalaureate programs.

(b) The legislature intends that tuition revenue be expended in support of instruction and student support services and that other dedicated fees are expended for the purposes for which they are charged. As a result, the legislature directs this audit to examine the accounting of these accounts; to provide clarity regarding the use of these accounts; and to make recommendations for improvement that will support the ongoing clarity, transparency, and accurate accounting of the use of these accounts in accordance with legislative intent. The final audit must include:

(i) For the 2007-2009 through the 2011-2013 fiscal biennia, a thorough examination of the accounting, as required by governmental accounting standards board requirements that govern accounting functions of the office of financial management, of:

- _____ (A) All revenue into these accounts;
- _____ (B) All expenditures out of these accounts; and

(C) All transfers to, from, and within these accounts:

(ii) A narrative summary of the management and uses of these accounts by the institutions of higher education, including an explanation of the reserve policies implemented by the institutions of higher education that govern fund balances in these accounts; and

(iii) Recommendations to improve current practices that will support the ongoing clarity, transparency, and accurate accounting of the use of these accounts in a manner that satisfies the governmental accounting standards board requirements that govern accounting functions of the office of financial management and that aligns with the legislature's intended use of these accounts.

(c) The final audit shall be submitted to the governor and the appropriate committees of the legislature by January 1, 2015. The state auditor shall recover the costs of this audit, which may not exceed the amount provided in this subsection, from the state's colleges and universities and the state board for community and technical colleges.

(d) With any funds remaining from the audit required by this subsection, the state auditor shall review other issues of significance in support of the goal of achieving transparency in the use of funding sources available to institutions of higher education.

Sec. 124. 2013 2nd sp.s. c 4 s 125 (uncodified) is amended to read as follows:

FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS

General Fund--State Appropriation (FY 2014)	(\$141,000)	<u>\$138,000</u>
General Fund--State Appropriation (FY 2015)	(\$171,000)	<u>\$170,000</u>
TOTAL APPROPRIATION	(\$312,000)	<u>\$308,000</u>

Sec. 125. 2013 2nd sp.s. c 4 s 126 (uncodified) is amended to read as follows:

FOR THE ATTORNEY GENERAL

General Fund--State Appropriation (FY 2014)	(\$10,456,000)	<u>\$11,019,000</u>
General Fund--State Appropriation (FY 2015)	(\$10,132,000)	<u>\$10,803,000</u>
General Fund--Federal Appropriation		\$7,114,000
New Motor Vehicle Arbitration Account— State Appropriation	(\$997,000)	<u>\$990,000</u>
Legal Services Revolving Account— State Appropriation	(\$191,286,000)	<u>\$205,174,000</u>
Tobacco Prevention and Control Account— State Appropriation		\$271,000
Medicaid Fraud Penalty Account— State Appropriation	(\$2,279,000)	<u>\$2,333,000</u>
Public Services Revolving Account— State Appropriation	(\$2,093,000)	<u>\$2,106,000</u>
TOTAL APPROPRIATION	(\$224,628,000)	<u>\$239,810,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The attorney general shall report each fiscal year on actual legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted to the office of financial management and the fiscal committees of the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to the legislative fiscal committees and the office of financial management, the office of the attorney general shall include information detailing the agency's expenditures for its agency-wide overhead and a breakdown by division administration expenses.

(2) Prior to entering into any negotiated settlement of a claim against the state that exceeds five million dollars, the attorney general shall notify the director of financial management and the chairs of the senate committee on ways and means and the house of representatives committee on appropriations.

(3) The attorney general shall annually report to the fiscal committees of the legislature all new *cy pres* awards and settlements and all new accounts, disclosing their intended uses, balances, the nature of the claim or account, proposals, and intended timeframes for the expenditure of each amount. The report shall be distributed electronically and posted on the attorney general's web site. The report shall not be printed on paper or distributed physically.

(4) The executive ethics board shall: (a) Develop a statewide plan, with performance measures, to provide overall direction and accountability in all executive branch agencies and statewide elected offices; (b) coordinate and work with the commission on judicial conduct and the legislative ethics board; (c) assess and evaluate each agency's ethical culture through employee and stakeholder surveys, review Washington state quality award feedback reports, and publish an annual report on the results to the public; and (d) solicit outside evaluations, studies, and recommendations for improvements from academics, nonprofit organizations, the public disclosure commission, or other entities with expertise in ethics, integrity, and the public sector.

(5) \$424,000 of the legal services revolving account--state appropriation is provided solely for replacement of a portion of the agency's personal computers. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer and section 945 of this act, personal computer acquisition and replacement.

(6) \$609,000 of the legal services revolving account--state appropriation is provided solely for upgrades to software programs. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(7) \$150,000 of the legal services revolving account--state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5405 (extended foster care). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(8) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Engrossed Substitute House Bill No. 1341 (wrongful imprisonment). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(9) \$189,000 of the legal services revolving account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1420 (transportation improvement projects). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(10) \$2,093,000 of the public service revolving account--state appropriation is provided solely for the work of the public counsel section of the office of the attorney general.

(11) \$353,000 of the general fund--state appropriation for fiscal year 2014 and \$353,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant to the Washington coalition of crime victim advocates to provide training, certification, and technical assistance for crime victim service center advocates.

(12) \$69,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 2171 (veterans, military personnel). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(13) \$182,000 of the general fund--state appropriation for fiscal year 2015, \$13,000 of the public service revolving account--state appropriation, \$54,000 of the medicaid fraud penalty account--state appropriation, and \$3,128,000 of the legal services revolving account--state appropriation are provided solely for the purposes of salary adjustments addressing recruitment and retention issues for assistant attorneys general in the first six years of their employment with the attorney general's office.

(14) \$80,000 of the legal services revolving account--state appropriation is provided solely for implementation of Engrossed Third Substitute Senate Bill No. 5887 (medical and recreational marijuana). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 126. 2013 2nd sp.s. c 4 s 127 (uncodified) is amended to read as follows:

FOR THE CASELOAD FORECAST COUNCIL

General Fund--State Appropriation (FY 2014)	(\$1,260,000)	<u>\$1,211,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,230,000)	<u>\$1,192,000</u>
TOTAL APPROPRIATION	(\$2,490,000)	<u>\$2,403,000</u>

Sec. 127. 2013 2nd sp.s. c 4 s 128 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

General Fund--State Appropriation (FY 2014)	(\$63,076,000)	<u>\$61,546,000</u>
General Fund--State Appropriation (FY 2015)	(\$60,151,000)	<u>\$63,394,000</u>
General Fund--Federal Appropriation	(\$265,004,000)	<u>\$266,732,000</u>
General Fund--Private/Local Appropriation	(\$5,638,000)	<u>\$5,595,000</u>
Public Works Assistance Account—		
State Appropriation	(\$3,036,000)	<u>\$3,013,000</u>
Drinking Water Assistance Administrative Account—		
State Appropriation	(\$445,000)	<u>\$442,000</u>
Lead Paint Account--State Appropriation		<u>\$147,000</u>
Building Code Council Account--State Appropriation		<u>\$13,000</u>
Home Security Fund Account-State Appropriation	(\$25,452,000)	<u>\$25,457,000</u>
Affordable Housing for All Account—		
State Appropriation	(\$11,915,000)	<u>\$11,908,000</u>
Financial Fraud and Identity Theft Crimes Investigation and Prosecution Account—		
State Appropriation	(\$969,000)	<u>\$1,166,000</u>
Low-Income Weatherization <u>and Structural Rehabilitation</u> Assistance Account—		
State Appropriation	(\$1,882,000)	<u>\$1,879,000</u>
Community and Economic Development Fee Account—		
State Appropriation	(\$5,303,000)	<u>\$5,298,000</u>
Washington Housing Trust Account—		
State Appropriation	(\$19,592,000)	<u>\$18,481,000</u>
Prostitution Prevention and Intervention Account--		
State Appropriation		<u>\$98,000</u>
Public Facility Construction Loan Revolving Account—		
State Appropriation	(\$758,000)	<u>\$752,000</u>
Washington Community Technology Opportunity Account--		
Private/Local Appropriation		<u>\$10,000</u>
Liquor Revolving Account--State Appropriation		<u>\$5,605,000</u>
TOTAL APPROPRIATION	(\$469,094,000)	<u>\$471,536,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Repayments of outstanding mortgage and rental assistance program loans administered by the department under RCW 43.63A.640 shall be remitted to the department, including any current revolving account balances. The department shall collect payments on outstanding loans, and deposit them into the state general fund. Repayments of funds owed under the program shall be remitted to the department according to the terms included in the original loan agreements.

(2) \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant to resolution Washington to building statewide capacity for alternative dispute resolution centers and dispute resolution programs that guarantee that citizens have access to low-cost resolution as an alternative to litigation.

(3) \$306,000 of the general fund--state appropriation for fiscal year 2014 and \$306,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant to the retired senior volunteer program.

(4) The department shall administer its growth management act technical assistance and pass-through grants so that smaller cities and counties receive proportionately more assistance than larger cities or counties.

(5) \$375,000 of the general fund--state appropriation for fiscal year 2014 and \$375,000 of the general fund--state appropriation for fiscal year 2015 are provided solely as pass-through funding to Walla Walla Community College for its water and environmental center.

(6) \$1,800,000 of the home security fund--state appropriation is provided for transitional housing assistance or partial payments for rental assistance under the independent youth housing program.

(7) \$5,000,000 of the home security fund--state appropriation is for the operation, repair, and staffing of shelters in the homeless family shelter program.

(8) \$198,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$198,000)~~) \$396,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington new Americans program.

(9) \$2,949,000 of the general fund--state appropriation for fiscal year 2014 and \$2,949,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for associate development organizations. During the 2013-2015 fiscal biennium, the department shall consider an associate development organization's total resources when making contracting and fund allocation decisions, in addition to the schedule provided in RCW 43.330.086.

(10) \$234,000 of the general fund--state appropriation for fiscal year 2014 and \$233,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington asset building coalitions.

(11) \$5,605,000 of the liquor revolving account--state appropriation is provided solely for the department to contract with the municipal research and services center of Washington.

(12) \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the purposes of purchasing contracted services to expand and promote the tourism industry in the state of Washington.

(a) The department must contract with the Washington tourism alliance. Expenditure of state moneys is contingent upon the contractor providing a dollar for dollar cash or in-kind match. Funding must be provided for the following services:

(i) Serving as a central point of contact through developing and maintaining a web portal for Washington tourism, operating a call center, and mailing travel guides;

(ii) Promoting Washington as a tourism destination to national and international markets, with emphasis on markets in Europe and Asia;

(iii) Providing information to businesses and local communities on tourism opportunities that could expand local revenues; and

(iv) Conducting tourism-related research, including market research and measuring the return on investment of funded activities.

(b) The department may not use more than 4 percent of the funds to administer, monitor, and report the outcomes of the services. The department must electronically submit performance metrics by January 1, 2014, and report the outcomes of the services by January 1, 2015, to the economic development committees of the legislature.

(c) The department has the authority to designate one or more alternative contractors if necessary due to performance or other significant issues. Such change must only be made after consultation with the Washington tourism alliance, the governor's office, and the chairs and ranking members of the economic development committees of the legislature.

(13) \$72,000 of the prostitution prevention and intervention account is provided solely for implementation of Engrossed Substitute House Bill No. 1291 (sex trade victims). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(14) \$49,000 of the general fund--state appropriation for fiscal year 2014 and \$49,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of House Bill No. 1818 (business and government streamlining). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(15) \$36,000 of the general fund--state appropriation for fiscal year 2014 and \$37,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to develop an economic cluster strategy to leverage the state's unique maritime assets, geography, history, and infrastructure. Goals include growing employment, targeted economic activity, environmental considerations, tax revenue to state and local governments, and quality of life associated with the maritime sector by working with the industry to understand workforce needs, parity considerations with Oregon and British Columbia, and tax structure and regulatory barriers. The department will report its findings to the appropriate committees of the legislature no later than December 1, 2014.

(16) \$2,000,000 of the Washington housing trust account--state appropriation is provided solely for the department of commerce for services to homeless families through the Washington families fund.

(17) \$5,000,000 of the home security account--state appropriation is provided solely for the department of commerce to provide emergency assistance to homeless families in the temporary assistance for needy families program.

(18) \$75,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the economic development commission to retain one current administrative position. The department shall convene a work group, chaired by the current chair of the economic development commission, of representatives of associate development organizations and the economic development commission to recommend: (1) Changes to the economic development commission's purpose and source and amount of funding; (2) objective benchmarks and outcome-based performance measures for evaluating state investments in economic development; (3) high priority regulatory reforms to foster a favorable business climate for long-term private sector job creation and competitiveness; and (4) organizational roles responsibilities and structures to strengthen cohesive planning, streamline execution, and improve outcomes. The work group shall be comprised of representatives from no less than eight associate development organizations representing both urban and rural counties and counties on both sides of the Cascade range. The department shall submit a report of the work group's recommendation to the fiscal and economic development policy committees of the legislature by December 15, 2013.

(19) (~~(\$4,000,000)~~) \$2,515,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$850,000)~~) \$3,779,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for purposes of creating and operating a community health care and education and innovation center at the Pacific Medical Center in Seattle. Amounts provided in this subsection must be used for lease, maintenance, operations, and other required related expenses for Seattle community colleges allied health programs and other related uses identified by the department of commerce. The department is authorized to enter into a thirty-year lease for the Pacific Medical Center property.

(20) Within the appropriations in this section, the department shall, by December 1, 2013, develop a comprehensive start-up Washington strategy to facilitate the growth of start-ups and enhance the state's competitiveness in recruiting and retaining businesses that start up in Washington. This shall include but is not limited to: Business and occupation tax relief, capital investment, regulatory burdens, workforce and infrastructure needs and support. Start-up businesses interactions with state government and other public entities as a customer shall also be considered.

(21) \$700,000 of the general fund--state appropriation for fiscal year 2014 and \$700,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to identify and invest in strategic growth areas, support key sectors, and align existing economic development programs and priorities. The department must consider Washington's position as the most trade dependent state when identifying priority investments. The department must engage states and provinces in the northwest as well as associate development organizations, small business development centers, chambers of commerce, ports, and other partners to leverage the funds provided. For each dollar expended the department must receive a one hundred percent match. The match may be provided by the department through nongeneral fund sources, or any partnering governments or organizations. Sector leads established by the department must include the industries of: (a) Tourism; (b) agriculture, wood products, and other natural resource industries; and (c) clean technology and renewable and nonrenewable energy. The department may establish these sector leads by hiring new staff, expanding the duties of current staff, or working with partner organizations and or other agencies to serve in the role of sector lead. The department must develop performance metrics and milestones. The department must electronically submit the performance metrics and performance-to-date by January 1, 2014, to the economic development committees of the legislature.

(22) The department is authorized to suspend issuing any nonstatutorily required grants or contracts of an amount less than \$1,000,000 per year.

(23) The department is authorized to require an applicant to pay an application fee to cover the cost of reviewing the project and preparing an advisory opinion on whether a proposed electric generation project or conservation resource qualifies to meet mandatory conservation targets.

(24) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the economic impact and infrastructure cost study for Covington town center.

(25) The department is directed to work with innovation partnership zone administrators to review the existing grant program, including the criteria for designation as an innovation partnership zone and the grant funding criteria. The department shall submit its report to the legislature by December 1, 2013.

(26) Within existing resources, the department shall provide administrative and other indirect support to the developmental disabilities council.

(27) \$306,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the long-term care ombuds program to improve ombuds access to long-term care residents in community-based settings such as adult family homes and assisted living facilities.

(28) \$26,000 of the home security fund--state appropriation is provided solely for the department to establish a pilot program to provide a certification of homeless status for persons who may need a physical or mailing address for purposes of employment. The department must choose one county within which to implement the program, based on the support of local homeless housing and service providers, community leaders, and businesses willing to partner with the department. The department must establish a homeless status form that requires sufficient information to verify a person's homeless status and to provide the address and location of a homeless housing or service provider to be used as the person's own address. The department must develop a procedure for collecting and maintaining the information provided on the homeless status forms and convene regular meetings with homeless housing and service providers, community leaders, homeless persons, and businesses interested in implementing the program. The department must submit a report to the appropriate legislative committees that includes the number of persons who filed a homeless status form, the number of persons who obtained employment with use of the certification, the involvement of partners within the community in implementing the program, and an evaluation and recommendation of the opportunities and impediments for expanding the program statewide. The evaluation and recommendation should include input from statewide homeless housing and service provider networks and business associations.

(29) \$466,000 of the Washington housing trust account--state appropriation is provided solely for the department to provide one-time funding to the Tacoma housing authority to offset expenses associated with remediating units of low-income housing that have been contaminated by the manufacture or use of methamphetamine. The Tacoma housing authority must provide sufficient documentation to verify the costs associated with remediating units of low-income housing that have been contaminated by the manufacture or use of methamphetamine for which they request support. The department may make full or partial payment once sufficient documentation has been provided.

(30) Within existing resources, the department must conduct a data-based evaluation of the effectiveness of the department's international trade services. The report must include comparative data from other states and detail the possible advantages and disadvantages of contracting these services to a nonstate entity. The department must present its findings to the economic development committees of the legislature no later than January 15, 2015.

Sec. 128. 2013 2nd sp.s. c 4 s 129 (uncodified) is amended to read as follows:

FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL

General Fund--State Appropriation (FY 2014)	(\$764,000)	\$758,000
General Fund--State Appropriation (FY 2015)	(\$802,000)	\$805,000
Lottery Administrative Account--State Appropriation		\$50,000
TOTAL APPROPRIATION	(\$1,616,000)	\$1,613,000

Sec. 129. 2013 2nd sp.s. c 4 s 130 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund--State Appropriation (FY 2014)	(\$18,414,000)	\$17,942,000
General Fund--State Appropriation (FY 2015)	(\$17,542,000)	\$17,539,000
General Fund--Federal Appropriation	(\$31,340,000)	\$34,336,000
General Fund--Private/Local Appropriation		\$370,000

Economic Development Strategic Reserve Account—		
State Appropriation	(\$289,000)	<u>\$288,000</u>
Personnel Service Fund--State Appropriation	(\$8,656,000)	<u>\$8,592,000</u>
Data Processing Revolving Account—		
State Appropriation	(\$6,015,000)	<u>\$6,552,000</u>
Higher Education Personnel Services Account—		
State Appropriation		\$1,497,000
Performance Audits of Government Account—		
State Appropriation		\$4,000,000
TOTAL APPROPRIATION	(\$88,123,000)	<u>\$91,116,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The office of financial management shall prepare a report outlining alternative methods of procuring health benefits for home care workers, including individual providers and agency providers. In preparing the report, the office of financial management shall consult with the department of social and health services, representatives of individual home care providers, and agency home care providers.

Along with a summary of the current method of providing benefits, the report must include an analysis of the policy and fiscal implications of accessing health benefits through the Washington health benefits exchange. The report must also provide an analysis of a medicaid section 1115 waiver with the federal centers for medicare and medicaid services that would provide additional medicaid matching funds for individual provider home care workers who are provided with health care benefits through a collective bargaining agreement negotiated with the state under chapter 74.39A RCW, but would otherwise be eligible for medicaid under the federal expanded eligibility provisions that take effect January 1, 2014.

The report must be submitted to the appropriate fiscal committees of the legislature by January 6, 2014.

(2) \$350,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5802 (greenhouse gas emissions). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(3) \$536,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for a study of the state's medical and public assistance eligibility systems and infrastructure with the goal of simplifying procedures, improving customer service, and reducing state expenditures. The study must also examine which state entities play various roles in the eligibility and data verification processes in order to determine if eligibility processes can be further streamlined in light of changes related to the federal affordable care act. The study must identify how costs will be allocated between state and federal funding sources and options for maximizing federal participation. The office of financial management shall provide a report on its findings and recommendations to the relevant policy and fiscal committees of the legislature by January 1, 2014.

(4)(a) The legislature finds that the state's nationally recognized student achievement initiative has led to significant improvements at two-year institutions of higher education. With the goal of creating such efficiencies within the four-year institutions of higher education, the office of financial management shall convene, in coordination with the joint committee on higher education and the student achievement council, a technical incentive funding model task force to propose an incentive funding model for the four-year institutions of higher education. The model will provide new incentive funding to four-year institutions of higher education that demonstrate improvement on existing performance measures and control resident undergraduate tuition growth. Participation in the program is voluntary; however, funding appropriated for this program shall only be available to those institutions that have chosen to participate in the program.

(b) The task force must include the following members:

- (i) One representative from the student achievement council;
- (ii) One representative from the education data center created in RCW 43.41.400; and
- (iii) One representative from each of the four-year institutions of higher education.

(c) The program shall include, but shall not be limited to:

- (i) A system for allocating new incentive funding to participating institutions based on an institution's:
 - (A) Performance in specific metrics;
 - (B) Control and reduction where possible of resident undergraduate and graduate tuition; and
 - (C) Efficient utilization of classrooms, laboratories, and online and other high technology instructional methods;
- (ii) A methodology for allocating funding for performance as specified in (c)(i)(A) of this subsection that is based on performance metrics reported in the accountability monitoring and reporting system established in RCW 28B.77.090 and that recognizes each institution's unique mission by measuring each institution's performance in these metrics against its past performance;
- (iii) A methodology for investing any unallocated incentive funds to the state need grant program created in chapter 28B.92 RCW to expand access to low-income and underserved student populations; and
- (iv) A methodology for establishing a baseline level of state funding that:
 - (A) Fully supports the state's need for an increasing portion of its citizens to gain post-secondary education and qualifications;
 - (B) Recognizes the acute need of the state's high-technology economy for a sufficient number of graduates in high employer demand programs of study;
 - (C) Achieves a more equitable share of support between the state and students and their families; and
 - (D) Provides for funding enhancements based on demonstrated improvements in institutional performance within the educational achievement and tuition reduction incentive program.

(d) The workgroup shall submit a final report containing an incentive funding model to the governor and higher education and fiscal committees of the legislature by December 31, 2013.

(5) \$37,000 of the data processing revolving account--state appropriation is provided solely for the implementation of Engrossed Second Substitute House Bill No. 2192 (state agency permitting). If the bill is not enacted by June 30, 2014, the amounts provided in this

subsection shall lapse.

(6) \$262,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Substitute House Bill No. 2739 (student success in schools). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(7) Within amounts provided in this section, the office of the chief information officer must survey and review agency security policies and standards including, but not limited to (a) compliance with employee information technology security training policies; (b) agency standards and policies for decommissioning personal computers; and (c) the security plans of the provider one system and other health information technology systems within the health care authority and the department of social and health services to ensure compliance with federal health information portability and accountability act rules and the council for affordable quality healthcare committee on operating rules for information exchange. The office must report to the legislature by December 1, 2014, with findings and recommendations from the survey and review.

(8) In conjunction with the office of the chief information officer's prioritization of proposed information technology expenditures, agency budget requests for proposed information technology expenditures shall include the following: The agency's priority ranking of each information technology request; the estimated cost for the current biennium; the estimated total cost of the request over all biennia; and expected timeline to complete the request. The office of the chief information officer and the office of financial management may request agencies to include additional information on proposed information technology expenditure requests.

(9) \$300,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for an analysis of statewide jail needs and how operational costs are incurred among local governments. The analysis must examine, among other things, how regional capacity is currently being utilized at the state and local level including, but not limited to: Historical and current utilization, level of security, ability to provide medical and mental health care, and availability of programming. The analysis must examine the financial impact to counties of providing felon and juvenile detention. In addition, the analysis must include the identification of barriers and solutions for the use of local jails in lieu of prison beds including: For individuals who would otherwise be transferred to department of corrections for a short-term stay; for violator population billing and tracking; and for long-term stays in jail in lieu of prison. A report of findings and recommendations must be provided to the governor and legislative fiscal committees by November 1, 2014.

(10) \$46,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the education data center to:

(a) Collect and publish on its web site by October 1, 2014, short-term and long-term earnings and employment data for completers of higher education degrees, apprenticeships, and certificates awarded by institutions of higher education as defined in RCW 28B.10.016 for each institution;

(b) With the assistance of the legislative evaluation and accountability program committee, make publicly available on its web site a detailed inventory of the data that are contained in the data warehouse. The data center and its contributors shall continue to expand efforts to improve the integrity of the information and web site displays to maximize value and utility. The education data center shall also collaborate with the legislative evaluation and accountability program committee to broadly disseminate meaningful information on the publicly accessible web sites by expanding and increasing interactive web-based reporting; and

(c) In consultation with the state board for community and technical colleges, the workforce training and education coordinating board, representatives of the public four-year institutions of higher education, and the legislative evaluation and accountability program committee, prepare, or contract with an entity to prepare, an economic success metrics report of employment and earnings outcomes for degrees, apprenticeships, and certificates earned at institutions of higher education. The final report shall be published on the education data center web site and delivered to the governor and the higher education and fiscal committees of the legislature by November 1, 2014.

Sec. 130. 2013 2nd sp.s. c 4 s 131 (uncodified) is amended to read as follows:

FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

Administrative Hearings Revolving Account—

State Appropriation	(\$37,772,000)	\$38,011,000
---------------------	-----------------------------	--------------

The appropriation in this section is subject to the following conditions and limitations:

(1) \$151,000 of the administrative hearings revolving account--state appropriation is provided solely for replacement of computer equipment, including servers, routers, and storage system upgrades. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(2) \$137,000 of the administrative hearings revolving account--state appropriation is provided solely for replacement of a portion of the agency's personal computers. The amount provided in this subsection is conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) Within the amounts provided in this section, the office shall improve the timeliness of its hearings and report the progress of its efforts to the office of financial management and the fiscal committees of the legislature by November 1, 2014.

Sec. 131. 2013 2nd sp.s. c 4 s 132 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE LOTTERY

Lottery Administrative Account—

State Appropriation	(\$25,696,000)	\$25,607,000
---------------------	-----------------------------	--------------

The appropriation in this section is subject to the following conditions and limitations:

(1) \$596,000 of the lottery administrative account--state appropriation is provided solely for the replacement of the lottery's gaming systems vendor contract.

(2) No portion of this appropriation may be used for acquisition of gaming system capabilities that violates state law.

Sec. 132. 2013 2nd sp.s. c 4 s 133 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON HISPANIC AFFAIRS

General Fund--State Appropriation (FY 2014)	(\$238,000)	\$235,000
---	--------------------------	-----------

General Fund--State Appropriation (FY 2015)	(\$235,000)	\$238,000
---	--------------------------	-----------

TOTAL APPROPRIATION \$473,000

Sec. 133. 2013 2nd sp.s. c 4 s 134 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS

General Fund--State Appropriation (FY 2014)	((233,000))	<u>\$238,000</u>
General Fund--State Appropriation (FY 2015)	((224,000))	<u>\$233,000</u>
TOTAL APPROPRIATION	((457,000))	<u>\$471,000</u>

Sec. 134. 2013 2nd sp.s. c 4 s 135 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS

Department of Retirement Systems Expense

Account--State Appropriation	((50,728,000))	<u>\$50,599,000</u>
------------------------------	---------------------------	---------------------

The appropriation in this section is subject to the following conditions and limitations: \$57,000 of the department of retirement systems expense account--state appropriation is provided solely for the purposes of Senate Bill No. 6201 (optional life annuities for LEOFF 2 members). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 135. 2013 2nd sp.s. c 4 s 136 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF REVENUE

General Fund--State Appropriation (FY 2014)	((107,985,000))	<u>\$108,115,000</u>
General Fund--State Appropriation (FY 2015)	((106,301,000))	<u>\$105,511,000</u>
Timber Tax Distribution Account—		
State Appropriation	((6,102,000))	<u>\$6,083,000</u>
Waste Reduction/Recycling/Litter Control—		
State Appropriation	((132,000))	<u>\$131,000</u>
State Toxics Control Account—		
State Appropriation	((93,000))	<u>\$92,000</u>
((Master License Fund--State Appropriation	\$17,082,000))	
<u>Business License Account--State Appropriation</u>		<u>\$17,043,000</u>
Data Processing Revolving Account--State Appropriation		<u>\$6,751,000</u>
TOTAL APPROPRIATION	((244,446,000))	<u>\$243,726,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of revenue is authorized to increase the master application fee to nineteen dollars and the renewal fee to eleven dollars consistent with RCW 19.02.075.

(2) \$6,751,000 of the data processing revolving account--state appropriation and \$4,853,000 of the master license fund--state appropriation are provided solely for the replacement of the department's legacy business systems. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) \$495,000 of the general fund--state appropriation for fiscal year 2014 and \$431,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of House Bill No. 1971 or Senate Bill No. 5873 (communications services reform). If neither bill is enacted by June 30, 2013, the amounts provided in the subsection shall lapse.

(4) \$641,000 of the general fund--state appropriation for fiscal year 2014 and \$297,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Senate Bill No. 5882 or House Bill No. 2081 (tax preferences and transparency). If neither bill is enacted by June 30, 2013, the amounts provided in the subsection shall lapse.

(5) \$78,000 of the general fund--state appropriation for fiscal year 2014 and \$262,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Substitute Senate Bill No. 5360 (unpaid wage collection). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(6) \$8,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Second Engrossed Second Substitute House Bill No. 2493 (land use/horticulture). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(7) \$14,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Engrossed Substitute House Bill No. 1287 (Indian tribes/property tax). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(8) \$25,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute House Bill No. 1634 (property tax levy limit). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(9) The department must consult with counties it determines to be directly affected by the United States open golf championship held in June 2015 in Washington state for the purpose of establishing metrics to estimate the additional state sales tax revenue attributable to that event. The department must report the additional state sales tax revenue attributable to the United States open golf championship to the fiscal committees of the legislature not later than December 1, 2015.

Sec. 136. 2013 2nd sp.s. c 4 s 137 (uncodified) is amended to read as follows:

FOR THE BOARD OF TAX APPEALS

General Fund--State Appropriation (FY 2014)	((1,217,000))	<u>\$1,203,000</u>
General Fund--State Appropriation (FY 2015)	((1,178,000))	<u>\$1,174,000</u>
TOTAL APPROPRIATION	((2,395,000))	<u>\$2,377,000</u>

Sec. 137. 2013 2nd sp.s. c 4 s 138 (uncodified) is amended to read as follows:

FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

OMWBE Enterprises Account--State Appropriation	((4,077,000))	<u>\$3,999,000</u>
--	--------------------------	--------------------

The appropriation in this section is subject to the following conditions and limitations: (~~(\$200,000 of the minority and women's business enterprises account—state appropriation is provided for implementation of a certification program for small business enterprises.)~~)
 (1) The agency will collaborate with the department of transportation to certify small businesses as small business enterprises. Funding for this work is provided through interagency agreement with the state department of transportation.

(2) The agency must engage in the stakeholder process with the department of transportation, cities, counties, ports, transit agencies, and other entities that rely on the agency for federal certification as a small business enterprise, disadvantaged business enterprise, or airport concessionaire disadvantaged business enterprise to determine an equitable manner to fully recover from users the agency's costs for providing this statewide service. Cost to be reviewed include, but are not limited to, business outreach, certification application and renewal processing, investigations and audits, and appeals from denials and decertifications.

Sec. 138. 2013 2nd sp.s. c 4 s 139 (uncodified) is amended to read as follows:

FOR THE INSURANCE COMMISSIONER

General Fund--State Appropriation (FY 2014)		\$300,000
General Fund--State Appropriation (FY 2015)	(\$100,000)	\$227,000
General Fund--Federal Appropriation	(\$4,495,000)	\$4,486,000
Health Benefit Exchange Account--State Appropriation		\$676,000
Insurance Commissioners Regulatory Account—		
State Appropriation	(\$49,555,000)	\$50,145,000
TOTAL APPROPRIATION	(\$55,126,000)	\$55,834,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$676,000 of the health benefit exchange account--state appropriation is provided solely to implement Engrossed Substitute House Bill No. 1947 (Washington health benefit exchange). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(2) The office of the insurance commissioner shall not curtail functions relating to solvency, rates and forms, and consumer protection.

(3) \$498,000 of the insurance commissioners regulatory account--state appropriation is provided solely for the implementation of Substitute House Bill No. 2461 (insurance company solvency). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(4) Appropriations in this section, as previously appropriated by the legislature in section 144, chapter 564, Laws of 2009 for the implementation of chapter 298, Laws of 2009, are sufficient to implement Engrossed Substitute Senate Bill No. 6511 (prior authorization).

Sec. 139. 2013 2nd sp.s. c 4 s 140 (uncodified) is amended to read as follows:

FOR THE STATE INVESTMENT BOARD

State Investment Board Expense Account--State		
Appropriation	(\$36,035,000)	\$35,967,000

Sec. 140. 2013 2nd sp.s. c 4 s 141 (uncodified) is amended to read as follows:

FOR THE LIQUOR CONTROL BOARD

Dedicated Marijuana Fund--State Appropriation		\$8,136,000
Liquor Revolving Account--State Appropriation	(\$65,146,000)	\$57,268,000
General Fund--Federal Appropriation		\$945,000
General Fund--Private/Local Appropriation		\$25,000
TOTAL APPROPRIATION	(\$66,116,000)	\$66,374,000

The appropriations in this section are subject to the following conditions and limitations:

(1) ~~(\$2,494,000 of the liquor revolving account—state appropriation is provided solely for the liquor control board to implement Initiative Measure No. 502.~~

~~(2))~~(a) The liquor control board must work with the department of health and the department of revenue to develop recommendations for the legislature regarding the interaction of medical marijuana regulations and the provisions of Initiative Measure No. 502. At a minimum, the recommendations must include provisions addressing the following:

- (i) Age limits;
- (ii) Authorizing requirements for medical marijuana;
- (iii) Regulations regarding health care professionals;
- (iv) Collective gardens;
- (v) Possession amounts;
- (vi) Location requirements;
- (vii) Requirements for medical marijuana producing, processing, and retail licensing;
- (viii) Taxation of medical marijuana in relation to recreational marijuana; and
- (ix) The state agency that should be the regulatory body for medical cannabis.

(b) The board must submit its recommendations to the appropriate committees of the legislature by January 1, 2014.

(2) For the purposes of RCW 43.88.110(7), any initial cash deficit in the dedicated marijuana fund must be liquidated over the remainder of the 2013-2015 fiscal biennium.

(3) \$786,000 of the dedicated marijuana fund--state appropriation is provided solely for implementation of Engrossed Third Substitute Senate Bill No. 5887 (medical and recreational marijuana). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 141. 2013 2nd sp.s. c 4 s 142 (uncodified) is amended to read as follows:

FOR THE UTILITIES AND TRANSPORTATION COMMISSION

General Fund--Federal Appropriation	\$150,000	
General Fund--Private/Local Appropriation	(\$11,228,000)	<u>\$11,217,000</u>
Public Service Revolving Account—		
State Appropriation	(\$29,893,000)	<u>\$29,850,000</u>
Pipeline Safety Account--State Appropriation	(\$4,411,000)	<u>\$4,407,000</u>
Pipeline Safety Account--Federal Appropriation	(\$1,938,000)	<u>\$1,929,000</u>
TOTAL APPROPRIATION	(\$47,620,000)	<u>\$47,553,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The commission shall work with the Idaho public utilities commission and the public utility commission of Oregon to identify common regulatory functions that can be performed jointly, with the goal of formalizing an agreement that protects essential services while increasing regulatory effectiveness and efficiencies through economies of scale. The commission is authorized to enter into an agreement with such other state public utility commissions to work jointly in administering specified respective regulatory functions.

(2) Up to \$200,000 of the total appropriation is provided for the commission to continue to evaluate the regulatory processes for energy companies and identify and implement administrative actions to improve those processes. The commission shall develop and adopt a schedule for such administrative actions.

Sec. 142. 2013 2nd sp.s. c 4 s 143 (uncodified) is amended to read as follows:

FOR THE MILITARY DEPARTMENT

General Fund--State Appropriation (FY 2014)	(\$1,880,000)	<u>\$1,833,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,846,000)	<u>\$1,640,000</u>
General Fund--Federal Appropriation	(\$140,135,000)	<u>\$140,024,000</u>
Enhanced 911 Account--State Appropriation	(\$58,514,000)	<u>\$58,392,000</u>
Disaster Response Account--State Appropriation	(\$14,531,000)	<u>\$20,223,000</u>
Disaster Response Account--Federal Appropriation	(\$53,253,000)	<u>\$69,625,000</u>
Military Department Rent and Lease Account—		
State Appropriation		\$615,000
Worker and Community Right-to-Know Account—		
State Appropriation	(\$2,794,000)	<u>\$3,180,000</u>
TOTAL APPROPRIATION	(\$273,568,000)	<u>\$295,532,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) ~~(\$14,531,000)~~ \$20,223,000 of the disaster response account--state appropriation and ~~(\$53,253,000)~~ \$69,625,000 of the disaster response account--federal appropriation may be spent only on disasters declared by the governor and with the approval of the office of financial management. The military department shall submit a report to the office of financial management and the legislative fiscal committees on October 1st and February 1st of each year detailing information on the disaster response account, including: (a) The amount and type of deposits into the account; (b) the current available fund balance as of the reporting date; and (c) the projected fund balance at the end of the 2014-2015 biennium based on current revenue and expenditure patterns.

(2) ~~(\$75,000,000)~~ \$60,000,000 of the general fund--federal appropriation is provided solely for homeland security, subject to the following conditions:

(a) Any communications equipment purchased by local jurisdictions or state agencies shall be consistent with standards set by the Washington state interoperability executive committee; and

(b) The department shall submit an annual report to the office of financial management and the legislative fiscal committees detailing the governor's domestic security advisory group recommendations; homeland security revenues and expenditures, including estimates of total federal funding for the state; and incremental changes from the previous estimate.

(3) \$388,000 of the worker and community right-to-know account--state appropriation is provided solely for the department's equipment replacement plan. Prior to using appropriated funds for the purchase of server or other related equipment, the department shall create a plan, in consultation with consolidated technology services and the office of the chief information officer, to migrate the department's existing data center to the state data center located in the 1500 Jefferson building and use services provided by consolidated technology services instead of purchasing new servers or other related equipment. If the department has specific service or performance requirements for locating servers outside the state data center, the agency will submit a waiver request to the office of the chief information officer as required in RCW 43.41A.150.

Sec. 143. 2013 2nd sp.s. c 4 s 144 (uncodified) is amended to read as follows:

FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund--State Appropriation (FY 2014)	(\$1,977,000)	<u>\$1,993,000</u>
General Fund--State Appropriation (FY 2015)	(\$2,036,000)	<u>\$2,058,000</u>
Higher Education Personnel Services Account—		
State Appropriation		\$521,000
Personnel Service Account--State Appropriation	(\$3,300,000)	\$3,319,000
TOTAL APPROPRIATION	(\$7,834,000)	\$7,891,000

Sec. 144. 2013 2nd sp.s. c 4 s 145 (uncodified) is amended to read as follows:

FOR THE BOARD OF ACCOUNTANCY

Certified Public Accountants' Account—		
State Appropriation	(\$2,699,000)	\$2,680,000

Sec. 145. 2013 2nd sp.s. c 4 s 147 (uncodified) is amended to read as follows:

FOR THE HORSE RACING COMMISSION

Horse Racing Commission Operating Account—

State Appropriation ((~~\$3,552,000~~)) \$3,436,000

The appropriation in this section is subject to the following conditions and limitations: Pursuant to RCW 43.135.055, the commission is authorized to increase licensing fees by up to five percent in fiscal year 2014 and up to five percent in fiscal year 2015; and background check fees by up to one dollar in fiscal year 2014, and up to one dollar in fiscal year 2015.

Sec. 146. 2013 2nd sp.s. c 4 s 148 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

General Fund--State Appropriation (FY 2014)	((\$3,654,000))	\$3,661,000
General Fund--State Appropriation (FY 2015)	((\$3,628,000))	\$5,863,000
Building Code Council Account—		
State Appropriation	((\$1,227,000))	\$1,223,000
Data Processing Revolving Account—		
State Appropriation		\$7,062,000
Enterprise Services Account--State Appropriation		\$2,400,000
TOTAL APPROPRIATION	((\$8,509,000))	\$20,209,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$3,287,000 of the general fund--state appropriation for fiscal year 2014 and \$3,286,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the payment of facilities and services charges, utilities and contracts charges, public and historic facilities charges, and capital projects surcharges allocable to the senate, house of representatives, statute law committee, and joint legislative systems committee. The department shall allocate charges attributable to these agencies among the affected revolving funds. The department shall maintain an interagency agreement with these agencies to establish performance standards, prioritization of preservation and capital improvement projects, and quality assurance provisions for the delivery of services under this subsection. The legislative agencies named in this subsection shall continue to enjoy all of the same rights of occupancy and space use on the capitol campus as historically established.

(2) In accordance with RCW 46.08.172 and 43.135.055, the department is authorized to increase parking fees in fiscal years 2014 and 2015 as necessary to meet the actual costs of conducting business.

(3) The building code council account appropriation is provided solely for the operation of the state building code council as required by statute and modified by the standards established by executive order 10-06. The council shall not consider any proposed code amendment or take any other action not authorized by statute or in compliance with the standards established in executive order 10-06. No member of the council may receive compensation, per diem, or reimbursement for activities other than physical attendance at those meetings of the state building code council or the council's designated committees, at which the opportunity for public comment is provided generally and on all agenda items upon which the council proposes to take action. The building code council shall comply with chapter 19.85 RCW, known as the regulatory fairness act, by including with all proposed substantial code amendments an analysis addressing cost effectiveness, net benefits, payback periods, and life-cycle costs.

((~~(5)~~)) (4) The department of enterprise services shall purchase flags needed for ceremonial occasions on the capitol campus in order to fully represent the countries that have an international consulate in Washington state.

((~~(6)~~)) (5) Before any agency may purchase a passenger motor vehicle as defined in RCW 43.19.560, the agency must have written approval from the director of the department of enterprise services.

((~~(7)~~)) (6) \$2,400,000 of the ((~~data processing revolving account~~)) enterprise services account--state appropriation is provided solely for the implementation of a pilot program to implement a strategy and action plan to modernize the state's enterprise financial and administrative systems. The department, the office of financial management, and the office of the chief information officer, will lead the planning effort and establish advisory committees composed of key stakeholders. The plan will include an assessment of the readiness of state government to conduct a business transformation and system replacement project of this scale. The plan shall incorporate the objectives of lean management and should include recommendations on: Project scope, phasing and timeline, expected outcomes and measures of success, product strategy, budget and financing strategy options, risk mitigation, staffing and organization, and strategies to close readiness gaps. The department shall submit the implementation plan to the fiscal committees of the legislature by December 15, ((2013)) 2014.

The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

((~~(8)~~ \$8,013,000)) (7) \$7,062,000 of the data processing revolving account--state appropriation is provided solely for the implementation of a pilot program to implement a time, leave, and attendance enterprise system. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

((~~(9)~~)) (8) From the fee charged to master contract vendors, the department shall transfer to the office of minority and women's business enterprises in equal monthly installments \$2,039,000 in fiscal year 2014 and \$2,038,000 in fiscal year 2015.

((~~(10)~~)) (9) The legislature intends to review for purchase parcel number one and surrounding property on McNeil Island. The department shall coordinate with the federal government to obtain an appraisal determining the fair market value and shall provide an estimate to the legislative fiscal committees by October 1, 2013.

(10) Appropriations to state agencies in this act have been reduced to reflect the following changes and reductions in services provided by the department. The department shall revise its central services rates charged to state agencies to implement these changes in services and policy: Small agency client services shall be transferred to the office of financial management on July 1, 2014; small agency human resources services shall cease on July 1, 2014; and costs for the print and imaging program shall be fully recovered through rates charged to state agencies and other government and nonprofit entities for this service.

(11) On a one-time basis, \$2,250,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for incremental costs to facilitate the purchasing of electricity for use in state government operations from in-state alternative power sources

consisting of high-efficiency cogeneration from woody biomass that is at least sixty-five percent energy efficient based upon low heat value, coal transition power, and solar energy facilities. This funding shall be provided on a temporary basis to assist state agencies to make purchases from in-state alternative power sources. The department may solicit proposals from local electric utilities that currently serve state operations.

Sec. 147. 2013 2nd sp.s. c 4 s 149 (uncodified) is amended to read as follows:

FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS

Volunteer Firefighters' and Reserve Officers' Administrative Account—

State Appropriation	((1,044,000))	\$959,000
---------------------	--------------------------	-----------

Sec. 148. 2013 2nd sp.s. c 4 s 150 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund--State Appropriation (FY 2014)	((1,293,000))	\$1,271,000
General Fund--State Appropriation (FY 2015)	((1,242,000))	\$1,258,000
General Fund--Federal Appropriation	((1,950,000))	\$1,944,000
General Fund--Private/Local Appropriation		\$14,000
TOTAL APPROPRIATION	((4,499,000))	\$4,487,000

(End of part)

**PART II
HUMAN SERVICES**

Sec. 201. 2013 2nd sp.s. c 4 s 201 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

(2) The department of social and health services shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(3)(a) The health care authority and the department are authorized to develop an integrated health care program designed to slow the progression of illness and disability and better manage medicaid expenditures for the aged and disabled population. Under the Washington medicaid integration partnership (WMIP) and the medicare integrated care project (MICP), the health care authority and the department may combine and transfer such medicaid funds appropriated under sections 204, 206, 208, and 213 of this act as may be necessary to finance a unified health care plan for the WMIP and the MICP program enrollment. The WMIP pilot projects shall not exceed a daily enrollment of 6,000 persons, nor expand beyond one county during the 2013-2015 fiscal biennium. The amount of funding assigned from each program may not exceed the average per capita cost assumed in this act for individuals covered by that program, actuarially adjusted for the health condition of persons enrolled, times the number of clients enrolled. In implementing the WMIP and the MICP, the health care authority and the department may: (i) Withhold from calculations of "available resources" as set forth in RCW 71.24.025 a sum equal to the capitated rate for enrolled individuals; and (ii) employ capitation financing and risk-sharing arrangements in collaboration with health care service contractors licensed by the office of the insurance commissioner and qualified to participate in both the medicaid and medicare programs.

(b) If Washington has been selected to participate in phase two of the federal demonstration project for persons dually-eligible for both medicare and medicaid, the department and the authority may initiate the MICP. Participation in the project shall be limited to persons who are eligible for both medicare and medicaid and to counties in which the county legislative authority has agreed to the terms and conditions under which it will operate. The purpose of the project shall be to demonstrate and evaluate ways to improve care while reducing state expenditures for persons enrolled both in medicare and medicaid. To that end, prior to initiating the project, the department and the authority shall assure that state expenditures shall be no greater on either a per person or total basis than the state would otherwise incur. Individuals who are solely eligible for medicaid may also participate if their participation is agreed to by the health care authority, the department, and the county legislative authority.

(4) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(5) The department shall to the maximum extent practicable use the same system for delivery of spoken-language interpreter services for social services appointments as the one established for medical appointments in section 213 of this act. When contracting directly with an individual to deliver spoken language interpreter services, the department shall only contract with language access providers who are working at a location in the state and who are state-certified or state-authorized, except that when such a provider is not available, the department may use a language access provider who meets other certifications or standards deemed to meet state standards, including interpreters in other states.

(6) The department shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the department and its contractors. Prior to open enrollment, the department shall coordinate with the health care authority to

provide referrals to the Washington health benefit exchange for clients that will be ineligible for the medicaid expansion but are enrolled in coverage that will be eliminated in the transition to the medicaid expansion.

(7)(a) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. However, after May 1, 2014, unless specifically prohibited by this act, the department may transfer general fund--state appropriations for fiscal year 2014 among programs after approval by the director of financial management. However, the department shall not transfer state moneys that are provided solely for a specified purpose except as expressly provided in (b) of this subsection.

(b) To the extent that transfers under (a) of this subsection are insufficient to fund actual expenditures in excess of fiscal year 2014 caseload forecasts and utilization assumptions in the long-term care, foster care, adoptions support, medicaid personal care, and child support programs, the department may transfer state moneys that are provided solely for a specified purpose. The department shall not transfer funds, and the director of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any allotment modifications or transfers under this subsection. The written notification shall include a narrative explanation and justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

Sec. 202. 2013 2nd sp.s. c 4 s 202 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	((296,676,000))	\$297,837,000
General Fund--State Appropriation (FY 2015)	((297,641,000))	\$298,132,000
General Fund--Federal Appropriation	((489,939,000))	\$495,189,000
General Fund--Private/Local Appropriation		\$1,354,000
Home Security Fund Account--State Appropriation		\$10,741,000
Domestic Violence Prevention Account—		
State Appropriation		\$1,240,000
Child and Family Reinvestment Account—		
State Appropriation	((6,491,000))	\$2,647,000
TOTAL APPROPRIATION	((1,104,082,000))	\$1,107,140,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Within amounts provided for the foster care and adoption support programs, the department shall control reimbursement decisions for foster care and adoption support cases such that the aggregate average cost per case for foster care and for adoption support does not exceed the amounts assumed in the projected caseload expenditures.

(2) \$668,000 of the general fund--state appropriation for fiscal year 2014 and \$668,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to contract for the operation of one pediatric interim care center. The center shall provide residential care for up to thirteen children through two years of age. Seventy-five percent of the children served by the center must be in need of special care as a result of substance abuse by their mothers. The center shall also provide on-site training to biological, adoptive, or foster parents. The center shall provide at least three months of consultation and support to the parents accepting placement of children from the center. The center may recruit new and current foster and adoptive parents for infants served by the center. The department shall not require case management as a condition of the contract.

(3) \$538,500 of the general fund--state appropriation for fiscal year 2014, \$539,500 of the general fund--state appropriation for fiscal year 2015, \$656,000 of the general fund--private/local appropriation, and \$253,000 of the general fund--federal appropriation are provided solely for children's administration to contract with an educational advocacy provider with expertise in foster care educational outreach. The amounts in this subsection are provided solely for contracted education coordinators to assist foster children in succeeding in K-12 and higher education systems and to assure a focus on education during the transition to performance based contracts. Funding shall be prioritized to regions with high numbers of foster care youth and/or regions where backlogs of youth that have formerly requested educational outreach services exist. The department shall utilize private matching funds to maintain educational advocacy services.

(4) \$10,741,000 of the home security fund--state appropriation is provided solely for the department to contract for services pursuant to RCW 13.32A.030 and 74.15.220. The department shall contract and collaborate with service providers in a manner that maintains the availability and geographic representation of secure and semi-secure crisis residential centers and HOPE centers. To achieve efficiencies and increase utilization, the department shall allow the co-location of these centers, except that a youth may not be placed in a secure facility or the secure portion of a co-located facility except as specifically authorized by chapter 13.32A RCW. The reductions to appropriations in this subsection related to semi-secure crisis residential centers reflect a reduction to the number of beds for semi-secure crisis residential centers and not a reduction in rates. Any secure crisis residential center or semi-secure crisis residential center bed reduction shall not be based solely upon bed utilization. The department is to exercise its discretion in reducing the number of beds but to do so in a manner that maintains availability and geographic representation of semi-secure and secure crisis residential centers.

(5) \$125,000 of the general fund--state appropriation for fiscal year 2014 and \$125,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a community-based organization that has innovated, developed, and replicated a foster care delivery model that includes a licensed hub home. The community-based organization will provide training and technical assistance to the children's administration to develop five hub home models in region 2 that will improve child outcomes, support foster parents, and encourage the least restrictive community placements for children.

(6) \$73,000 of the general fund--state appropriation for fiscal year 2014, \$20,000 of the general fund--state appropriation for fiscal year 2015, and \$31,000 of the general fund--federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1566 (youth in out-of-home care). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(7) \$88,000 of the general fund--state appropriation for fiscal year 2014, \$2,000 of the general fund--state appropriation for fiscal year 2015, and \$28,000 of the general fund--federal appropriation are provided solely for implementation of Engrossed Substitute House Bill No. 1774 (child welfare system). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(8) \$1,698,000 of the general fund--state appropriation for fiscal year 2014, \$2,788,000 of the general fund--state appropriation for fiscal year 2015, and \$1,894,000 of the general fund--federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5405 (extended foster care). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(9) \$579,000 of the general fund--state appropriation for fiscal year 2014, \$579,000 of the general fund--state appropriation for fiscal year 2015, and \$109,000 of the general fund--federal appropriation are provided solely for a receiving care center east of the Cascade mountains.

(10)(a) \$446,000 of the general fund--state appropriation for fiscal year 2014 and \$446,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a contract with a nongovernmental entity or entities to establish one demonstration site in a school district or group of school districts in western Washington.

(b) The children's administration and the nongovernmental entity or entities shall collaboratively select the demonstration site. The demonstration site should be a school district or group of school districts with a significant number of students who are dependent pursuant to chapter 13.34 RCW.

(c) The demonstration site established under this subsection must be selected by September 1, 2013.

(d) The purpose of the demonstration site is to improve the educational outcomes of students who are dependent pursuant to chapter 13.34 RCW by providing individualized education services and monitoring and supporting dependent youths' completion of educational milestones, remediation needs, and special education needs.

(e) The demonstration site established under this subsection must facilitate the educational progress and graduation of dependent youth. The contract must be performance-based with a stated goal of improving the graduation rates of foster youth by two percent per year over five school year periods, starting with the 2014-15 school year and ending with the 2019-20 school year. The demonstration site must develop and provide services aimed at improving the educational outcomes of foster youth. These services must include:

(i) Direct advocacy for foster youth to eliminate barriers to educational access and success;

(ii) Consultation with department of social and health services case workers to develop educational plans for and with participating youth;

(iii) Monitoring education progress of participating youth;

(iv) Providing participating youth with school and local resources that may assist in educational access and success; and

(v) Coaching youth, caregivers, and social workers to advocate for dependent youth in the educational system.

(f) The contracted nongovernmental entity or entities must report demonstration site outcomes to the department of social and health services and the office of public instruction by June 30, 2014, for the 2013-14 school year, and by June 30, 2015, for the 2014-15 school year.

(g) The children's administration must proactively refer all students fifteen years or older, within the demonstration site area, to the selected nongovernmental entity for educational services.

(h) The children's administration must report quarterly to the legislature on the number of eligible youth and number of youth referred for services beginning at the close of the second quarter of fiscal year 2014 and through the final quarter of fiscal year 2015.

(i) The contracted nongovernmental entity or entities shall report to the legislature by June 30, 2015, on the effectiveness of the demonstration site in increasing graduation rates for dependent youth.

(11) \$50,000 of the general fund--state appropriation for fiscal year 2014, and \$50,000 of the general fund--state appropriation for fiscal year 2015, and \$256,000 of the general fund--federal appropriation are provided solely for implementation of Substitute Senate Bill No. 5315 (Powell fatality team). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(12) \$670,000 of the general fund--state appropriation for fiscal year 2014 and \$670,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for services provided through children's advocacy centers.

(13)(a) \$22,695,000 of the general fund--state appropriation for fiscal year 2014, \$22,695,000 of the general fund--state appropriation for fiscal year 2015, and \$28,450,000 of the general fund--federal appropriation are provided solely for services for children and families. Prior to approval of contract services pursuant to RCW 74.13B.020, the amounts provided in this section shall be allotted on a monthly basis and expenditures shall not exceed allotments based on a three-month rolling average without approval of the office of financial management following notification to the legislative fiscal committees.

(b) The department shall provide these services to safely reduce the number of children in out-of-home care, the time spent in out-of-home care prior to achieving permanency, and the number of children returning to out-of-home care following permanency.

(14) ~~\$494,000 of the general fund--state appropriation for fiscal year 2014, ((\$1,783,000)) \$6,332,000 of the general fund--state appropriation for fiscal year 2015, ((\$6,491,000)) \$2,647,000 of the child and family reinvestment account--state appropriation, and ((\$8,274,000)) \$9,474,000 of the general fund--federal appropriation, are provided solely for the implementation and operations of the family assessment response program.~~

(15) \$35,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for a rate add-on paid to residential facilities providing behavioral rehabilitation service placements to children or youth who have been assessed as needing mental health services through the mental health division's children's long-term inpatient program and are waiting for an available placement. In no case shall the department decrease any rates paid to such residential facilities as a result of this subsection.

(16) \$329,000 of the general fund--state appropriation for fiscal year 2015 and \$48,000 of the general fund--federal appropriation are provided solely for a tiered reimbursement pilot project for family home and center child care providers who participate in the early achievers quality and improvement system. The tiered reimbursement rates shall be consistent with those established by the department of early learning.

(17) \$150,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for training, technical assistance, and fidelity oversight for an open source parenting program developed by a university-based child welfare research entity. Expenditure of the amount provided in this subsection is contingent upon the availability of private or local funds necessary for the research entity to develop the open source parenting curriculum. The children's administration must make the open source parenting program available to parents with an open child welfare case beginning January 1, 2015.

(18) Effective January 2015, in addition to the youth eligible for extended foster care services under RCW 13.34.267 and

74.13.031, the department is authorized to provide extended foster care services to nonminor dependents who are engaged in employment for eighty hours or more per month. \$83,000 of the general fund--state appropriation for fiscal year 2015 and \$23,000 of the general fund--federal appropriation are provided solely for such services.

Sec. 203. 2013 2nd sp.s. c 4 s 203 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--JUVENILE REHABILITATION PROGRAM

General Fund--State Appropriation (FY 2014)	(\$89,967,000)	<u>\$89,505,000</u>
General Fund--State Appropriation (FY 2015)	(\$90,255,000)	<u>\$88,778,000</u>
General Fund--Federal Appropriation		\$3,464,000
General Fund--Private/Local Appropriation	(\$1,981,000)	<u>\$1,978,000</u>
Washington Auto Theft Prevention Authority Account--		
State Appropriation		\$196,000
Reinvesting in Youth--State Appropriation		\$383,000
Juvenile Accountability Incentive Account—		
Federal Appropriation		\$2,801,000
TOTAL APPROPRIATION	(\$189,047,000)	<u>\$187,105,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$331,000 of the general fund--state appropriation for fiscal year 2014 and \$331,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for deposit in the county criminal justice assistance account for costs to the criminal justice system associated with the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this subsection are intended to provide funding for county adult court costs associated with the implementation of chapter 338, Laws of 1997 and shall be distributed in accordance with RCW 82.14.310.

(2) \$2,716,000 of the general fund--state appropriation for fiscal year 2014 and \$2,716,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this subsection are intended to provide funding for county impacts associated with the implementation of chapter 338, Laws of 1997 and shall be distributed to counties as prescribed in the current consolidated juvenile services (CJS) formula.

(3) \$3,482,000 of the general fund--state appropriation for fiscal year 2014 and \$3,482,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement community juvenile accountability grants pursuant to chapter 338, Laws of 1997 (juvenile code revisions). Funds provided in this subsection may be used solely for community juvenile accountability grants, administration of the grants, and evaluations of programs funded by the grants.

(4) \$1,130,000 of the general fund--state appropriation for fiscal year 2014 and \$1,130,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement alcohol and substance abuse treatment programs for locally committed offenders. The juvenile rehabilitation administration shall award these moneys on a competitive basis to counties that submitted a plan for the provision of services approved by the division of alcohol and substance abuse. The juvenile rehabilitation administration shall develop criteria for evaluation of plans submitted and a timeline for awarding funding and shall assist counties in creating and submitting plans for evaluation.

(5) \$3,123,000 of the general fund--state appropriation for fiscal year 2014 and \$3,123,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for grants to county juvenile courts for the following programs identified by the Washington state institute for public policy (institute) in its October 2006 report: "Evidence-Based Public Policy Options to Reduce Future Prison Construction, Criminal Justice Costs and Crime Rates": Functional family therapy, multi-systemic therapy, aggression replacement training and interagency coordination programs, or other programs with a positive benefit-cost finding in the institute's report. County juvenile courts shall apply to the juvenile rehabilitation administration for funding for program-specific participation and the administration shall provide grants to the courts consistent with the per-participant treatment costs identified by the institute.

(6) \$1,537,000 of the general fund--state appropriation for fiscal year 2014 and \$1,537,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for expansion of the following treatments and therapies in juvenile rehabilitation administration programs identified by the Washington state institute for public policy in its October 2006 report: "Evidence-Based Public Policy Options to Reduce Future Prison Construction, Criminal Justice Costs and Crime Rates": Multidimensional treatment foster care, family integrated transitions, and aggression replacement training, or other programs with a positive benefit-cost finding in the institute's report. The administration may concentrate delivery of these treatments and therapies at a limited number of programs to deliver the treatments in a cost-effective manner.

(7)(a) The juvenile rehabilitation administration shall administer a block grant, rather than categorical funding, of consolidated juvenile service funds, community juvenile accountability act grants, the chemical dependency disposition alternative funds, the mental health disposition alternative, and the sentencing disposition alternative for the purpose of serving youth adjudicated in the juvenile justice system. In making the block grant, the juvenile rehabilitation administration shall follow the following formula and will prioritize evidence-based programs and disposition alternatives and take into account juvenile courts program-eligible youth in conjunction with the number of youth served in each approved evidence-based program or disposition alternative: (i) Thirty-seven and one-half percent for the at-risk population of youth ten to seventeen years old; (ii) fifteen percent for moderate and high-risk youth; (iii) twenty-five percent for evidence-based program participation; (iv) seventeen and one-half percent for minority populations; (v) three percent for the chemical dependency disposition alternative; and (vi) two percent for the mental health and sentencing dispositional alternatives. Funding for the special sex offender disposition alternative (SSODA) shall not be included in the block grant, but allocated on the average daily population in juvenile courts. Funding for the evidence-based expansion grants shall be excluded from the block grant formula. Funds may be used for promising practices when approved by the juvenile rehabilitation administration and juvenile courts, through the community juvenile accountability act committee, based on the criteria established in consultation with Washington state institute for public policy and the juvenile courts.

(b) The juvenile rehabilitation administration and the juvenile courts shall establish a block grant funding formula oversight committee with equal representation from the juvenile rehabilitation administration and the juvenile courts. The purpose of this committee

is to assess the ongoing implementation of the block grant funding formula, utilizing data-driven decision making and the most current available information. The committee will be cochaired by the juvenile rehabilitation administration and the juvenile courts, who will also have the ability to change members of the committee as needed to achieve its purpose. Initial members will include one juvenile court representative from the finance committee, the community juvenile accountability act committee, the risk assessment quality assurance committee, the executive board of the Washington association of juvenile court administrators, the Washington state center for court research, and a representative of the superior court judges association; two representatives from the juvenile rehabilitation administration headquarters program oversight staff, two representatives of the juvenile rehabilitation administration regional office staff, one representative of the juvenile rehabilitation administration fiscal staff and a juvenile rehabilitation administration division director. The committee may make changes to the formula categories other than the evidence-based program and disposition alternative categories if it is determined the changes will increase statewide service delivery or effectiveness of evidence-based program or disposition alternative resulting in increased cost benefit savings to the state. Long-term cost benefit must be considered. Percentage changes may occur in the evidence-based program or disposition alternative categories of the formula should it be determined the changes will increase evidence-based program or disposition alternative delivery and increase the cost benefit to the state. These outcomes will also be considered in determining when evidence-based expansion or special sex offender disposition alternative funds should be included in the block grant or left separate.

(c) The juvenile courts and administrative office of the courts shall be responsible for collecting and distributing information and providing access to the data systems to the juvenile rehabilitation administration and the Washington state institute for public policy related to program and outcome data. The juvenile rehabilitation administration and the juvenile courts will work collaboratively to develop program outcomes that reinforce the greatest cost benefit to the state in the implementation of evidence-based practices and disposition alternatives.

(8) The juvenile courts and administrative office of the courts shall collect and distribute information related to program outcome and provide access to these data systems to the juvenile rehabilitation administration and Washington state institute for public policy. The agreements between administrative office of the courts, the juvenile courts, and the juvenile rehabilitation administration shall be executed to ensure that the juvenile rehabilitation administration receives the data that the juvenile rehabilitation administration identifies as needed to comply with this subsection. This includes, but is not limited to, information by program at the statewide aggregate level, individual court level, and individual client level for the purpose of the juvenile rehabilitation administration providing quality assurance and oversight for the locally committed youth block grant and associated funds and at times as specified by the juvenile rehabilitation administration as necessary to carry out these functions. The data shall be provided in a manner that reflects the collaborative work the juvenile rehabilitation administration and juvenile courts have developed regarding program outcomes that reinforce the greatest cost benefit to the state in the implementation of evidence-based practices and disposition alternatives.

(9) \$445,000 of the general fund--state appropriation for fiscal year 2014 and \$445,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for funding of the teamchild project.

(10) \$178,000 of the general fund--state appropriation for fiscal year 2014 and \$178,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the juvenile detention alternatives initiative.

(11) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant program focused on criminal street gang prevention and intervention. The Washington state partnership council on juvenile justice may award grants under this subsection. The council shall give priority to applicants who have demonstrated the greatest problems with criminal street gangs. Applicants composed of, at a minimum, one or more local governmental entities and one or more nonprofit, nongovernmental organizations that have a documented history of creating and administering effective criminal street gang prevention and intervention programs may apply for funding under this subsection.

(12) \$400,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for competitive grants to community-based organizations to provide at-risk youth intervention services, including but not limited to, case management, employment services, educational services, and street outreach intervention programs. Projects funded should focus on preventing, intervening, and suppressing behavioral problems and violence while linking at-risk youth to pro-social activities. The costs of administration may not exceed four percent of appropriated funding for each grant recipient. Each entity receiving funds must report to the juvenile rehabilitation administration on the number and types of youth served, the services provided, and the impact of those services upon the youth and the community.

Sec. 204. 2013 2nd sp.s. c 4 s 204 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MENTAL HEALTH PROGRAM

(1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

General Fund--State Appropriation (FY 2014)	(\$327,467,000)	<u>\$328,527,000</u>
General Fund--State Appropriation (FY 2015)	(\$308,723,000)	<u>\$329,208,000</u>
General Fund--Federal Appropriation	(\$561,394,000)	<u>\$666,113,000</u>
General Fund--Private/Local Appropriation		\$17,864,000
TOTAL APPROPRIATION	(\$1,215,448,000)	<u>\$1,341,712,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$104,999,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$85,895,000)~~ \$88,895,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for persons and services not covered by the medicaid program. To the extent possible, levels of regional support network spending shall be maintained in the following priority order: Crisis and commitment services; community inpatient services; and residential care services, including personal care and emergency housing assistance. This is a reduction in flexible nonmedicaid funding of \$4,343,000 for fiscal year 2014 and ~~(\$23,446,000)~~ \$20,446,000 for fiscal year 2015. This reduction reflects offsets in state funding related to services that will now be funded with federal dollars through the affordable care act medicaid expansion. This reduction shall be distributed as follows:

(i) The \$4,343,000 reduction in fiscal year 2014 and ~~(\$11,723,000)~~ \$10,223,000 of the reduction in fiscal year 2015 must be distributed among regional support networks based on a formula that equally weights each regional support networks proportion of

individuals who become newly eligible and enroll in medicaid under the expansion provisions of the affordable care act in fiscal year 2014 and each regional support network's spending of flexible nonmedicaid funding on services that would be reimbursable for federal medicaid matching funds if provided to medicaid enrollees in the 2011-2013 fiscal biennium.

(ii) The remaining (~~(\$11,723,000)~~ \$10,223,000 reduction in fiscal year 2015 must be distributed among regional support networks based on each regional support network's proportion of individuals who become newly eligible and enroll in medicaid under the expansion provisions of the affordable care act through fiscal year 2015.

(b) \$6,590,000 of the general fund--state appropriation for fiscal year 2014, \$6,590,000 of the general fund--state appropriation for fiscal year 2015, and \$7,620,000 of the general fund--federal appropriation are provided solely for the department and regional support networks to continue to contract for implementation of high-intensity programs for assertive community treatment (PACT) teams. In determining the proportion of medicaid and nonmedicaid funding provided to regional support networks with PACT teams, the department shall consider the differences between regional support networks in the percentages of services and other costs associated with the teams that are not reimbursable under medicaid. The department may allow regional support networks which have nonmedicaid reimbursable costs that are higher than the nonmedicaid allocation they receive under this section to supplement these funds with local dollars or funds received under section 204(1)(a) of this act. The department and regional support networks shall maintain consistency with all essential elements of the PACT evidence-based practice model in programs funded under this section.

(c) \$5,850,000 of the general fund--state appropriation for fiscal year 2014, \$5,850,000 of the general fund--state appropriation for fiscal year 2015, and \$1,300,000 of the general fund--federal appropriation are provided solely for the western Washington regional support networks to provide either community- or hospital campus-based services for persons who require the level of care previously provided by the program for adaptive living skills (PALS) at western state hospital.

(d) The number of nonforensic beds allocated for use by regional support networks at eastern state hospital shall be 192 per day. The number of nonforensic beds allocated for use by regional support networks at western state hospital shall be 557 per day.

(e) From the general fund--state appropriations in this subsection, the secretary of social and health services shall assure that regional support networks reimburse the aging and disability services administration for the general fund--state cost of medicaid personal care services that enrolled regional support network consumers use because of their psychiatric disability.

(f) The department is authorized to continue to contract directly, rather than through contracts with regional support networks, for children's long-term inpatient facility services.

(g) \$750,000 of the general fund--state appropriation for fiscal year 2014 and \$750,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to continue performance-based incentive contracts to provide appropriate community support services for individuals with severe mental illness who were discharged from the state hospitals as part of the expanding community services initiative. These funds will be used to enhance community residential and support services provided by regional support networks through other state and federal funding.

(h) \$1,125,000 of the general fund--state appropriation for fiscal year 2014 and \$1,125,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Spokane regional support network to implement services to reduce utilization and the census at eastern state hospital. Such services shall include:

(i) High intensity treatment team for persons who are high utilizers of psychiatric inpatient services, including those with co-occurring disorders and other special needs;

(ii) Crisis outreach and diversion services to stabilize in the community individuals in crisis who are at risk of requiring inpatient care or jail services;

(iii) Mental health services provided in nursing facilities to individuals with dementia, and consultation to facility staff treating those individuals; and

(iv) Services at the sixteen-bed evaluation and treatment facility.

At least annually, the Spokane regional support network shall assess the effectiveness of these services in reducing utilization at eastern state hospital, identify services that are not optimally effective, and modify those services to improve their effectiveness.

(i) \$1,529,000 of the general fund--state appropriation for fiscal year 2014 and \$1,529,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to reimburse Pierce and Spokane counties for the cost of conducting 180-day commitment hearings at the state psychiatric hospitals.

(j) Regional support networks may use local funds to earn additional federal medicaid match, provided the locally matched rate does not exceed the upper-bound of their federally allowable rate range, and provided that the enhanced funding is used only to provide medicaid state plan or waiver services to medicaid clients. Additionally, regional support networks may use a portion of the state funds allocated in accordance with (a) of this subsection to earn additional medicaid match, but only to the extent that the application of such funds to medicaid services does not diminish the level of crisis and commitment, community inpatient, residential care, and outpatient services presently available to persons not eligible for medicaid.

(k) \$3,436,000 of the general fund--state appropriation for fiscal year 2014 and \$2,291,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for mental health services for mentally ill offenders while confined in a county or city jail and for facilitating access to programs that offer mental health services upon release from confinement.

(l) \$523,000 of the general fund--state appropriation for fiscal year 2014, \$775,000 of the general fund--state appropriation for fiscal year 2015, and \$854,000 of the general fund--federal appropriation are provided solely for implementation of sections 3 through 5 of chapter 289, Laws of 2013 (E2SHB 1114). Regional support networks must use this funding for the development of intensive community programs that allow individuals to be diverted or transitioned from the state hospitals in accordance with plans approved by the department.

(m) \$5,986,000 of the general fund--state appropriation for fiscal year 2014, \$11,592,000 of the general fund--state appropriation for fiscal year 2015, and \$10,160,000 of the general fund--federal appropriation are provided solely for implementation of chapter 335, Laws of 2013 (ESSB 5480). Regional support networks must use this funding for the development of intensive community programs that allow individuals to be diverted or transitioned from the state hospitals in accordance with plans approved by the department.

(n) Due to recent approval of federal medicaid matching funds for the disability lifeline and the alcohol and drug abuse treatment support act programs, the department shall charge regional support networks for only the state share rather than the total cost of community psychiatric hospitalization for persons enrolled in those programs.

(o) The legislature finds that the circumstances of the Chelan-Douglas regional support network (CD-RSN) make it necessary for CD-RSN to undergo restructuring in order to provide mental health services essential to the health and wellness of the citizens within its service area. The legislature intends to provide additional temporary financial relief to the CD-RSN while it undergoes internal restructuring or negotiates a merger with another regional support network.

The department shall negotiate relief for outstanding fiscal year 2013 reimbursements owed by CD-RSN to the state provided that the CD-RSN has a plan in place that is approved by the department by August 1, 2013, that demonstrates how CD-RSN will maintain financial viability and stability or will merge with another regional support network.

For the period of July 1, 2013, through December 31, 2013, the department may alter collection of reimbursement from CD-RSN for overuse of state hospital beds. To receive a reduction to the required reimbursement for overuse of state hospital beds, CD-RSN must continue to prioritize services that reduce its utilization and census at eastern state hospital and be actively implementing an approved plan to maintain financial viability or pursuing a future merger with another regional support network. Up to \$298,000 of the general fund--state appropriation for fiscal year 2014 is for the department to provide payments to regional support networks in eastern Washington which have used less than their allocated or contracted patient days of care at the state hospital to replace the share of the reimbursements from CD-RSN that the regional support networks would have received under RCW 71.24.320.

(p) ~~\$266,000~~ of the general fund--state appropriation for fiscal year 2014 ~~(is)~~ and \$1,500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to maintain services for the King county regional support network as it works to transition services to settings that are eligible for federal participation for individuals covered under the medicaid program.

(q) Within the amounts appropriated in this section, funding is provided for the department to develop and phase in intensive mental health services for high needs youth consistent with the settlement agreement in T.R. v. Dreyfus and Porter.

(r) \$7,281,000 of the general fund--state appropriation for fiscal year 2015 and \$4,589,000 of the general fund--federal appropriation are provided solely for enhancement of community mental health services. The department must contract these funds for the operation of community programs in which the department determines there is a need for capacity that allows individuals to be diverted or transitioned from the state hospitals including but not limited to: (i) Community hospital or free standing evaluation and treatment services providing short-term detention and commitment services under the involuntary treatment act to be located in the geographic areas of the King regional support network, the Spokane regional support network outside of Spokane county, and the Thurston Mason regional support network; (ii) one new full program of an assertive community treatment team in the King regional support network and two new half programs of assertive community treatment teams in the Spokane regional support network and the Pierce regional support network; and (iii) three new recovery support services programs in the Grays Harbor regional support network, the greater Columbia regional support network, and the north sound regional support network. In contracting for community evaluation and treatment services, the department may not use these resources in facilities that meet the criteria to be classified under federal law as institutions for mental diseases. If the department is unable to come to a contract agreement with a designated regional support network for any of the services identified above, it may consider contracting for that service in another regional support network that has the need for such service.

(2) INSTITUTIONAL SERVICES

General Fund--State Appropriation (FY 2014)	(\$135,246,000)	<u>\$137,913,000</u>
General Fund--State Appropriation (FY 2015)	(\$131,863,000)	<u>\$130,754,000</u>
General Fund--Federal Appropriation	(\$150,863,000)	<u>\$158,952,000</u>
General Fund--Private/Local Appropriation	(\$63,097,000)	<u>\$58,844,000</u>
TOTAL APPROPRIATION	(\$481,069,000)	<u>\$486,463,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(a) The state psychiatric hospitals may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(b) \$231,000 of the general fund--state appropriation for fiscal year 2014 and \$231,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a community partnership between western state hospital and the city of Lakewood to support community policing efforts in the Lakewood community surrounding western state hospital. The amounts provided in this subsection (2)(b) are for the salaries, benefits, supplies, and equipment for one full-time investigator, one full-time police officer, and one full-time community service officer at the city of Lakewood.

(c) \$45,000 of the general fund--state appropriation for fiscal year 2014 and \$45,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for payment to the city of Lakewood for police services provided by the city at western state hospital and adjacent areas.

(d) \$20,000,000 of the general fund--state appropriation for fiscal year 2014 and \$20,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to maintain staffed capacity to serve an average daily census in forensic wards at western state hospital of 270 patients per day.

(e) ~~(\$2,068,000)~~ \$2,994,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$2,066,000)~~ \$5,266,000 of the general fund--state appropriation for fiscal year 2015, and \$240,000 of the general fund--federal appropriation are provided solely for the state psychiatric hospitals to plan, procure, and implement the core elements of an electronic medical record system that is compliant with the international classification of diseases (ICD-10) by October 1, 2014. These funds must only be used for an electronic medical record system that meets federal criteria for electronic sharing of patient information and clinical care summaries with doctors' offices, hospitals, and health systems which use federally certified electronic health record systems. The procurement and implementation shall be conducted to allow for these services to be expanded to the department of corrections. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) SPECIAL PROJECTS

General Fund--State Appropriation (FY 2014)	(\$1,609,000)	<u>\$1,612,000</u>
---	--------------------------	--------------------

General Fund--State Appropriation (FY 2015)	(\$1,610,000)	<u>\$452,000</u>
General Fund--Federal Appropriation		\$6,286,000
TOTAL APPROPRIATION	(\$9,505,000)	<u>\$8,350,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,161,000 of the general fund--state appropriation for fiscal year 2014 (~~and \$1,161,000 of the general fund--state appropriation for fiscal year 2015 are~~) is provided solely for children's evidence-based mental health services.

(b) \$446,000 of the general fund--state appropriation for fiscal year 2014, \$446,000 of the general fund--state appropriation for fiscal year 2015, and \$178,000 of the general fund--federal appropriation are provided solely for the University of Washington's evidence-based practice institute which supports the identification, evaluation, and implementation of evidence-based or promising practices. The institute must work with the department to develop a plan to seek private, federal, or other grant funding in order to reduce the need for state general funds. The institute and the department must submit this plan to the office of financial management and the fiscal committees of the legislature by December 1, 2013.

(4) PROGRAM SUPPORT

General Fund--State Appropriation (FY 2014)	(\$5,287,000)	<u>\$5,807,000</u>
General Fund--State Appropriation (FY 2015)	(\$4,777,000)	<u>\$7,418,000</u>
General Fund--Federal Appropriation	(\$7,711,000)	<u>\$10,030,000</u>
General Fund--Private/Local Appropriation		\$502,000
TOTAL APPROPRIATION	(\$18,277,000)	<u>\$23,757,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(a) In accordance with RCW 43.20B.110, 43.135.055, and 71.24.035, the department is authorized to adopt license and certification fees in fiscal years 2014 and 2015 to support the costs of the regulatory program. The department's fee schedule shall have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower costs of licensing for these programs than for other organizations which are not accredited.

(b) \$74,000 of the general fund--state appropriation for fiscal year 2014, \$74,000 of the general fund--state appropriation for fiscal year 2015, and \$78,000 of the general fund--federal appropriation are provided solely for implementation of chapter 335, Laws of 2013 (ESSB 5480).

(c) \$160,000 of the general fund--state appropriation for fiscal year 2014 and \$80,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of chapter 284, Laws of 2013 (ESSB 5551).

(d) In developing the new medicaid managed care rates under which the public mental health managed care system will operate, the department must seek to estimate the reasonable and necessary cost of efficiently and effectively providing a comparable set of medically necessary mental health benefits to persons of different acuity levels regardless of where in the state they live. The department must report to the office of financial management and to the relevant fiscal and policy committees of the legislature on its proposed new mental health managed care rate-setting approach by August 1, 2013, and again at least sixty days prior to implementation of new capitation rates.

(e) \$349,000 of the general fund--state appropriation for fiscal year 2014, \$212,000 of the general fund--state appropriation for fiscal year 2015, and \$302,000 of the general fund--federal appropriation are provided solely to implement chapter 320, Laws of 2013 (ESHB 1519) and chapter 338, Laws of 2013 (2SSB 5732).

(f) The department shall work cooperatively with the health care authority to explore the feasibility of incentivizing small, rural hospitals to convert, in part or fully, some of their beds to psychiatric treatment beds. No later than December 31, 2014, the department shall report to the appropriate fiscal committees of the legislature on the feasibility of such conversion. The report shall consider rate enhancements and the ability to claim federal medicaid matching funds on converted beds.

(g) \$75,000 of the general fund--state appropriation for fiscal year 2014 and \$21,000 of the general fund--federal appropriation are provided for implementation of section 9, chapter 197, Laws of 2013 (ESHB 1336). The department must utilize these funds for mental health first aid training targeted at teachers and educational staff in accordance with the training model developed by the department of psychology in Melbourne, Australia.

(h) Within the amounts appropriated in this section, funding is provided for the department to continue to develop the child adolescent needs and strengths assessment tool and build workforce capacity to provide evidence based wraparound services for children, consistent with the (~~anticipated~~) settlement agreement in *T.R. v. Dreyfus and Porter*.

(i) \$144,000 of the general fund--state appropriation for fiscal year 2014, \$466,000 of the general fund--state appropriation for fiscal year 2015, and \$687,000 of the general fund--federal appropriation are provided solely for the implementation of Engrossed Substitute Senate Bill No. 6312 (mental health, chemical dependency) and Engrossed Substitute House Bill No. 2315 (suicide prevention). If Substitute Senate Bill No. 6312 (mental health, chemical dependency) is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(j) \$120,000 of the general fund--state appropriation for fiscal year 2014, \$780,000 of the general fund--state appropriation for fiscal year 2015, and \$900,000 of the general fund--federal appropriation are provided solely for contracted actuarial services required for integrating treatment services into managed care contracts in accordance with Second Substitute Senate Bill No. 6312 (mental health, chemical dependency). This includes the development of integrated rates for mental health and chemical dependency services that can be used for contracts with behavioral health and recovery organizations effective April 1, 2016, and for integrated physical health and behavioral health contracts with early adopters. The department shall collaborate with the health care authority, the office of the state actuary, and legislative staff on the establishment of these rates. Contracts for these actuarial services must require the contractors to

provide information in response to questions from the health care authority, the office of the state actuary, and legislative staff. By November 1, 2014, the department shall provide a preliminary progress report on the rate setting process to the behavioral health task force established in chapter 338, Laws of 2013, and to the appropriate policy and fiscal committees of the legislature. The department shall provide an updated report to the same entities by June 30, 2015.

Sec. 205. 2013 2nd sp.s. c 4 s 205 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--DEVELOPMENTAL DISABILITIES PROGRAM

(1) COMMUNITY SERVICES

General Fund--State Appropriation (FY 2014)	(\$439,963,000)	\$444,370,000
General Fund--State Appropriation (FY 2015)	(\$458,131,000)	\$470,359,000
General Fund--Federal Appropriation	(\$820,769,000)	\$835,386,000
General Fund--Private/Local Appropriation	(\$21,000)	\$535,000
TOTAL APPROPRIATION	(\$1,718,884,000)	\$1,750,650,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments shall not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(i) The current annual renewal license fee for adult family homes shall be increased to \$225 per bed beginning in fiscal year 2014 and \$225 per bed beginning in fiscal year 2015. A processing fee of \$2,750 shall be charged to each adult family home when the home is initially licensed. This fee is nonrefundable.

(ii) The current annual renewal license fee for assisted living facilities shall be increased to \$106 per bed beginning in fiscal year 2014 and \$106 per bed beginning in fiscal year 2015.

(iii) The current annual renewal license fee for nursing facilities shall be increased to \$359 per bed beginning in fiscal year 2014 and \$359 per bed beginning in fiscal year 2015.

(c) \$13,301,000 of the general fund--state appropriation for fiscal year 2014, \$20,607,000 of the general fund--state appropriation for fiscal year 2015, and \$33,910,000 of the general fund--federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw through an interest arbitration decision under the provisions of chapters 74.39A and 41.56 RCW for the 2013-2015 fiscal biennium.

(d) \$6,244,000 of the general fund--state appropriation for fiscal year 2014 and \$6,244,000 of the general fund--state appropriation for fiscal year 2015 are appropriated solely for the individual and family support program. Within these amounts, the department shall expand the current number of clients receiving services and focus on extending services to individuals with developmental disabilities who are not otherwise receiving paid services from the department.

(e) The department shall reimburse with the exceptional care rate adult family homes that provided care solely to clients with HIV/AIDS on or before January 1, 2000, and continue to provide care solely to clients with HIV/AIDS. The department shall not reduce the exceptional care rate from the rate paid on October 1, 2013.

(f) ~~(\$1,547,000)~~ \$774,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$4,790,000)~~ \$2,395,000 of the general fund--federal appropriation are provided solely for a payment system that satisfies medicaid requirements regarding time reporting for W-2 providers. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(g) \$1,707,000 of the general fund--state appropriation for fiscal year 2014, \$2,670,000 of the general fund--state appropriation for fiscal year 2015, and \$4,376,000 of the general fund--federal appropriation are provided solely for the homecare agency parity impacts of the service employees international union healthcare 775nw arbitration award.

(h) The department is authorized to establish limited exemption criteria in rule to address RCW 74.39A.325 when a landline phone is not available to the employee.

(i) \$91,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Substitute House Bill No. 2310 (provider safety equipment). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(j) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the department is also granted the authority to waive the required residential administrator training for a period of 120 days if necessary to ensure continuity of care during the relicensing process.

(k) The department of social and health services shall increase the benchmark rates for community residential service businesses providing supported living, group home, and licensed staff residential services for people with developmental disabilities by thirty cents starting July 1, 2014.

(l) By January 1, 2015, the developmental disabilities administration of the department of social and health services shall identify stakeholders to participate in work groups, at their own expense, to complete the following and report to the appropriate committees of the legislature on issues raised in the July 31, 2013, state auditor's report which includes:

(i) Providing various community funding scenarios to phase in serving the fifteen thousand people on the no paid services waitlist caseload;

(ii) Developing strategies to expand data gathered during the initial developmental disabilities application process to improve waitlist management;

(iii) Identifying ways to streamline the eligibility and assessment processes that ensure fairness for services provided by the developmental disabilities administration;

- (iv) Providing different options that address the need for more community crisis and respite support for individuals and families;
(v) Identifying the resources and models needed to expand community peer support networks so that they can provide greater support to people receiving limited services or waiting for services;
(vi) Reviewing how other states use shared support hours for community living;
(vii) Identifying additional community residential options;
(viii) Identifying strategies to increase employment hours and wages for individuals employed;
(ix) Reviewing current community access rules and identifying ways to increase hours of service;
(x) Developing strategies to address retaining an adequate workforce;
(xi) Identifying ways to streamline the developmental disabilities system to make it easier and more accessible to navigate;
(xii) Identifying mechanisms for improved contract monitoring and quality assurance;
(xiii) Researching and analyzing moving the developmental disabilities system to a managed care approach and to more self-direction; and
(xiv) Identifying the various medicaid waiver and state plan options that could make better use of state funds while making the service delivery system more accessible to people in need of the services.

(2) INSTITUTIONAL SERVICES

General Fund--State Appropriation (FY 2014)	(\$85,261,000)	\$86,005,000
General Fund--State Appropriation (FY 2015)	(\$84,980,000)	\$84,806,000
General Fund--Federal Appropriation	(\$160,021,000)	\$160,310,000
General Fund--Private/Local Appropriation		\$23,041,000
TOTAL APPROPRIATION	(\$353,303,000)	\$354,162,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) Individuals receiving services as supplemental security income (SSI) state supplemental payments shall not become eligible for medical assistance under RCW 74.09.510 due solely to the receipt of SSI state supplemental payments.

(b) \$721,000 of the general fund--state appropriation for fiscal year 2014 and \$721,000 of the general fund--state appropriation for fiscal year 2015 are for the department to fulfill its contracts with the school districts under chapter 28A.190 RCW to provide transportation, building space, and other support services as are reasonably necessary to support the educational programs of students living in residential habilitation centers.

(3) PROGRAM SUPPORT

General Fund--State Appropriation (FY 2014)	(\$1,943,000)	\$1,975,000
General Fund--State Appropriation (FY 2015)	(\$1,993,000)	\$2,074,000
General Fund--Federal Appropriation	(\$1,957,000)	\$2,102,000
TOTAL APPROPRIATION	(\$5,893,000)	\$6,151,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$68,000 of the general fund--state appropriation for fiscal year 2015 and \$46,000 of the general fund--federal appropriation are provided solely for the purposes of designing and implementing the community first choice option benefit pursuant to either Engrossed Substitute House Bill No. 2746 (medicaid personal care) or Substitute Senate Bill No. 6387 (eliminating waiting for individuals with developmental disabilities). If neither of these bills is enacted by June 30, 2014, the amounts provided in this subsection (3)(a) shall lapse.

(b) It is the intent of the legislature to use savings from the community first choice option to make needed investments in home and community-based services for seniors and people with disabilities, including potential investments recommended by the joint legislative executive committee on aging and disability and a development and implementation council that the department of social and health services must convene prior to submitting the proposed community first choice option to the centers for medicare and medicaid services. At a minimum, the final report to the legislature from the joint legislative executive committee on aging and disability must explore the cost and benefit of rate enhancements for providers of long-term services and supports, restoration of hours for in-home clients, additional investment in the family caregiver support program, and additional investment in the individual and family services program or other medicaid services to support individuals with developmental disabilities.

(4) SPECIAL PROJECTS

General Fund--State Appropriation (FY 2014)	(\$1,400,000)	\$1,403,000
General Fund--State Appropriation (FY 2015)	(\$1,400,000)	\$1,403,000
General Fund--Federal Appropriation	(\$1,200,000)	\$1,206,000
TOTAL APPROPRIATION	(\$4,000,000)	\$4,012,000

Sec. 206. 2013 2nd sp.s. c 4 s 206 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--AGING AND ADULT SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	(\$869,628,000)	\$860,198,000
General Fund--State Appropriation (FY 2015)	(\$923,218,000)	\$913,984,000
General Fund--Federal Appropriation	(\$1,934,089,000)	\$1,898,401,000
General Fund--Private/Local Appropriation	(\$30,122,000)	\$33,471,000
Traumatic Brain Injury Account—		
State Appropriation	(\$3,393,000)	\$3,392,000
Skilled Nursing Facility Safety Net Trust Account—		
State Appropriation	(\$88,000,000)	\$110,681,000
TOTAL APPROPRIATION	(\$3,848,450,000)	\$3,820,127,000

The appropriations in this section are subject to the following conditions and limitations:

(1) For purposes of implementing chapter 74.46 RCW, the weighted average nursing facility payment rate shall not exceed \$171.35 for fiscal year 2014 and shall not exceed ~~((~~\$171.58~~))~~ \$178.82 for fiscal year 2015, including the rate add-ons described in (a) ~~((and))~~, (b), and (g) of this subsection. However, if the waiver requested from the federal centers for medicare and medicaid services in relation to the safety net assessment is for any reason disapproved, the weighted average nursing facility payment rate shall not exceed \$162.43 for fiscal year 2014 and shall not exceed \$163.58 for fiscal year 2015. There will be no adjustments for economic trends and conditions in fiscal years 2014 and 2015. The economic trends and conditions factor or factors defined in the biennial appropriations act shall not be compounded with the economic trends and conditions factor or factors defined in any other biennial appropriations acts before applying it to the component rate allocations established in accordance with chapter 74.46 RCW. When no economic trends and conditions factor for either fiscal year is defined in a biennial appropriations act, no economic trends and conditions factor or factors defined in any earlier biennial appropriations act shall be applied solely or compounded to the component rate allocations established in accordance with chapter 74.46 RCW.

(a) For fiscal year 2014 and 2015 within the funds provided, the department shall continue to provide an add-on per medicaid resident day per facility not to exceed \$1.57. The add-on shall be used to increase wages, benefits, and/or staffing levels for certified nurse aides; or to increase wages and/or benefits for dietary aides, housekeepers, laundry aides, or any other category of worker whose statewide average dollars-per-hour wage was less than \$15 in calendar year 2008, according to cost report data. The add-on may also be used to address resulting wage compression for related job classes immediately affected by wage increases to low-wage workers. For fiscal year 2015 within funds provided, the department shall provide an additional add-on per medicaid resident day per facility not to exceed the industry weighted average rate of \$2.44. The add-on shall be used to increase wages, benefits, and/or staffing levels for certified nurse aides; or to increase wages and/or benefits for dietary aides, housekeepers, laundry aides, or any other category of worker whose statewide average dollars-per-hour wage was less than \$17 in calendar year 2012, according to cost report data. The department shall continue reporting requirements and a settlement process to ensure that the funds are spent according to this subsection.

(b) The department shall do a comparative analysis of the facility-based payment rates calculated on July 1, ~~((2013))~~ 2014, using the payment methodology defined in chapter 74.46 RCW and as funded in the omnibus appropriations act, excluding the low wage worker add-on found in (a) of this subsection, the rate add-ons for direct care, support services, and therapy care found in (g) of this subsection, the comparative add-on, acuity add-on, and safety net reimbursement, to the facility-based payment rates in effect June 30, 2010. If the facility-based payment rate calculated on July 1, ~~((2013))~~ 2014, is smaller than the facility-based payment rate on June 30, 2010, then the difference shall be provided to the individual nursing facilities as an add-on payment per medicaid resident day.

(c) During the comparative analysis performed in subsection (b) of this section, if it is found that the direct care rate for any facility calculated using the payment methodology defined in chapter 74.46 RCW and as funded in the omnibus appropriations act, excluding the low wage worker add-on found in (a) of this subsection, the rate add-ons for direct care, support services, and therapy care found in (g) of this subsection, the comparative add-on, acuity add-on, and safety net reimbursement, is greater than the direct care rate in effect on June 30, 2010, then the facility shall receive a ten percent direct care rate add-on to compensate that facility for taking on more acute clients than they have in the past.

(d) The department shall provide a medicaid rate add-on to reimburse the medicaid share of the skilled nursing facility safety net assessment as a medicaid allowable cost. The nursing facility safety net rate add-on may not be included in the calculation of the annual statewide weighted average nursing facility payment rate.

(e) The rate add-on provided in (c) of this subsection is subject to the reconciliation and settlement process provided in RCW 74.46.022(6).

(f) If the waiver requested from the federal centers for medicare and medicaid services in relation to the safety net assessment is for any reason disapproved, (b), (c), ~~((and))~~ (d), (g), and the fiscal year 2015 additional add-on in (a) of this subsection do not apply.

(g) For fiscal year 2015, the department shall provide the following rate add-ons per medicaid resident day:

(i) A direct care rate add-on of \$3.63 per medicaid resident day;

(ii) A support services rate add-on of \$1.12 per medicaid resident day; and

(iii) A therapy care rate add-on of \$0.05 per patient day.

This subsection (1)(g) is subject to the reconciliation and settlement process provided in RCW 74.46.022(6).

(2) In accordance with chapter 74.46 RCW, the department shall issue no additional certificates of capital authorization for fiscal year 2014 and no new certificates of capital authorization for fiscal year 2015 and shall grant no rate add-ons to payment rates for capital improvements not requiring a certificate of need and a certificate of capital authorization for fiscal years 2014 and 2015.

(3) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as necessary to fully support the actual costs of conducting the licensure, inspection, and regulatory programs. The license fees may not exceed the department's annual licensing and oversight activity costs and shall include the department's cost of paying providers for the amount of the license fee attributed to medicaid clients.

(a) The current annual renewal license fee for adult family homes shall be increased to \$225 per bed beginning in fiscal year 2014 and \$225 per bed beginning in fiscal year 2015. A processing fee of \$2,750 shall be charged to each adult family home when the home is initially licensed. This fee is nonrefundable.

(b) The current annual renewal license fee for assisted living facilities shall be increased to \$106 per bed beginning in fiscal year 2014 and \$106 per bed beginning in fiscal year 2015.

(c) The current annual renewal license fee for nursing facilities shall be increased to \$359 per bed beginning in fiscal year 2014 and \$359 per bed beginning in fiscal year 2015.

(4) The department is authorized to place long-term care clients residing in nursing homes and paid for with state only funds into less restrictive community care settings while continuing to meet the client's care needs.

(5) \$30,640,000 of the general fund--state appropriation for fiscal year 2014, \$48,633,000 of the general fund--state appropriation for fiscal year 2015, and \$79,273,000 of the general fund--federal appropriation are provided solely for the implementation of the agreement reached between the governor and the service employees international union healthcare 775nw through an interest arbitration decision under the provisions of chapters 74.39A and 41.56 RCW for the 2013-2015 fiscal biennium.

(6) \$1,840,000 of the general fund--state appropriation for fiscal year 2014 and \$1,877,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for operation of the volunteer services program. Funding shall be prioritized towards serving populations traditionally served by long-term care services to include senior citizens and persons with disabilities.

(7) (~~(\$4,894,000)~~) \$2,447,000 of the general fund--state appropriation for fiscal year 2015, and (~~(\$15,150,000)~~) \$7,575,000 of the general fund--federal appropriation are provided solely for a payment system that satisfies medicaid requirements regarding time reporting for W-2 providers. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(8) The department is authorized to establish limited exemption criteria in rule to address RCW 74.39A.325 when a landline phone is not available to the employee.

(9) Within the amounts appropriated in this section, in a report to the appropriate fiscal committees of the legislature that must be submitted by December 1, 2013, the department of social and health services must describe the process for establishing medicaid rates for assisted living and adult family homes. The report must include information about licensing and physical plant standards, contracting provisions, and per capita and biennial expenditures for assisted living and adult family homes.

(10) \$10,800,000 of the general fund--state appropriation for fiscal year 2014, \$17,768,000 of the general fund--state appropriation for fiscal year 2015, and \$28,567,000 of the general fund--federal appropriation are provided solely for the homecare agency parity impacts of the service employees international union healthcare 775nw arbitration award.

(11) \$33,000 of the general fund--state appropriation for fiscal year 2014, \$17,000 of the general fund--state appropriation for fiscal year 2015, and \$50,000 of the general fund--federal appropriation are provided solely for staffing and other expenses associated with the work of the joint legislative executive committee on planning for aging and disability issues that is established by this subsection.

(a) A joint legislative executive committee on aging and disability is established, with members as provided in this subsection.

(i) Four members of the senate, with the leaders of the two largest caucuses each appointing two members. Four members of the house of representatives, with the leaders of the two largest caucuses each appointing two members;

(ii) A member from the office of the governor, appointed by the governor;

(iii) The secretary of the department of social and health services or his or her designee;

(iv) The director of the health care authority or his or her designee; and

(v) The director of the department of retirement systems or his or her designee.

(b) The committee must convene by September 1, 2013. At the first meeting, the committee will select cochairs from among its members who are legislators. All meetings of the committee are open to the public.

(c) The purpose of the committee is to identify key strategic actions to prepare for the aging of the population in Washington, including state budget and policy options, by conducting at least, but not limited to, the following tasks:

(i) Establish a profile of Washington's current population of older people and people with disabilities and a projection of population growth through 2030;

(ii) Establish an inventory of services and supports currently available to older people and people with disabilities from the health care and long-term services and support systems and other community resources such as housing, transportation, income support, and protection for vulnerable adults;

(iii) Identify state budget and policy options to more effectively use state, federal and private resources to, over time, reduce the growth rate in state expenditures that would otherwise occur by continuing current policy in light of significant population growth;

(iv) Identify strategies to better serve the health care needs of an aging population and people with disabilities, and promote healthy living;

(v) Identify policy options to create financing mechanisms for long-term services and supports that will promote additional private responsibility for individuals and families to meet their needs for service;

(vi) Identify policies to promote financial security in retirement, support people who wish to stay in the workplace longer, and expand the availability of workplace retirement savings plans; and

(vii) Identify policy options to help communities adapt to the aging demographic in planning for housing, land use and transportation.

(d) The committee shall consult with the office of the insurance commissioner, the caseload forecast council, health care authority, and other appropriate entities with specialized knowledge of the needs and growth trends of the aging population and people with disabilities.

(e) Staff support for the committee shall be provided by the office of program research, senate committee services, the office of financial management, and the department of social and health services.

(f) Within existing appropriations, the cost of meetings must be paid jointly by the senate, house of representatives, and the office of financial management. Joint committee expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees. The joint committee members may be reimbursed for travel expenses as authorized under RCW 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate. Advisory committee members may not receive compensation or reimbursement for travel and expenses.

(g) The committee shall issue an interim report to the legislature by December 10, 2013, and issue final recommendations to the governor and relevant standing committees of the legislature by December 10, 2014.

(12) \$240,000 of the general fund--state appropriation for fiscal year 2014, \$1,342,000 of the general fund--state appropriation for fiscal year 2015, and \$1,468,000 of the general fund--federal appropriation are provided solely to implement chapter 320, Laws of 2013 (ESHB 1519) and chapter 338, Laws of 2013 (SSSB 5732).

(13) The department shall review the capital add-on rate established by RCW 74.39A.320 for effectiveness in incentivizing assisted living facilities to serve Medicaid eligible clients. Upon completing its review, the department shall submit its findings along with recommendations for alternatives to the office of financial management and the fiscal committees of the legislature by December 1, 2013. The department is encouraged to engage stakeholders in developing alternatives.

(14) \$239,000 of the general fund--state appropriation for fiscal year 2014, \$160,000 of the general fund--state appropriation for fiscal year 2015, and \$398,000 of the general fund--federal appropriation are provided solely to implement chapter 300, Laws of 2013 (SSB 5630).

(15) \$3,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to implement Substitute House Bill No. 2310 (provider safety equipment). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(16) \$296,000 of the general fund--state appropriation for fiscal year 2015 and \$296,000 of the general fund--federal appropriation are provided solely for the purposes of designing and implementing the community first choice option benefit pursuant to either Engrossed Substitute House Bill No. 2746 (medicaid personal care) or Substitute Senate Bill No. 6387 (eliminating waiting for individuals with developmental disabilities). If neither of these bills is enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(17) \$5,094,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

(18) The department may authorize a one-time waiver of all or any portion of the licensing and processing fees required under RCW 70.128.060 in any case in which the department determines that an adult family home is being relicensed because of exceptional circumstances, such as death or incapacity of a provider, and that to require the full payment of the licensing and processing fees would present a hardship to the applicant. In these situations the department is also granted the authority to waive the required residential administrator training for a period of 120 days if necessary to ensure continuity of care during the relicensing process.

(19) It is the intent of the legislature to use savings from the community first choice option to make needed investments in home and community-based services for seniors and people with disabilities, including potential investments recommended by the joint legislative executive committee on aging and disability and the development and implementation council that the department of social and health services must convene prior to submitting the proposed community first choice option to the centers for medicare and medicaid services. At a minimum, the final report to the legislature from the joint legislative executive committee on aging and disability must explore the cost and benefit of rate enhancements for providers of long-term services and supports, restoration of hours for in-home clients, additional investment in the family caregiver support program, and additional investment in the individual and family services program or other medicaid services to support individuals with developmental disabilities.

(20) The department shall reimburse with the exceptional care rate adult family homes that provided care solely to clients with HIV/AIDS on or before January 1, 2000, and continue to provide care solely to clients with HIV/AIDS. The department shall not reduce the exceptional care rate from the rate paid on October 1, 2013.

(21) \$30,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department to contract with area agencies on aging to convene a work group to include first responders and companies providing life alert or other emergency alert services and to develop a proposal on how vulnerable adults who have life alert services might be made known to first responders in the event of a long-term power or telecommunications outage. The work group shall review methods for information sharing to include:

(a) Protocols and conditions in which information would be shared;

(b) A process whereby vulnerable life alert and emergency alert customers may provide permission for their information to be shared in the event of an emergency;

(c) Privacy protections for participants in the program; and

(d) Liability protections for agencies that collect, maintain, and track information.

The work group shall develop recommendations and provide them to the office of financial management and to the appropriate legislative committees by November 15, 2014.

(22) Within existing appropriations, the department is authorized to implement the fully capitated demonstration project for individuals who are dually eligible for medicare and medicaid. Savings realized from this implementation may be used to offset any general fund--state costs incurred by the department.

Sec. 207. 2013 2nd sp.s. c 4 s 207 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ECONOMIC SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	(\$402,504,000)	\$371,738,000
General Fund--State Appropriation (FY 2015)	(\$405,019,000)	\$374,979,000
General Fund--Federal Appropriation	(\$1,211,774,000)	\$1,235,362,000
General Fund--Private/Local Appropriation	(\$30,594,000)	\$36,450,000
Administrative Contingency Account--State Appropriation		\$5,000,000
TOTAL APPROPRIATION	(\$2,049,891,000)	\$2,023,529,000

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) ~~(\$178,757,000)~~ \$145,315,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$172,999,000)~~ \$146,136,000 of the general fund--state appropriation for fiscal year 2015, \$5,000,000 of the administrative contingency account--state appropriation, and ~~(\$732,881,000)~~ \$770,440,000 of the general fund--federal appropriation are provided solely for all components of the WorkFirst program. Within the amounts provided for the WorkFirst program, the department may provide assistance using state-only funds for families eligible for temporary assistance for needy families. The department must create a WorkFirst budget structure that allows for transparent tracking of budget units and subunits of expenditures where these units and subunits are mutually exclusive from other department budget units. The budget structure must include budget units for the following: Cash assistance, child care, WorkFirst activities, and administration of the program. Within these budget units, the department must develop program index codes for specific activities and develop allotments and track expenditures using these codes. The department shall report to the office of financial management and the relevant fiscal and policy committees of the legislature prior to adopting the new structure. The secretary of the department of social and health services, working with WorkFirst partner agencies and in collaboration with the WorkFirst oversight task force, shall develop a plan for maximizing the following outcomes and shall report back to the legislature by November 1, 2013. The outcomes to be measured are: (i) Increased employment; (ii) completion of education or post-secondary training; (iii) completion of barrier removal activity including drug and alcohol or mental health treatment; (iv) housing stability; (v) child care or education stability for the

children of temporary assistance for needy families recipients; (vi) reduced rate of return after exit from the WorkFirst program; and (vii) work participation requirements.

(b) (~~(\$406,818,000)~~) \$374,455,000 of the amounts in (a) of this subsection are provided solely for assistance to clients, including grants, diversion cash assistance, and additional diversion emergency assistance including but not limited to assistance authorized under RCW 74.08A.210. The department may use state funds to provide support to working families that are eligible for temporary assistance for needy families but otherwise not receiving cash assistance.

(c) (~~(\$168,019,000)~~) \$171,893,000 of the amounts in (a) of this subsection are provided solely for WorkFirst job search, education and training activities, barrier removal services, limited English proficiency services, and tribal assistance under RCW 74.08A.040. The department must allocate this funding based on client outcomes and cost effectiveness measures.

(d) (~~(\$367,676,000)~~) \$352,085,000 of the amounts in (a) of this subsection are provided solely for the working connections child care program under RCW 43.215.135. The amounts provided in this subsection (d) are provided conditioned on the department of social and health services and the department of early learning taking additional actions to identify and reduce the backlog of overpayment cases related to public assistance programs, including the working connections child care program. The departments shall collaborate and create a plan to triage overpayment cases in a manner that identifies and prioritizes cases with large overpayments and likelihood of fraudulent activity. The departments shall provide a quarterly report to the appropriate policy and fiscal committees of the legislature detailing the specific actions taken as a result of this subsection (d). The department of social and health services shall also establish an interagency agreement with the state auditor's office to conduct an independent performance audit of the office of fraud and accountability recovery. The audit shall include an analysis of the data reporting elements used by the office, current methods for determining the closing of cases, workload allocation, and issues associated with coordination between the two departments. \$300,000 of the amount provided in this subsection (d) is provided solely for this performance audit.

(e) (~~(\$142,124,000)~~) \$168,456,000 of the amounts in (a) of this subsection are provided solely for WorkFirst and working connections child care administration and overhead.

(f) The amounts in (b) through ~~((d))~~ (e) of this subsection shall be expended for the programs and in the amounts specified. However, the department may transfer up to 10 percent of funding between (b) through ~~((d))~~ (e) of this subsection ~~((but only if the funding is available or necessary to transfer solely due to utilization, caseload changes, or underperformance in terms of client outcomes))~~. The department shall provide notification prior to any transfer to the office of financial management and to the appropriate legislative committees and the legislative-executive WorkFirst oversight task force. The approval of the director of financial management is required prior to any transfer under this subsection.

(2) \$1,657,000 of the general fund--state appropriation for fiscal year 2014 and \$1,657,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for naturalization services.

(3) \$2,366,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services; and \$2,366,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for employment services for refugees and immigrants, of which \$1,774,000 is provided solely for the department to pass through to statewide refugee and immigrant assistance organizations for limited English proficiency pathway services.

(4) On December 1, 2013, and annually thereafter, the department must report to the legislature on all sources of funding available for both refugee and immigrant services and naturalization services during the current fiscal year and the amounts expended to date by service type and funding source. The report must also include the number of clients served and outcome data for the clients.

(5) To ensure expenditures remain within available funds appropriated in this section, the legislature establishes the benefit under the state food assistance program, pursuant to RCW 74.08A.120, to be no less than seventy-five percent and no more than one hundred percent of the federal supplemental nutrition assistance program benefit amount.

(6) \$18,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of section 1, chapter 337, Laws of 2013 (2SSB 5595).

(7) \$4,729,000 of the general fund--state appropriation for fiscal year 2014 and \$4,729,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of the telephone assistance program and the Washington information network 211 organization pursuant to Substitute House Bill No. 1971 (communication services). Of these funds, \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for operational support of the Washington information network 211 organization. If Substitute House Bill No. 1971 (communication services) is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(8) The department shall review clients receiving services through the aged, blind, or disabled assistance program, to determine whether they would benefit from assistance in becoming naturalized citizens, and thus be eligible to receive federal supplemental security income benefits. Those cases shall be given high priority for naturalization funding through the department.

(9) The department shall continue the interagency agreement with the department of veterans' affairs to establish a process for referral of veterans who may be eligible for veterans' services. This agreement must include out-stationing department of veterans' affairs staff in selected community service office locations in King and Pierce counties to facilitate applications for veterans' services.

(10) \$500,000 of the general fund--state appropriation for fiscal year 2014 and \$1,500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Substitute House Bill No. 2069 (safety net benefits). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

Sec. 208. 2013 2nd sp.s. c 4 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ALCOHOL AND SUBSTANCE ABUSE PROGRAM

General Fund--State Appropriation (FY 2014)	(\$72,650,000)	<u>\$73,021,000</u>
General Fund--State Appropriation (FY 2015)	(\$61,855,000)	<u>\$63,535,000</u>
General Fund--Federal Appropriation	(\$277,248,000)	<u>\$279,090,000</u>
General Fund--Private/Local Appropriation	(\$13,554,000)	<u>\$16,301,000</u>
Criminal Justice Treatment Account—		
State Appropriation	(\$14,568,000)	<u>\$14,284,000</u>

Problem Gambling Account--State Appropriation ((\$1,450,000))	<u>\$1,449,000</u>
TOTAL APPROPRIATION ((\$441,325,000))	<u>\$447,680,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Within the amounts appropriated in this section, the department may contract with the University of Washington and community-based providers for the provision of the parent-child assistance program or other specialized chemical dependency case management providers for pregnant, post-partum, and parenting women. For all contractors: (a) Service and other outcome data must be provided to the department by request; (b) program modifications needed to maximize access to federal medicaid matching funds will be phased in over the course of the 2013-2015 fiscal biennium; and (c) indirect charges for administering the program shall not exceed ten percent of the total contract amount.

(2) Within the amounts appropriated in this section, the department shall continue to provide for chemical dependency treatment services for adult medicaid eligible, pregnant and parenting women, disability lifeline, and alcoholism and drug addiction treatment and support act, and medical care services clients.

(3) In accordance with RCW 70.96A.090 and 43.135.055, the department is authorized to adopt fees for the review and approval of treatment programs in fiscal years 2014 and 2015 as necessary to support the costs of the regulatory program. The department's fee schedule shall have differential rates for providers with proof of accreditation from organizations that the department has determined to have substantially equivalent standards to those of the department, including but not limited to the joint commission on accreditation of health care organizations, the commission on accreditation of rehabilitation facilities, and the council on accreditation. To reflect the reduced costs associated with regulation of accredited programs, the department's fees for organizations with such proof of accreditation must reflect the lower cost of licensing for these programs than for other organizations which are not accredited.

(4) \$3,500,000 of the general fund--federal appropriation (from the substance abuse prevention and treatment federal block grant) is provided solely for the continued funding of existing county drug and alcohol use prevention programs.

(5) \$2,600,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the department to transition 128 beds from settings that are considered institutions for mental diseases to facilities with no more than 16 beds that are able to claim federal match for services provided to medicaid clients or individuals covered under the department's section 1115 medicaid waiver. The department may conduct a request for proposal process to fulfill this requirement and adopt rates that are comparable to the pilot projects implemented in the 2011-13 fiscal biennium. The department may use these funds to assist with the costs of providers in setting up or converting to 16-bed facilities. This funding may also be used for providers that are developing new capacity for clients who will become eligible for services under the affordable care act medicaid expansion. The number of beds available for pregnant and parenting women must not be reduced.

(6) (~~(\$283,000)~~) \$141,000 of the (~~criminal justice treatment account~~) general fund--state appropriation (~~is~~) for fiscal year 2014 and \$142,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for transitional funding for the family drug court in Pierce county.

(7) Within the amounts appropriated in this section, the department shall review differential rates paid for alcohol and substance abuse assessment and treatment services for medicaid and nonmedicaid clients and the impact to providers as previously uninsured clients become eligible for services through the medicaid expansion under the federal patient protection and affordable care act. By December 1, 2014, the department must submit a report to the legislature which provides: (a) The estimated impact on providers for each type of medicaid reimbursable service as newly eligible clients shift from nonmedicaid to medicaid rates; (b) identification of which types of providers will be most significantly impacted by these shifts; (c) identification of the estimated annual costs for increasing rates for each level of service; and (d) a summary of federal requirements that must be considered in determining how any future rate increase must be implemented.

(8) \$33,000 of the general fund--state appropriation for fiscal year 2015 and \$29,000 of the general fund--federal appropriation are provided solely to expand access to a program located in a county with a population over 700,000 that provides case management and coordinating services for low-income women who are pregnant or parenting and have a suspected history of alcohol or drug abuse.

(9) Within existing appropriations, the department shall prioritize the prevention and treatment of intravenous, opiate-based drug use.

Sec. 209. 2013 2nd sp.s. c 4 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--VOCATIONAL REHABILITATION PROGRAM

General Fund--State Appropriation (FY 2014)	(\$16,478,000)	<u>\$16,568,000</u>
General Fund--State Appropriation (FY 2015)	(\$16,459,000)	<u>\$11,083,000</u>
General Fund--Federal Appropriation	(\$99,413,000)	<u>\$99,397,000</u>
TOTAL APPROPRIATION	(\$132,350,000)	<u>\$127,048,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$5,006,000 of the general fund--state appropriation for fiscal year 2014 (~~and \$5,094,000 of the general fund--state appropriation for fiscal year 2015 are~~) is provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

Sec. 210. 2013 2nd sp.s. c 4 s 210 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--SPECIAL COMMITMENT PROGRAM

General Fund--State Appropriation (FY 2014)	(\$36,420,000)	<u>\$37,796,000</u>
General Fund--State Appropriation (FY 2015)	(\$35,813,000)	<u>\$36,492,000</u>
TOTAL APPROPRIATION	(\$72,233,000)	<u>\$74,288,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The department of social and health services shall transfer the stewardship of McNeil Island to the department of corrections industries program, effective September 1, 2013. The transferred responsibilities shall include marine operations, waste water treatment, water treatment, road maintenance, and any other general island maintenance that is not site specific to the operations of the special

commitment center or the Pierce county secure community transition facility. Facility maintenance within the perimeter of the special commitment center shall remain the responsibility of the department of social and health services. Capital repairs and maintenance necessary to maintain the special commitment center on McNeil Island shall be managed by the department of social and health services. The legislature directs both departments to enter into an interagency agreement by August 1, 2013. The office of financial management shall oversee the negotiations of the interagency agreement. The interagency agreement must describe equipment that will transfer between the departments, warehouse space that will be shared by the departments, and occupancy requirements for any shops outside the perimeter of the special commitment center. The office of financial management will make the final determination on any disagreements between the departments on the details of the interagency agreement.

(2) (~~(\$3,120,000)~~) \$3,042,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$3,120,000)~~) \$3,024,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for operational costs specific to island operations of the special commitment center and the Pierce county secure community transition facility. The department shall establish an accounting structure that enables it to track and report on costs specific to island operations.

(3) All employees of the department of social and health services engaged in performing the powers, functions, and duties transferred to the department of corrections industries program under this subsection, are transferred to the department of corrections.

(4) All classified employees of the department of social and health services assigned to the department of corrections under this subsection whose positions are within an existing bargaining unit description at the department of corrections shall become a part of the existing bargaining unit at the department of corrections and shall be considered an appropriate inclusion or modification of the existing bargaining unit under the provisions of chapter 41.80 RCW.

(5) By November 1, 2014, the department of social and health services shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's costs for certain medical and pharmacy costs for its residents within the special commitment center. The department as part of its evaluation shall consult with the health care authority, the health benefits exchange, and the department of corrections. At a minimum, the report should look at the following items: (a) Obtaining medicaid eligibility for residents; (b) feasibility of obtaining insurance for residents through the health benefit exchange; (c) utilizing multistate consortiums for the purchase of pharmaceuticals to reduce costs; and (d) consolidating contracts for medical inpatient and outpatient services with western state hospital.

Sec. 211. 2013 2nd sp.s. c 4 s 211 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund--State Appropriation (FY 2014)	(\$30,127,000)	<u>\$29,773,000</u>
General Fund--State Appropriation (FY 2015)	(\$29,333,000)	<u>\$28,313,000</u>
General Fund--Federal Appropriation	(\$37,150,000)	<u>\$37,067,000</u>
General Fund--Private/Local Appropriation		\$654,000
TOTAL APPROPRIATION	(\$97,264,000)	<u>\$95,807,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$395,000 of the general fund--state appropriation for fiscal year 2014, \$228,000 of the general fund--state appropriation for fiscal year 2015, and \$335,000 of the general fund--federal appropriation are provided solely to implement chapter 320, Laws of 2013 (ESHB 1519) and chapter 338, Laws of 2013 (2SSB 5732).

(2) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state mentors program to continue its public-private partnerships to provide technical assistance and training to mentoring programs that serve at-risk youth.

(3) \$82,000 of the general fund--state appropriation for fiscal year 2014, \$44,000 of the general fund--state appropriation for fiscal year 2015, and \$28,000 of the general fund--federal appropriation are provided solely to develop a report on state efforts to prevent and control diabetes. The department, the health care authority, and the department of health shall submit a coordinated report to the governor and the appropriate committees of the legislature by December 31, 2014, on the following:

(a) The financial impacts and reach that diabetes of all types and undiagnosed gestational diabetes are having on the programs administered by each agency and individuals, including children with mothers with undiagnosed gestational diabetes, enrolled in those programs. Items in this assessment must include: (i) The number of lives with diabetes and undiagnosed gestational diabetes impacted or covered by the programs administered by each agency; (ii) the number of lives with diabetes, or at risk for diabetes, and family members impacted by prevention and diabetes control programs implemented by each agency; (iii) the financial toll or impact diabetes and its complications, and undiagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs in comparison to other chronic diseases and conditions; and (iv) the financial toll or impact diabetes and its complications, and diagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs;

(b) An assessment of the benefits of implemented and existing programs and activities aimed at controlling all types of diabetes and preventing the disease. This assessment must also document the amount and source for any funding directed to each agency for the programs and activities aimed at reaching those with diabetes of all types;

(c) A description of the level of coordination existing between the agencies on activities, programmatic activities, and messaging on managing, treating, or preventing all types of diabetes and its complications;

(d) The development or revision of detailed policy-related action plans and budget recommendations for battling diabetes and undiagnosed gestational diabetes that includes a range of actionable items for consideration by the legislature. The plans and budget recommendations must identify proposed action steps to reduce the impact of diabetes, prediabetes, related diabetes complications, and undiagnosed gestational diabetes. The plans and budget recommendations must also identify expected outcomes of the action steps proposed in the following biennium while also establishing benchmarks for controlling and preventing all types of diabetes; and

(e) An estimate of savings, efficiencies, costs, and budgetary savings and resources required to implement the plans and budget recommendations identified in (d) of this subsection (5).

Sec. 212. 2013 2nd sp.s. c 4 s 212 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--PAYMENTS TO OTHER AGENCIES PROGRAM

General Fund--State Appropriation (FY 2014)	(\$60,470,000)	<u>\$62,822,000</u>
General Fund--State Appropriation (FY 2015)	(\$60,511,000)	<u>\$65,716,000</u>
General Fund--Federal Appropriation	(\$55,264,000)	<u>\$58,340,000</u>
TOTAL APPROPRIATION	(\$176,245,000)	<u>\$186,878,000</u>

Sec. 213. 2013 2nd sp.s. c 4 s 213 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY

General Fund--State Appropriation (FY 2014)	(\$2,131,026,000)	<u>\$2,144,827,000</u>
General Fund--State Appropriation (FY 2015)	(\$2,114,731,000)	<u>\$2,161,903,000</u>
General Fund--Federal Appropriation	(\$7,245,749,000)	<u>\$7,908,155,000</u>
General Fund--Private/Local Appropriation	(\$57,780,000)	<u>\$56,400,000</u>
Emergency Medical Services and Trauma Care Systems		
Trust Account--State Appropriation		\$15,082,000
Hospital Safety Net Assessment Fund—		
State Appropriation	(\$669,381,000)	<u>\$669,380,000</u>
Health Benefit Exchange Account—		
State Appropriation	(\$17,277,000)	<u>\$16,580,000</u>
State Health Care Authority Administration Account--		
State Appropriation	(\$34,809,000)	<u>\$35,328,000</u>
Medical Aid Account--State Appropriation		\$528,000
Medicaid Fraud Penalty Account--State Appropriation		\$21,206,000
TOTAL APPROPRIATION	(\$12,307,569,000)	<u>\$13,029,389,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) ~~(\$1,143,994,000)~~ \$1,900,484,000 of the general fund--federal appropriation is provided solely to implement the medicaid expansion as defined in the social security act, section 1902(a)(10)(A)(i)(VIII), subject to the conditions and limitations in this subsection. If the federal medical assistance percentage for the medicaid expansion falls below the percentages in section 1905(y) of the social security act as of July 1, 2013, the authority shall ensure that the state does not incur any additional state costs above what would have been incurred had the federal medical assistance percentages remained at the percentages in section 1905(y) as of July 1, 2013. The director is authorized to make any necessary program adjustments to comply with this requirement, including adding or adjusting premiums, modifying benefits, or reducing optional programs. To the extent a waiver is needed to accomplish this, the director shall promptly apply for such waiver. If a necessary waiver is not approved, the medicaid expansion program shall be terminated upon appropriate notification to the legislature and enrollees.

(2) The requirements of this subsection apply to the basic health plan. This subsection is null and void and has no further effect upon implementation of the medicaid expansion under subsection (1) of this section.

(a) Within amounts appropriated in this section and sections 205 and 206 of this act, the health care authority shall continue to provide an enhanced basic health plan subsidy for foster parents licensed under chapter 74.15 RCW and workers in state-funded home care programs. Under this enhanced subsidy option, foster parents eligible to participate in the basic health plan as subsidized enrollees and home care workers with family incomes below 200 percent of the federal poverty level shall be allowed to enroll in the basic health plan at the minimum premium amount charged to enrollees with incomes below sixty-five percent of the federal poverty level.

(b) The health care authority shall require organizations and individuals that are paid to deliver basic health plan services and that choose to sponsor enrollment in the subsidized basic health plan to pay 133 percent of the premium amount which would otherwise be due from the sponsored enrollees.

(c) The administrator shall take at least the following actions to assure that persons participating in the basic health plan are eligible for the level of assistance they receive: (a) Require submission of (i) income tax returns, and recent pay history, from all applicants, or (ii) other verifiable evidence of earned and unearned income from those persons not required to file income tax returns; (b) check employment security payroll records at least once every twelve months on all enrollees; (c) require enrollees whose income as indicated by payroll records exceeds that upon which their subsidy is based to document their current income as a condition of continued eligibility; (d) require enrollees for whom employment security payroll records cannot be obtained to document their current income at least once every six months; (e) not reduce gross family income for self-employed persons by noncash-flow expenses such as, but not limited to, depreciation, amortization, and home office deductions, as defined by the United States internal revenue service; and (f) pursue repayment and civil penalties from persons who have received excessive subsidies, as provided in RCW 70.47.060(9).

(d) Enrollment in the subsidized basic health plan shall be limited to only include persons who qualify as subsidized enrollees as defined in RCW 70.47.020 and who (a) qualify for services under 1115 medicaid demonstration project number 11-W-00254/10; or (b) are foster parents licensed under chapter 74.15 RCW.

(3) The legislature finds that medicaid payment rates, as calculated by the health care authority pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that the cost reports, payment data from the federal government, historical utilization, economic data, and clinical input constitute reliable data upon which to determine the payment rates.

(4) Based on quarterly expenditure reports and caseload forecasts, if the health care authority estimates that expenditures for the medical assistance program will exceed the appropriations, the health care authority shall take steps including but not limited to reduction of rates or elimination of optional services to reduce expenditures so that total program costs do not exceed the annual appropriation authority.

(5) In determining financial eligibility for medicaid-funded services, the health care authority is authorized to disregard recoveries by Holocaust survivors of insurance proceeds or other assets, as defined in RCW 48.104.030.

(6) The legislature affirms that it is in the state's interest for Harborview medical center to remain an economically viable component of the state's health care system.

(7) When a person is ineligible for medicaid solely by reason of residence in an institution for mental diseases, the health care authority shall provide the person with the same benefits as he or she would receive if eligible for medicaid, using state-only funds to the extent necessary.

(8) \$4,261,000 of the general fund--state appropriation for fiscal year 2014, \$4,261,000 of the general fund--state appropriation for fiscal year 2015, and \$8,522,000 of the general fund--federal appropriation are provided solely for low-income disproportionate share hospital payments.

(9) \$400,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$400,000)~~ \$200,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$800,000)~~ \$600,000 of the general fund--federal appropriation are provided solely for disproportionate share hospital payments to rural hospitals certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, with less than one hundred fifty acute care licensed beds in fiscal year 2011 that do not participate in the certified public expenditures program. The authority shall discontinue these payments on January 1, 2015.

(10) \$100,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$100,000)~~ \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for grants to rural hospitals in Clallam county that were certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, with less than one hundred fifty acute care licensed beds in fiscal year 2011. The authority shall discontinue these payments on January 1, 2015.

(11) \$100,000 of the general fund--state appropriation for fiscal year 2015 and \$100,000 of the general fund--federal appropriation are provided solely for disproportionate share hospital payments beginning on January 1, 2015, to rural hospitals in Lewis county that were certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, with less than one hundred fifty acute care licensed beds in fiscal year 2011. The authority shall discontinue these payments after June 30, 2015.

(12) \$150,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for grants to rural public hospitals in Grant county that were certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, with less than one hundred fifty acute care licensed beds in fiscal year 2011. The authority shall discontinue these payments after June 30, 2015.

(13) Within the amounts appropriated in this section, the health care authority shall provide disproportionate share hospital payments to hospitals that provide services to children in the children's health program who are not eligible for services under Title XIX or XXI of the federal social security act due to their citizenship status.

~~((42))~~ (14) \$6,000,000 of the general fund--federal appropriation is provided solely for supplemental payments to nursing homes operated by public hospital districts. The public hospital district shall be responsible for providing the required nonfederal match for the supplemental payment, and the payments shall not exceed the maximum allowable under federal rules. It is the legislature's intent that the payments shall be supplemental to and shall not in any way offset or reduce the payments calculated and provided in accordance with part E of chapter 74.46 RCW. It is the legislature's further intent that costs otherwise allowable for rate-setting and settlement against payments under chapter 74.46 RCW shall not be disallowed solely because such costs have been paid by revenues retained by the nursing home from these supplemental payments. The supplemental payments are subject to retrospective interim and final cost settlements based on the nursing homes' as-filed and final medicare cost reports. The timing of the interim and final cost settlements shall be at the health care authority's discretion. During either the interim cost settlement or the final cost settlement, the health care authority shall recoup from the public hospital districts the supplemental payments that exceed the medicaid cost limit and/or the medicare upper payment limit. The health care authority shall apply federal rules for identifying the eligible incurred medicaid costs and the medicare upper payment limit.

~~((43))~~ (15) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2013-2015 fiscal biennium. The program shall apply to all public hospitals, including those owned or operated by the state, except those classified as critical access hospitals or state psychiatric institutions. The health care authority shall submit reports to the governor and legislature by November 1, 2013, and by November 1, 2014, that evaluate whether savings continue to exceed costs for this program. If the certified public expenditures (CPE) program in its current form is no longer cost-effective to maintain, the health care authority shall submit a report to the governor and legislature detailing cost-effective alternative uses of local, state, and federal resources as a replacement for this program. During fiscal year 2014 and fiscal year 2015, hospitals in the program shall be paid and shall retain one hundred percent of the federal portion of the allowable hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance and one hundred percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. Inpatient medicaid payments shall be established using an allowable methodology that approximates the cost of claims submitted by the hospitals. Payments made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount will be determined by the total of (a) the inpatient claim payment amounts that would have been paid during the fiscal year had the hospital not been in the CPE program based on the reimbursement rates developed, implemented, and consistent with policies approved in the 2013-2015 biennial operating appropriations act and in effect on July 1, 2013, (b) one-half of the indigent assistance disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005, and (c) all of the other disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 to the extent the same disproportionate share hospital programs exist in the 2013-2015 fiscal biennium. If payments during the fiscal year exceed the hospital's baseline amount, no additional payments will be made to the hospital except the federal portion of allowable disproportionate share hospital payments for which the hospital can certify allowable match. If payments during the fiscal year are less than the baseline amount, the hospital will be paid a state grant equal to the difference between payments during the fiscal year and the applicable baseline amount. Payment of the state grant shall be made in the applicable fiscal year and distributed in monthly payments. The grants will be recalculated and redistributed as the baseline is updated during the fiscal year. The grant payments are subject to an interim settlement within eleven months after the end of the fiscal year. A final settlement shall be performed. To the extent that either settlement determines that a hospital has received funds in excess of what it would have received as described in this subsection, the hospital must repay the excess amounts to the state when requested. ~~(\$3,860,000)~~ \$11,928,000 of the general fund--state appropriation for fiscal year 2014 and ~~(\$1,137,000)~~ \$14,821,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state grants for the participating hospitals.

~~((14))~~ (16) The health care authority shall seek public-private partnerships and federal funds that are or may become available to provide on-going support for outreach and education efforts under the federal children's health insurance program reauthorization act of 2009.

~~((15))~~ (17) The health care authority shall target funding for maternity support services towards pregnant women with factors that lead to higher rates of poor birth outcomes, including hypertension, a preterm or low birth weight birth in the most recent previous birth, a cognitive deficit or developmental disability, substance abuse, severe mental illness, unhealthy weight or failure to gain weight, tobacco use, or African American or Native American race. The health care authority shall prioritize evidence-based practices for delivery of maternity support services. To the extent practicable, the health care authority shall develop a mechanism to increase federal funding for maternity support services by leveraging local public funding for those services.

~~((16))~~ (18) \$170,000 of the general fund--state appropriation for fiscal year 2014, \$121,000 of the general fund--state appropriation for fiscal year 2015, and \$292,000 of the general fund--federal appropriation are provided solely to implement Engrossed Substitute House Bill No. 1519 (service coordination organizations) and Second Substitute Senate Bill No. 5732 (behavioral health services). If neither of the bills is enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

~~((17))~~ (19) \$57,000 of the general fund--state appropriation for fiscal year 2014, \$40,000 of the general fund--state appropriation for fiscal year 2015, and \$55,000 of the general fund--federal appropriation are provided solely to develop a report on state efforts to prevent and control diabetes. The authority, the department of social and health services, and the department of health shall submit a coordinated report to the governor and the appropriate committees of the legislature by December 31, 2014, on the following:

(a) The financial impacts and reach that diabetes of all types and undiagnosed gestational diabetes are having on the programs administered by each agency and individuals, including children with mothers with undiagnosed gestational diabetes, enrolled in those programs. Items in this assessment must include: (i) The number of lives with diabetes and undiagnosed gestational diabetes impacted or covered by the programs administered by each agency; (ii) the number of lives with diabetes, or at risk for diabetes, and family members impacted by prevention and diabetes control programs implemented by each agency; (iii) the financial toll or impact diabetes and its complications, and undiagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs in comparison to other chronic diseases and conditions; and (iv) the financial toll or impact diabetes and its complications, and diagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs;

(b) An assessment of the benefits of implemented and existing programs and activities aimed at controlling all types of diabetes and preventing the disease. This assessment must also document the amount and source for any funding directed to each agency for the programs and activities aimed at reaching those with diabetes of all types;

(c) A description of the level of coordination existing between the agencies on activities, programmatic activities, and messaging on managing, treating, or preventing all types of diabetes and its complications;

(d) The development or revision of detailed policy-related action plans and budget recommendations for battling diabetes and undiagnosed gestational diabetes that includes a range of actionable items for consideration by the legislature. The plans and budget recommendations must identify proposed action steps to reduce the impact of diabetes, prediabetes, related diabetes complications, and undiagnosed gestational diabetes. The plans and budget recommendations must also identify expected outcomes of the action steps proposed in the following biennium while also establishing benchmarks for controlling and preventing all types of diabetes; and

(e) An estimate of savings, efficiencies, costs, and budgetary savings and resources required to implement the plans and budget recommendations identified in (d) of this subsection (17).

~~((18))~~ (20) Within the amounts appropriated in this section, the authority shall identify strategies to improve patient adherence to treatment plans for diabetes and implement these strategies as a pilot through one health home program to be identified by the authority. The authority shall report to the governor and the legislature in December 2014 on the progress of strategy implementation. The authority shall report to the governor and legislature in December 2015 on patient outcomes and cost savings derived from new adherence strategies in the health home model and make recommendations for improving the strategies.

~~((19))~~ (21) Effective January 1, 2014, managed care contracts must incorporate accountability measures that monitor patient health and improved health outcomes, and shall include an expectation that each patient receive a wellness examination that documents the baseline health status and allows for monitoring of health improvements and outcome measures.

~~((20))~~ (22) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--federal appropriation are provided solely for the development of recommendations for funding integrated school nursing and outreach services. The authority shall collaborate with the office of the superintendent of public instruction to develop recommendations for increasing federal financial participation for providing nursing services in schools with the goals of integrating nursing and outreach services and supporting one nurse for every four hundred fifty students in elementary schools and one nurse for every seven hundred fifty students in secondary schools. In developing these recommendations, the authority shall inquire with the federal centers for medicare and medicaid services about state plan amendment or waiver options for receiving additional federal matching funds for school nursing services provided to children enrolled in apple health for kids. The recommendations shall include proposals for funding training and reimbursement for nurses that provide outreach services to help eligible students enroll in apple health for kids and other social services programs. The authority and the office of the superintendent of public instruction shall provide these recommendations to the governor and the legislature by December 1, 2013.

~~((21))~~ (23) \$430,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--federal appropriation are provided solely to complete grant requirements for the health information exchange.

~~((22))~~ (24) \$143,000 of the medicaid fraud penalty account--state appropriation and \$423,000 of the general fund--federal appropriation are provided solely for the rebasing of outpatient and inpatient payment methods.

~~((23))~~ (25) \$1,163,000 of the medicaid fraud penalty account--state appropriation and \$9,710,000 of the general fund--federal appropriation are provided solely to implement the conversion to the tenth version of the world health organization's international classification of diseases.

~~((24))~~ (26) \$111,000 of the general fund--state appropriation for fiscal year 2014, \$35,000 of the general fund--state appropriation for fiscal year 2015, and \$359,000 of the general fund--federal appropriation are provided solely to update the medicaid

information technology architecture state self-assessment and to develop the five year road map for the medicaid information technology architecture architect.

~~((25))~~ (27) \$62,000 of the general fund--state appropriation for fiscal year 2014, \$62,000 of the general fund--state appropriation for fiscal year 2015, and \$126,000 of the general fund--federal appropriation are provided solely to support the Robert Bree collaborative's efforts to disseminate evidence-based best practices for preventing and treating health problems.

~~((26))~~ (28) Within the amounts appropriated in this section, the authority shall increase reimbursement rates for primary care services provided by independent nurse practitioners to medicare levels for the period from July 1, 2013, to December 31, 2014.

~~((27))~~ (29) The authority shall seek a medicaid state plan amendment to create a professional services supplemental payment managed care program for professional services delivered to managed care recipients by University of Washington medicine and other public professional providers. This program shall be effective as soon as administratively possible and shall operate concurrently with the existing professional services supplemental payment program. The authority shall apply federal rules for identifying the difference between average commercial rates and fee-for-service medicaid payments. This difference will be multiplied by the number of managed care encounters and incorporated into the managed care plan capitation rates by a certified actuary. The managed care plans will pay the providers the difference attributable to the increased capitation rate. Participating providers shall be solely responsible for providing the local funds required to obtain federal matching funds. Any incremental costs incurred by the authority in the development, implementation, and maintenance of this program shall be the responsibility of the participating providers. Participating providers shall retain the full amount of supplemental payments provided under this program, net of any costs related to the program that are disallowed due to audits or litigation against the state.

~~((28))~~ (30) Sufficient amounts are appropriated in this section for the authority to provide an adult dental benefit beginning January 1, 2014.

~~((29))~~ (31) To the extent allowed under federal law, the authority shall require an adult client to enroll in full medicaid coverage instead of family planning-only coverage unless the client is at risk of domestic violence.

~~((30))~~ (32) The authority shall facilitate enrollment under the medicaid expansion for clients applying for or receiving state funded services from the authority and its contractors. Prior to open enrollment, the authority shall coordinate with the department of social and health services to provide referrals to the Washington health benefit exchange for clients that will be ineligible for the medicaid expansion but are enrolled in coverage that will be eliminated in the transition to the medicaid expansion.

~~((31))~~ (33) \$90,000 of the general fund--state appropriation for fiscal year 2014, \$90,000 of the general fund--state appropriation for fiscal year 2015, and \$180,000 of the general fund--federal appropriation are provided solely to continue operation by a nonprofit organization of a toll-free hotline that assists families to learn about and enroll in the apple health for kids program.

~~((32))~~ (34) Within the amounts appropriated in this section, the authority shall reduce premiums for children with family incomes above 200 percent of the federal poverty level in the state-funded children's health program who are not eligible for coverage under the federal children's health insurance program. Premiums in the state and federal children's health insurance program shall be equal.

~~((33))~~ (35) The appropriations in this section reflect savings and efficiencies by transferring children receiving medical care provided through fee-for-service to medical care provided through managed care.

~~((34))~~ (36) \$150,000 of the general fund--state appropriation for fiscal year 2014, \$436,000 of the general fund--state appropriation for fiscal year 2015, and \$170,561,000 of the general fund--federal appropriation are provided solely for the provider incentive program and other initiatives related to the health information technology medicaid plan.

(37) ~~(\$1,531,000)~~ \$1,528,000 of the general fund--state appropriation for fiscal year 2014, ~~(\$280,000)~~ \$2,206,000 of the general fund--state appropriation for fiscal year 2015, and ~~(\$10,803,000)~~ \$17,912,000 of the general fund--federal appropriation are provided solely to implement phase two of the project to create a single provider payment system that consolidates medicaid medical and social services payments and replaces the social service payment system. The amounts provided in this subsection are conditioned on the authority satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(38) Within the amounts appropriated in this section, the health care authority and the department of social and health services shall implement the state option to provide health homes for enrollees with chronic conditions under section 2703 of the federal affordable care act. The total state match for enrollees who are dually-eligible for both medicare and medicaid and not enrolled in managed care shall be no more than the net savings to the state from the enhanced match rate for its medicaid-only managed care enrollees under section 2703.

(39) The health care authority shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The health care authority may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the health care authority receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(40) Within the amounts appropriated in this section, the authority shall reimburse for primary care services provided by naturopathic physicians.

(41) Within amounts appropriated, the health care authority shall conduct a review of its management and staffing structure to identify efficiencies and opportunities to reduce full time equivalent employees and other administrative costs. A report summarizing the review and the authority's recommendations to reduce costs and full time equivalent employees must be submitted to the governor and legislature by November 1, 2013.

(42) ~~(\$17,279,000)~~ \$16,580,000 of the health benefit exchange account--state appropriation and ~~(\$2,721,000)~~ \$3,409,000 of the general fund--federal appropriation are provided solely to support the operations of the Washington health benefit exchange from January 1, 2015, to June 30, 2015. The Washington state health insurance pool administrator shall transfer \$20,838,000 of pool contributions to the treasurer for deposit into the health benefit exchange account in calendar year 2014. The receipt and use of medicaid funds provided to the health benefit exchange from the health care authority are subject to compliance with state and federal regulations

and policies governing the Washington apple health programs, including timely and proper application, eligibility, and enrollment procedures. Within the amounts provided in this subsection, \$321,000 of the health benefit exchange account--state appropriation and \$688,000 of the general fund--federal appropriation are provided solely for print services and postage for modified adjusted gross income medicaid eligibility correspondence sent from the health benefit exchange.

(43) Within the amounts appropriated in this section, the authority shall continue to provide coverage after December 31, 2013, for pregnant teens that qualify under existing pregnancy medical programs, but whose eligibility for pregnancy related services would otherwise end due to the application of the new modified adjusted gross income eligibility standard.

~~(44) ((Upon implementation of the medicaid expansion under subsection (1) of this section, the breast and cervical cancer treatment program is eliminated. To maintain continuity of coverage, the authority shall offer the option to stay in a fee for service program to clients that are already enrolled in the breast and cervical cancer treatment program and will be transitioned into the new adult group upon implementation of the medicaid expansion. The authority will continue to provide coverage to clients that are already enrolled in the breast and cervical cancer treatment program at the time of program elimination until their courses of treatment are completed.))~~

Sufficient amounts are appropriated in this section to restore medicaid coverage under the breast and cervical cancer treatment program.

(45) \$40,000 of the general fund--state appropriation for fiscal year 2014 and \$40,000 of the general fund--federal appropriation are provided solely for the authority to create a new position to provide adequate oversight and assistance to managed care organizations, rural health clinics, and federally qualified health centers under a new administratively streamlined payment methodology. Effective July 1, 2013, or upon obtaining any necessary federal approval, but in no case during the first quarter of a calendar year, the authority shall implement an administratively streamlined payment methodology for federally qualified health centers and rural health clinics. The authority's payments to managed care organizations shall include the full encounter payment comprised of both the standard and enhancement payments for federally qualified health centers and rural health clinics as defined in the medicaid state plan and in accordance with section 1902(bb) of the social security act (42 U.S.C. 1396a(bb)). At no time will a managed care organization be at risk for or have any claim to the supplemental payment portion of the rate which will be reconciled to ensure accurate payment and full pass through of the obligated funds. For any services eligible for encounter payments, as defined in the medicaid state plan, managed care organizations shall be required to pay at least the full published encounter rates directly to each clinic or center, and payments will be reconciled on at least an annual basis between the managed care organization and the authority, with final review and approval by the authority. At the option of any clinic, the enhancement payment can be received from the managed care organization on a per member per month basis for all assigned managed care enrollees in an amount prescribed by the authority. Nothing in this section is intended to disrupt mutually agreeable contractual arrangements between managed care organizations and clinics that impact how the standard payment for services is paid. The authority will require participating managed care organizations to reimburse federally qualified health centers and rural health clinics for clean claims in strict adherence to the timeliness of payment standards established under contract and specified for the medicaid fee-for-service program in section 1902(a)(37) of the social security act (42 U.S.C. 1396a(a)(37)), 42 C.F.R. Sec. 447.46, and specified for health carriers in WAC 284-43-321. The authority shall exercise all necessary options under its existing sanctions policy to enforce timely payment of claims. The authority shall ensure necessary staff and resources are identified to actively monitor and enforce the timeliness and accuracy of payments to federally qualified health centers and rural health clinics. By January 1, 2014, and after collaboration with federally qualified health centers, rural health clinics, managed care plans, and the centers for medicare and medicaid services, the authority will produce a report that provides options for a new payment methodology that rewards innovation and outcomes over volume of services delivered, and which maintains the integrity of the rural health clinic and federally qualified health center programs as outlined under federal law. The report will detail necessary federal authority for implementation and provide the benefits and drawbacks of each option.

(46) \$3,605,000 of the general fund--state appropriation for fiscal year 2014 is provided solely to proportionally reduce the amounts that rural health clinics owe the state under the calendar year 2009 recoupment.

(47) Sufficient amounts are appropriated in this section to remove the mental health visit limit and to provide the shingles vaccine and screening, brief intervention, and referral to treatment benefits that are available in the medicaid alternative benefit plan in the current medicaid benefit plan beginning January 1, 2014. ~~((The authority shall monitor the costs of the habilitative benefit as part of the forecasting process but shall not provide this benefit in the current medicaid benefit plan without a direct appropriation in the omnibus appropriations act.))~~

(48) The appropriations in this section reflect savings and efficiencies achieved by modifying dispensing methods of contraceptive drugs. The authority must make arrangements for all medicaid programs offered through managed care plans or fee-for-service programs to require dispensing of contraceptive drugs with a one-year supply provided at one time unless a patient requests a smaller supply or the prescribing physician instructs that the patient must receive a smaller supply. Contracts with managed care plans must allow on-site dispensing of the prescribed contraceptive drugs at family planning clinics. Dispensing practices must follow clinical guidelines for appropriate prescribing and dispensing to ensure the health of the patient while maximizing access to effective contraceptive drugs.

(49)(a) \$75,000 of the general fund--state appropriation for fiscal year 2014 and \$75,000 of the general fund--federal appropriation are provided solely for preparing options with an expert consultant for possible implementation of a targeted premium assistance program and possible implementation of the federal basic health option. \$75,000 of the amounts appropriated in this subsection is provided solely for the development of options related to the targeted premium assistance program. The authority shall develop options for a waiver request to the federal centers for medicare and medicaid services to implement a targeted premium assistance program for the expansion adults, identified in section 1902(a)(10)(A)(i)(VIII) of the social security act, with incomes above one hundred percent of the federal poverty level, and for children covered in the children's health insurance program with incomes above two hundred percent of the federal poverty level, with a goal of providing seamless coverage through the health benefit exchange and improving opportunities for families to be covered in the same health plans. The options must include the possibility of applying premiums for individuals and cost-sharing that may exceed the five percent of family income cap under federal law, and the options must include recommendations to make the targeted premium assistance program cost neutral. The authority shall submit a report on the options to the legislature and the governor by January 1, 2014. The authority is encouraged to be creative, use subject matter experts, and exhaust all possible options to achieve cost neutrality. The report shall also include a detailed plan and timeline. \$75,000 of the amounts appropriated in this subsection is provided solely for the development of options related to the federal basic health option. The authority shall prepare options for implementing the

federal basic health option as federal guidance becomes available. The authority shall submit a report on the options to the legislature and the governor by January 1, 2014, or ninety days following the release of federal guidance. The report must include a comparison of the premiums and cost-sharing under the federal basic health option with the premium assistance options described in this subsection, options for implementing the federal basic health option in combination with a premium assistance program, a detailed fiscal analysis for each coverage approach, including the estimated costs for system design and implementation, and information about impacted populations.

(b) Where possible, the authority shall leverage the same expert consultants to review each proposal and compare and contrast the approaches to ensure seamless coordination with the health benefit exchange.

(c) The authority shall collaborate with the joint select committee on health care oversight in the development of these options. (50) \$171,000 of the general fund--state appropriation for fiscal year 2015 and \$145,000 of the general fund--federal appropriation are provided solely to implement Second Substitute Senate Bill No. 6312 (mental health, chemical dependency) and Engrossed Second Substitute House Bill No. 2315 (suicide prevention). If Second Substitute Senate Bill No. 6312 (mental health, chemical dependency) is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(51) \$604,000 of the general fund--state appropriation for fiscal year 2014, \$597,000 of the general fund--state appropriation for fiscal year 2015, and \$18,320,000 of the general fund--federal appropriation are provided solely to implement Engrossed Second Substitute House Bill No. 2572 (health care purchasing, delivery). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(52) \$306,000 of the general fund--state appropriation for fiscal year 2015 and \$306,000 of the general fund--federal appropriation are provided solely to implement Substitute House Bill No. 2310 (provider safety equipment). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(53) \$390,000 of the general fund--state appropriation for fiscal year 2015 and \$3,510,000 of the general fund--federal appropriation are provided solely for medicaid clients to select the medicaid managed care organization of their choice within the Washington healthplanfinder online marketplace.

(54) \$561,000 of the general fund--state appropriation for fiscal year 2015, \$2,000 of the general fund--local appropriation, and \$693,000 of the general fund--federal appropriation are provided solely for the authority to add autism screenings for children age eighteen months beginning July 1, 2014.

(55) By December 1, 2014, the authority shall report to the legislative fiscal committees with options for reducing payments to hospital owned physician practices or clinics that are higher than the maximum resource based relative value scale fee rates received by nonhospital owned physician practices or clinics for the same procedures. The authority shall include options for exempting certain hospital owned clinics from the reductions and the fiscal impacts of those options. The authority shall not enter into or renew any contracts under RCW 74.60.160 that would restrict the authority's ability to implement any of these options in the 2015-2017 fiscal biennium.

(56) The appropriations to the authority in this act shall be expended for the purposes and in the amounts specified in this act. To the extent that appropriations in this section are insufficient to fund actual expenditures in excess of caseload forecasts and utilization assumptions, the authority, after May 1, 2014, may transfer general fund--state appropriations for fiscal year 2014 that are provided solely for a specified purpose. The authority shall not transfer funds, and the director of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any allotment modifications or transfers under this subsection. The written notification shall include a narrative explanation and justification of changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

Sec. 214. 2013 2nd sp.s. c 4 s 214 (uncodified) is amended to read as follows:

FOR THE HUMAN RIGHTS COMMISSION

General Fund--State Appropriation (FY 2014)	(\$2,077,000)	<u>\$2,059,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,996,000)	<u>\$2,027,000</u>
General Fund--Federal Appropriation	(\$2,185,000)	<u>\$2,171,000</u>
TOTAL APPROPRIATION	(\$6,258,000)	<u>\$6,257,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$218,000 of the general fund--federal appropriation is provided for additional financial resources from the U.S. department of housing and urban development for the investigation of discrimination cases involving service animals.

Sec. 215. 2013 2nd sp.s. c 4 s 215 (uncodified) is amended to read as follows:

FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

Worker and Community Right-to-Know Account—

State Appropriation		\$10,000
Accident Account--State Appropriation	(\$19,763,000)	<u>\$19,678,000</u>
Medical Aid Account--State Appropriation	(\$19,763,000)	<u>\$19,678,000</u>
TOTAL APPROPRIATION	(\$39,536,000)	<u>\$39,366,000</u>

Sec. 216. 2013 2nd sp.s. c 4 s 216 (uncodified) is amended to read as follows:

FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund--State Appropriation (FY 2014)	(\$14,257,000)	<u>\$14,535,000</u>
General Fund--State Appropriation (FY 2015)	(\$14,159,000)	<u>\$14,062,000</u>
General Fund--Private/Local Appropriation	(\$3,059,000)	<u>\$4,380,000</u>
Death Investigations Account--State Appropriation		\$148,000
Municipal Criminal Justice Assistance Account--		
State Appropriation		\$460,000
Washington Auto Theft Prevention Authority Account--		
State Appropriation		\$8,597,000

TOTAL APPROPRIATION (~~(\$40,680,000)~~) \$42,182,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$5,000,000 of the general fund--state appropriation for fiscal year 2014 and \$5,000,000 of the general fund--state appropriation for fiscal year 2015, are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of registered sex offenders and kidnapping offenders under RCW 9A.44.130.

(2) (~~(\$340,000)~~) \$408,000 of the general fund--local appropriation is provided solely to purchase ammunition for the basic law enforcement academy. Jurisdictions shall reimburse to the criminal justice training commission the costs of ammunition, based on the average cost of ammunition per cadet, for cadets that they enroll in the basic law enforcement academy.

(3) The criminal justice training commission may not run a basic law enforcement academy class of fewer than 30 students.

(4) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a school safety program. The commission, in collaboration with the school safety center advisory committee, shall provide the school safety training for all school administrators and school safety personnel hired after the effective date of this section.

(5) \$96,000 of the general fund--state appropriation for fiscal year 2014 and \$96,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the school safety center within the commission. The safety center shall act as an information dissemination and resource center when an incident occurs in a school district in Washington or in another state, coordinate activities relating to school safety, and review and approve manuals and curricula used for school safety models and training. Through an interagency agreement, the commission shall provide funding for the office of the superintendent of public instruction to continue to develop and maintain a school safety information web site. The school safety center advisory committee shall develop and revise the training program, using the best practices in school safety, for all school safety personnel. The commission shall provide research-related programs in school safety and security issues beneficial to both law enforcement and schools.

(6) \$123,000 of the general fund--state appropriation for fiscal year 2014 and \$123,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the costs of providing statewide advanced driving training with the use of a driving simulator.

(7) \$165,000 of the general fund--state appropriation for fiscal year 2014 and \$165,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for crisis intervention training for peace officers. The commission shall incorporate eight hours of crisis intervention curriculum into its basic law enforcement academy and shall offer an eight-hour in-service crisis intervention training course.

(8) \$35,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for a study to collect data on the number of reserve officers statewide. By December 31, 2014, the commission shall report to the legislature on the number of reserve peace officers who are employed at each local law enforcement agency in Washington.

(9) \$70,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the commission to design and initiate, in partnership with Seattle university criminal justice department, the first year of a five-year study to research the effectiveness of its crisis intervention training. By November 1, 2014, the commission shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that sets forth the proposed benchmarks and outcomes to be evaluated by the study. The commission shall provide an annual report of its evaluation to date by June 30th of each fiscal year during the study.

Sec. 217. 2013 2nd sp.s. c 4 s 217 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund--State Appropriation (FY 2014)	(\$17,158,000)	<u>\$17,216,000</u>
General Fund--State Appropriation (FY 2015)	(\$17,733,000)	<u>\$17,663,000</u>
General Fund--Federal Appropriation		\$11,876,000
Asbestos Account--State Appropriation	(\$366,000)	<u>\$363,000</u>
Electrical License Account--State Appropriation	(\$37,124,000)	<u>\$40,072,000</u>
Farm Labor Contractor Account--State Appropriation		\$28,000
Worker and Community Right-to-Know Account-- State Appropriation	(\$903,000)	<u>\$897,000</u>
Public Works Administration Account-- State Appropriation	(\$6,252,000)	<u>\$7,202,000</u>
Manufactured Home Installation Training Account-- State Appropriation	(\$353,000)	<u>\$350,000</u>
Accident Account--State Appropriation	(\$258,440,000)	<u>\$257,709,000</u>
Accident Account--Federal Appropriation		\$13,626,000
Medical Aid Account--State Appropriation	(\$278,697,000)	<u>\$277,845,000</u>
Medical Aid Account--Federal Appropriation		\$3,186,000
Plumbing Certificate Account--State Appropriation	(\$1,732,000)	<u>\$1,734,000</u>
Pressure Systems Safety Account-- State Appropriation	(\$4,193,000)	<u>\$4,170,000</u>
TOTAL APPROPRIATION	(\$651,667,000)	<u>\$653,937,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Pursuant to RCW 43.135.055, the department is authorized to increase elevator fees by up to 13.1 percent during the 2013-2015 fiscal biennium. This increase is necessary to support expenditures authorized in this section, consistent with chapter 70.87 RCW.

(2) \$1,336,000 of the medical aid account--state appropriation is provided solely for implementation of Substitute Senate Bill No. 5362 (workers' compensation/vocational rehabilitation). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(3) \$279,000 of the public works administration account--state appropriation, \$4,000 of the medical aid account--state appropriation, and \$4,000 of the accident account--state appropriation are provided solely for implementation of Substitute House Bill No. 1420 (transportation improvement projects). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(4) (~~(\$104,000 of the general fund)~~) \$94,000 of the accident account--state appropriation (for fiscal year 2014) and (~~(\$104,000 of the general fund)~~) \$17,000 of the medical aid account--state appropriation (for fiscal year 2015) are provided solely to implement Substitute Senate Bill No. 5123 (farm (~~internships~~) internship program). If the bill is not enacted by June 30, (~~2013~~) 2014, the amount provided in this subsection shall lapse.

(~~(6)~~) (5) \$210,000 of the medical aid account--state appropriation and \$630,000 of the accident account--state appropriation are provided solely for the contract costs and one staff position at the department for the purpose of implementing the logging safety initiative in an effort to reduce the frequency and severity of injuries in manual, or nonmechanized, logging. The department shall reduce \$840,000 of workers compensation funding used for the safety and health investment project to maintain cost neutrality. Additional costs for the implementation of the logging safety initiative shall be accomplished by the department within existing resources to include the assignment of two full-time auditors specifically for this purpose. The department is directed to include \$420,000 of these costs in its calculation of workers' compensation premiums for the forest products industry for 2014, 2015, and 2016 rates. The department shall report to the legislature by December 31, 2014, an approach for using a third party safety certification vendor, accomplishments of the taskforce, accomplishments on this effort to-date, and future plans. The report must identify options for future funding and make recommendations for permanent funding for this program.

(6) \$132,000 of the accident account--state appropriation and \$130,000 of the medical aid account--state appropriation are provided solely to implement Substitute Senate Bill No. 5360 (unpaid wages collection). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

Sec. 218. 2013 2nd sp.s. c 4 s 218 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF VETERANS AFFAIRS

(1) HEADQUARTERS

General Fund--State Appropriation (FY 2014)	(\$1,996,000)	<u>\$1,995,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,900,000)	<u>\$1,878,000</u>
Charitable, Educational, Penal, and Reformatory Institutions Account--State Appropriation		\$10,000
TOTAL APPROPRIATION	(\$3,906,000)	<u>\$3,883,000</u>

(2) FIELD SERVICES

General Fund--State Appropriation (FY 2014)	(\$5,340,000)	<u>\$5,348,000</u>
General Fund--State Appropriation (FY 2015)	(\$5,316,000)	<u>\$5,305,000</u>
General Fund--Federal Appropriation	(\$3,455,000)	<u>\$3,442,000</u>
General Fund--Private/Local Appropriation	(\$4,418,000)	<u>\$4,523,000</u>
Veteran Estate Management Account— Private/Local Appropriation	(\$1,104,000)	<u>\$1,098,000</u>
TOTAL APPROPRIATION	(\$19,633,000)	<u>\$19,716,000</u>

The appropriations in this subsection are subject to the following conditions and limitations: \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to provide crisis and emergency relief and education, training, and employment assistance to veterans and their families in their communities through the veterans innovation program.

(3) INSTITUTIONAL SERVICES

General Fund--State Appropriation (FY 2014)	(\$102,000)	<u>\$239,000</u>
General Fund--State Appropriation (FY 2015)	(\$20,000)	<u>\$156,000</u>
General Fund--Federal Appropriation	(\$68,981,000)	<u>\$69,188,000</u>
General Fund--Private/Local Appropriation	(\$39,355,000)	<u>\$25,447,000</u>
TOTAL APPROPRIATION	(\$108,458,000)	<u>\$95,030,000</u>

Sec. 219. 2013 2nd sp.s. c 4 s 219 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

General Fund--State Appropriation (FY 2014)	(\$60,230,000)	<u>\$59,915,000</u>
General Fund--State Appropriation (FY 2015)	(\$59,198,000)	<u>\$62,889,000</u>
General Fund--Federal Appropriation	(\$536,074,000)	<u>\$534,989,000</u>
General Fund--Private/Local Appropriation	(\$139,455,000)	<u>\$139,011,000</u>
Hospital Data Collection Account--State Appropriation	(\$222,000)	<u>\$221,000</u>
Health Professions Account--State Appropriation	(\$104,722,000)	<u>\$105,228,000</u>
Aquatic Lands Enhancement Account--State Appropriation		\$604,000
Emergency Medical Services and Trauma Care Systems Trust Account--State Appropriation	(\$12,319,000)	<u>\$11,194,000</u>
Safe Drinking Water Account--State Appropriation	(\$5,267,000)	<u>\$5,233,000</u>
Drinking Water Assistance Account— Federal Appropriation	(\$14,806,000)	<u>\$14,697,000</u>
Waterworks Operator Certification— State Appropriation	(\$1,560,000)	<u>\$1,554,000</u>
Drinking Water Assistance Administrative Account--		

State Appropriation	((339,000))	<u>\$336,000</u>
Site Closure Account--State Appropriation	((159,000))	<u>\$158,000</u>
Biotoxin Account--State Appropriation		<u>\$1,323,000</u>
State Toxics Control Account--State Appropriation	((3,949,000))	<u>\$3,913,000</u>
Medical Test Site Licensure Account—		
State Appropriation	((4,737,000))	<u>\$4,722,000</u>
Youth Tobacco Prevention Account--State Appropriation		<u>\$1,512,000</u>
Public Health Supplemental Account—		
Private/Local Appropriation		<u>\$3,236,000</u>
Accident Account--State Appropriation	((304,000))	<u>\$302,000</u>
Medical Aid Account--State Appropriation		<u>\$50,000</u>
Medicaid Fraud Penalty Account—State Appropriation		<u>\$987,000</u>
TOTAL APPROPRIATION	((951,053,000))	<u>\$952,074,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) The department of health shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department of health and the state board of health shall not implement any new or amended rules pertaining to primary and secondary school facilities until the rules and a final cost estimate have been presented to the legislature, and the legislature has formally funded implementation of the rules through the omnibus appropriations act or by statute. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(b) The joint administrative rules review committee shall review the new or amended rules pertaining to primary and secondary school facilities under (a) of this subsection. The review committee shall determine whether (i) the rules are within the intent of the legislature as expressed by the statute that the rule implements, (ii) the rule has been adopted in accordance with all applicable provisions of law, or (iii) that the agency is using a policy or interpretive statement in place of a rule. The rules review committee shall report to the appropriate policy and fiscal committees of the legislature the results of committee's review and any recommendations that the committee deems advisable.

(2) In accordance with RCW 43.70.250 and 43.135.055, the department is authorized to establish and raise fees in fiscal year 2014 as necessary to meet the actual costs of conducting business and the appropriation levels in this section. This authorization applies to fees required for newborn screening, and fees associated with the following professions: Agency affiliated counselors; certified counselors; and certified advisors.

(3) \$150,000 of the state toxics control account--state appropriation is provided solely to provide water filtration systems for low-income households with individuals at high public health risk from nitrate-contaminated wells in the lower Yakima basin.

(4)(a) \$64,000 of the medicaid fraud penalty account--state appropriation is provided solely for the department to integrate the prescription monitoring program into the coordinated care electronic tracking program developed in response to section 213, chapter 7, Laws of 2012, 2nd sp. sess., commonly referred to as the seven best practices in emergency medicine.

(b) The integration must provide prescription monitoring program data to emergency department personnel when the patient registers in the emergency department. Such exchange may be a private or public joint venture, including the use of the state health information exchange.

(c) As part of the integration, the department shall request insurers and third-party administrators that provide coverage to residents of Washington state to provide the following to the coordinated care electronic tracking program:

(i) Any available information regarding the assigned primary care provider, and the primary care provider's telephone and fax numbers. This information is to be used for real-time communication to an emergency department provider when caring for a patient; and

(ii) Information regarding any available care plans or treatment plans for patients with higher utilization of services on a regular basis. This information is to be provided to the treating provider.

(5) ~~((270,000))~~ \$180,000 of the general fund--state appropriation for fiscal year 2014 ~~((is))~~ and \$150,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington autism alliance to assist autistic individuals and families with autistic children during the transition to federal health reform.

(6) \$6,000 of the general fund--state appropriation for fiscal year 2014 and \$5,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to convene a work group to study and recommend language for standardized clinical affiliation agreements for clinical placements associated with the education and training of physicians licensed under chapter 18.71 RCW, osteopathic physicians and surgeons licensed under chapter 18.57 RCW, and nurses licensed under chapter 18.79 RCW. The work group shall develop one recommended standardized clinical affiliation agreement for each profession or one recommended standardized clinical affiliation agreement for all three professions.

(a) When choosing members of the work group, the department shall consult with the health care personnel shortage task force and shall attempt to ensure that the membership of the work group is geographically diverse. The work group must, at a minimum, include representatives of the following:

(i) Two-year institutions of higher education;

(ii) Four-year institutions of higher education;

(iii) The University of Washington medical school;

(iv) The college of osteopathic medicine at the Pacific Northwest University of Health Sciences;

- (v) The health care personnel shortage task force;
 - (vi) Statewide organizations representing hospitals and other facilities that accept clinical placements;
 - (vii) A statewide organization representing physicians;
 - (viii) A statewide organization representing osteopathic physicians and surgeons;
 - (ix) A statewide organization representing nurses;
 - (x) A labor organization representing nurses; and
 - (xi) Any other groups deemed appropriate by the department in consultation with the health care personnel shortage task force.
- (b) The work group shall report its findings to the governor and the appropriate standing committees of the legislature no later than November 15, 2014.

(7) \$65,000 of the general fund--state appropriation for fiscal year 2014 and \$65,000 of the general fund--state appropriation for fiscal year 2015 are for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge no more than five hundred twenty-five dollars annually for new or renewed licenses for the midwifery program.

(8) During the 2013-2015 fiscal biennium, each person subject to RCW 43.70.110(3)(c) is required to pay only one surcharge of up to twenty-five dollars annually for the purposes of RCW 43.70.112, regardless of how many professional licenses the person holds.

(9) \$654,000 of the health professions account--state appropriation is provided solely for the implementation of Engrossed Senate Bill No. 5206 (health sciences library). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(10) \$35,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1003 (health professions licensees). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(11) \$10,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1270 (board of denturists). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(12) \$10,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1271 (denturism). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(13) \$11,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1330 (dental hygienists, assistants). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~(14) (\$1,008,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1343 (nurses surcharge). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.~~

~~(15))~~ (15) \$34,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1376 (suicide assessment training). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((16))~~ (15) \$10,000 of the health professions account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1515 (medical assistants). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((17))~~ (16) \$2,185,000 of the health professions account--state appropriation is provided solely for the implementation of Second Substitute House Bill No. 1518 (disciplinary authorities). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((18))~~ (17) \$141,000 of the general fund--private/local appropriation is provided solely for the implementation of Substitute House Bill No. 1525 (birth certificates). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((19))~~ (18) \$220,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1534 (impaired dentist program). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((20))~~ (19) \$51,000 of the health professions account--state appropriation is provided solely for the implementation of House Bill No. 1609 (board of pharmacy). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((21))~~ (20) \$12,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1629 (home care aide continuing education). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((22))~~ (21) \$18,000 of the health professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1737 (physician assistants). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((23))~~ (22) \$77,000 of the general fund--state appropriation for fiscal year 2014 and \$38,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to develop a report on state efforts to prevent and control diabetes. The department, the health care authority, and the department of social and health services shall submit a coordinated report to the governor and the appropriate committees of the legislature by December 31, 2014, on the following:

(a) The financial impacts and reach that diabetes of all types and undiagnosed gestational diabetes are having on the programs administered by each agency and individuals, including children with mothers with undiagnosed gestational diabetes, enrolled in those programs. Items in this assessment must include: (i) The number of lives with diabetes and undiagnosed gestational diabetes impacted or covered by the programs administered by each agency; (ii) the number of lives with diabetes, or at risk for diabetes, and family members impacted by prevention and diabetes control programs implemented by each agency; (iii) the financial toll or impact diabetes and its complications, and undiagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs in comparison to other chronic diseases and conditions; and (iv) the financial toll or impact diabetes and its complications, and diagnosed gestational diabetes and the complications experienced during labor to children of mothers with gestational diabetes places on these programs;

(b) An assessment of the benefits of implemented and existing programs and activities aimed at controlling all types of diabetes and preventing the disease. This assessment must also document the amount and source for any funding directed to each agency for the programs and activities aimed at reaching those with diabetes of all types;

(c) A description of the level of coordination existing between the agencies on activities, programmatic activities, and messaging on managing, treating, or preventing all types of diabetes and its complications;

(d) The development or revision of detailed policy-related action plans and budget recommendations for battling diabetes and undiagnosed gestational diabetes that includes a range of actionable items for consideration by the legislature. The plans and budget recommendations must identify proposed action steps to reduce the impact of diabetes, prediabetes, related diabetes complications, and undiagnosed gestational diabetes. The plans and budget recommendations must also identify expected outcomes of the action steps proposed in the following biennium while also establishing benchmarks for controlling and preventing all types of diabetes; and

(e) An estimate of savings, efficiencies, costs, and budgetary savings and resources required to implement the plans and budget recommendations identified in (d) of this subsection (23).

~~((24))~~ (23) Within the general fund--state amounts appropriated in this section, the department of health will develop and administer the certified home care aide examination translated into at least seven languages in addition to the languages in which the examination is available on the effective date of this act. The purpose of offering the examination in additional languages is to encourage an adequate supply of certified home care aides to meet diverse long-term care client needs.

(24)(a) \$350,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department of health to support Washington's healthiest next generation efforts by partnering with the office of the superintendent of public instruction, department of early learning, and other public and private partners as appropriate to do the following:

(i) Expand programs across Washington that have demonstrated success in increasing physical activity and access to healthy food and drinking water;

(ii) Provide toolkits and mentoring for early learning and school professionals with strategies to encourage children to be active, eat healthy food, and have access to drinking water;

(iii) Enhance performance standards for the early childhood education and assistance program to include best practices on healthy eating and physical activity, nutrition education activities in written curriculum plans, and the incorporation of healthy eating, physical activity, and screen time education into parent education;

(iv) Revise statewide guidelines for schools for quality health and fitness education; and

(v) Establish performance metrics.

(b) The department shall collaborate with the governor or the governor's designee, chairs or designees of the appropriate legislative committees, the state agencies listed in (a) of this subsection, other necessary state or local agencies and private businesses, and community organizations or individuals with expertise in child health, nutrition, and fitness to submit reports to the governor and the appropriate committees of the legislature by December 31, 2014, and June 30, 2015, that include:

(i) An update and a summary of the current and expected impacts of the activities listed in (a) of this subsection;

(ii) An identification and description of other programs designed to prevent childhood obesity, including programs with a focus on reducing child-related health disparities in specific population groups and programs for preventing and stopping tobacco and substance use; and

(iii) An analysis and identification of potential programs, policy, and funding recommendations for consideration by the legislature.

(25) \$68,000 of the health professions account--state appropriation is provided solely to implement Engrossed Substitute House Bill No. 2160 (physical therapists). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(26) \$251,000 of the health professions account--state appropriation is provided solely to implement Engrossed Substitute House Bill No. 2315 (suicide prevention). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(27)(a) Within the appropriations provided in this section, the department shall update its hepatitis C strategic plan for the state to include recommended actions pertaining to, at a minimum:

(i) Using prevalence data to determine the number of undiagnosed hepatitis C patients in the state;

(ii) How to best reach undiagnosed patients, with special consideration to people born between 1945 and 1965, and new infections;

(iii) The status of the more than sixty thousand state residents who have already been diagnosed with hepatitis C;

(iv) A framework for improving hepatitis C testing and linkage to medical care; and

(v) A framework for the prevention of hepatitis C.

(b) The department of health shall present its updated strategic hepatitis C plan to the appropriate committees of the legislature by September 15, 2014.

(28) Moneys appropriated in this section are sufficient to maintain and operate the marine biotoxin information hotline and the department shall not suspend or reduce its operation.

(29) \$1,500,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for tobacco, marijuana, and e-cigarette prevention activities that serve youth and populations with a high incidence of smoking. For activities that serve youth, the department must partner with the office of the superintendent of public instruction to fund effective tobacco, marijuana, and e-cigarette prevention programs at middle and high schools. For activities that serve populations with a high incidence of smoking, the department must contract with community based organizations that serve populations that have a high incidence of smoking tobacco, marijuana, or e-cigarettes. The legislature intends to fund tobacco and e-cigarette prevention programs in future biennia based on the Washington state institute for public policy report in section 609 of this act. The department shall work with the institute and shall develop a budget request for the 2015-2017 fiscal biennium based on the institute's report.

(30) \$2,143,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the implementation of Engrossed Third Substitute Senate Bill No. 5887 (medical and recreational marijuana). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 220. 2013 2nd sp.s. c 4 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

The appropriations to the department of corrections in this act must be expended for the programs and in the amounts specified in this section. However, after May 1, 2014, after approval by the director of financial management and unless specifically prohibited by this act, the department may transfer general fund--state appropriations for fiscal year 2014 between programs. The department may not transfer funds, and the director of financial management may not approve the transfer, unless the transfer is consistent with the objective of

conserving, to the maximum extent possible, the expenditure of state funds. The director of financial management shall notify the appropriate fiscal committees of the senate and house of representatives in writing seven days prior to approving any deviations from appropriation levels. The written notification must include a narrative explanation and justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

(1) ADMINISTRATION AND SUPPORT SERVICES

General Fund--State Appropriation (FY 2014)	((56,437,000))	<u>\$56,330,000</u>
General Fund--State Appropriation (FY 2015)	((54,779,000))	<u>\$54,430,000</u>
Data Processing Revolving Account—State Appropriation		\$1,249,000
TOTAL APPROPRIATION	((112,465,000))	<u>\$112,009,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$35,000 of the general fund--state appropriation for fiscal year 2014 and \$35,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the support of a statewide council on mentally ill offenders that includes as its members representatives of community-based mental health treatment programs, current or former judicial officers, and directors and commanders of city and county jails and state prison facilities. The council will investigate and promote cost-effective approaches to meeting the long-term needs of adults and juveniles with mental disorders who have a history of offending or who are at-risk of offending, including their mental health, physiological, housing, employment, and job training needs.

(b) \$150,000 of the general fund--state appropriation for fiscal year 2014 and \$75,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to contract with a consultant who can facilitate and provide project expertise on the implementation of community and prison based offender programming that follows the risk-needs-responsivity model.

(i) By September 1, 2013, the department shall provide to the consultant an inventory of all existing programming both in prisons and in community operations. The department shall consult with the Washington state institute for public policy (WSIPP) to determine whether programs are evidence-based or research-based using definitions provided by WSIPP and shall include this information on the inventory.

(ii) By ~~((October 1, 2013))~~ March 1, 2014, the consultant shall report to the department, the office of financial management, and legislative fiscal committees on the department's current plans and processes for managing offender programming including processes for phasing-out ineffective programs and implementing evidence-based or research-based programs. All department programs should be considered by the consultant regardless of whether they are included on the most recent list of WSIPP approved identifiable evidence-based practices in (b)(i) of this subsection.

(iii) The WSIPP, in consultation with the department, shall systematically review selected programs to determine the effectiveness of these programs at reducing recidivism or other outcomes. The WSIPP shall conduct a benefit-cost analysis of these programs when feasible and shall report to the legislature by December 1, 2013.

(iv) Based on the report provided by the consultant and the WSIPP review of programs, the department shall work collaboratively with the consultant to develop and complete a written comprehensive implementation plan by ~~((January 15, 2014))~~ June 30, 2014. The implementation plan must clearly identify the types of programs to be included, the recommended locations where the programs will be sited, an implementation timeline, and a phasing of the projected number of participants needed to meet the threshold of available program funds.

(v) Using the written implementation plan as a guide, the department must have programs in place and fully phased-in no later than ~~((June 30, 2015))~~ January 1, 2016.

(vi) The department shall hold the consultant on retainer to assist the department as needed throughout the implementation process. The consultant shall review quarterly the actual implementation compared to the written implementation plan and shall provide a report to the secretary of the department. The department shall provide reports to the office of financial management and legislative fiscal committees as follows:

(A) The written comprehensive implementation plan shall be provided by ~~((January 15, 2014))~~ July 15, 2014; and

(B) Written progress updates shall be provided by ~~((July))~~ December 1, 2014, and by ~~((December 1, 2014))~~ June 1, 2015.

(2) CORRECTIONAL OPERATIONS

General Fund--State Appropriation (FY 2014)	((605,039,000))	<u>\$594,207,000</u>
General Fund--State Appropriation (FY 2015)	((604,704,000))	<u>\$594,052,000</u>
General Fund--Federal Appropriation	((3,322,000))	<u>\$3,356,000</u>
Washington Auto Theft Prevention Authority Account-- State Appropriation	((7,585,000))	<u>\$7,582,000</u>
Environmental Legacy Stewardship Account— State Appropriation		\$105,000
County Criminal Justice Assistance Account— State Appropriation		\$390,000
TOTAL APPROPRIATION	((1,221,145,000))	<u>\$1,199,692,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(a) During the 2013-2015 fiscal biennium, when contracts are established or renewed for offender pay phone and other telephone services provided to inmates, the department shall select the contractor or contractors primarily based on the following factors: (i) The lowest rate charged to both the inmate and the person paying for the telephone call; and (ii) the lowest commission rates paid to the department, while providing reasonable compensation to cover the costs of the department to provide the telephone services to inmates and provide sufficient revenues for the activities funded from the institutional welfare betterment account.

(b) \$501,000 of the general fund--state appropriation for fiscal year 2014 and \$501,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to maintain the facility, property, and assets at the institution formerly known as

the maple lane school in Rochester. The department may not house incarcerated offenders at the maple lane site until specifically directed to do so by the legislature.

(c) By ~~((December 1, 2013))~~ March 31, 2014, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's inmate intake processes and expenditures and makes recommendations for improvements. The evaluation must include an analysis of lean management processes that, if adopted, could improve the efficiency and cost effectiveness of inmate intake.

(d) By December 1, 2013, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's use of partial confinement and work release programs and makes recommendations for improving public safety and decreasing recidivism through increasing participation in partial confinement re-entry and work release programs. In making its recommendations, the department shall identify:

(i) Options for increasing the capacity of work release beds to meet the number of eligible offenders;

(ii) Potential cost savings to the state through contracting for or building new work release capacity;

(iii) Options for expanding eligibility for partial confinement, including creation of a structured re-entry program that includes stable housing, mandatory participation in evidence-based programs, and intensive supervision; and

(iv) Potential cost savings to the state from creation of a structured re-entry program.

(e) By December 1, 2013, the department of corrections shall provide a report to the office of financial management and the appropriate fiscal and policy committees of the legislature that evaluates the department's community parenting alternative program, and makes recommendations for increasing participation in the program with the goals of increasing public safety and decreasing recidivism. The evaluation shall include recommendations for increasing the placement of eligible offenders into the program and increasing eligibility to other populations. In making its recommendations, the department shall identify the percent of the eligible population currently entering the program, outcomes to-date for program participants, and potential cost savings from increasing placement of offenders into the program.

(f) The department of corrections shall contract with local and tribal governments for the provision of jail capacity to house offenders who violate the terms of their community supervision. A contract shall not have a cost of incarceration in excess of \$85 per day per offender. A contract shall not have a year-to-year increase in excess of three percent per year. The contracts may include rates for the medical care of offenders which exceed the daily cost of incarceration and the limitation on year-to-year increase, provided that medical payments conform to the department's offender health plan, pharmacy formulary, and all off-site medical expenses are preapproved by department utilization management staff.

(g)(i) The legislature finds that it has taken several steps to mitigate the demand for prison capacity including funding evidence-based programming for offenders which is proven to reduce recidivism, funding evidence-based treatment alternatives to incarceration for drug-addicted offenders, standardizing inconsistencies in the drug sentencing grid, and authorizing the department to rent local jail beds. These steps will also assist the department's implementation of additional operational efficiencies by reducing costs related to offender intake, processing, and transportation.

(ii) Up to \$1,119,000 of the general fund--state appropriation for fiscal year 2014 and up to \$1,322,000 of the general fund--state appropriation for fiscal year 2015 may be used by the department to rent jail capacity for short-term offenders. In contracting for jail beds for short-term offenders, the department shall rent capacity from local and tribal governments to house offenders with an earned release date of less than one hundred twenty days remaining on his or her sentence at the time the offender would otherwise be transferred to a state correctional facility. The contracted daily costs for these offenders shall not exceed \$70 per offender including medical costs.

(h) The department of corrections shall issue a competitive solicitation by August 1, 2013, to contract with local jurisdictions for the use of inmate bed capacity in lieu of prison beds operated by the state. The department may contract for up to 300 beds statewide to the extent that it is at no net cost to the department. The department shall calculate and report the average cost per offender per day, inclusive of all services, on an annual basis for a facility that is representative of average medium or lower offender costs. The duration of the contracts may be for up to four years. The department shall not pay a rate greater than \$65 per day per offender for all costs associated with the offender while in the local correctional facility to include programming and health care costs, or the equivalent of \$65 per day per bed including programming and health care costs for full units. The capacity provided at local correctional facilities must be for offenders whom the department of corrections defines as medium or lower security offenders. Programming provided for inmates held in local jurisdictions is included in the rate, and details regarding the type and amount of programming, and any conditions regarding transferring offenders will be negotiated with the department as part of any contract. Local jurisdictions must provide health care to offenders that meet standards set by the department. The local jail will provide all medical care including unexpected emergent care. The department must utilize a screening process to ensure that offenders with existing extraordinary medical/mental health needs are not transferred to local jail facilities. If extraordinary medical conditions develop for an inmate while at a jail facility the jail may transfer the offender back to the department, subject to terms of the negotiated agreement. Health care costs incurred prior to transfer will be the responsibility of the jail. The department will report to legislative fiscal committees and the office of financial management by November 1, 2013, to provide a status update on implementation.

(i) The department shall convene a work group to develop health care cost containment strategies at local jail facilities. The work group shall identify cost containment strategies in place at the department and at local jail facilities, identify the costs and benefits of implementing strategies in jail health-care facilities, and make recommendations on implementing beneficial strategies. The work group shall submit a report on its findings and recommendations to the fiscal committees of the legislature by October 1, 2013. The work group shall include jail administrators, representatives from health care facilities at the local jail level and the state prisons level, and other representatives as deemed necessary.

(j) ~~(\$1,026,000)~~ \$526,000 of the general fund--state appropriation for fiscal year 2014 and \$781,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to expand the piloted risk-needs-responsivity model to include the use of cognitive behavioral therapy with evidence-based programming at two minimum security prison facilities and at the Monroe correctional complex.

(k) ~~(\$23,653,000)~~ \$23,453,000 of the general fund--state appropriation for fiscal year 2014 and \$24,919,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for offender programming. Pursuant to section 220(1) of this act, the department shall develop and implement a written comprehensive plan for offender programming that prioritizes programs which follow

the risk-needs-responsivity model, are evidence-based, and have measurable outcomes. The department is authorized to discontinue ineffective programs and to repurpose underspent funds according to the priorities in the written plan.

(l) \$36,000 of the general fund--state appropriation for fiscal year 2014 and \$36,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Senate Bill No. 5484 (assault in the third-degree). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(m) \$48,000 of the general fund--state appropriation for fiscal year 2014 and \$48,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Substitute House Bill No. 1383 (stalking protection orders). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(n) \$36,000 of the general fund--state appropriation for fiscal year 2014 and \$36,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Senate Bill No. 5149 (crimes against pharmacies). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(o) \$24,000 of the general fund--state appropriation for fiscal year 2014 and \$24,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5669 (trafficking). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(p) \$24,000 of the general fund--state appropriation for fiscal year 2014 and \$24,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of Engrossed Senate Bill No. 5053 (vehicle prowling). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(q) \$96,000 of the county criminal justice assistance--state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5105 (rental vouchers for offenders). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(r) \$94,000 of the general fund--state appropriation for fiscal year 2014, and \$1,494,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to contract with Yakima county for the use of female inmate bed capacity in lieu of prison beds operated by the state. The department shall rent jail beds through contracts established under (h) of this subsection to house female offenders beginning no later than May 1, 2014.

(s) The department shall assess possible uses for the Yakima county jail facility, including but not limited to, housing for short-term offenders; housing for community supervision violators or absconders; housing for offenders with special program needs such as offenders with mental health issues; and housing for older or infirm offenders. The department shall report to the appropriate policy and fiscal committees of the legislature by December 1, 2014, with findings, cost estimates, and recommendations for the use of the facility.

(3) COMMUNITY SUPERVISION

General Fund--State Appropriation (FY 2014)	(\$130,568,000)	\$148,788,000
General Fund--State Appropriation (FY 2015)	(\$131,973,000)	\$151,715,000
County Criminal Justice Assistance Account--State		\$2,249,000
Ignition Interlock Device Revolving Account--State		\$2,200,000
TOTAL APPROPRIATION	(\$266,990,000)	\$304,952,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,906,000 of the county criminal justice assistance account--state appropriation and \$2,200,000 of the ignition interlock device revolving account--state appropriation are provided solely for the department to contract for additional residential drug offender sentencing alternative treatment slots. By December 1, 2013, the department shall provide a report to the appropriate fiscal committees of the house of representatives and the senate on the use of the additional treatment slots.

(b) \$4,186,000 of the general fund--state appropriation for fiscal year 2014 and \$6,362,000 of the general fund--state appropriation for fiscal year 2015 must be expended on evidence-based programs that follow the risk-needs-responsivity model. The department is authorized to use up to ten percent of these funds as necessary to secure physical space as needed to maximize program delivery of evidence-based treatment to all high-risk, high-need offenders in community supervision. Funding may be prioritized by the department to any program recognized as evidence-based for adult offenders by the Washington state institute for public policy.

(c) ~~(\$16,513,000)~~ \$15,363,000 of the general fund--state appropriation for fiscal year 2014 and \$16,527,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for offender programming. Pursuant to section 220 (1) of this act, the department shall develop and implement a written comprehensive plan for offender programming that prioritizes programs which follow the risk-needs-responsivity model, are evidence-based, and have measurable outcomes. The department is authorized to discontinue ineffective programs and to repurpose underspent funds according to the priorities in the written plan.

(d) \$107,000 of the county criminal justice--state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5105 (rental vouchers for offenders). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(e) Within the amounts provided in this section, funding is sufficient to implement Senate Bill No. 6327 (expanding the categories of offenses eligible for the community parenting alternative program within the department of corrections).

(4) CORRECTIONAL INDUSTRIES

General Fund--State Appropriation (FY 2014)	(\$6,780,000)	\$6,830,000
General Fund--State Appropriation (FY 2015)	(\$7,182,000)	\$7,174,000
TOTAL APPROPRIATION	(\$13,962,000)	\$14,004,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$3,293,000 of the general fund--state appropriation for fiscal year 2014 and \$3,707,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the stewardship of McNeil island. The department shall assume responsibility of all island maintenance excluding site specific maintenance operations for the special commitment center and the Pierce county secure transitional facility. The department shall as part of its industries program provide job skills to offenders while providing the minimum

maintenance and preservation necessary for the state to remain in compliance with the federal deed for McNeil island. The department shall report on efficiencies and potential cost reductions to the office of financial management and legislative fiscal committees by December 15, 2013.

(b)(i) The department of social and health services shall transfer the stewardship of McNeil Island to the department of corrections industries program, effective September 1, 2013. The transferred responsibilities shall include marine operations, waste water treatment, water treatment, road maintenance, and any other general island maintenance that is not site specific to the operations of the special commitment center or the Pierce county secure community transition facility. Facility maintenance within the perimeter of the special commitment center shall remain the responsibility of the department of social and health services. Capital repairs and maintenance necessary to maintain the special commitment center on McNeil Island shall be managed by the department of social and health services. The legislature directs both departments to enter into an interagency agreement by August 1, 2013. The office of financial management shall oversee the negotiations of the interagency agreement. The interagency agreement must describe equipment that will transfer between the departments, warehouse space that will be shared by the departments, and occupancy requirements for any shops outside the perimeter of the special commitment center. The office of financial management will make the final determination on any disagreements between the departments on the details of the interagency agreement.

(ii) All employees of the department of social and health services engaged in performing the powers, functions, and duties transferred to the department of corrections industries program under this subsection, are transferred to the department of corrections.

(iii) All classified employees of department of social and health services assigned to the department of corrections under this subsection whose positions are within an existing bargaining unit description at the department of corrections shall become a part of the existing bargaining unit at the department of corrections and shall be considered an appropriate inclusion or modification of the existing bargaining unit under the provisions of chapter 41.80 RCW.

(5) INTERAGENCY PAYMENTS

General Fund--State Appropriation (FY 2014)	(\$35,345,000)	<u>\$41,667,000</u>
General Fund--State Appropriation (FY 2015)	(\$32,115,000)	<u>\$38,200,000</u>
TOTAL APPROPRIATION	(\$67,460,000)	<u>\$79,867,000</u>

The appropriations in this subsection are subject to the following conditions and limitations: The state prison medical facilities may use funds appropriated in this subsection to purchase goods and supplies through hospital or other group purchasing organizations when it is cost effective to do so.

Sec. 221. 2013 2nd sp.s. c 4 s 221 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SERVICES FOR THE BLIND

General Fund--State Appropriation (FY 2014)	(\$2,242,000)	<u>\$2,225,000</u>
General Fund--State Appropriation (FY 2015)	(\$2,197,000)	<u>\$2,182,000</u>
General Fund--Federal Appropriation	(\$21,060,000)	<u>\$20,937,000</u>
General Fund--Private/Local Appropriation		\$60,000
TOTAL APPROPRIATION	(\$25,559,000)	<u>\$25,404,000</u>

Sec. 222. 2013 2nd sp.s. c 4 s 222 (uncodified) is amended to read as follows:

FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund--Federal Appropriation	(\$269,977,000)	<u>\$269,546,000</u>
General Fund--Private/Local Appropriation	(\$34,206,000)	<u>\$34,095,000</u>
Unemployment Compensation Administration Account--		
Federal Appropriation	(\$320,006,000)	<u>\$330,594,000</u>
Administrative Contingency Account--		
State Appropriation	(\$22,728,000)	<u>\$17,872,000</u>
Employment Service Administrative Account--		
State Appropriation	(\$35,567,000)	<u>\$41,451,000</u>
TOTAL APPROPRIATION	(\$682,484,000)	<u>\$693,558,000</u>

The appropriations in this subsection are subject to the following conditions and limitations:

(1) \$5,000,000 of the unemployment compensation administration account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for continuing current unemployment insurance functions and department services to employers and job seekers.

(2) ~~(\$12,386,000)~~ \$23,585,000 of the unemployment compensation administration account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for the replacement of the unemployment insurance tax information system for the employment security department. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(3) \$3,735,000 of the unemployment compensation account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for the replacement of call center technology to improve the integration of the telephone and computing systems to increase efficiency and improve customer service.

(4) \$182,000 of the employment services administrative account--state appropriation is provided for costs associated with the second stage of the review and evaluation of the training benefits program as directed in section 15(2), chapter 4, Laws of 2011 (unemployment insurance program). This second stage shall be developed and conducted by the joint legislative audit and review committee and shall consist of further work on the process study and net-impact/cost-benefit analysis components of the evaluation.

(5) \$240,000 of the administrative contingency account--state appropriation is provided solely for the employment security department to contract with a center for workers in King county. The amount appropriated in this subsection shall be used by the

contracted center for workers to support initiatives that generate high-skill, high-wage jobs; improve workforce and training systems; improve service delivery for dislocated workers; and build alliances with community and environmental organizations.

(6) The department is prohibited from expending amounts appropriated in this section for implementation of chapter 49.86 RCW.

(7) The employment security department shall collaborate with the workforce training and education coordinating board, the state board for community and technical colleges, the economic service administration, and the local workforce development councils to coordinate a consolidated report on short-term and long-term employment and training related outcomes and funding of WorkFirst and workforce investment act Title IB workforce training programs, including but not limited to the information described in this subsection. The employment security department shall prepare a single report and submit it to the governor and appropriate committees of the legislature by December 1, 2014. Specifically:

(a) The state board for community and technical colleges and the economic services administration shall report jointly on training outcomes for WorkFirst funded programs by activity (basic education, vocational education iBest, life skills, and any other related activities that are provided for WorkFirst clients), including but not limited to:

(i) The number and percent of individuals that complete educational activities;

(ii) The number and percent of individuals employed within one quarter after program completion and their median quarterly hours and wage and median annualized earnings;

(iii) The number and percent of individuals employed within three quarters after program completion and their median quarterly hours and wage and median annualized earnings;

(iv) The number of students enrolled in certificate programs by certificate type;

(v) The number of students who accumulate at least forty-five credits and a college award; and

(vi) The amount of WorkFirst funds spent.

The report shall also include recommendations for improving student retention and completion rates and any other system improvement recommendations.

(b) The employment security department shall work with the workforce training and education coordinating board, the state board for community and technical colleges, and the local workforce development councils to map the flow of federal workforce investment act funds from initial receipt by the employment security department to final expenditure. The report must include:

(i) The total amount spent on direct training provided by the community and technical colleges from workforce investment act funds;

(ii) The total amount spent by the employment security department on direct service provision;

(iii) The number of students who enroll in certificate programs;

(iv) The number and percent of students who earn certificates; and

(v) The number and percent of students who accumulate at least forty-five credits and an industry recognized credential.

(8) \$3,809,000 of the unemployment compensation administration account--federal appropriation is from amounts made available to the state by section 903(g) of the social security act (Reed act). This amount is provided solely for the replacement of the unemployment insurance benefit system for the employment security department. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(9) \$50,000 of the administrative contingency account--state appropriation is provided solely for the employment security department to convene and provide support to a work group on agricultural and agricultural labor-related issues.

(a) The goals of the work group are the following:

(i) To educate participants on relevant areas of regulation, business practices, and other labor issues of interest to the stakeholders in Washington agriculture;

(ii) To identify labor-related issues of importance to participants, including but not limited to, housing, workplace standards, and agricultural labor supply; and

(iii) To foster substantive, respectful, problem-solving oriented communication among stakeholders in and affected by the agricultural industry on the identified issues.

(b) The work group is charged with finding mutual points of interest and concern and with collaborating to find, where possible, administrative solutions to issues affecting agriculture.

(c) The work group must consist of ten members appointed by the governor with balanced and diverse representation that must include representatives from growers, agricultural industries, farmworker advocates, and labor.

(d) State agencies including the department of agriculture, the employment security department, the department of labor and industries, the department of health, and the commission on Hispanic affairs must each identify a representative to participate on the work group as an ex officio member. The work group may invite other agencies to participate as needed.

(e) The employment security department must coordinate no more than six meetings in 2014, with the final number of meetings to be determined by the work group.

(f) The work group may use a facilitator to assist the group in achieving the goals in (a) of this subsection.

(g) The employment security department must submit a report by December 1, 2014, to the office of financial management and to the appropriate fiscal and policy committees of the legislature. The report must include the following:

(i) The list of work group members;

(ii) The list of issues identified by the work group; and

(iii) Any work plan, recommendations, or actions taken that have been agreed upon by the work group.

(h) Work group members are entitled to be reimbursed for travel expenses under RCW 43.03.050, 43.03.060, and 43.03.049.

(End of part)

PART III

NATURAL RESOURCES

Sec. 301. 2013 2nd sp.s. c 4 s 301 (uncodified) is amended to read as follows:

FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund--State Appropriation (FY 2014)	((445,000))	<u>\$442,000</u>
General Fund--State Appropriation (FY 2015)	((446,000))	<u>\$450,000</u>
General Fund--Federal Appropriation		<u>\$31,000</u>
General Fund--Private/Local Appropriation	((874,000))	<u>\$875,000</u>
TOTAL APPROPRIATION	((1,796,000))	<u>\$1,798,000</u>

Sec. 302. 2013 2nd sp.s. c 4 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

General Fund--State Appropriation (FY 2014)	((25,929,000))	<u>\$25,942,000</u>
General Fund--State Appropriation (FY 2015)	((25,506,000))	<u>\$25,065,000</u>
General Fund--Federal Appropriation	((105,230,000))	<u>\$102,926,000</u>
General Fund--Private/Local Appropriation	((16,912,000))	<u>\$16,857,000</u>
Reclamation Account--State Appropriation	((3,735,000))	<u>\$3,982,000</u>
Flood Control Assistance Account—		
State Appropriation	((1,985,000))	<u>\$1,976,000</u>
State Emergency Water Projects Revolving Account—		
State Appropriation		\$40,000
Waste Reduction/Recycling/Litter Control—		
State Appropriation	((9,722,000))	<u>\$9,689,000</u>
State Drought Preparedness Account--State Appropriation		\$204,000
State and Local Improvements Revolving Account(Water Supply Facilities)—		
State Appropriation	((426,000))	<u>\$423,000</u>
Environmental Legacy Stewardship Account—		
State Appropriation	((43,748,000))	<u>\$44,852,000</u>
Aquatic Algae Control Account--State Appropriation		\$513,000
Water Rights Tracking System Account—		
State Appropriation		\$46,000
Site Closure Account--State Appropriation	((556,000))	<u>\$553,000</u>
Wood Stove Education and Enforcement Account—		
State Appropriation	((612,000))	<u>\$608,000</u>
Worker and Community Right-to-Know Account—		
State Appropriation	((1,701,000))	<u>\$1,690,000</u>
Water Rights Processing Account--State Appropriation		\$135,000
State Toxics Control Account—		
State Appropriation	((124,238,000))	<u>\$125,248,000</u>
State Toxics Control Account—		
Private/Local Appropriation	((979,000))	<u>\$976,000</u>
Local Toxics Control Account—		
State Appropriation	((3,774,000))	<u>\$3,745,000</u>
Water Quality Permit Account—		
State Appropriation	((40,982,000))	<u>\$41,661,000</u>
Underground Storage Tank Account—		
State Appropriation	((3,347,000))	<u>\$3,331,000</u>
Biosolids Permit Account--State Appropriation	((1,848,000))	<u>\$2,136,000</u>
Hazardous Waste Assistance Account—		
State Appropriation	((6,037,000))	<u>\$6,009,000</u>
Air Pollution Control Account—		
State Appropriation	((3,128,000))	<u>\$3,124,000</u>
Oil Spill Prevention Account-State Appropriation	((5,684,000))	<u>\$6,312,000</u>
Air Operating Permit Account-State Appropriation	((3,132,000))	<u>\$3,137,000</u>
Freshwater Aquatic Weeds Account—		
State Appropriation	((1,409,000))	<u>\$1,405,000</u>
Oil Spill Response Account--State Appropriation		\$7,076,000
Water Pollution Control Revolving Account—		
State Appropriation	((356,000))	<u>\$352,000</u>
Water Pollution Control Revolving Account—		
Federal Appropriation	((1,505,000))	<u>\$1,491,000</u>
Water Pollution Control Revolving Administration		
Account--State Appropriation		\$1,021,000
Radioactive Mixed Waste Account—		
State Appropriation	((13,800,000))	<u>\$14,336,000</u>
TOTAL APPROPRIATION	((455,316,000))	<u>\$456,861,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$170,000 of the oil spill prevention account--state appropriation is provided solely for a contract with the University of Washington's sea grant program to continue an educational program targeted to small spills from commercial fishing vessels, ferries, cruise ships, ports, and marinas.

(2) Pursuant to RCW 43.135.055, the department is authorized to increase the following fees as necessary to meet the actual costs of conducting business and the appropriation levels in this section: Wastewater discharge permit, not more than 4.55 percent in fiscal year 2014 and 4.63 percent in fiscal year 2015; mixed waste management service charge authorized in RCW 70.105.280, not more than 1.82 percent in fiscal year 2014 and 0.62 percent in fiscal year 2015; and reasonably available control technology fee.

(3) \$1,981,000 of the state toxics control account--state appropriation is for the department to provide training regarding the benefits of low-impact development including, but not limited to, when the use of low-impact development is appropriate and feasible, and the design, installation, maintenance, and best practices of low-impact development. The department will consult with Washington State University extension low-impact development technical center and others in the development of the low-impact technical training. As appropriate, the department may contract with the Washington State University extension low-impact development technical center, private sector vendors, associations, and others to deliver the technical training. The training must be provided free of cost to phase I and phase II permittees and the private development community including builders, engineers, and other industry professionals. The training must be sequenced geographically and provided in time for local jurisdictions to comply with RCW 90.48.260 and 36.70A.130(5). By August 1, 2013, the department of ecology shall provide the governor and appropriate legislative committees a plan for how low-impact development training funds will be spent during fiscal years 2014 through 2017.

(4) \$440,000 of the state toxics control account--state appropriation is provided solely for administering the water pollution control facilities financial assistance program authorized in chapter 90.50A RCW.

(5) \$350,000 of the state toxics control account--state appropriation is provided solely for the Spokane river regional toxics task force to support their efforts to address elevated levels of polychlorinated biphenyls in the Spokane river. Funding will be used to determine the extent of the cleanup required, implement cleanup actions to meet applicable water quality standards, and prevent recontamination.

(6) \$516,000 of the state toxics control account--state appropriation is provided solely for the department to support an ultrafine particulate study to determine how, if at all, the biomass cogeneration facilities in Port Townsend and Port Angeles may impact air quality and the health of citizens in the region.

(7) \$65,000 of the water quality permit account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1245 (derelict and abandoned vessels). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((9))~~ The department shall collaborate with the middle snake river watershed, WRIA 35 planning unit in implementing its watershed plan. (8) \$40,000 of the environmental legacy stewardship account--state appropriation is provided solely for the middle snake river watershed, WRIA 35 planning unit in implementing its watershed plan in collaboration with the department.

~~((10))~~ (9)(a) \$14,000,000 of the general fund--state appropriation for fiscal year 2014 and \$14,000,000 of the general fund--state appropriation for fiscal year 2015 are for activities within the water resources program.

(b) Of the amounts provided in (a) of this subsection, \$500,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for processing water right permit applications only if the department of ecology issues at least five hundred water right decisions in fiscal year 2014, and if the department of ecology does not issue at least five hundred water right decisions in fiscal year 2014 the amount provided in this subsection shall lapse and remain unexpended. Permit decisions for the Columbia river basin count toward the five hundred water rights decisions under this subsection. The department of ecology shall submit a report to the office of financial management and the state treasurer by June 30, 2014, that documents whether five hundred water right decisions were issued in fiscal year 2014. For the purposes of this subsection, applications that are voluntarily withdrawn by an applicant do not count towards the five hundred water right decision requirement. For the purposes of water budget-neutral requests under chapter 173-539A WAC, multiple domestic connections authorized within a single water budget-neutral decision are considered one decision for the purposes of this subsection.

~~((11))~~ (10) The department of ecology, in consultation with the office of financial management, shall prepare a facilities plan to reduce the agency's facilities obligation and the agency's cost per FTE for its facilities by 2017 to align with comparable state agencies. The plan must be submitted to the office of financial management and the appropriate legislative fiscal committees by November 1, 2013. The plan must include: (a) An inventory of all currently owned and leased buildings, consistent with the data provided through the state's facilities inventory process prescribed by the office of financial management annually by September 1st; (b) a list of facilities solutions that will reduce costs with an emphasis on consolidation, collocation, and alternative space solutions such as shared workspace and mobile work; and (c) a department-wide coordinated process and plan for regularly evaluating facility needs.

(11) \$25,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the protection of groundwater aquifers that are the sole drinking water source as prescribed in RCW 90.54.140 specifically for the protection of artesian groundwater aquifers in a county with a population greater than one million five hundred thousand that are being detrimentally impacted by development. If the amount provided in this subsection is not sufficient for this purpose, the department must use existing funds to implement this subsection.

(12) \$50,000 of the environmental legacy stewardship account--state appropriation is provided solely to fund the Bertrand watershed improvement district's development of a conceptual groundwater model for water right permitting and mitigation efforts in the Lynden, Everson, Nooksack, and Sumas (LENS) aquifer study area. The conceptual groundwater model shall be developed in cooperation with the WRIA 1 watershed planning joint board.

(13) Within the environmental legacy stewardship account--state appropriation in this section, the department must use a portion of the funds to:

(a) Review tetrabromobisphenol A, chemical abstracts service number 79-94-7 and antimony, chemical abstracts service number 7440-36-0 and their use in children's products and furniture as flame retardants. The department must consider available information on the hazards, uses, exposures, potential health and environmental concerns, safer alternatives, existing regulatory programs, and information from other governments or authoritative bodies. By December 31, 2014, the department must provide to the appropriate committees of the legislature a summary of the data reviewed and recommendations on whether to ban or restrict antimony and tetrabromobisphenol A flame retardants in children's products and furniture; and

(b) Test for the presence of flame retardants in children's products and furniture. By December 31, 2014, the department must report to the appropriate legislative committees on test results, available information on hazards, uses, exposures, safer alternatives, existing

regulatory programs, potential health and environmental concerns, information from other governmental or authoritative bodies, and recommendations on whether to restrict or ban the flame retardants in children's products and furniture.

(14) \$300,000 of the state toxics control account--state appropriation is provided solely for the department to conduct a study of oil shipment through the state. The purpose of the study is to assess public health and safety as well as environmental impacts associated with oil transport. The study must provide data and analysis of statewide risks, gaps, and options for increasing public safety and improving spill prevention and response readiness. The department shall conduct the study in consultation with the department of transportation, the emergency management division of the military department, the utilities and transportation commission, tribes, appropriate local, state, and federal agencies, impacted industry groups, and stakeholders. The department must provide an update to the governor and the legislature by December 1, 2014, and a final report by March 1, 2015.

Sec. 303. 2013 2nd sp.s. c 4 s 303 (uncodified) is amended to read as follows:

FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund--State Appropriation (FY 2014)	(\$4,254,000)	\$4,271,000
General Fund--State Appropriation (FY 2015)	(\$4,254,000)	\$4,415,000
General Fund--Federal Appropriation	(\$6,014,000)	\$6,001,000
Winter Recreation Program Account—		
State Appropriation	(\$2,065,000)	\$2,463,000
ORV and Nonhighway Vehicle Account—		
State Appropriation	(\$215,000)	\$214,000
Snowmobile Account--State Appropriation	(\$4,859,000)	\$4,856,000
Aquatic Lands Enhancement Account--State Appropriation		\$363,000
Parks Renewal and Stewardship Account—		
State Appropriation	(\$103,065,000)	\$105,159,000
Parks Renewal and Stewardship Account—		
Private/Local Appropriation		\$300,000
Waste Reduction/Recycling/Litter Control Account—		
State Appropriation		\$1,700,000
TOTAL APPROPRIATION	(\$127,089,000)	\$129,742,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$79,000 of the general fund--state appropriation for fiscal year 2014 and \$79,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a grant for the operation of the Northwest weather and avalanche center.

(2) Prior to closing any state park, the commission must notify all affected local governments and relevant nonprofit organizations of the intended closure and provide an opportunity for the notified local governments and nonprofit organizations to elect to acquire, or enter into, a maintenance and operating contract with the commission that would allow the park to remain open.

(3) The commission shall prepare a report on its efforts to increase revenue from all sources, including the discover pass. The report shall also include a status update on the fiscal health of the state parks system, and shall be submitted to the office of financial management and the appropriate committees of the legislature by October 28, 2013.

(4) \$25,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2192 (state agency permitting). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 304. 2013 2nd sp.s. c 4 s 304 (uncodified) is amended to read as follows:

FOR THE RECREATION AND CONSERVATION FUNDING BOARD

General Fund--State Appropriation (FY 2014)	(\$823,000)	\$833,000
General Fund--State Appropriation (FY 2015)	(\$815,000)	\$903,000
General Fund--Federal Appropriation	(\$3,425,000)	\$3,411,000
General Fund--Private/Local Appropriation	(\$24,000)	\$124,000
Aquatic Lands Enhancement Account--State Appropriation		\$480,000
<u>Park Land Trust Revolving Account--State Appropriation</u>		\$34,000
<u>State Wildlife Account--State Appropriation</u>		\$33,000
<u>Parks Renewal and Stewardship Account--State Appropriation</u>		\$33,000
Firearms Range Account--State Appropriation		\$37,000
Recreation Resources Account—		
State Appropriation	(\$3,086,000)	\$3,153,000
NOVA Program Account--State Appropriation	(\$964,000)	\$961,000
TOTAL APPROPRIATION	(\$9,654,000)	\$10,002,000

The appropriations in this section are subject to the following conditions and limitations: \$34,000 of the park land trust revolving fund--state appropriation, \$33,000 of the state parks renewal and stewardship account--state appropriation, and \$33,000 of the state wildlife account--state appropriation are provided solely for the recreation and conservation office to contract with a consultant to provide a study that quantifies the economic contribution to the state economy from the state's public lands and that quantifies the economic contribution from statewide outdoor recreation to the state's economy. A report is due to the appropriate committees of the legislature by January 1, 2015.

Sec. 305. 2013 2nd sp.s. c 4 s 305 (uncodified) is amended to read as follows:

FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE

General Fund--State Appropriation (FY 2014)	(\$2,227,000)	\$2,210,000
General Fund--State Appropriation (FY 2015)	(\$2,147,000)	\$2,151,000
TOTAL APPROPRIATION	(\$4,374,000)	\$4,361,000

Sec. 306. 2013 2nd sp.s. c 4 s 306 (uncodified) is amended to read as follows:

FOR THE CONSERVATION COMMISSION

General Fund--State Appropriation (FY 2014)	((6,841,000))	<u>\$6,819,000</u>
General Fund--State Appropriation (FY 2015)	((6,738,000))	<u>\$6,708,000</u>
General Fund--Federal Appropriation		<u>\$2,301,000</u>
State Toxics Control Account--State Appropriation	((1,100,000))	<u>\$1,050,000</u>
TOTAL APPROPRIATION	((16,880,000))	<u>\$16,878,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Within the amounts appropriated in this section, the conservation commission, in consultation with conservation districts, must submit to the office of financial management and legislative fiscal committees by December 10, 2013, a report outlining opportunities to minimize districts' overhead costs, including consolidation of conservation districts within counties in which there is more than one district. The report must include details on the anticipated future savings that could be expected from implementing these efficiencies starting on July 1, 2014.

(2) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$246,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement the voluntary stewardship program in Thurston and Chelan counties. These amounts may not be used to fund agency indirect and administrative expenses.

(3) \$1,000,000 of the general fund--federal appropriation is provided solely to implement the voluntary stewardship program statewide. The commission shall place the appropriation in this subsection in unallotted status, and may not allot any of these funds until the federal government has provided funding to the commission for the purpose of implementing the voluntary stewardship program.

(4) The conservation commission must evaluate the current system for the election of conservation district board supervisors and recommend improvements to ensure the highest degree of public involvement in these elections. The commission must engage with stakeholder groups and conservation districts to gather a set of options for improvement to district elections, which must include an option aligning district elections with state and local general elections. The commission must submit a report detailing the options to the office of financial management and appropriate committees of the legislature by December 10, 2013.

(5) \$50,000 of the state toxics control account--state appropriation is provided solely for the Whatcom agricultural district coalition to educate and inform agricultural landowners on regulatory compliance issues relating to groundwater quality issues including nitrates, fecal coliform, and pesticide contamination within WRIA 1 and to organize watershed improvement districts to implement environmental regulatory compliance strategies.

(6) The state conservation commission may provide additional funding to a conservation district if the conservation district conducts elections at such times as and consistent with the general election law, chapter 29A.04 RCW.

Sec. 307. 2013 2nd sp.s. c 4 s 307 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

General Fund--State Appropriation (FY 2014)	((30,321,000))	<u>\$30,747,000</u>
General Fund--State Appropriation (FY 2015)	((28,999,000))	<u>\$30,094,000</u>
General Fund--Federal Appropriation	((107,585,000))	<u>\$107,198,000</u>
General Fund--Private/Local Appropriation	((58,784,000))	<u>\$58,359,000</u>
ORV and Nonhighway Vehicle Account— State Appropriation	((397,000))	<u>\$390,000</u>
Aquatic Lands Enhancement Account— State Appropriation	((15,919,000))	<u>\$15,873,000</u>
Recreational Fisheries Enhancement— State Appropriation	((2,590,000))	<u>\$2,603,000</u>
Environmental Legacy Stewardship Account— State Appropriation		<u>\$1,224,000</u>
Warm Water Game Fish Account— State Appropriation	((2,507,000))	<u>\$2,490,000</u>
Eastern Washington Pheasant Enhancement Account— State Appropriation		<u>\$849,000</u>
Aquatic Invasive Species Enforcement Account— State Appropriation	((209,000))	<u>\$228,000</u>
Aquatic Invasive Species Prevention Account— State Appropriation	((737,000))	<u>\$761,000</u>
State Wildlife Account--State Appropriation	((103,460,000))	<u>\$103,229,000</u>
Special Wildlife Account--State Appropriation	((2,405,000))	<u>\$2,399,000</u>
Special Wildlife Account--Federal Appropriation		<u>\$500,000</u>
Special Wildlife Account— Private/Local Appropriation	((3,446,000))	<u>\$3,440,000</u>
Wildlife Rehabilitation Account--State Appropriation		<u>\$259,000</u>
Hydraulic Project Approval Account— State Appropriation	((674,000))	<u>\$966,000</u>
Regional Fisheries Enhancement Salmonid Recovery Account--Federal Appropriation		<u>\$5,001,000</u>
Oil Spill Prevention Account--State Appropriation	((917,000))	<u>\$912,000</u>
Oyster Reserve Land Account--State Appropriation	((773,000))	<u>\$771,000</u>
TOTAL APPROPRIATION	((367,556,000))	<u>\$368,293,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) (~~(\$130,000)~~) \$675,000 of the general fund--state appropriation for fiscal year 2014 and \$130,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to pay for emergency fire suppression costs. These amounts may not be used to fund agency indirect and administrative expenses.

(2) Prior to submitting its 2015-2017 biennial operating and capital budget request related to state fish hatcheries to the office of financial management, the department shall contract with the hatchery scientific review group (HSRG) to review this request. This review shall: (a) Determine if the proposed requests are consistent with HSRG recommendations; (b) prioritize the components of the requests based on their contributions to protecting wild salmonid stocks and meeting the recommendations of the HSRG; and (c) evaluate whether the proposed requests are being made in the most cost effective manner. The department shall provide a copy of the HSRG review to the office of financial management with their agency budget proposal.

(3) \$400,000 of the general fund--state appropriation for fiscal year 2014 and \$400,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a state match to support the Puget Sound nearshore partnership between the department and the U.S. army corps of engineers.

(4) Within the amounts appropriated in this section, the department shall identify additional opportunities for partnerships in order to keep fish hatcheries operational. Such partnerships shall aim to maintain fish production and salmon recovery with less reliance on state operating funds.

(5) During the 2013-2015 fiscal biennium, the department must retain ownership and continue to occupy the downtown Olympia office building at 600 Capitol Way.

(6) \$1,000,000 of the state wildlife account--state appropriation is provided solely to the department for resources that serve to promote and engage nonlethal deterrence methods relating to wolf and livestock interaction with a priority given to funding cooperative agreements with livestock producers, and of this amount, \$250,000 in fiscal year 2014 is provided solely for compensation for injury or loss of livestock caused by wolves as prescribed in chapter 77.36 RCW.

(7) \$100,000 of the state wildlife account--state appropriation is provided solely for the transfer of trout from the Clarks creek hatchery to the Lakewood hatchery.

(8) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the production of steelhead, coho, and Chinook salmon at the Clarks creek hatchery.

(9) \$200,000 of the state wildlife account--state appropriation, \$50,000 of the general fund--state appropriation for fiscal year 2014, and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to increase production of juvenile fall Chinook on the Cowlitz river. The funds provided may be used to match or leverage funds from private or public sources for the same purpose.

(10) \$596,000 of the general fund--state appropriation for fiscal year 2014 and \$596,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for weed assessments and for payments in lieu of real property taxes to counties that elect to receive the payments for department owned game lands within the county.

(11) \$10,000 of the aquatic lands enhancement account--state appropriation is provided solely for development of an aquatic invasive species passport program to improve the efficiency and effectiveness of watercraft inspections by expediting aquatic invasive species watercraft inspections for watercraft at low risk of transmitting invasive species and prioritizing the use of available resources for the inspection of high risk vessels.

(12) Within the amounts appropriated in this section, the department must deploy additional wildlife conflict specialists to provide landowner assistance and address wildlife conflicts, with at least one additional specialist primarily assigned to each of the following areas: Administrative region six of the department; Okanogan and Chelan counties in administrative region two of the department; and Whatcom and Skagit counties in administrative region four of the department.

(13) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of House Bill No. 1112 (science and public policy). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(14) Within the amounts appropriated in this section the department shall work with the regional fisheries enhancement groups to identify a revenue source or sources capable of providing long-term funding to support the community-based salmon restoration work of regional fisheries enhancement groups. The department shall work with the regional fisheries enhancement group coalition to submit a report to the office of financial management and the appropriate legislative committees by December 1, 2013, with the outcomes and recommendations.

(15) \$150,000 of the general fund--state appropriation for fiscal year 2015 is provided solely to conduct a study of the Lake Washington basin sockeye salmon to evaluate the impact of predation on juvenile sockeye by several species of fish that inhabit the lake, and develop management actions by the state to increase the returns of adult sockeye to the lake.

(16) \$30,000 of the aquatic invasive species prevention account--state appropriation and \$20,000 of the aquatic invasive species enforcement account--state appropriation are provided solely to the department for a contract, that includes performance measures and requires reporting on outcomes, with the Pacific northwest economic region nonprofit organization to support regional coordination of invasive species prevention activities in the Pacific northwest.

Sec. 308. 2013 2nd sp.s. c 4 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund--State Appropriation (FY 2014)	(\$42,515,000)	\$48,655,000
General Fund--State Appropriation (FY 2015)	(\$45,092,000)	\$44,694,000
General Fund--Federal Appropriation	(\$26,963,000)	\$26,937,000
General Fund--Private/Local Appropriation		\$2,372,000
Forest Development Account--State Appropriation	(\$49,054,000)	\$50,418,000
ORV and Nonhighway Vehicle Account--		
State Appropriation	(\$4,494,000)	\$4,468,000

Surveys and Maps Account--State Appropriation	(\$2,170,000)	<u>\$1,667,000</u>
Aquatic Lands Enhancement Account—		
State Appropriation	(\$3,634,000)	<u>\$3,578,000</u>
Snowmobile Account--State Appropriation		\$100,000
Environmental Legacy Stewardship Account—		
State Appropriation		\$3,948,000
Resources Management Cost Account—		
State Appropriation	(\$111,073,000)	<u>\$116,006,000</u>
Surface Mining Reclamation Account—		
State Appropriation	(\$3,972,000)	<u>\$3,951,000</u>
Disaster Response Account--State Appropriation		\$5,000,000
Forest and Fish Support Account—		
State Appropriation	(\$11,759,000)	<u>\$11,755,000</u>
Aquatic Land Dredged Material Disposal Site		
Account--State Appropriation	(\$843,000)	<u>\$462,000</u>
Natural Resources Conservation Areas Stewardship		
Account--State Appropriation		\$34,000
Marine Resources Stewardship Trust Account—		
State Appropriation	(\$3,700,000)	<u>\$4,122,000</u>
State Toxics Control Account--State Appropriation		\$80,000
Forest Practices Application Account—		
State Appropriation		\$1,697,000
Air Pollution Control Account—		
State Appropriation	(\$785,000)	<u>\$782,000</u>
NOVA Program Account--State Appropriation	(\$950,000)	<u>\$946,000</u>
Derelict Vessel Removal Account—		
State Appropriation	(\$1,770,000)	<u>\$1,767,000</u>
Agricultural College Trust Management Account—		
State Appropriation	(\$2,712,000)	<u>\$2,699,000</u>
TOTAL APPROPRIATION	(\$324,717,000)	<u>\$336,138,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,389,000 of the general fund--state appropriation for fiscal year 2014 and \$1,323,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for deposit into the agricultural college trust management account and are provided solely to manage approximately 70,700 acres of Washington State University's agricultural college trust lands.

(2) ~~(\$19,099,000)~~ \$25,271,000 of the general fund--state appropriation for fiscal year 2014, \$19,099,000 of the general fund--state appropriation for fiscal year 2015, and \$5,000,000 of the disaster response account--state appropriation are provided solely for emergency fire suppression. None of the general fund and disaster response account amounts provided in this subsection may be used to fund agency indirect and administrative expenses. Agency indirect and administrative costs shall be allocated among the agency's remaining accounts and appropriations. The department of natural resources shall submit a quarterly report to the office of financial management and the legislative fiscal committees detailing information on current and planned expenditures from the disaster response account. This work shall be done in coordination with the military department.

(3) \$5,000,000 of the forest and fish support account--state appropriation is provided solely for outcome-based, performance contracts with tribes to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect costs set at or below the rate in the contracting tribe's indirect cost agreement with the federal government. If federal funding for this purpose is reinstated, the amount provided in this subsection shall lapse.

(4) \$518,000 of the forest and fish support account--state appropriation is provided solely for outcome-based performance contracts with nongovernmental organizations to participate in the implementation of the forest practices program. Contracts awarded may only contain indirect cost set at or below a rate of eighteen percent.

(5) \$717,000 of the forest and fish support account--state appropriation is provided solely to fund interagency agreements with the department of ecology and the department of fish and wildlife as part of the adaptive management process.

(6) \$440,000 of the state general fund--state appropriation for fiscal year 2014 and \$440,000 of the state general fund--state appropriation for fiscal year 2015 are provided solely for forest work crews that support correctional camps and are contingent upon continuing operations of Naselle youth camp.

(7) \$2,382,000 of the resource management cost account--state appropriation is for addressing the growing backlog of expired aquatic leases and new aquatic lease applications. The department shall implement a Lean process to improve the lease review process and further reduce the backlog, and submit a report on its progress in addressing the backlog and implementation of the Lean process to the governor and the appropriate committees of the legislature by October 1, 2013.

(8) \$1,948,000 of the environmental legacy stewardship account--state appropriation is provided solely for the department to pay a portion of the costs to complete remedial investigation work at Whitmarsh landfill and Mill site A and perform final-year maintenance of the Olympic view triangle site in Commencement Bay.

(9) \$265,000 of the resources management cost account--state appropriation is provided solely for implementation of Second Substitute House Bill No. 1764 (geoduck diver licenses). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(10) \$425,000 of the derelict vessel removal account--state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1245 (derelict and abandoned vessels). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(11) \$3,700,000 of the marine resources stewardship trust account--state appropriation is provided solely for implementation of priority marine management planning efforts including mapping activities, ecological assessment, data tools, stakeholder engagement, and all other work identified in Engrossed Senate Bill No. 5603 (marine advisory councils) during the 2013-2015 fiscal biennium.

(12) Within the amounts appropriated in this section, the department may purchase an extraordinary sensing device for the express purpose of firefighting and fire prevention.

Sec. 309. 2013 2nd sp.s. c 4 s 309 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF AGRICULTURE

General Fund--State Appropriation (FY 2014)	(\$15,300,000)	<u>\$15,270,000</u>
General Fund--State Appropriation (FY 2015)	(\$15,294,000)	<u>\$15,950,000</u>
General Fund--Federal Appropriation	(\$23,098,000)	<u>\$22,979,000</u>
General Fund--Private/Local Appropriation		\$192,000
Aquatic Lands Enhancement Account—		
State Appropriation	(\$2,837,000)	<u>\$2,827,000</u>
State Toxics Control Account—		
State Appropriation	(\$5,203,000)	<u>\$5,188,000</u>
Water Quality Permit Account—		
State Appropriation	(\$70,000)	<u>\$73,000</u>
TOTAL APPROPRIATION	(\$61,994,000)	<u>\$62,479,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$5,308,445 of the general fund--state appropriation for fiscal year 2014 and ~~(\$5,302,905)~~ \$6,102,905 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementing the food assistance program as defined in RCW 43.23.290.

(2) Pursuant to RCW 43.135.055 and 16.57.220, the department is authorized to institute livestock inspection fees in the 2013-2015 fiscal biennium for calves less than thirty days old.

(3) Pursuant to RCW 43.135.055 and 16.36.150, the department is authorized to establish a fee for the sole purpose of purchasing and operating a database and any other technology or software needed to administer animal disease traceability activities for cattle sold or slaughtered in the state or transported out of the state.

(4) Within the amounts appropriated in this section, the department of agriculture must convene and facilitate a work group with appropriate stakeholders to review fees supporting programs within the department that are also supported with state general fund. In developing strategies to make the program work more self-supporting, the workgroup will consider, at minimum, the length of time since the last fee increase, similar fees that exist in neighboring states, and fee increases that will ensure reasonable competitiveness in the respective industries. The workgroup must submit a report containing recommendations that will make each of the fee supported programs within the department less reliant on state general fund to the office of financial management and legislative fiscal committees by December 1, 2013.

Sec. 310. 2013 2nd sp.s. c 4 s 310 (uncodified) is amended to read as follows:

FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM

Pollution Liability Insurance Program Trust

Account--State Appropriation~~(\$987,000)~~
\$994,000

Sec. 311. 2013 2nd sp.s. c 4 s 311 (uncodified) is amended to read as follows:

FOR THE PUGET SOUND PARTNERSHIP

General Fund--State Appropriation (FY 2014)	(\$2,416,000)	<u>\$2,398,000</u>
General Fund--State Appropriation (FY 2015)	(\$2,318,000)	<u>\$2,427,000</u>
General Fund--Federal Appropriation	(\$11,570,000)	<u>\$11,582,000</u>
Aquatic Lands Enhancement Account--State Appropriation		\$1,920,000
State Toxics Control Account--State Appropriation (\$676,000)		<u>\$675,000</u>
TOTAL APPROPRIATION	(\$18,900,000)	<u>\$19,002,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$788,000 of the aquatic lands enhancement account--state appropriation is provided solely for coordinating a study of Puget Sound juvenile steelhead marine survival conducted by the department of fish and wildlife and based on a study plan developed in cooperation with federal, tribal, and nongovernmental entities.

(2) By October 1, 2014, the Puget Sound partnership shall provide the governor a single, prioritized list of state agency 2015-2017 capital and operating budget requests related to Puget Sound restoration.

(3) \$71,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the Puget Sound partnership to collaborate with interested parties to review the roles of local watershed and salmon recovery organizations implementing the action agenda and provide legislative, budgetary, and administrative recommendations to streamline and strengthen Puget Sound recovery efforts. In conducting this work, the partnership must coordinate with the following interested parties: The Hood Canal coordinating council, marine resources committees, including the Northwest straits initiative, regional fisheries enhancement groups, local integrating organizations, lead entities, and other county watershed councils, as well as representatives of federal, state, tribal, and local government agencies. Recommendations must be provided to the appropriate legislative committees by December 1, 2014.

(End of part)

**PART IV
TRANSPORTATION**

Sec. 401. 2013 2nd sp.s. c 4 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

General Fund--State Appropriation (FY 2014)	(\$1,103,000)	<u>\$1,097,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,341,000)	<u>\$1,354,000</u>
Architects' License Account--State Appropriation	(\$902,000)	<u>\$898,000</u>
Professional Engineers' Account—		
State Appropriation	(\$3,558,000)	<u>\$3,529,000</u>
Real Estate Commission Account—		
State Appropriation	(\$9,929,000)	<u>\$9,885,000</u>
Uniform Commercial Code Account—		
State Appropriation	(\$3,154,000)	<u>\$3,132,000</u>
Real Estate Education <u>Program</u> Account—		
State Appropriation		\$276,000
Real Estate Appraiser Commission Account—		
State Appropriation	(\$1,703,000)	<u>\$1,700,000</u>
Business and Professions Account—		
State Appropriation	(\$17,454,000)	<u>\$17,390,000</u>
Funeral and Cemetery Account--State Appropriation		\$5,000
Landscape Architects' License Account--State Appropriation		\$4,000
Appraisal Management Company Account—		
State Appropriation		\$4,000
Real Estate Research Account--State Appropriation		\$415,000
Wildlife Account--State Appropriation		\$32,000
Geologists' Account--State Appropriation		\$52,000
Derelict Vessel Removal Account--State Appropriation		\$31,000
TOTAL APPROPRIATION	(\$39,963,000)	<u>\$39,804,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$566,000 of the business and professions account--state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 1552 (scrap metal theft reduction). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(2) \$166,000 of the business and professions account--state appropriation in fiscal year 2014 only is provided solely for the implementation of Substitute House Bill No. 1779 (esthetics). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(3) \$592,000 of the business and professions account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1822 (debt collection practices). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(4) \$32,000 of the state wildlife account--state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5193 (wolf conflict management). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(5) \$19,000 of the general fund--state appropriation for fiscal year 2014 and \$48,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a pilot identicard program to assist and prepare offenders for release from prison and reentry into the community. The goal of the pilot identicard program is to provide proper state identification to offenders to facilitate access to services, employment, housing, and various other opportunities upon release to the community. By September 1, 2014, the department of licensing, working in conjunction with the department of corrections, must implement the pilot identicard program in accordance with the following:

(a) The pilot program must provide an original, renewal, or replacement identicard to offenders that: (i) Prove their identity as required by RCW 46.20.035; (ii) are under the custody of the department of corrections; (iii) have been sentenced to an incarceration period exceeding one year and one day; and (iv) are incarcerated within the Monroe correctional complex and within two months of release.

(b) For purposes of verifying an offender's identity and eligibility for the program, a valid identification card issued by the department of corrections serves as sufficient proof of identity and residency for an offender to apply for and obtain a Washington state identicard.

(c) For the purposes of the pilot program, the department of licensing must (i) set an expiration date for an identicard issued under the pilot program for the first anniversary of the offender's birthdate after issuance; and (ii) not charge any fee to an applicant for an identicard issued as part of the pilot program.

(d) The department of licensing, in consultation with the department of corrections, must report to the governor and the appropriate committees of the legislature on the results of the pilot identicard program and any recommendations for improvement by June 30, 2015.

Sec. 402. 2013 2nd sp.s. c 4 s 402 (uncodified) is amended to read as follows:

FOR THE STATE PATROL

General Fund--State Appropriation (FY 2014)	(\$34,653,000)	<u>\$35,561,000</u>
General Fund--State Appropriation (FY 2015)	(\$32,485,000)	<u>\$31,337,000</u>
General Fund--Federal Appropriation	(\$16,189,000)	<u>\$15,860,000</u>
General Fund--Private/Local Appropriation	(\$3,020,000)	<u>\$3,019,000</u>

Death Investigations Account-State Appropriation ((\$9,956,000))	<u>\$9,925,000</u>
Enhanced 911 Account--State Appropriation	<u>\$3,480,000</u>
County Criminal Justice Assistance Account—	
State Appropriation ((\$3,332,000))	<u>\$3,310,000</u>
Municipal Criminal Justice Assistance Account—	
State Appropriation ((\$1,351,000))	<u>\$1,340,000</u>
Fire Service Trust Account--State Appropriation	<u>\$131,000</u>
Disaster Response Account--State Appropriation	<u>\$8,000,000</u>
Fire Service Training Account—	
State Appropriation ((\$9,797,000))	<u>\$9,774,000</u>
Aquatic Invasive Species Enforcement Account—	
State Appropriation	<u>\$54,000</u>
State Toxics Control Account-State Appropriation ((\$516,000))	<u>\$513,000</u>
Fingerprint Identification Account—	
State Appropriation ((\$10,747,000))	<u>\$12,184,000</u>
Vehicle License Fraud Account—	
State Appropriation ((\$447,000))	<u>\$334,000</u>
TOTAL APPROPRIATION ((\$134,158,000))	<u>\$134,822,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$200,000 of the fire service training account--state appropriation is provided solely for two FTEs in the office of the state director of fire protection to exclusively review K-12 construction documents for fire and life safety in accordance with the state building code. It is the intent of this appropriation to provide these services only to those districts that are located in counties without qualified review capabilities.

(2) \$8,000,000 of the disaster response account--state appropriation is provided solely for Washington state fire service resource mobilization costs incurred in response to an emergency or disaster authorized under RCW 43.43.960 through 43.43.964. The state patrol shall submit a report quarterly to the office of financial management and the legislative fiscal committees detailing information on current and planned expenditures from this account. This work shall be done in coordination with the military department.

(3) \$700,000 of the fire service training account--state appropriation is provided solely for the firefighter apprenticeship training program.

(4) \$3,480,000 of the enhanced 911 account--state appropriation is provided solely for upgrades to the Washington state identification system and the Washington crime information center. Amounts provided in this subsection may not be expended until the office of the chief information officer approves a plan to move the Washington state patrol's servers and data center equipment into the state data center in the 1500 Jefferson building, and the office of the chief information officer certifies that the Washington state patrol has begun the move. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(5) \$154,000 of the fingerprint identification account--state appropriation is provided solely for implementation of Substitute House Bill No. 1612 (firearms offenders). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse. (End of part)

PART V EDUCATION

Sec. 501. 2013 2nd sp.s. c 4 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund--State Appropriation (FY 2014) ((\$27,264,000))	<u>\$27,273,000</u>
General Fund--State Appropriation (FY 2015) ((\$26,041,000))	<u>\$26,966,000</u>
General Fund--Federal Appropriation ((\$63,826,000))	<u>\$70,931,000</u>
General Fund--Private/Local Appropriation ((\$4,005,000))	<u>\$4,003,000</u>
Performance Audits of Government Account—State Appropriation	<u>\$200,000</u>
TOTAL APPROPRIATION ((\$121,336,000))	<u>\$129,373,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) A maximum of (~~(\$16,881,000)~~) \$16,996,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$16,602,000)~~) \$17,401,000 of the general fund--state appropriation for fiscal year 2015 is for state agency operations.

(a) (~~(\$8,846,000)~~) \$8,961,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$8,910,000)~~) \$8,639,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(i) Within the amounts provided in this subsection (1)(a), the superintendent shall recognize the extraordinary accomplishments of four students who have demonstrated a strong understanding of the civics essential learning requirements to receive the Daniel J. Evans civic education award.

(ii) Districts shall report to the office of the superintendent of public instruction daily student unexcused absence data by school, using a uniform definition of unexcused absence as established by the superintendent.

(iii) By September of each year, the office of the superintendent of public instruction shall produce an annual status report of the budget provisos in sections 501 and 513 of this act. The status report of each proviso shall include, but not be limited to, the following information: Purpose and objective, number of staff, number of contractors, status of proviso implementation, number of beneficiaries by year, list of beneficiaries, and proviso outcomes and achievements.

(iv) The superintendent of public instruction shall update the program prepared and distributed under RCW 28A.230.150 for the observation of temperance and good citizenship day to include providing an opportunity for eligible students to register to vote at school.

~~((vi) Appropriations in this section are sufficient for the office of the superintendent of public instruction to conduct ongoing consolidated program reviews of alternative learning experience programs and dropout reengagement programs established under chapter 20, Laws of 2010. The office of the superintendent of public instruction shall include alternative learning education and dropout reengagement programs in their ongoing consolidated program reviews, as well as provide outreach and training to school districts regarding implementation of the programs. Findings from the program reviews will be used to support and prioritize office of the superintendent outreach and education efforts that assist school districts in implementing the programs in accordance with statute and legislative intent, as well as to support financial and performance audit work conducted by the office of the state auditor.))~~

(b) \$1,017,000 of the general fund--state appropriation for fiscal year 2014 and \$1,017,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for activities associated with the implementation of new school finance systems required by chapter 236, Laws of 2010 (K-12 education funding) and chapter 548, Laws of 2009 (state's education system), including technical staff, systems reprogramming, and workgroup deliberations, including the quality education council and the data governance working group.

(c)(i) \$1,012,000 of the general fund--state appropriation for fiscal year 2014 and ~~((1,012,000))~~ \$1,034,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the operation and expenses of the state board of education, including basic education assistance activities. Of these amounts, \$161,000 of the general fund--state appropriation for fiscal year 2014 and \$161,000 of the general fund--state appropriation for fiscal year 2015 are provided for implementation of Initiative Measure No. 1240 (charter schools).

(ii) \$22,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the purpose of implementing provisions of Engrossed Second Substitute Senate Bill No. 6552 (student hour and graduation requirements) related to career and college ready graduation requirements. If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(d) \$1,325,000 of the general fund--state appropriation for fiscal year 2014 and ~~((1,325,000))~~ \$1,477,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to the professional educator standards board for the following:

(i) \$1,050,000 in fiscal year 2014 and \$1,050,000 in fiscal year 2015 are for the operation and expenses of the Washington professional educator standards board;

(ii) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are for mentor stipends provided through the alternative routes to certification program administered by the professional educator standards board, including the pipeline for paraeducators program and the retooling to teach conditional loan programs. Funding within this subsection (1)(d)(ii) is also provided for the recruiting Washington teachers program; ~~((and))~~

(iii) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the professional educator standards board to develop educator interpreter standards and identify interpreter assessments that are available to school districts. Interpreter assessments should meet the following criteria: (A) Include both written assessment and performance assessment; (B) be offered by a national organization of professional sign language interpreters and transliterators; and (C) be designed to assess performance in more than one sign system or sign language. The board shall establish a performance standard, defining what constitutes a minimum assessment result, for each educational interpreter assessment identified. The board shall publicize the standards and assessments for school district use;

(iv) \$24,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the professional educator standards board to: (A) Disseminate information about principles of language acquisition as a critical knowledge and skill for educators in support of instruction for English language learners; and (B) in conjunction with the office of the superintendent of public instruction, revise the model framework and curriculum for high school career and technical education courses related to careers in education to incorporate standards of cultural competence, new research on educator preparation, and curriculum and activities from the recruiting Washington teacher program; and

(v) \$128,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute Senate Bill No. 6129 (paraeducator development). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(e) \$133,000 of the general fund--state appropriation for fiscal year 2014 and ~~((133,000))~~ \$266,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 240, Laws of 2010, including staffing the office of equity and civil rights.

(f) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the ongoing work of the education opportunity gap oversight and accountability committee.

(g) \$45,000 of the general fund--state appropriation for fiscal year 2014 and \$45,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 380, Laws of 2009 (enacting the interstate compact on educational opportunity for military children).

(h) \$131,000 of the general fund--state appropriation for fiscal year 2014 and \$131,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Initiative Measure No. 1240 (charter schools).

(i) \$1,826,000 of the general fund--state appropriation for fiscal year 2014 and \$1,802,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementing a comprehensive data system to include financial, student, and educator data, including development and maintenance of the comprehensive education data and research system (CEDARS).

(j) \$25,000 of the general fund--state appropriation for fiscal year 2014 and \$25,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for project citizen, a program sponsored by the national conference of state legislatures and the center for civic education to promote participation in government by middle school students.

(k) \$1,500,000 of the general fund--state appropriation for fiscal year 2014 and \$1,500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for collaborative schools for innovation and success authorized under chapter 53, Laws of 2012. The office of the superintendent of public instruction shall award \$500,000 per year in funding for each collaborative school for innovation and success selected for participation in the pilot program during 2012.

(l) \$123,000 of the general fund--state appropriation for fiscal year 2014 and \$123,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of chapter 163, Laws of 2012 (foster care outcomes). The office of the superintendent of public instruction shall annually report each December on the implementation of the state's plan of cross-system collaboration to promote educational stability and improve education outcomes of foster youth.

(m) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of chapter 178, Laws of 2012 (open K-12 education resources).

(n) \$93,000 of the general fund--state appropriation for fiscal year 2014 and \$93,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for chapter 185, Laws of 2011 (bullying prevention, which requires the office of the superintendent of public instruction to convene an ongoing workgroup on school bullying and harassment prevention. Within the amounts provided, \$140,000 is for youth suicide prevention activities.

(o) \$138,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of House Bill No. 1336 (troubled youth in school). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(p) \$68,000 of the general fund--state appropriation for fiscal year 2014 and \$14,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of House Bill No. 1134 (state-tribal education compacts). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(q) \$62,000 of the general fund--state appropriation for fiscal year 2014 and \$62,000 of the general fund--state appropriation for fiscal year 2015 are for competitive grants to school districts to increase the capacity of high schools to offer AP computer science courses. In making grant allocations, the office of the superintendent of public instruction must give priority to schools and districts in rural areas, with substantial enrollment of low-income students, and that do not offer AP computer science. School districts may apply to receive either or both of the following grants:

(i) A grant to establish partnerships to support computer science professionals from private industry serving on a voluntary basis as coinstructors along with a certificated teacher, including via synchronous video, for AP computer science courses; or

(ii) A grant to purchase or upgrade technology and curriculum needed for AP computer science, as well as provide opportunities for professional development for classroom teachers to have the requisite knowledge and skills to teach AP computer science.

(r) \$27,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of House Bill No. 1556 (cardiac arrest education).

(s) \$50,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the development of recommendations for funding integrated school nursing and outreach services. The office of the superintendent of public instruction shall collaborate with the health care authority to develop recommendations for increasing federal financial participation for providing nursing services in schools with the goals of integrating nursing and outreach services and supporting one nurse for every four-hundred fifty students in elementary schools and one nurse for every seven-hundred fifty students in secondary schools. The recommendations shall include proposals for funding training and reimbursement for nurses that provide outreach services to help eligible students enroll in apple health for kids and other social services programs. The authority and the office of the superintendent of public instruction shall provide these recommendations to the governor and the legislature by December 1, 2013.

(t) \$50,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the office of the superintendent of public instruction to contract with an organization to develop a model plan for evaluating the outcomes of state funded pilot education programs, including guidelines for standard data that must be gathered throughout any education pilot program, as well as guidance for data and evaluation methods depending on the design of the program and the target population. The contract must also include a provision to provide guidance for the evaluation of existing pilot programs.

(u) \$10,000 of the general fund--state appropriation for fiscal year 2014 and \$10,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the superintendent of public instruction to convene a committee for the selection and recognition of Washington innovative schools. The committee shall select and recognize Washington innovative schools based on the selection criteria established by the office of the superintendent of public instruction, in accordance with chapter 202, Laws of 2011 (innovation schools--recognition) and chapter 260, Laws of 2011 (innovation schools and zones).

(v) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Mobius science center to expand mobile outreach of science, technology, engineering, and mathematics (STEM) education to students in rural, tribal, and low-income communities.

(w) \$28,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction to create a clearinghouse of research-based best practices for school districts to provide academic and nonacademic support for students while they are subject to disciplinary action and after their reengagement in school.

(x) \$49,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction, in collaboration with the educational opportunity gap oversight and accountability committee, the professional educator standards board, colleges of education, and representatives from diverse communities and community-based organizations, to develop a content outline for professional development and training in cultural competence for school staff, which educational service districts and school districts are encouraged to use.

(y) \$117,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction to convene a task force to design a performance-based assistance and accountability system for the transitional bilingual instruction program. The office must submit a report with recommendations from the task force to the education and fiscal committees of the legislature by January 15, 2016.

(z) \$134,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the office of the superintendent of public instruction to perform on-going program reviews of alternative learning experience programs and dropout reengagement programs. The amounts provided in this subsection are sufficient for the office of the superintendent of public instruction to conduct ongoing consolidated program reviews of alternative learning experience programs and dropout reengagement programs established under chapter 20, Laws of 2010. The office of the superintendent of public instruction shall include alternative learning education and dropout reengagement programs in its ongoing consolidated program reviews, as well as provide outreach and training to school districts regarding implementation of the programs. Findings from the program reviews will be used to support and prioritize the office of the superintendent

of public instruction outreach and education efforts that assist school districts in implementing the programs in accordance with statute and legislative intent, as well as to support financial and performance audit work conducted by the office of the state auditor.

(aa) \$287,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the purpose of implementing provisions of Engrossed Second Substitute Senate Bill No. 6552 (student hour and graduation requirements) related to career and technical education equivalencies. If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(bb) \$148,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for implementation of Substitute Senate Bill No. 6431 (youth suicide prevention). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(2) \$200,000 of the performance audits of government account--state appropriation is provided solely for a one-time workload increase to address additional audit resolutions and appeals in the alternative learning experience programs.

(3) \$10,277,000 of the general fund--state appropriation for fiscal year 2014 and \$9,565,000 of the general fund--state appropriation for fiscal year 2015 are for statewide programs.

(a) HEALTH AND SAFETY

(i) \$2,541,000 of the general fund--state appropriation for fiscal year 2014 and \$2,541,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a corps of nurses located at educational service districts, as determined by the superintendent of public instruction, to be dispatched to the most needy schools to provide direct care to students, health education, and training for school staff.

(ii) \$135,000 of the general fund--state appropriation for fiscal year 2014 and \$135,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a nonviolence and leadership training program provided by the institute for community leadership.

(b) TECHNOLOGY

\$1,221,000 of the general fund--state appropriation for fiscal year 2014 and \$1,221,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for K-20 telecommunications network technical support in the K-12 sector to prevent system failures and avoid interruptions in school utilization of the data processing and video-conferencing capabilities of the network. These funds may be used to purchase engineering and advanced technical support for the network.

(c) GRANTS AND ALLOCATIONS

(i) \$1,875,000 of the general fund--state appropriation for fiscal year 2014 and \$1,875,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state achievers scholarship program. The funds shall be used to support community involvement officers that recruit, train, and match community volunteer mentors with students selected as achievers scholars.

(ii) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and \$1,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for contracting with a college scholarship organization with expertise in conducting outreach to students concerning eligibility for the Washington college bound scholarship consistent with chapter 405, Laws of 2007.

(iii) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and \$1,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for dropout prevention, intervention, and reengagement programs, including the jobs for America's graduates (JAG) program and the building bridges statewide program. Starting in school year 2014-15, students in the foster care system or who are homeless shall be given priority by districts offering the jobs for America's graduates program. The office of the superintendent of public instruction shall convene staff representatives from high schools to meet and share best practices for dropout prevention.

(iv) \$2,112,000 of the general fund--state appropriation for fiscal year 2014 and \$1,400,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of chapter 340, Laws of 2011 and chapter 51, Laws of 2012. This includes the development and implementation of the Washington kindergarten inventory of developing skills (WaKIDS).

(v) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to subsidize advanced placement exam fees and international baccalaureate class fees and exam fees for low-income students. To be eligible for the subsidy, a student must be either enrolled or eligible to participate in the federal free or reduced price lunch program, and the student must have maximized the allowable federal contribution. The office of the superintendent of public instruction shall set the subsidy in an amount so that the advanced placement exam fee does not exceed \$15.00 and the combined class and exam fee for the international baccalaureate does not exceed \$14.50.

(vi) \$293,000 of the general fund--state appropriation for fiscal year 2014 and \$293,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of the superintendent of public instruction to support ((the dissemination of the navigation 101 curriculum to all districts)) district implementation of comprehensive guidance and planning programs consistent with RCW 28A.600.045.

Sec. 502. 2013 2nd sp.s. c 4 s 502 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR GENERAL APPORTIONMENT

General Fund--State Appropriation (FY 2014)	((5,395,289,000))	\$5,386,820,000
General Fund--State Appropriation (FY 2015)	((5,581,336,000))	\$5,599,423,000
Education Legacy Trust Account—		
State Appropriation	((328,563,000))	\$381,563,000
TOTAL APPROPRIATION	((11,305,188,000))	\$11,367,806,000

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b) For the 2013-14 and 2014-15 school years, the superintendent shall allocate general apportionment funding to school districts as provided in the funding formulas and salary schedules in sections 502 and 503 of this act, excluding (c) of this subsection.

(c) From July 1, 2013, to August 31, 2013, the superintendent shall allocate general apportionment funding to school districts programs as provided in sections 502 and 503, chapter 50, Laws of 2011 1st sp. sess., as amended.

(d) The enrollment of any district shall be the annual average number of full-time equivalent students and part-time students as provided in RCW 28A.150.350, enrolled on the fourth day of school in September and on the first school day of each month October through June, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. Any school district concluding its basic education program in May must report the enrollment of the last school day held in May in lieu of a June enrollment.

(2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

Allocations for certificated instructional staff salaries for the 2013-14 and 2014-15 school years are determined using formula-generated staff units calculated pursuant to this subsection.

(a) Certificated instructional staff units, as defined in RCW 28A.150.410, shall be allocated to reflect the minimum class size allocations, requirements, and school prototypes assumptions as provided in RCW 28A.150.260, except that the allocation for guidance counselors in a middle school shall be 1.216 for the 2013-14 and 2014-15 school years and the allocation for guidance counselors in a high school shall be 2.009 for the 2013-14 school year, which enhancements are within the program of basic education. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent student enrollment in each grade.

(b) Additional certificated instructional staff units provided in this subsection (2) that exceed the minimum requirements in RCW 28A.150.260 are enhancements outside the program of basic education, except as otherwise provided in this section.

(c)(i) The superintendent shall base allocations for each level of prototypical school on the following regular education average class size of full-time equivalent students per teacher, except as provided in (c)(ii) of this subsection:

General education class size:

Grade	RCW 28A.150.260	2013-14 School Year	2014-15 School Year
Grades K-3		25.23	25.23
Grade 4		27.00	27.00
Grades 5-6		27.00	27.00
Grades 7-8		28.53	28.53
Grades 9-12		28.74	28.74

The superintendent shall base allocations for laboratory science, career and technical education (CTE) and skill center programs average class size as provided in RCW 28A.150.260.

(ii) For each level of prototypical school at which more than fifty percent of the students were eligible for free and reduced-price meals in the prior school year, the superintendent shall allocate funding based on the following average class size of full-time equivalent students per teacher:

(A) General education class size in high poverty schools:

Grade	RCW 28A.150.260
Grade 2	24.10
Grade 3	24.10
Grade 4	27.00
Grades 5-6	27.00
Grades 7-8	28.53
Grades 9-12	28.74

(B) For grades K-1, class size of 20.85 is provided for high poverty schools for the 2013-14 school year;

(C) For grades K through 1, the superintendent shall, at a minimum, allocate funding to high-poverty schools for the 2014-15 school year based on an average class size of 24.10 full-time equivalent students per teacher. The superintendent shall provide enhanced funding for class size reduction in grades K through 1 to the extent of, and proportionate to, the school's demonstrated actual average class size up to a class size of 20.30 full-time equivalent students per teacher. The office of the superintendent of public instruction shall develop

rules to implement the enhanced funding authorized under (ii)(C) of this subsection and shall distribute draft rules for review no later than December 1, 2013. The office of the superintendent of public instruction shall report the draft rules and proposed methodology to the governor and the appropriate policy and fiscal committees of the legislature by December 1, 2013.

(D) The enhancement in this subsection (2)(c)(ii) is within the program of basic education.

(iii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher planning period, expressed as a percentage of a teacher work day, is 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

(iv) (~~Laboratory science~~) ~~Advanced placement~~(~~(*)~~) and international baccalaureate courses are funded at the same class size assumptions as general education schools in the same grade; and

(d)(i) Funding for teacher librarians, school nurses, social workers, school psychologists, and guidance counselors is allocated based on the school prototypes as provided in RCW 28A.150.260 and (a) of this subsection and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii) Students in approved career and technical education and skill center programs generate certificated instructional staff units to provide for the services of teacher librarians, school nurses, social workers, school psychologists, and guidance counselors at the following combined rate per 1000 student(~~(*)~~) full-time equivalent enrollment:

~~((Career and Technical Education
students 2.02 per 1000 student FTE's
Skill Center students 2.36 per 1000 student FTE's))~~

	<u>2013-14 School Year</u>	<u>2014-15 School Year</u>
<u>Career and Technical Education</u>	<u>2.02</u>	<u>2.72</u>
<u>Skill Center</u>	<u>2.36</u>	<u>3.06</u>

(3) ADMINISTRATIVE STAFF ALLOCATIONS

(a) Allocations for school building-level certificated administrative staff salaries for the 2013-14 and 2014-15 school years for general education students are determined using the formula generated staff units calculated pursuant to this subsection. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent enrollment in each grade. The following prototypical school values shall determine the allocation for principals, assistance principals, and other certificated building level administrators:

Prototypical School Building:

Elementary School	1.253
Middle School	1.353
High School	1.880

(b) Students in approved career and technical education and skill center programs generate certificated school building-level administrator staff units at per student rates that are a multiple of the general education rate in (a) of this subsection by the following factors: Career and Technical Education students 1.025
Skill Center students 1.198

(4) CLASSIFIED STAFF ALLOCATIONS

Allocations for classified staff units providing school building-level and district-wide support services for the 2013-14 and 2014-15 school years are determined using the formula-generated staff units provided in RCW 28A.150.260, and adjusted based on each district's annual average full-time equivalent student enrollment in each grade, except that the allocation for parent involvement coordinators in an elementary school shall be 0.0825, which enhancement is within the program of basic education.

(5) CENTRAL OFFICE ALLOCATIONS

In addition to classified and administrative staff units allocated in subsections (3) and (4) of this section, classified and administrative staff units are provided for the 2013-14 and 2014-15 school year for the central office administrative costs of operating a school district, at the following rates:

(a) The total central office staff units provided in this subsection (5) are calculated by first multiplying the total number of eligible certificated instructional, certificated administrative, and classified staff units providing school-based or district-wide support services, as identified in RCW 28A.150.260(6)(b), by 5.3 percent.

(b) Of the central office staff units calculated in (a) of this subsection, 74.53 percent are allocated as classified staff units, as generated in subsection (4) of this section, and 25.47 percent shall be allocated as administrative staff units, as generated in subsection (3) of this section.

(c) Staff units generated as enhancements outside the program of basic education to the minimum requirements of RCW 28A.150.260, and staff units generated by skill center and career-technical students, are excluded from the total central office staff units calculation in (a) of this subsection.

(d) For students in approved career-technical and skill center programs, central office classified units are allocated at the same staff unit per student rate as those generated for general education students of the same grade in this subsection (5), and central office administrative staff units are allocated at staff unit per student rates that exceed the general education rate established for students in the same grade in this subsection (5) by 1.71 percent in the 2013-14 school year and ~~((2.00))~~ 0.90 percent in the 2014-15 school year for career and technical education students, and ~~((21.60))~~ 21.57 percent in the 2013-14 school year and ~~((45.98))~~ 17.29 percent in the 2014-15 school year for skill center students.

(6) FRINGE BENEFIT ALLOCATIONS

Fringe benefit allocations shall be calculated at a rate of 18.68 percent in the 2013-14 school year and 18.68 percent in the 2014-15 school year for certificated salary allocations provided under subsections (2), (3), and (5) of this section, and a rate of 20.95 percent in the 2013-14 school year and 20.95 percent in the 2014-15 school year for classified salary allocations provided under subsections (4) and (5) of this section.

(7) INSURANCE BENEFIT ALLOCATIONS

Insurance benefit allocations shall be calculated at the maintenance rate specified in section 504 of this act, based on the number of benefit units determined as follows:

(a) The number of certificated staff units determined in subsections (2), (3), and (5) of this section; and

(b) The number of classified staff units determined in subsections (4) and (5) of this section multiplied by 1.152. This factor is intended to adjust allocations so that, for the purposes of distributing insurance benefits, full-time equivalent classified employees may be calculated on the basis of 1440 hours of work per year, with no individual employee counted as more than one full-time equivalent.

(8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

Funding is allocated per annual average full-time equivalent student for the materials, supplies, and operating costs (MSOC) incurred by school districts, consistent with the requirements of RCW 28A.150.260.

(a) MSOC funding for general education students are allocated at the following per student rates:

MSOC RATES/STUDENT FTE

MSOC Component	2013-14 SCHOOL YEAR	2014-15 SCHOOL YEAR
Technology	\$77.46	((82.16)) <u>\$89.13</u>
Utilities and Insurance	\$210.46	((223.23)) <u>\$242.17</u>
Curriculum and Textbooks	\$83.17	((88.21)) <u>\$95.69</u>
Other Supplies and Library Materials	\$176.56	((187.27)) <u>\$203.16</u>
Instructional Professional Development for Certificated and Classified Staff	\$12.86	((13.64)) <u>\$14.80</u>
Facilities Maintenance	\$104.27	((110.59)) <u>\$119.97</u>
Security and Central Office	\$72.24	((76.62)) <u>\$83.12</u>
TOTAL BASIC EDUCATION MSOC/STUDENT FTE	\$737.02	((781.72)) <u>\$848.04</u>

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,244.25 for the 2013-14 school year and ~~((1,262.92))~~ \$1,260.41 for the 2014-15 school year.

(c) Students in approved exploratory and preparatory career and technical education programs generate a per student MSOC allocation of \$1,399.30 for the 2013-14 school year and ~~((1,420.29))~~ \$1,417.48 for the 2014-15 school year.

(d) Students in ~~((laboratory science courses generate per student FTE MSOC allocations which equal the per student FTE rate for general education students established in (a) of this subsection.))~~ grades 9-12 generate per student FTE MSOC allocations in addition to the allocation provided in (a) of this subsection at the following rate:

	2014-15 School Year
Technology	<u>\$36.35</u>

<u>Curriculum and Textbooks</u>	<u>\$39.02</u>
<u>Other Supplies and Library Materials</u>	<u>\$82.84</u>
<u>Instructional Professional Development for Certificated and Classified Staff</u>	<u>\$6.04</u>
<u>TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE</u>	<u>\$164.25</u>

(9) SUBSTITUTE TEACHER ALLOCATIONS

For the 2013-14 and 2014-15 school years, funding for substitute costs for classroom teachers is based on four (4) funded substitute days per classroom teacher unit generated under subsection (2) of this section, at a daily substitute rate of \$151.86.

(10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

(a) Amounts provided in this section from July 1, 2013, to August 31, 2013, are adjusted to reflect provisions of chapter 34, Laws of 2011 1st sp. sess. (allocation of funding for funding for students enrolled in alternative learning experiences).

(b) Amounts provided in this section beginning September 1, 2013, are adjusted to reflect modifications to alternative learning experience courses in Engrossed Substitute Senate Bill No. 5946 (student educational outcomes).

(c) The superintendent of public instruction shall require all districts receiving general apportionment funding for alternative learning experience (ALE) programs as defined in WAC 392-121-182 to provide separate financial accounting of expenditures for the ALE programs offered in district or with a provider, including but not limited to private companies and multidistrict cooperatives, as well as accurate, monthly headcount and FTE enrollment claimed for basic education, including separate counts of resident and nonresident students.

(11) DROPOUT REENGAGEMENT PROGRAM

The superintendent shall adopt rules to require students claimed for general apportionment funding based on enrollment in dropout reengagement programs authorized under RCW 28A.175.100 through 28A.175.115 to meet requirements for at least weekly minimum instructional contact, academic counseling, career counseling, or case management contact, starting with the 2014-15 school year. Districts must also provide separate financial accounting of expenditures for the programs offered by the district or under contract with a provider, as well as accurate monthly headcount and full-time equivalent enrollment claimed for basic education, including separate enrollment counts of resident and nonresident students.

(12) VOLUNTARY FULL DAY KINDERGARTEN PROGRAMS

Funding in this section is sufficient to fund voluntary full day kindergarten programs in qualifying high poverty schools, pursuant to RCW 28A.150.220 and 28A.150.315. Each kindergarten student who enrolls for the voluntary full-day program in a qualifying school shall count as one-half of one full-time equivalent student for purpose of making allocations under this section. Funding in this section provides full-day kindergarten programs for 43.75 percent of kindergarten enrollment in the 2013-14 school year and 43.75 percent in the 2014-15 school year, which enhancement is within the program of basic education.

~~((12) INCREASED INSTRUCTIONAL HOURS FOR GRADES SEVEN THROUGH TWELVE~~

~~(a) School districts shall implement the increased instructional hours for the instructional program of basic education required under the provisions of RCW 28A.150.220(2)(a) beginning with the 2014-15 school year, which enhancement is within the program of basic education.~~

~~(b) Amounts provided in this section are sufficient to fund increased instructional hours in grades seven through twelve. For the 2014-15 school year, the superintendent shall allocate funding to school districts for increased instructional hours. In calculating the allocations, the superintendent shall assume the following averages: (a) Additional instruction of 2.2222 hours per week per full-time equivalent student in grades seven through twelve in school year 2014-15; (b) the general education average class sizes specified in section 502(2)(c); (c) 36 instructional weeks per year; (d) 900 instructional hours per teacher; and (e) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.)~~

(13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND NECESSARY PLANTS

For small school districts and remote and necessary school plants within any district which have been judged to be remote and necessary by the superintendent of public instruction, additional staff units are provided to ensure a minimum level of staffing support. Additional administrative and certificated instructional staff units provided to districts in this subsection shall be reduced by the general education staff units, excluding career and technical education and skills center enhancement units, otherwise provided in subsections (2) through (5) of this section on a per district basis.

(a) For districts enrolling not more than twenty-five average annual full-time equivalent students in grades K-8, and for small school plants within any school district which have been judged to be remote and necessary by the superintendent of public instruction and enroll not more than twenty-five average annual full-time equivalent students in grades K-8:

(i) For those enrolling no students in grades 7 and 8, 1.76 certificated instructional staff units and 0.24 certificated administrative staff units for enrollment of not more than five students, plus one-twentieth of a certificated instructional staff unit for each additional student enrolled; and

(ii) For those enrolling students in grades 7 or 8, 1.68 certificated instructional staff units and 0.32 certificated administrative staff units for enrollment of not more than five students, plus one-tenth of a certificated instructional staff unit for each additional student enrolled;

(b) For specified enrollments in districts enrolling more than twenty-five but not more than one hundred average annual full-time equivalent students in grades K-8, and for small school plants within any school district which enroll more than twenty-five average annual full-time equivalent students in grades K-8 and have been judged to be remote and necessary by the superintendent of public instruction:

(i) For enrollment of up to sixty annual average full-time equivalent students in grades K-6, 2.76 certificated instructional staff units and 0.24 certificated administrative staff units; and

(ii) For enrollment of up to twenty annual average full-time equivalent students in grades 7 and 8, 0.92 certificated instructional staff units and 0.08 certificated administrative staff units;

(c) For districts operating no more than two high schools with enrollments of less than three hundred average annual full-time equivalent students, for enrollment in grades 9-12 in each such school, other than alternative schools, except as noted in this subsection:

(i) For remote and necessary schools enrolling students in any grades 9-12 but no more than twenty-five average annual full-time equivalent students in grades K-12, four and one-half certificated instructional staff units and one-quarter of a certificated administrative staff unit;

(ii) For all other small high schools under this subsection, nine certificated instructional staff units and one-half of a certificated administrative staff unit for the first sixty average annual full-time equivalent students, and additional staff units based on a ratio of 0.8732 certificated instructional staff units and 0.1268 certificated administrative staff units per each additional forty-three and one-half average annual full-time equivalent students;

(iii) Districts receiving staff units under this subsection shall add students enrolled in a district alternative high school and any grades nine through twelve alternative learning experience programs with the small high school enrollment for calculations under this subsection;

(d) For each nonhigh school district having an enrollment of more than seventy annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-8 program or a grades 1-8 program, an additional one-half of a certificated instructional staff unit;

(e) For each nonhigh school district having an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, operating a grades K-6 program or a grades 1-6 program, an additional one-half of a certificated instructional staff unit;

(f)(i) For enrollments generating certificated staff unit allocations under (a) through (e) of this subsection, one classified staff unit for each 2.94 certificated staff units allocated under such subsections;

(ii) For each nonhigh school district with an enrollment of more than fifty annual average full-time equivalent students and less than one hundred eighty students, an additional one-half of a classified staff unit; and

(g) School districts receiving additional staff units to support small student enrollments and remote and necessary plants under this subsection (12) shall generate additional MSOC allocations consistent with the nonemployee related costs (NERC) allocation formula in place for the 2010-11 school year as provided section 502, chapter 37, Laws of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually for inflation.

(14) Any school district board of directors may petition the superintendent of public instruction by submission of a resolution adopted in a public meeting to reduce or delay any portion of its basic education allocation for any school year. The superintendent of public instruction shall approve such reduction or delay if it does not impair the district's financial condition. Any delay shall not be for more than two school years. Any reduction or delay shall have no impact on levy authority pursuant to RCW 84.52.0531 and local effort assistance pursuant to chapter 28A.500 RCW.

(15) The superintendent may distribute funding for the following programs outside the basic education formula during fiscal years 2014 and 2015 as follows:

(a) \$605,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$614,000)~~) \$613,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for fire protection for school districts located in a fire protection district as now or hereafter established pursuant to chapter 52.04 RCW.

(b) \$436,000 of the general fund--state appropriation for fiscal year 2014 and \$436,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for programs providing skills training for secondary students who are enrolled in extended day school-to-work programs, as approved by the superintendent of public instruction. The funds shall be allocated at a rate not to exceed \$500 per full-time equivalent student enrolled in those programs.

(16) \$214,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$217,000)~~) \$216,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for school district emergencies as certified by the superintendent of public instruction. At the close of the fiscal year the superintendent of public instruction shall report to the office of financial management and the appropriate fiscal committees of the legislature on the allocations provided to districts and the nature of the emergency.

(17) Funding in this section is sufficient to fund a maximum of 1.6 FTE enrollment for skills center students pursuant to chapter 463, Laws of 2007.

(18) Students participating in running start programs may be funded up to a combined maximum enrollment of 1.2 FTE including school district and institution of higher education enrollment. In calculating the combined 1.2 FTE, the office of the superintendent of public instruction may average the participating student's September through June enrollment to account for differences in the start and end dates for courses provided by the high school and higher education institution. Additionally, the office of the superintendent of public instruction, in consultation with the state board for community and technical colleges, the student achievement council, and the education data center, shall annually track and report to the fiscal committees of the legislature on the combined FTE experience of students participating in the running start program, including course load analyses at both the high school and community and technical college system.

(19) If two or more school districts consolidate and each district was receiving additional basic education formula staff units pursuant to subsection (12) of this section, the following apply:

(a) For three school years following consolidation, the number of basic education formula staff units shall not be less than the number of basic education formula staff units received by the districts in the school year prior to the consolidation; and

(b) For the fourth through eighth school years following consolidation, the difference between the basic education formula staff units received by the districts for the school year prior to consolidation and the basic education formula staff units after consolidation pursuant to subsection (12) of this section shall be reduced in increments of twenty percent per year.

(20)(a) Indirect cost charges by a school district to approved career and technical education middle and secondary programs shall not exceed 15 percent of the combined basic education and career and technical education program enhancement allocations of state funds.

Middle and secondary career and technical education programs are considered separate programs for funding and financial reporting purposes under this section.

(b) Career and technical education program full-time equivalent enrollment shall be reported on the same monthly basis as the enrollment for students eligible for basic support, and payments shall be adjusted for reported career and technical education program enrollments on the same monthly basis as those adjustments for enrollment for students eligible for basic support.

(21) \$1,991,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the purpose of Engrossed Second Substitute House Bill No. 2207 (federal forest revenue). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 503. 2013 2nd sp.s. c 4 s 505 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PUPIL TRANSPORTATION

General Fund--State Appropriation (FY 2014)	((365,120,000))	\$365,048,000
General Fund--State Appropriation (FY 2015)	((427,408,000))	\$429,312,000
TOTAL APPROPRIATION	((792,528,000))	\$794,360,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school district programs for the transportation of eligible students as provided in RCW 28A.160.192. Funding in this section for school year 2014-15 constitutes full implementation of RCW 28A.160.192, which enhancement is within the program of basic education. Students are considered eligible only if meeting the definitions provided in RCW 28A.160.160.

(b) For the 2014-15 school year, the superintendent shall allocate funding for approved and operating charter schools as provided in RCW 28A.710.220(3). Per-student allocations for pupil transportation must be calculated using the allocation for the previous school year to the school district in which the charter school is located and the number of eligible students in the district, and must be distributed to the charter school based on the number of eligible students.

~~((b))~~ (c) From July 1, 2013 to August 31, 2013, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 505, chapter 50, Laws of 2011 1st sp. sess., as amended.

(3) \$558,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for pupil transportation expected cost funding formula adjustments as provided under this subsection. School districts whose efficiency rating is at least ninety-five percent and whose actual prior year costs exceed the expected cost allocations provided through the pupil transportation funding formula due to exceptional circumstances may apply to the superintendent of public instruction to receive a supplemental funding adjustments for a one-year period to offset the excess costs in whole or in part. The superintendent shall adopt criteria for review of applications, which may include exceptional issues related to geography, student demographics, or other one-time circumstances that are not otherwise addressed in the expected cost model. Differences in costs related to district philosophy, service delivery choice, or accounting practices are not a legitimate basis for transportation adjustments. School districts that receive adjustments under this subsection are not guaranteed adjustments in future years and must reapply. Adjustments may not exceed the total appropriation provided in this subsection for fiscal year 2015. Adjustments also may not exceed the difference between the district's school year 2013-14 allocation and the district's expected cost allocation.

~~((3))~~ (4) A maximum of \$892,000 of this fiscal year 2014 appropriation and a maximum of \$892,000 of the fiscal year 2015 appropriation may be expended for regional transportation coordinators and related activities. The transportation coordinators shall ensure that data submitted by school districts for state transportation funding shall, to the greatest extent practical, reflect the actual transportation activity of each district.

~~((4))~~ (5) The office of the superintendent of public instruction shall provide reimbursement funding to a school district for school bus purchases only after the superintendent of public instruction determines that the school bus was purchased from the list established pursuant to RCW 28A.160.195(2) or a comparable competitive bid process based on the lowest price quote based on similar bus categories to those used to establish the list pursuant to RCW 28A.160.195.

~~((5))~~ (6) The superintendent of public instruction shall base depreciation payments for school district buses on the pre-sales tax five-year average of lowest bids in the appropriate category of bus. In the final year on the depreciation schedule, the depreciation payment shall be based on the lowest bid in the appropriate bus category for that school year.

~~((6))~~ (7) Funding levels in this section reflect waivers granted by the state board of education for four-day school weeks as allowed under RCW 28A.305.141.

~~((7))~~ (8) The office of the superintendent of public instruction shall annually disburse payments for bus depreciation in August.

Sec. 504. 2013 2nd sp.s. c 4 s 506 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL FOOD SERVICE PROGRAMS

General Fund--State Appropriation (FY 2014)		\$7,111,000
General Fund--State Appropriation (FY 2015)		\$7,111,000
General Fund--Federal Appropriation	((473,326,000))	\$501,326,000
TOTAL APPROPRIATION	((487,548,000))	\$515,548,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$7,111,000 of the general fund--state appropriation for fiscal year 2014 and \$7,111,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state matching money for federal child nutrition programs, and may support the meals for kids program through the following allowable uses:

(a) Elimination of breakfast copays for eligible public school students and lunch copays for eligible public school students in grades kindergarten through third grade who are eligible for reduced price lunch;

- (b) Assistance to school districts and authorized public and private nonprofit organizations for supporting summer food service programs, and initiating new summer food service programs in low-income areas;
- (c) Reimbursements to school districts for school breakfasts served to students eligible for free and reduced price lunch, pursuant to chapter 287, Laws of 2005; and
- (d) Assistance to school districts in initiating and expanding school breakfast programs.

The office of the superintendent of public instruction shall report annually to the fiscal committees of the legislature on annual expenditures in (a), (b), and (c) of this subsection.

Sec. 505. 2013 2nd sp.s. c 4 s 507 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SPECIAL EDUCATION PROGRAMS

General Fund--State Appropriation (FY 2014)	((702,149,000))	<u>\$693,894,000</u>
General Fund--State Appropriation (FY 2015)	((738,043,000))	<u>\$742,343,000</u>
General Fund--Federal Appropriation	((462,022,000))	<u>\$476,122,000</u>
Education Legacy Trust Account--State Appropriation		\$46,151,000
TOTAL APPROPRIATION	((1,948,365,000))	<u>\$1,958,510,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts shall ensure that special education students as a class receive their full share of the general apportionment allocation accruing through sections 502 and 504 of this act. To the extent a school district cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment allocation, it shall provide services through the special education excess cost allocation funded in this section.

(2)(a) The superintendent of public instruction shall ensure that:

(i) Special education students are basic education students first;

(ii) As a class, special education students are entitled to the full basic education allocation; and

(iii) Special education students are basic education students for the entire school day.

(b) The superintendent of public instruction shall continue to implement the full cost method of excess cost accounting, as designed by the committee and recommended by the superintendent, pursuant to section 501(1)(k), chapter 372, Laws of 2006.

(3) Each fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(4)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school district programs for special education students as provided in RCW 28A.150.390, except that the calculation of the base allocation also includes allocations ~~((for increased instructional hours for grades seven through twelve as))~~ provided under section 502~~((42)(b), which enhancement is))~~ for parent involvement coordinators in prototypical elementary schools as provided under section 502(4); and guidance counselors in prototypical middle and high schools as provided under section 502(2)(a), which enhancements are within the program of basic education.

(b) From July 1, 2013 to August 31, 2013, the superintendent shall allocate funding to school district programs for special education students as provided in section 507, chapter 50, Laws of 2011 1st sp. sess., as amended.

(5) The following applies throughout this section: The definitions for enrollment and enrollment percent are as specified in RCW 28A.150.390(3). Each district's general fund--state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 12.7 percent.

(6) At the request of any interdistrict cooperative of at least 15 districts in which all excess cost services for special education students of the districts are provided by the cooperative, the maximum enrollment percent shall be calculated in accordance with RCW 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate rather than individual district units. For purposes of this subsection, the average basic education allocation per full-time equivalent student shall be calculated in the aggregate rather than individual district units.

(7) ~~((22,263,000))~~ \$17,578,000 of the general fund--state appropriation for fiscal year 2014, ~~((34,392,000))~~ \$29,948,000 of the general fund--state appropriation for fiscal year 2015, and \$29,574,000 of the general fund--federal appropriation are provided solely for safety net awards for districts with demonstrated needs for special education funding beyond the amounts provided in subsection (4) of this section. If the federal safety net awards based on the federal eligibility threshold exceed the federal appropriation in this subsection (7) in any fiscal year, the superintendent shall expend all available federal discretionary funds necessary to meet this need. At the conclusion of each school year, the superintendent shall recover safety net funds that were distributed prospectively but for which districts were not subsequently eligible.

(a) For the 2013-14 and 2014-15 school years, safety net funds shall be awarded by the state safety net oversight committee as provided in section 109(1) chapter 548, Laws of 2009 (ESHB 2261).

(b) The office of the superintendent of public instruction shall make award determinations for state safety net funding in August of each school year. Determinations on school district eligibility for state safety net awards shall be based on analysis of actual expenditure data from the current school year.

(8) A maximum of \$678,000 may be expended from the general fund--state appropriations to fund 5.43 full-time equivalent teachers and 2.1 full-time equivalent aides at children's orthopedic hospital and medical center. This amount is in lieu of money provided through the home and hospital allocation and the special education program.

(9) The superintendent shall maintain the percentage of federal flow-through to school districts at 85 percent. In addition to other purposes, school districts may use increased federal funds for high-cost students, for purchasing regional special education services from educational service districts, and for staff development activities particularly relating to inclusion issues.

(10) A school district may carry over from one year to the next year up to 10 percent of the general fund--state funds allocated under this program; however, carryover funds shall be expended in the special education program.

(11) \$252,000 of the general fund--state appropriation for fiscal year 2014 and \$252,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for two additional full-time equivalent staff to support the work of the safety net committee and to provide training and support to districts applying for safety net awards.

(12) \$50,000 of the general fund--state appropriation for fiscal year 2014(~~(\$50,000 of the general fund--state appropriation for fiscal year 2015,))~~ and (~~(\$100,000)~~) \$50,000 of the general fund--federal appropriation shall be expended to support a special education ombudsman program within the office of superintendent of public instruction.

(13) Beginning in fiscal year 2015, the superintendent of public instruction must enter into an interagency agreement with the office of the education ombuds to provide special education ombuds services. Up to \$50,000 of the general fund--federal appropriation may be used for this purpose.

Sec. 506. 2013 2nd sp.s. c 4 s 508 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR EDUCATIONAL SERVICE DISTRICTS

General Fund--State Appropriation (FY 2014)	(\$8,143,000)	<u>\$8,121,000</u>
General Fund--State Appropriation (FY 2015)	(\$8,151,000)	<u>\$8,124,000</u>
TOTAL APPROPRIATION	(\$16,294,000)	<u>\$16,245,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

(2) Funding within this section is provided for regional professional development related to mathematics and science curriculum and instructional strategies aligned with common core state standards and next generation science standards. Funding shall be distributed among the educational service districts in the same proportion as distributions in the 2007-2009 biennium. Each educational service district shall use this funding solely for salary and benefits for a certificated instructional staff with expertise in the appropriate subject matter and in professional development delivery, and for travel, materials, and other expenditures related to providing regional professional development support.

(3) The educational service districts, at the request of the state board of education pursuant to RCW 28A.310.010 and 28A.305.130, may receive and screen applications for school accreditation, conduct school accreditation site visits pursuant to state board of education rules, and submit to the state board of education post-site visit recommendations for school accreditation. The educational service districts may assess a cooperative service fee to recover actual plus reasonable indirect costs for the purposes of this subsection.

Sec. 507. 2013 2nd sp.s. c 4 s 509 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR LOCAL EFFORT ASSISTANCE

General Fund--State Appropriation (FY 2014)	(\$311,174,000)	<u>\$311,882,000</u>
General Fund--State Appropriation (FY 2015)	(\$335,533,000)	<u>\$340,444,000</u>
TOTAL APPROPRIATION	(\$646,707,000)	<u>\$652,326,000</u>

The appropriations in this section are subject to the following conditions and limitations: For purposes of RCW 84.52.0531, the increase per full-time equivalent student is 4.914 percent from the 2012-13 school year to the 2013-14 school year and 4.914 percent from the 2013-14 school year to the 2014-15 school year.

Sec. 508. 2013 2nd sp.s. c 4 s 510 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR INSTITUTIONAL EDUCATION PROGRAMS

General Fund--State Appropriation (FY 2014)	(\$15,291,000)	<u>\$13,968,000</u>
General Fund--State Appropriation (FY 2015)	(\$15,493,000)	<u>\$13,964,000</u>
TOTAL APPROPRIATION	(\$30,784,000)	<u>\$27,932,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund--state fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2) State funding provided under this section is based on salaries and other expenditures for a 220-day school year. The superintendent of public instruction shall monitor school district expenditure plans for institutional education programs to ensure that districts plan for a full-time summer program.

(3) State funding for each institutional education program shall be based on the institution's annual average full-time equivalent student enrollment. Staffing ratios for each category of institution shall remain the same as those funded in the 1995-97 biennium.

(4) The funded staffing ratios for education programs for juveniles age 18 or less in department of corrections facilities shall be the same as those provided in the 1997-99 biennium.

(5) (~~(\$1,070,000)~~) \$569,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$1,070,000)~~) \$569,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to maintain at least one certificated instructional staff and related support services at an institution whenever the K-12 enrollment is not sufficient to support one full-time equivalent certificated instructional staff to furnish the educational program. The following types of institutions are included: Residential programs under the department of social and health services for developmentally disabled juveniles, programs for juveniles under the department of corrections, programs for juveniles under the juvenile rehabilitation administration, and programs for juveniles operated by city and county jails.

(6) Ten percent of the funds allocated for each institution may be carried over from one year to the next.

Sec. 509. 2013 2nd sp.s. c 4 s 511 (uncodified) is amended to read as follows:

FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS

General Fund--State Appropriation (FY 2014)	(\$9,555,000)	<u>\$9,539,000</u>
General Fund--State Appropriation (FY 2015)	(\$9,677,000)	<u>\$9,685,000</u>
TOTAL APPROPRIATION	(\$19,232,000)	<u>\$19,224,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school district programs for highly capable students as provided in RCW 28A.150.260(10)(c). In calculating the allocations, the superintendent shall assume the following: (i) Additional instruction of 2.1590 hours per week per funded highly capable program student; (ii) fifteen highly capable program students per teacher; (iii) 36 instructional weeks per year; (iv) 900 instructional hours per teacher; and (v) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.

(b) From July 1, 2013, to August 31, 2013, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 511, chapter 50, Laws of 2011 1st sp. sess., as amended.

(3) \$85,000 of the general fund--state appropriation for fiscal year 2014 and \$85,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the centrum program at Fort Worden state park.

Sec. 510. 2013 2nd sp.s. c 4 s 512 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR MISCELLANEOUS--NO CHILD LEFT BEHIND ACT

General Fund--Federal Appropriation ((~~\$4,052,000~~))

\$4,302,000

Sec. 511. 2013 2nd sp.s. c 4 s 513 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--EDUCATION REFORM PROGRAMS

General Fund--State Appropriation (FY 2014) ((~~\$121,840,000~~)) \$114,340,000

General Fund--State Appropriation (FY 2015) ((~~\$104,524,000~~)) \$101,537,000

General Fund--Federal Appropriation ((~~\$206,234,000~~)) \$217,806,000

General Fund--Private/Local Appropriation \$4,002,000

Education Legacy Trust Account—

State Appropriation ((~~\$1,599,000~~)) \$1,597,000

TOTAL APPROPRIATION ((~~\$438,199,000~~)) \$439,282,000

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) ((~~\$44,575,000~~)) \$38,031,000 of the general fund--state appropriation for fiscal year 2014, ((~~\$27,134,000~~)) \$22,806,000 of the general fund--state appropriation for fiscal year 2015, \$1,350,000 of the education legacy trust account--state appropriation, and \$15,868,000 of the general fund--federal appropriation are provided solely for development and implementation of the Washington state assessment system, including: (i) Development and implementation of retake assessments for high school students who are not successful in one or more content areas and (ii) development and implementation of alternative assessments or appeals procedures to implement the certificate of academic achievement. The superintendent of public instruction shall report quarterly on the progress on development and implementation of alternative assessments or appeals procedures. Within these amounts, the superintendent of public instruction shall contract for the early return of 10th grade student assessment results, on or around June 10th of each year. State funding to districts shall be limited to one collection of evidence payment per student, per content-area assessment.

(b) The superintendent of public instruction shall modify the statewide student assessment system and implement assessments developed with a multistate consortium beginning in the 2014-15 school year to assess student proficiency on the standards adopted under RCW 28A.655.071 and including the provisions of House Bill No. 1450.

(c) Within the amounts provided in this section, the superintendent of public instruction shall develop and administer the biology collection of evidence.

(d) Within the amounts provided in this section, the superintendent of public instruction shall create an alternative assessment for students with the most significant cognitive challenges that is aligned to the common core state standards.

(2) \$356,000 of the general fund--state appropriation for fiscal year 2014 and \$356,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state leadership and assistance for science education reform (LASER) regional partnership activities coordinated at the Pacific science center, including instructional material purchases, teacher and principal professional development, and school and community engagement events.

(3) \$5,851,000 of the general fund--state appropriation for fiscal year 2014 and \$3,935,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of a new performance-based evaluation for certificated educators and other activities as provided in chapter 235, Laws of 2010 (education reform) and chapter 35, Laws of 2012 (certificated employee evaluations).

(4)(a) ((~~\$45,263,000~~)) \$44,879,000 of the general fund--state appropriation for fiscal year 2014 and ((~~\$49,673,000~~)) \$48,746,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations:

(i) For national board certified teachers, a bonus of \$5,090 per teacher in the 2013-14 and 2014-15 school years;

(ii) An additional \$5,000 annual bonus shall be paid to national board certified teachers who teach in either: (A) High schools where at least 50 percent of student headcount enrollment is eligible for federal free or reduced price lunch, (B) middle schools where at least 60 percent of student headcount enrollment is eligible for federal free or reduced price lunch, or (C) elementary schools where at least 70 percent of student headcount enrollment is eligible for federal free or reduced price lunch;

(iii) The superintendent of public instruction shall adopt rules to ensure that national board certified teachers meet the qualifications for bonuses under (a)(ii) of this subsection for less than one full school year receive bonuses in a pro-rated manner. All bonuses in (a)(i) and (ii) of this subsection will be paid in July of each school year. Bonuses in (a)(i) and (ii) of this subsection shall be reduced by a factor of 40 percent for first year NBPTS certified teachers, to reflect the portion of the instructional school year they are certified; and

(iv) During the 2013-14 and 2014-15 school years, and within available funds, certificated instructional staff who have met the eligibility requirements and have applied for certification from the national board for professional teaching standards may receive a conditional loan of two thousand dollars or the amount set by the office of the superintendent of public instruction to contribute toward the current assessment fee, not including the initial up-front candidacy payment. The fee shall be an advance on the first annual bonus under RCW 28A.405.415. The conditional loan is provided in addition to compensation received under a district's salary schedule and shall not be included in calculations of a district's average salary and associated salary limitation under RCW 28A.400.200. Recipients who fail to receive certification after three years are required to repay the conditional loan. The office of the superintendent of public instruction shall adopt rules to define the terms for initial grant of the assessment fee and repayment, including applicable fees. To the extent necessary, the superintendent may use revenues from the repayment of conditional loan scholarships to ensure payment of all national board bonus payments required by this section in each school year.

(5) \$477,000 of the general fund--state appropriation for fiscal year 2014 and \$477,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the leadership internship program for superintendents, principals, and program administrators.

(6) \$950,000 of the general fund--state appropriation for fiscal year 2014 and \$950,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington reading corps. The superintendent shall allocate reading corps members to low-performing schools and school districts that are implementing comprehensive, proven, research-based reading programs. Two or more schools may combine their Washington reading corps programs.

(7) \$810,000 of the general fund--state appropriation for fiscal year 2014 and \$810,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the development of a leadership academy for school principals and administrators. The superintendent of public instruction shall contract with an independent organization to operate a state-of-the-art education leadership academy that will be accessible throughout the state. Semiannually the independent organization shall report on amounts committed by foundations and others to support the development and implementation of this program. Leadership academy partners shall include the state level organizations for school administrators and principals, the superintendent of public instruction, the professional educator standards board, and others as the independent organization shall identify.

(8) \$2,000,000 of the general fund--state appropriation for fiscal year 2014 and \$2,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a statewide information technology (IT) academy program. This public-private partnership will provide educational software, as well as IT certification and software training opportunities for students and staff in public schools.

(9) \$1,277,000 of the general fund--state appropriation for fiscal year 2014 and \$1,277,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for secondary career and technical education grants pursuant to chapter 170, Laws of 2008. If equally matched by private donations, \$300,000 of the 2014 appropriation and \$300,000 of the 2015 appropriation shall be used to support FIRST robotics programs. Of the amounts in this subsection, \$100,000 of the fiscal year 2014 appropriation and \$100,000 of the fiscal year 2015 appropriation are provided solely for the purpose of statewide supervision activities for career and technical education student leadership organizations.

(10) \$125,000 of the general fund--state appropriation for fiscal year 2014 and \$125,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for (a) staff at the office of the superintendent of public instruction to coordinate and promote efforts to develop integrated math, science, technology, and engineering programs in schools and districts across the state; and (b) grants of \$2,500 to provide twenty middle and high school teachers each year with professional development training for implementing integrated math, science, technology, and engineering programs in their schools.

(11) \$135,000 of the general fund--state appropriation for fiscal year 2014 and \$135,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for science, technology, engineering and mathematics lighthouse projects, consistent with chapter 238, Laws of 2010.

(12) \$1,000,000 of the general fund--state appropriation for fiscal year 2014 and (~~(\$1,000,000)~~) \$3,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a beginning educator support program. School districts and/or regional consortia may apply for grant funding. The superintendent shall implement this program in 5 to 15 school districts and/or regional consortia. The program provided by a district and/or regional consortia shall include: A paid orientation; assignment of a qualified mentor; development of a professional growth plan for each beginning teacher aligned with professional certification; release time for mentors and new teachers to work together; and teacher observation time with accomplished peers. \$250,000 may be used to provide statewide professional development opportunities for mentors and beginning educators.

(13) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for advanced project lead the way courses at ten high schools. To be eligible for funding in 2014, a high school must have offered a foundational project lead the way course during the 2012-13 school year. The 2014 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2013-14 school year. To be eligible for funding in 2015, a high school must have offered a foundational project lead the way course during the 2013-14 school year. The 2015 funding must be used for one-time start-up course costs for an advanced project lead the way course, to be offered to students beginning in the 2014-15 school year. The office of the superintendent of public instruction and the education research and data center at the office of financial management shall track student participation and long-term outcome data.

(14) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for annual start-up grants for aerospace and manufacturing technical programs housed at four skill centers. The grants are provided for start-up equipment and curriculum purchases. To be eligible for funding, the skill center must agree to provide regional high schools with access to a technology laboratory, expand manufacturing certificate and course offerings at the skill center, and provide a laboratory space for local high school teachers to engage in professional development in the instruction of courses leading to student employment certification in the aerospace and manufacturing industries. Once a skill center receives a start-up grant, it is ineligible for additional start-up funding in the following school year. The office of the superintendent of public instruction shall administer the grants in consultation with the center for excellence for aerospace and advanced materials manufacturing.

(15) \$150,000 of the general fund--state appropriation for fiscal year 2014 and \$150,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for annual start-up grants to six high schools to implement the aerospace assembler program.

Participating high schools must agree to offer the aerospace assembler training program to students by spring semester of school year 2013-14. Once a high school receives a start-up grant, it is ineligible for additional start-up funding in the following school year. The office of the superintendent of public instruction and the education research and data center at the office of financial management shall track student participation and long-term outcome data.

(16) \$10,000,000 of the general fund--state appropriation for fiscal year 2014 and ~~((5,000,000))~~ \$5,027,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the provision of training for teachers in the performance-based teacher principal evaluation program. Of the amounts appropriated in this subsection, \$5,000,000 for fiscal year 2014 is a one-time appropriation, and \$27,000 for fiscal year 2015 is a one-time appropriation provided solely for the office of the superintendent of public instruction to include foundational elements of cultural competence that are aligned with standards developed by the professional educator standards board within the content of the training.

(17) \$3,600,000 of the general fund--state appropriation for fiscal year 2014 and \$6,681,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5329 (persistently failing schools). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(18) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to promote the financial literacy of students. The effort will be coordinated through the financial literacy public-private partnership.

(19) \$109,000 of the general fund--state appropriation for fiscal year 2014 and \$99,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the office of the superintendent of public instruction to implement a youth dropout prevention program that incorporates partnerships between community-based organizations, schools, food banks and farms or gardens. The office of the superintendent of public instruction shall select one school district that must partner with an organization that is operating an existing similar program and that also has the ability to serve at least 40 students. Of the amount appropriated in this subsection, up to \$10,000 may be used by the office of the superintendent of public instruction for administration of the program.

(20) ~~((2,399,000))~~ \$1,827,000 of the general fund--state appropriation for fiscal year 2014 and ~~((2,035,000))~~ \$2,194,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to implement Engrossed Substitute Senate Bill No. 5946 (strengthening student educational outcomes). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(21) \$1,110,000 of the general fund--state appropriation for fiscal year 2014 and \$1,061,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for chapter 184, Laws of 2013 (Second Substitute House Bill No. 1642) (academic acceleration). Of the amount appropriated in this section, forty-nine thousand is provided as one-time funding.

(22) \$44,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for Substitute Senate Bill No. 6074 (homeless student educational outcomes). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(23) \$83,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for Second Substitute Senate Bill No. 6163 (expanded learning). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

(24) \$21,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for Senate Bill No. 6424 (bilingual seal). If the bill is not enacted by June 30, 2014, the amount provided in this subsection shall lapse.

Sec. 512. 2013 2nd sp.s. c 4 s 514 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR TRANSITIONAL BILINGUAL PROGRAMS

General Fund--State Appropriation (FY 2014)	((95,500,000))	<u>\$97,796,000</u>
General Fund--State Appropriation (FY 2015)	((106,120,000))	<u>\$110,084,000</u>
General Fund--Federal Appropriation	((71,016,000))	<u>\$72,116,000</u>
TOTAL APPROPRIATION	((272,636,000))	<u>\$279,996,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school districts for transitional bilingual programs under RCW 28A.180.010 through 28A.180.080, including programs for exited students, as provided in RCW 28A.150.260(10)(b) and the provisions of this section. In calculating the allocations, the superintendent shall assume the following averages: (i) Additional instruction of 4.7780 hours per week per transitional bilingual program student in grades kindergarten through twelve in school years 2013-14 and 2014-15; (ii) additional instruction of 3.0000 hours per week in school year 2013-14 for the head count number of students who have exited the transitional bilingual instruction program within the previous school year based on their performance on the English proficiency assessment; (iii) additional instruction of 3.0000 hours per week in school year 2014-15 for the head count number of students who have exited the transitional bilingual instruction program within the previous two years based on their performance on the English proficiency assessment; (iv) fifteen transitional bilingual program students per teacher; (v) 36 instructional weeks per year; (vi) 900 instructional hours per teacher; and (vii) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.

(b) From July 1, 2013, to August 31, 2013, the superintendent shall allocate funding to school districts for transitional bilingual instruction programs as provided in section 514, chapter 50, Laws of 2011 1st sp. sess., as amended.

(3) The superintendent may withhold allocations to school districts in subsection (2) of this section solely for the central provision of assessments as provided in RCW 28A.180.090 (1) and (2) up to the following amounts: ~~((4-76))~~ 1.70 percent for school year 2013-14 and ~~((4-59))~~ 1.53 percent for school year 2014-15.

(4) The general fund--federal appropriation in this section is for migrant education under Title I Part C and English language acquisition, and language enhancement grants under Title III of the elementary and secondary education act.

(5) \$35,000 of the general fund--state appropriation for fiscal year 2014 and \$35,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to track current and former transitional bilingual program students.

Sec. 513. 2013 2nd sp.s. c 4 s 515 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR THE LEARNING ASSISTANCE PROGRAM

General Fund--State Appropriation (FY 2014)	(\$196,356,000)	\$194,728,000
General Fund--State Appropriation (FY 2015)	(\$218,335,000)	\$214,877,000
General Fund--Federal Appropriation	(\$448,434,000)	\$450,534,000
TOTAL APPROPRIATION	(\$863,125,000)	\$860,139,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The general fund--state appropriations in this section are subject to the following conditions and limitations:

(a) The appropriations include such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b)(i) For the 2013-14 and 2014-15 school years, the superintendent shall allocate funding to school districts for learning assistance programs as provided in RCW 28A.150.260(10)(a), except that the allocation for the additional instructional hours shall be enhanced as provided in this section, which enhancements are within the program of the basic education. In calculating the allocations, the superintendent shall assume the following averages: (A) Additional instruction of 2.3975 hours per week per funded learning assistance program student for the 2013-14 school year and the 2014-15 school year; (B) fifteen learning assistance program students per teacher; (C) 36 instructional weeks per year; (D) 900 instructional hours per teacher; and (E) the district's average staff mix and compensation rates as provided in sections 503 and 504 of this act.

(ii) From July 1, 2013, to August 31, 2013, the superintendent shall allocate funding to school districts for learning assistance programs as provided in section 515, chapter 50, Laws of 2011 1st sp. sess., as amended.

(c) A school district's funded students for the learning assistance program shall be the sum of the district's full-time equivalent enrollment in grades K-12 for the prior school year multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced price lunch in the prior school year. Starting with the allocation for the 2014-15 school year, the prior school year's October headcount enrollment for free and reduced price lunch shall be as reported in the comprehensive education data and research system.

(2) Allocations made pursuant to subsection (1) of this section shall be adjusted to reflect ineligible applications identified through the annual income verification process required by the national school lunch program, as recommended in the report of the state auditor on the learning assistance program dated February, 2010.

(3) The general fund--federal appropriation in this section is provided for Title I Part A allocations of the no child left behind act of 2001.

(4) A school district may carry over from one year to the next up to 10 percent of the general fund--state funds allocated under this program; however, carryover funds shall be expended for the learning assistance program.

Sec. 514. 2013 2nd sp.s. c 4 s 516 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

(1) Amounts distributed to districts by the superintendent through part V of this act are for allocations purposes only, unless specified by part V of this act, and do not entitle a particular district, district employee, or student to a specific service, beyond what has been expressly provided in statute. Part V of this act restates the requirements of various sections of Title 28A RCW. If any conflict exists, the provisions of Title 28A RCW control unless this act explicitly states that it is providing an enhancement. Any amounts provided in part V of this act in excess of the amounts required by Title 28A RCW provided in statute, are not within the program of basic education unless clearly stated by this act.

(2) To the maximum extent practicable, when adopting new or revised rules or policies relating to the administration of allocations in part V of this act that result in fiscal impact, the office of the superintendent of public instruction shall attempt to seek legislative approval through the budget request process.

(3) Appropriations made in this act to the office of the superintendent of public instruction shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act, except as expressly provided in subsection (4) of this section.

(4) The appropriations to the office of the superintendent of public instruction in this act shall be expended for the programs and amounts specified in this act. However, after May 1, 2014, unless specifically prohibited by this act and after approval by the director of financial management, the superintendent of public instruction may transfer state general fund appropriations for fiscal year 2014 among the following programs to meet the apportionment schedule for a specified formula in another of these programs: General apportionment; employee compensation adjustments; pupil transportation; special education programs; institutional education programs; transitional bilingual programs; highly capable; and learning assistance programs.

(5) The director of financial management shall notify the appropriate legislative fiscal committees in writing prior to approving any allotment modifications or transfers under this section.

(6) As required by RCW 28A.710.110, the office of the superintendent of public instruction shall transmit the charter school authorizer oversight fee for the charter school commission to the charter school oversight account.

NEW SECTION. Sec. 515. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE WASHINGTON STATE CHARTER SCHOOL COMMISSION

General Fund--State Appropriation (FY 2014)	\$466,000
General Fund--State Appropriation (FY 2015)	\$556,000
Charter School Oversight Account--State Appropriation	\$17,000
TOTAL APPROPRIATION	\$1,039,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$125,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the office of the attorney general costs related to *League of Women Voters v. State of Washington*.

(2) \$137,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for charter school evaluation and oversight.

(End of part)

**PART VI
HIGHER EDUCATION**

Sec. 601. 2013 2nd sp.s. c 4 s 602 (uncodified) is amended to read as follows:

(1) Within the amounts appropriated in this act and chapter 1, Laws of 2013 3rd sp. sess. (aerospace industry appropriations), each institution of higher education is expected to enroll and educate at least the following numbers of full-time equivalent state-supported students per academic year:

	2013-14 Annual Average	2014-15 Annual Average
University of Washington	37,162	37,162
Washington State University	22,228	((22,228)) <u>22,538</u>
Central Washington University	9,105	9,105
Eastern Washington University	8,734	8,734
The Evergreen State College	((4,335)) <u>4,213</u>	((4,335)) <u>4,213</u>
Western Washington University	((12,710)) <u>11,762</u>	((12,710)) <u>11,762</u>
State Board for Community & Technical Colleges		
Adult Students	139,237	((139,237)) <u>139,927</u>
Running Start	11,558	11,558
Students		

(2) In achieving or exceeding these enrollment targets, each institution shall seek to:

(a) Maintain and to the extent possible increase enrollment opportunities at branch campuses;

(b) Maintain and to the extent possible increase enrollment opportunities at university centers and other partnership programs that enable students to earn baccalaureate degrees on community college campuses; and

(c) Eliminate and consolidate programs of study for which there is limited student or employer demand, or that are not areas of core academic strength for the institution, particularly when such programs duplicate offerings by other in-state institutions.

(3) For purposes of monitoring and reporting statewide enrollment, the University of Washington and Washington State University shall notify the office of financial management of the number of full-time student equivalent enrollments budgeted for each of their campuses.

Sec. 602. 2013 2nd sp.s. c 4 s 603 (uncodified) is amended to read as follows:

PUBLIC BACCALAUREATE INSTITUTIONS

(1) In order to operate within the state funds appropriated in this act, the governing boards of the state research universities, the state regional universities, and The Evergreen State College are authorized to adopt and adjust tuition and fees for the 2013-14 and 2014-15 academic years as provided in this section.

(2) For the purposes of chapter 28B.15 RCW, the omnibus appropriations act assumes no increase of tuition levels for resident undergraduate students over the amounts charged to resident undergraduate students for the prior year.

(3) Appropriations in sections 606 through 611 of this act are sufficient to maintain resident undergraduate tuition levels at the levels charged to resident undergraduate students during the 2012-13 academic year. As a result, for the 2013-14 and 2014-15 academic years, the institutions of higher education shall not adopt resident undergraduate tuition levels that are greater than the tuition levels assumed in subsection (2) of this section. ~~((For the 2014-15 academic year, the institutions of higher education are authorized to adopt tuition levels for resident undergraduate students that are less than, equal to, or greater than tuition levels assumed in the omnibus appropriations act in subsection (2) of this section. However, to the extent that tuition levels exceed the tuition levels assumed in subsection (2) of this section the institution of higher education shall be subject to the conditions and limitations provided in RCW 28B.15.102.))~~

(4) Each governing board is authorized to increase tuition charges to graduate and professional students, and to nonresident undergraduate students, by amounts judged reasonable and necessary by the governing board.

(5) Each governing board is authorized to increase summer quarter or semester tuition fees for resident and nonresident undergraduate, graduate, and professional students pursuant to RCW 28B.15.067.

(6) Each governing board is authorized to adopt or increase charges for fee-based, self-sustaining degree programs, credit courses, noncredit workshops and courses, and special contract courses by amounts judged reasonable and necessary by the governing board.

(7) Each governing board is authorized to adopt or increase services and activities fees for all categories of students as provided in RCW 28B.15.069.

(8) Each governing board is authorized to adopt or increase technology fees as provided in RCW 28B.15.069.

(9) Each governing board is authorized to adopt or increase special course and lab fees, and health and counseling fees, to the extent necessary to cover the reasonable and necessary exceptional cost of the course or service.

(10) Each governing board is authorized to adopt or increase administrative fees such as, but not limited to, those charged for application, matriculation, special testing, and transcripts by amounts judged reasonable and necessary by the governing board.

(11) The state universities, the regional universities, and The Evergreen State College must accept the transfer of college-level courses taken by running start students if a student seeking a transfer of the college-level courses has been admitted to the state university, the regional university, or The Evergreen State College, and if the college-level courses are recognized as transferrable by the admitting institution of higher education.

(12) Appropriations in sections 606 through 611 of this act are sufficient to implement 2013-2015 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW. The institutions may also use these funds for any other purpose including restoring prior compensation reductions, increasing compensation, and implementing other collective bargaining agreements.

Sec. 603. 2013 2nd sp.s. c 4 s 604 (uncodified) is amended to read as follows:

STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

(1) In order to operate within the state funds appropriated in this act, the state board is authorized to adopt and adjust tuition and fees for the 2013-14 and 2014-15 academic years as provided in this section.

(2) For the purposes of chapter 28B.15 RCW, appropriations in the omnibus appropriations act assumes no increase in tuition levels for resident undergraduate students over the amounts charged to resident undergraduate students for the prior year. ~~((For the 2014-15 academic year, the state board is authorized to adopt tuition levels for resident undergraduate students that are less than, equal to, or greater than tuition levels assumed in the omnibus appropriations act in this subsection. However, to the extent that tuition levels exceed the tuition levels assumed in this subsection, the state board shall retain an additional one percent of operating fees above what is already retained pursuant to RCW 28B.15.031 for the purposes of RCW 28B.15.820. For the 2013-2015 fiscal biennium, when expending this additional retained amount, the community and technical colleges are subject to the conditions and limitations in RCW 28B.15.102.))~~ Appropriations in section 604 of this act are sufficient to maintain resident undergraduate tuition levels at the levels charged to resident undergraduate students during the 2012-13 academic year.

(3) For the 2013-14 and 2014-15 academic years, the state board may increase tuition fees charged to resident undergraduates enrolled in upper division applied baccalaureate programs as specified in subsection (2) of this section.

(4) Appropriations in section 605 include the restoration of the three percent reduction in compensation costs taken in the 2011-2013 fiscal biennium. This funding is sufficient to implement 2013-2015 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW. The colleges may also use the restored funds for any other purpose including restoring prior compensation reductions, increasing compensation, and implementing other collective bargaining agreements.

(5) The state board may increase the tuition fees charged to nonresident students by amounts judged reasonable and necessary by the board.

(6) The trustees of the technical colleges are authorized to either (a) increase operating fees by no more than the percentage increases authorized for community colleges by the state board; or (b) fully adopt the tuition fee charge schedule adopted by the state board for community colleges.

(7) For academic years 2013-14 and 2014-15, the trustees of the technical colleges are authorized to increase building fees by an amount judged reasonable in order to progress toward parity with the building fees charged students attending the community colleges.

(8) The state board is authorized to increase the maximum allowable services and activities fees as provided in RCW 28B.15.069. The trustees of the community and technical colleges are authorized to increase services and activities fees up to the maximum level authorized by the state board.

(9) The trustees of the community and technical colleges are authorized to adopt or increase charges for fee-based, self-sustaining programs such as summer session, international student contracts, and special contract courses by amounts judged reasonable and necessary by the trustees.

(10) The trustees of the community and technical colleges are authorized to adopt or increase special course and lab fees to the extent necessary to cover the reasonable and necessary exceptional cost of the course or service.

(11) The trustees of the community and technical colleges are authorized to adopt or increase administrative fees such as but not limited to those charged for application, matriculation, special testing, and transcripts by amounts judged reasonable and necessary by the trustees.

Sec. 604. 2013 2nd sp.s. c 4 s 605 (uncodified) is amended to read as follows:

FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

General Fund--State Appropriation (FY 2014)	((570,262,000))	\$569,679,000
General Fund--State Appropriation (FY 2015)	((568,999,000))	\$554,963,000
Community/Technical College Capital Projects		
Account--State Appropriation		\$17,548,000
Education Legacy Trust Account--		
State Appropriation	((95,373,000))	\$95,197,000
TOTAL APPROPRIATION	((1,252,182,000))	<u>\$1,237,387,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$33,261,000 of the general fund--state appropriation for fiscal year 2014 and \$33,261,000 of the general fund--state appropriation for fiscal year 2015 are provided solely as special funds for training and related support services, including financial aid, as specified in RCW 28C.04.390. Funding is provided to support at least 7,170 full-time equivalent students in fiscal year 2014 and at least 7,170 full-time equivalent students in fiscal year 2015.

(2) \$5,450,000 of the education legacy trust account--state appropriation is provided solely for administration and customized training contracts through the job skills program. The state board shall make an annual report by January 1st of each year to the governor

and to the appropriate policy and fiscal committees of the legislature regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.

(3) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$100,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the aerospace center of excellence currently hosted by Everett community college to:

(a) Increase statewide communications and outreach between industry sectors, industry organizations, businesses, K-12 schools, colleges, and universities;

(b) Enhance information technology to increase business and student accessibility and use of the center's web site; and

(c) Act as the information entry point for prospective students and job seekers regarding education, training, and employment in the industry.

(4) \$181,000 of the general fund--state appropriation for fiscal year 2014 and \$181,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the opportunity center for employment and education internet technology integration project at north Seattle community college.

(5) \$255,000 of the general fund--state appropriation for fiscal year 2014 and \$255,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of a maritime industries training program at south Seattle community college.

(6) \$5,250,000 of the general fund--state appropriation for fiscal year 2014 and \$5,250,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the student achievement initiative.

(7) \$500,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Second Substitute Senate Bill No. 5624 (STEM or career and tech ed). If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

(8) \$350,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for a pilot project to embed the year up model within community college campuses.

(9) \$13,000 of the general fund--state appropriation for fiscal year 2014 and \$168,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the implementation of Substitute Senate Bill No. 6129 (paraeducator development). If the bill is not enacted by June 30, 2014, the amounts provided in this subsection shall lapse.

(10) \$410,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the mathematics engineering science achievement community college programs.

~~((§))~~ (11) Community and technical colleges are not required to send mass mailings of course catalogs to residents of their districts. Community and technical colleges shall consider lower cost alternatives, such as mailing postcards or brochures that direct individuals to online information and other ways of acquiring print catalogs.

~~((§))~~ (12) The state board for community and technical colleges shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 605. 2013 2nd sp.s. c 4 s 606 (uncodified) is amended to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

General Fund--State Appropriation (FY 2014)	(\$246,897,000)	\$247,063,000
General Fund--State Appropriation (FY 2015)	(\$245,200,000)	\$239,472,000
Geoduck Aquaculture Research Account—		
State Appropriation		\$300,000
Education Legacy Trust Account--State Appropriation		\$13,998,000
Economic Development Strategic Reserve Account--		
State Appropriation		\$3,000,000
Biotoxin Account--State Appropriation		\$390,000
Accident Account--State Appropriation	(\$6,741,000)	\$6,702,000
Medical Aid Account--State Appropriation	(\$6,546,000)	\$6,528,000
Aquatic Land Enhancement Account--State Appropriation		\$700,000
State Toxics Control Account--State Appropriation		\$1,120,000
TOTAL APPROPRIATION	(\$524,892,000)	\$519,273,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$300,000 of the geoduck aquaculture research account--state appropriation is provided solely for the University of Washington sea grant program to commission scientific research studies that examine possible negative and positive effects, including the cumulative effects and the economic contribution, of evolving shellfish aquaculture techniques and practices on Washington's economy and marine ecosystems. The research conducted for the studies is not intended to be a basis for an increase in the number of shellfish harvesting permits available and should be coordinated with any research efforts related to ocean acidification. The University of Washington must submit an annual report detailing any findings and outline the progress of the study, consistent with RCW 43.01.036, to the appropriate legislative committees by December 1st of each year.

(2) \$52,000 of the general fund--state appropriation for fiscal year 2014 and \$52,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the center for international trade in forest products in the college of forest resources.

(3) \$4,459,000 of the general fund--state appropriation for fiscal year 2014 and \$4,459,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2014, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2012-2013 academic year baseline.

(4) \$3,000,000 of the general fund--state appropriation for fiscal year 2014 and \$3,000,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for creation of a clean energy institute. The institute shall integrate physical sciences and engineering with a research focus on energy storage and solar energy.

(5) \$3,000,000 of the economic development strategic reserve account appropriation is provided solely to support the joint center for aerospace innovation technology.

(6) Within existing resources the University of Washington may: (a) Form and implement an integrated innovation institute and research, planning, and outreach initiatives at the Olympic national resources center; and (b) accredit a four-year undergraduate forestry program from the society of American foresters. Accreditation may occur in conjunction with reaccreditation of the master of forest resources program.

(7) \$700,000 of the aquatic lands enhancement account--state appropriation and \$1,120,000 of the state toxics control account--state appropriation are provided solely for the center on ocean acidification and related work necessary to implement the recommendations of the governor's blue ribbon task force on ocean acidification. The university shall provide staffing for this purpose.

(8) \$1,000,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the institute of protein design to support the commercialization of translational projects.

(9) \$400,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the University of Washington-Tacoma to develop a law school.

~~((8))~~ (10) The University of Washington shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 606. 2013 2nd sp.s. c 4 s 607 (uncodified) is amended to read as follows:

FOR WASHINGTON STATE UNIVERSITY

General Fund--State Appropriation (FY 2014)	((156,616,000))	\$156,867,000
General Fund--State Appropriation (FY 2015)	((157,701,000))	\$154,106,000
Education Legacy Trust Account--State Appropriation		\$33,995,000
TOTAL APPROPRIATION	((348,312,000))	\$344,968,000

The appropriations in this section are subject to the following conditions and limitations:

(1) Within existing resources, Washington State University shall establish an accredited forestry program.

(2) \$2,856,000 of the general fund--state appropriation for fiscal year 2014 and \$2,857,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2014, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2012-2013 academic year baseline.

(3) \$25,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the Ruckelshaus center to collaborate with local governments, the media, and representatives of the public regarding public record requests made to local government. The center shall facilitate meetings and discussions and report to the appropriate committees of the legislature. The report shall include information on:

- (a) Recommendations related to balancing open public records with concerns of local governments related to interfering with the work of the local government;
- (b) Resources necessary to accommodate requests;
- (c) Potential harassment of government employees;
- (d) Potential safety concerns of people named in the record;
- (e) Potentially assisting criminal activity; and
- (f) Other issues brought forward by the participants.

The center shall report to the appropriate committees of the legislature by December 15, 2013.

(4) \$300,000 of the general fund--state appropriation for fiscal year 2014 and \$300,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington State University agricultural research center to conduct public outreach and education related to nonlethal methods of mitigating conflicts between livestock and large wild carnivores. Of the amounts provided in this subsection, \$200,000 of the general fund--state appropriation for fiscal year 2014 and \$200,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to the center to conduct a detailed analysis of such methods. The amounts appropriated in this subsection may not be subject to an administrative fee or charge, and must be used for costs directly associated with the research and analysis.

(5) \$2,400,000 of the general fund--state appropriation for fiscal year 2014 and \$3,600,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for expansion of medical education and biomedical research in Spokane.

(6) \$250,000 of the general fund--state appropriation for fiscal year 2014 and \$500,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for state match requirements related to the federal aviation administration grant.

~~((6))~~ (7) Washington State University shall not use funds appropriated in this section to support intercollegiate athletic programs.

Sec. 607. 2013 2nd sp.s. c 4 s 608 (uncodified) is amended to read as follows:

FOR EASTERN WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2014)	((31,674,000))	\$31,386,000
General Fund--State Appropriation (FY 2015)	((31,619,000))	\$31,808,000
Education Legacy Trust Account--		
State Appropriation	((15,470,000))	\$14,941,000
TOTAL APPROPRIATION	((78,763,000))	\$78,135,000

The appropriations in this section are subject to the following conditions and limitations:

(1) At least \$200,000 of the general fund--state appropriation for fiscal year 2014 and at least \$200,000 of the general fund--state appropriation for fiscal year 2015 shall be expended on the Northwest autism center.

(2) \$1,000,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the expansion of engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2015, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2013-2014 academic year baseline.

(3) Eastern Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 608. 2013 2nd sp.s. c 4 s 609 (uncodified) is amended to read as follows:

FOR CENTRAL WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2014)	(\$29,719,000)	<u>\$29,733,000</u>
General Fund--State Appropriation (FY 2015)	(\$29,533,000)	<u>\$29,487,000</u>
Education Legacy Trust Account--State Appropriation		\$19,076,000
TOTAL APPROPRIATION	(\$78,328,000)	<u>\$78,296,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$25,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the college of education to conduct a study identifying the duties encompassed in a state-funded teacher's typical work day. The study must include an estimate of the percent of a teacher's typical day that is spent on teaching related duties and the percentage of the teacher's day that is spent on duties that are not directly related to teaching. The university shall submit a report to the appropriate committees of the legislature by December 1, 2013.

(2) Amounts appropriated in this section are sufficient for the university to develop a plan to create an online degree granting entity that awards degrees based on an alternative credit model. The university shall submit a final plan by December 1, 2013, to the higher education committees of the legislature.

(3) Central Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(4) \$1,000,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2015, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2013-2014 academic year baseline.

Sec. 609. 2013 2nd sp.s. c 4 s 610 (uncodified) is amended to read as follows:

FOR THE EVERGREEN STATE COLLEGE

General Fund--State Appropriation (FY 2014)	(\$18,563,000)	<u>\$18,351,000</u>
General Fund--State Appropriation (FY 2015)	(\$17,911,000)	<u>\$17,371,000</u>
Education Legacy Trust Account--State Appropriation		\$5,450,000
TOTAL APPROPRIATION	(\$41,924,000)	<u>\$41,172,000</u>

The appropriations in this section are subject to the following conditions and limitations:

~~((3))~~ (1) \$100,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state institute for public policy to conduct a comprehensive retrospective outcome evaluation and return on investment analysis of the early learning childhood program pursuant to Senate Bill No. 5904 (high quality early learning). This evaluation is due December 15, 2014. If the bill is not enacted by June 30, 2013, the amount provided in this subsection shall lapse.

~~((4))~~ (2) \$50,000 of the general fund--state appropriation for fiscal year 2014 and \$50,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state institute for public policy to develop a risk assessment instrument for patients committed for involuntary treatment in Washington state.

~~((5))~~ (3) \$58,000 of the general fund--state appropriation for fiscal year 2014 and \$27,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the Washington state institute for public policy to prepare an inventory of evidence-based and research-based effective practices, activities, and programs for use by school districts in the learning assistance program pursuant to Engrossed Second Substitute Senate Bill No. 5946 (student educational outcomes), including partnerships with community-based organizations that deliver academic and nonacademic supports to students who are significantly at-risk of not being successful in school, such as one-to-one services to overcome barriers of success at school and school-wide afterschool academic support. The initial inventory is due by August 1, 2014, and shall be updated every two years thereafter. If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

~~((6))~~ (4) \$50,000 of the general fund--state appropriation for fiscal year 2014 are provided solely for the Washington state institute for public policy to provide expertise to the department of corrections on the implementation of programming that follows the risk needs responsivity model. In consultation with the department of corrections, the institute will systematically review selected programs for outcome measures.

(5) The Washington state institute for public policy shall examine the drug offender sentencing alternative for offenders sentenced to residential treatment in the community. The institute shall examine its effectiveness on recidivism and conduct a benefit-cost analysis. The institute shall report its findings by December 1, 2014.

(6) \$75,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for Washington state institute for public policy to complete a comprehensive assessment of the utilization and capacity needs of crisis mental health services provided by the department of social and health services. The study shall include, but not be limited to:

(a) An update to statewide utilization and capacity figures for evaluation and treatment facilities, inpatient psychiatric beds, and regional support network-funded crisis facilities, including an estimate of the effect of the implementation of chapter 280, Laws of 2010 and chapter 335, Laws of 2013 on the capacity of the involuntary commitment system. The department shall work with the institute as needed on data collection procedures necessary to identify commitments associated with newly implemented standards;

(b) A longitudinal study of outcomes and public costs for adults receiving regional support network-funded crisis response services compared to adults evaluated for involuntary commitment who are not subsequently committed, and adults who receive a seventy-two hour involuntary commitment. Outcomes may include subsequent jail bookings or convictions, use of publicly funded medical care, and deaths; and

(c) A review of practices in other states regarding third-party initiation of a civil commitment petition, and an assessment of the comparative effectiveness of this change compared to other alternative practices for which comprehensive studies are available.

A preliminary report must be provided by December 1, 2015, and a final report by December 1, 2016.

(7) \$50,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for Washington state institute for public policy to conduct a comprehensive study of tobacco and e-cigarette prevention programs that will yield the highest public health benefit and reduce tobacco use. In conducting this study, the institute shall identify: (a) The most effective population-based approaches and what targeted populations will yield the greatest return on investment; and (b) other state models, including the "Friday night light" program in California, that yield the greatest likelihood of reducing state health care costs. The institute shall work with the department of health to determine which programs can be brought to scale most efficiently. The institute shall report its findings to the appropriate committees of the legislature by December 31, 2014.

(8) Funding provided in this section is sufficient for The Evergreen State College to continue operations of the Longhouse Center and the Northwest Indian applied research institute.

(9) Notwithstanding other provisions in this section, the board of directors for the Washington state institute for public policy may adjust due dates for projects included on the institute's 2013-2015 work plan as necessary to efficiently manage workload.

(10) The Evergreen State College shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 610. 2013 2nd sp.s. c 4 s 611 (uncodified) is amended to read as follows:

FOR WESTERN WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2014)	((44,542,000))	<u>\$44,521,000</u>
General Fund--State Appropriation (FY 2015)	((44,377,000))	<u>\$43,341,000</u>
Education Legacy Trust Account—		
State Appropriation	((13,050,000))	<u>\$12,895,000</u>
TOTAL APPROPRIATION	((101,969,000))	<u>\$100,757,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,497,000 of the general fund--state appropriation for fiscal year 2014 and \$1,498,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the expansion of computer science and engineering enrollments. The university will work with the education research and data center to establish program baselines and demonstrate enrollment increases. By September 1, 2014, and each September 1st thereafter, the university shall provide a report that provides the specific detail on how these amounts were spent in the preceding fiscal year, including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the college, and how many students are enrolled in computer science and engineering programs above the 2012-2013 academic year baseline.

(2) Western Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

Sec. 611. 2013 2nd sp.s. c 4 s 612 (uncodified) is amended to read as follows:

FOR THE STUDENT ACHIEVEMENT COUNCIL--POLICY COORDINATION AND ADMINISTRATION

General Fund--State Appropriation (FY 2014)	((5,307,000))	<u>\$5,320,000</u>
General Fund--State Appropriation (FY 2015)	((5,318,000))	<u>\$5,287,000</u>
General Fund--Federal Appropriation	((4,817,000))	<u>\$4,811,000</u>
TOTAL APPROPRIATION	((15,442,000))	<u>\$15,418,000</u>

The appropriations in this section are subject to the following conditions and limitations: The student achievement council is authorized to increase or establish fees for initial degree authorization, degree authorization renewal, degree authorization reapplication, new program applications, and new site applications pursuant to RCW 28B.85.060.

Sec. 612. 2013 2nd sp.s. c 4 s 613 (uncodified) is amended to read as follows:

FOR THE STUDENT ACHIEVEMENT COUNCIL--OFFICE OF STUDENT FINANCIAL ASSISTANCE

General Fund--State Appropriation (FY 2014)	((245,122,000))	<u>\$245,124,000</u>
General Fund--State Appropriation (FY 2015)	((244,674,000))	<u>\$244,666,000</u>
General Fund--Federal Appropriation	((11,648,000))	<u>\$11,639,000</u>
General Fund--Private/Local Appropriation	((34,000))	<u>\$334,000</u>
Education Legacy Trust Account—		
State Appropriation	((36,036,000))	<u>\$79,651,000</u>
Washington Opportunity Pathways Account—		
State Appropriation	((147,000,000))	<u>\$141,000,000</u>
TOTAL APPROPRIATION	((684,514,000))	<u>\$722,414,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$237,454,000 of the general fund--state appropriation for fiscal year 2014, \$237,455,000 of the general fund--state appropriation for fiscal year 2015, \$6,000,000 of the education legacy trust account--state appropriation, and ((~~\$147,000,000~~) \$141,000,000 of the Washington opportunity pathways account--state appropriation are provided solely for student financial aid payments under the state need grant and state work study programs including up to four percent administrative allowance for the state work study program. Of the amounts provided in this subsection, \$100,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the council to develop an alternative financial aid application system to implement Senate Bill No. 6523 (higher education opportunities).

(2) Changes made to the state need grant program in the 2011-2013 fiscal biennium are continued in the 2013-2015 fiscal biennium including aligning increases in awards given to private institutions with the annual tuition increases for public research institutions or the private institution's average annual tuition increase experience of 3.5 percent per year, whichever is less, ~~(, and reducing the awards for students who first enrolled as a new student in for-profit institutions as of the 2011-2012 academic year or thereafter by fifty percent, except that one-half of the fifty percent reduction shall be restored on July 1, 2013, for students attending regionally accredited for-profit institutions).~~ For the 2015-2017 fiscal biennium, it is the intent of the legislature to reconsider grant awards for students at private four-year institutions.

(3) Changes made to the state work study program in the 2009-2011 and 2011-2013 fiscal biennia are continued in the 2013-2015 fiscal biennium including maintaining the increased required employer share of wages; adjusted employer match rates; discontinuation of nonresident student eligibility for the program; and revising distribution methods to institutions by taking into consideration other factors such as off-campus job development, historical utilization trends, and student need.

(4) Within the funds appropriated in this section, eligibility for the state need grant shall include students with family incomes at or below 70 percent of the state median family income (MFI), adjusted for family size, and shall include students enrolled in three to five credit-bearing quarter credits, or the equivalent semester credits. Awards for all students shall be adjusted by the estimated amount by which Pell grant increases exceed projected increases in the noninstructional costs of attendance. Awards for students with incomes between 51 and 70 percent of the state median shall be prorated at the following percentages of the award amount granted to those with incomes below 51 percent of the MFI: 70 percent for students with family incomes between 51 and 55 percent MFI; 65 percent for students with family incomes between 56 and 60 percent MFI; 60 percent for students with family incomes between 61 and 65 percent MFI; and 50 percent for students with family incomes between 66 and 70 percent MFI.

(5)(a) Students who are eligible for the college bound scholarship shall be given priority for the state need grant program if the students have applied by the institution's priority financial aid deadline and have completed their financial aid file in a timely manner. These eligible college bound students whose family incomes are in the 0-65 median family income ranges shall be awarded the maximum state need grant for which they are eligible under state policies and may not be denied maximum state need grant funding due to institutional policies or delayed awarding of college bound scholarship students.

(b) In calculating the college bound award, public institutions of higher education shall be subject to the conditions and limitations in RCW 28B.15.102 and shall not utilize college bound funds to offset tuition costs from rate increases in excess of levels authorized in section 603, chapter 50, Laws of 2011 and those assumed in section 602 or 603 of this act.

(6) ~~((~~\$36,036,000~~) \$48,297,000 of the education legacy trust account--state appropriation is provided solely for the college bound scholarship program and may support scholarships for summer session.~~ This amount assumes that college bound scholarship recipients will receive priority for state need grant awards in fiscal year 2014 and fiscal year 2015. If this policy of prioritization is not fully achieved, it is the intent of this legislation to provide supplemental appropriations in the 2014 supplemental operating budget.

(7) \$2,236,000 of the general fund--state appropriation for fiscal year 2014 and \$2,236,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the passport to college program. The maximum scholarship award shall be \$5,000. The board shall contract with a nonprofit organization to provide support services to increase student completion in their postsecondary program and shall, under this contract, provide a minimum of \$500,000 in fiscal years 2014 and 2015 for this purpose.

(8) \$25,354,000 of the education legacy trust account--state appropriation is provided solely to meet state match requirements associated with the opportunity scholarship program.

(9) In developing the skilled and educated workforce report pursuant to RCW 28B.77.080(3), the council shall use the bureau of labor statistics analysis of the education and training requirements of occupations, in addition to any other method the council may choose to use, to assess the number and type of higher education and training credentials required to match employer demand for a skilled and educated workforce.

Sec. 613. 2013 2nd sp.s. c 4 s 614 (uncodified) is amended to read as follows:

FOR THE WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD

General Fund--State Appropriation (FY 2014)	((\$1,582,000))	<u>\$1,556,000</u>
General Fund--State Appropriation (FY 2015)	((\$1,478,000))	<u>\$1,424,000</u>
General Fund--Federal Appropriation	((\$54,260,000))	<u>\$54,797,000</u>
General Fund--Private/Local		<u>\$44,000</u>
TOTAL APPROPRIATION	((\$57,320,000))	<u>\$57,821,000</u>

The appropriations in this section are subject to the following conditions and limitations: For the 2013-2015 fiscal biennium the board shall not designate recipients of the Washington award for vocational excellence or recognize them at award ceremonies as provided in RCW 28C.04.535.

Sec. 614. 2013 2nd sp.s. c 4 s 615 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF EARLY LEARNING

General Fund--State Appropriation (FY 2014)	((\$34,253,000))	<u>\$30,605,000</u>
General Fund--State Appropriation (FY 2015)	((\$48,689,000))	<u>\$52,336,000</u>
General Fund--Federal Appropriation	((\$293,652,000))	<u>\$295,177,000</u>
General Fund--Private/Local		<u>\$50,000</u>
Opportunity Pathways Account--State Appropriation		<u>\$80,000,000</u>

Home Visiting Services Account--State Appropriation		\$2,868,000
Home Visiting Services Account—		
Federal Appropriation	((22,756,000))	<u>\$22,753,000</u>
Children's Trust Account--State Appropriation		\$180,000
TOTAL APPROPRIATION	((482,398,000))	<u>\$483,969,000</u>

The appropriations in this section are subject to the following conditions and limitations:

(1) \$20,229,000 of the general fund--state appropriation for fiscal year 2014, \$36,474,000 of the general fund--state appropriation for fiscal year 2015, and \$80,000,000 of the opportunity pathways account appropriation are provided solely for the early childhood education assistance program services. Of these amounts, \$10,284,000 is a portion of the biennial amount of state maintenance of effort dollars required to receive federal child care and development fund grant dollars.

(2) \$638,000 of the general fund--state appropriation for fiscal year 2014, and \$638,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for child care resource and referral network services.

(3) \$200,000 of the general fund--state appropriation for fiscal year 2014 and \$200,000 of the general fund--state appropriation for fiscal year 2015 are provided solely to develop and provide culturally relevant supports for parents, family, and other caregivers.

(4) The department is the lead agency for and recipient of the federal child care and development fund grant. Amounts within this grant shall be used to fund child care licensing, quality initiatives, agency administration, and other costs associated with child care subsidies. The department shall transfer a portion of this grant to the department of social and health services to fund the child care subsidies paid by the department of social and health services on behalf of the department of early learning.

(5) \$1,434,000 of the general fund--state appropriation for fiscal year 2014, \$1,434,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for expenditure into the home visiting services account. This funding is intended to meet federal maintenance of effort requirements and to secure private matching funds.

(6)(a) \$153,717,000 of the general fund--federal appropriation is provided solely for the working connections child care program under RCW 43.215.135.

(b) In addition to groups that were given prioritized access to the working connections child care program effective March 1, 2011, the department shall also give prioritized access into the program to families in which a parent of a child in care is a minor who is not living with a parent or guardian and who is a full-time student in a high school that has a school-sponsored on-site child care center.

(c) Within the amounts provided in (a) of this subsection, the department is authorized to serve up to 20 percent of the working connections households through contracted slots. The department may achieve this by contracting with the working connections child care providers and with early childhood education assistance program providers to braid funding between working connection child care program and the education assistance program to support a full-day preschool experience for eligible children.

(7) Within available amounts, the department in consultation with the office of financial management and the department of social and health services shall report quarterly enrollments and active caseload for the working connections child care program to the legislative fiscal committees and the legislative-executive WorkFirst oversight task force. The report shall also identify the number of cases participating in both temporary assistance for needy families and working connections child care. The department must also report on the number of children served through contracted slots.

(8) ~~((1,025,000))~~ \$1,194,000 of the general fund--state appropriation for fiscal year 2014, ~~((1,025,000))~~ \$1,738,000 of the general fund--state appropriation for fiscal year 2015, and \$13,424,000 of the general fund--federal appropriation are provided solely for the seasonal child care program. If federal sequestration cuts are realized, cuts to the seasonal child care program must be proportional to other federal reductions made within the department.

(9) ~~((3,572,000))~~ \$4,438,000 of the general fund--state appropriation for fiscal year 2014, ~~((2,522,000))~~ \$4,674,000 of the general fund--state appropriation for fiscal year 2015, and ~~((4,304,000))~~ \$236,000 of the general fund--federal appropriation are provided solely for the medicaid treatment child care (MTCC) program. The department shall contract for MTCC services to provide therapeutic child care and other specialized treatment services to abused, neglected, at-risk, and/or drug-affected children. Priority for services shall be given to children referred from the department of social and health services children's administration. In addition to referrals made by children's administration, the department shall authorize services for children referred to the MTCC program, as long as the children meet the eligibility requirements as outlined in the Washington state plan for the MTCC program.

(a) Of the amounts appropriated in this subsection, \$60,000 per fiscal year may be used by the department for administering the MTCC program, if needed.

(b) Of the amounts provided in this subsection, ~~((1,050,000))~~ \$1,916,000 of the general fund--state appropriation for fiscal year 2014 is provided solely to continue providing services in the event of losing federal funding for the MTCC program. To the extent that the moneys provided in this subsection (9)(b) are not necessary for this purpose, the amounts provided shall lapse.

(10) \$150,000 of the general fund--state appropriation for fiscal year 2014 and ~~((150,000))~~ \$200,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for a contract with a nonprofit entity experienced in the provision of promoting early literacy for children through pediatric office visits.

(11) \$721,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the department to complete development work of the electronic benefits transfer system.

(12) ~~((793,000))~~ \$221,000 of the general fund--state appropriation for fiscal year 2014 and ~~((796,000))~~ \$1,234,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for implementation of an electronic benefits transfer system. To the maximum extent possible, the department shall work to integrate this system with the department of social and health services payment system. The amounts provided in this subsection are conditioned on the department satisfying the requirements of the project management oversight standards and policies established by the office of the chief information officer.

(13) \$32,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for implementation of Second Substitute Senate Bill No. 5595 (child care reform). If the bill is not enacted by June 30, 2013, the amounts provided in this subsection shall lapse.

(14)(a)(i) The department of early learning is required to provide to the education research and data center, housed at the office of financial management, data on all state-funded early childhood programs. These programs include the early support for infants and toddlers, early childhood education and assistance program (ECEAP), and the working connections and seasonal subsidized childcare programs including license exempt facilities or family, friend, and neighbor care. The data provided by the department to the education research data center must include information on children who participate in these programs, including their name and date of birth, and dates the child received services at a particular facility.

(ii) The ECEAP early learning professionals must enter qualifications into the department's professional development registry during the 2013-14 school year. By October 2015, the department must provide ECEAP early learning professional data to the education research data center.

(iii) The department must request federally funded head start programs to voluntarily provide data to the department and the education research data center that is equivalent to what is being provided for state-funded programs.

(iv) The education research and data center must provide a report on early childhood program participation and K-12 outcomes to the house of representatives appropriations committee and the senate ways and means committee using available data by November 2013 for the school year ending in 2012 and again in March 2014 for the school year ending in 2013.

(b) The department, in consultation with the department of social and health services, must withhold payment for services to early childhood programs that do not report on the name, date of birth, and the dates a child received services at a particular facility.

(15) \$2,369,000 of the general fund--state appropriation for fiscal year 2015 is provided solely for the department to implement early achievers tiered reimbursement for child care center providers. The department shall establish tiered reimbursement pilot projects for providers in levels III, IV, and V of early achievers. The tiered reimbursement rates shall be implemented equitably across provider types. The department shall base the rates for tiered reimbursement on the child care cost model study completed in 2013 and factor in any increases in the base subsidy rate in establishing the tier reimbursement rates.

Sec. 615. 2013 2nd sp.s. c 4 s 616 (uncodified) is amended to read as follows:

FOR THE STATE SCHOOL FOR THE BLIND

General Fund--State Appropriation (FY 2014)	(\$6,032,000)	<u>\$5,975,000</u>
General Fund--State Appropriation (FY 2015)	(\$5,805,000)	<u>\$5,752,000</u>
General Fund--Private/Local Appropriation	(\$15,000)	<u>\$5,000</u>
TOTAL APPROPRIATION	(\$11,852,000)	<u>\$11,732,000</u>

Sec. 616. 2013 2nd sp.s. c 4 s 617 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

General Fund--State Appropriation (FY 2014)	(\$8,615,000)	<u>\$8,758,000</u>
General Fund--State Appropriation (FY 2015)	(\$8,591,000)	<u>\$8,528,000</u>
TOTAL APPROPRIATION	(\$17,206,000)	<u>\$17,286,000</u>

Sec. 617. 2013 2nd sp.s. c 4 s 618 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund--State Appropriation (FY 2014)	(\$1,125,000)	<u>\$1,093,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,101,000)	<u>\$1,093,000</u>
General Fund--Federal Appropriation	(\$2,074,000)	<u>\$2,071,000</u>
General Fund--Private/Local Appropriation	(\$12,000)	<u>\$29,000</u>
TOTAL APPROPRIATION	(\$4,312,000)	<u>\$4,286,000</u>

Sec. 618. 2013 2nd sp.s. c 4 s 619 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund--State Appropriation (FY 2014)	(\$2,123,000)	<u>\$2,134,000</u>
General Fund--State Appropriation (FY 2015)	(\$2,150,000)	<u>\$2,129,000</u>
TOTAL APPROPRIATION	(\$4,273,000)	<u>\$4,263,000</u>

Sec. 619. 2013 2nd sp.s. c 4 s 620 (uncodified) is amended to read as follows:

FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund--State Appropriation (FY 2014)	(\$1,600,000)	<u>\$1,624,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,530,000)	<u>\$1,558,000</u>
TOTAL APPROPRIATION	(\$3,130,000)	<u>\$3,182,000</u>

(End of part)

**PART VII
SPECIAL APPROPRIATIONS**

Sec. 701. 2013 2nd sp.s. c 4 s 701 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

General Fund--State Appropriation (FY 2014)	(\$741,362,000)	<u>\$830,140,000</u>
General Fund--State Appropriation (FY 2015)	(\$1,060,322,000)	<u>\$973,235,000</u>
State Building Construction Account—		
State Appropriation	(\$4,297,000)	<u>\$8,164,000</u>
Columbia River Basin Water Supply Development Account—		
State Appropriation	(\$269,000)	<u>\$473,000</u>
State Taxable Building Construction Account—		
State Appropriation	(\$211,000)	<u>\$2,621,000</u>
Debt-Limit Reimbursable Bond Retire Account—		
State Appropriation		<u>\$2,320,000</u>
<u>Hood Canal Aquatic Rehabilitation Bond Account—</u>		

State Appropriation		\$1,000
Columbia River Basin Taxable Bond Water Supply		
Development Account--State Appropriation		\$182,000
TOTAL APPROPRIATION	((\$1,808,781,000)	\$1,817,136,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2014 shall be expended into the debt-limit general fund bond retirement account by June 30, 2014.

Sec. 702. 2013 2nd sp.s. c 4 s 702 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED BY ENTERPRISE ACTIVITIES

Accident Account--State Appropriation	((\$4,138,000)	\$4,139,000
Medical Aid Account--State Appropriation	((\$4,138,000)	\$4,139,000
TOTAL APPROPRIATION	((\$8,276,000)	\$8,278,000

Sec. 703. 2013 2nd sp.s. c 4 s 703 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE

General Fund--State Appropriation (FY 2014)		\$25,636,000
General Fund--State Appropriation (FY 2015)	((\$16,102,000)	\$16,103,000
Nondebt-Limit Reimbursable Bond Retirement Account--		
State Appropriation	((\$140,215,000)	\$139,953,000
TOTAL APPROPRIATION	((\$181,953,000)	\$181,692,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriation is for expenditure into the nondebt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2014 shall be expended into the nondebt-limit general fund bond retirement account by June 30, 2014.

Sec. 704. 2013 2nd sp.s. c 4 s 704 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES

General Fund--State Appropriation (FY 2014)	((\$1,726,000)	\$1,401,000
General Fund--State Appropriation (FY 2015)	((\$1,726,000)	\$1,401,000
State Building Construction Account--		
State Appropriation	((\$867,000)	\$2,156,000
Columbia River Basin Water Supply Development Account--		
State Appropriation	((\$57,000)	\$66,000
State Taxable Building Construction Account--		
State Appropriation	((\$45,000)	\$324,000
Hood Canal Aquatic Rehabilitation Bond Account--		
State Appropriation		\$1,000
Columbia River Basin Taxable Bond Water Supply Development Account--		
State Appropriation		\$18,000
TOTAL APPROPRIATION	((\$4,421,000)	\$5,367,000

Sec. 705. 2013 2nd sp.s. c 4 s 706 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--DISASTER RESPONSE ACCOUNT

General Fund--State Appropriation (FY 2014)	((\$5,100,000)	\$3,600,000
General Fund--State Appropriation (FY 2015)	((\$2,500,000)	\$1,000,000
TOTAL APPROPRIATION	((\$7,600,000)	\$4,600,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the disaster response account for emergency fire suppression by the department of natural resources and to complete projects necessary to recover from previously declared disasters.

Sec. 706. 2013 2nd sp.s. c 4 s 710 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--COUNTY PUBLIC HEALTH ASSISTANCE

General Fund--State Appropriation (FY 2014)	\$36,386,000
General Fund--State Appropriation (FY 2015)	\$36,386,000
TOTAL APPROPRIATION	\$72,772,000

The appropriations in this section are subject to the following conditions and limitations: The state treasurer shall distribute the appropriations to the following counties and health districts in the amounts designated to support public health services, including public health nursing:

Health District	FY 2014	FY 2015	2013-15 Biennium
Adams County Health District	\$121,213	\$121,213	\$242,426

Asotin County Health District	\$159,890	\$159,890	\$319,780
Benton-Franklin Health District	\$1,614,337	\$1,614,337	\$3,228,674
Chelan-Douglas Health District	\$399,634	\$399,634	\$799,268
Clallam County Health and Human Services Department	\$291,401	\$291,401	\$582,802
Clark County Health District	\$1,767,341	\$1,767,341	\$3,534,682
Skamania County Health Department	\$111,327	\$111,327	\$222,654
Columbia County Health District	\$119,991	\$119,991	\$239,982
Cowlitz County Health Department	\$477,981	\$477,981	\$955,962
Garfield County Health District	\$93,154	\$93,154	\$186,308
Grant County Health District	\$297,761	\$297,762	\$595,523
Grays Harbor Health Department	\$335,666	\$335,666	\$671,332
Island County Health Department	\$255,224	\$225,224	\$510,448
Jefferson County Health and Human Services	\$184,080	\$184,080	\$368,160
Seattle-King County Department of Public Health	\$10,558,598	(\$10,558,598)	(\$21,117,196)
		<u>\$12,685,521</u>	<u>\$23,244,119</u>
Bremerton-Kitsap County Health District	\$997,476	\$997,476	\$1,994,952
Kittitas County Health Department	\$198,979	\$198,979	\$397,958
Klickitat County Health Department	\$153,784	\$153,784	\$307,568
Lewis County Health Department	\$263,134	\$263,134	\$526,268
Lincoln County Health Department	\$113,917	\$113,917	\$227,834
Mason County Department of Health Services	\$227,448	\$227,448	\$454,896
Okanogan County Health District	\$169,882	\$169,882	\$339,764
Pacific County Health Department	\$169,075	\$169,075	\$338,150
Tacoma-Pierce County Health Department	\$4,143,169	\$4,143,169	\$8,286,338
San Juan County Health and Community Services	\$2,253,493	(\$2,253,493)	(\$4,506,986)
		<u>\$126,569</u>	<u>\$2,380,062</u>
Skagit County Health Department	\$449,745	\$449,745	\$899,490
Snohomish Health District	\$3,433,291	\$3,433,291	\$6,866,582
Spokane County Health District	\$2,877,318	\$2,877,318	\$5,754,636
Northeast Tri-County Health District	\$249,303	\$249,303	\$498,606
Thurston County Health Department	\$1,046,897	\$1,046,897	\$2,093,794
Wahkiakum County Health Department	\$93,181	(\$9,180)	(\$186,361)
		<u>\$93,181</u>	<u>\$186,362</u>
Walla Walla County-City Health Department	\$302,173	\$302,173	\$604,346
Whatcom County Health Department	\$1,214,301	\$1,214,301	\$2,428,602
Whitman County Health Department	\$189,355	\$189,355	\$378,710

Yakima Health District	\$1,052,482	\$1,052,482	\$2,104,964
TOTAL APPROPRIATIONS	\$36,386,001	\$36,386,001	\$72,772,002

Sec. 707. 2013 2nd sp.s. c 4 s 714 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--LEAN MANAGEMENT STRATEGIES EFFICIENCY SAVINGS

General Fund--State Appropriation (FY 2015) ~~((((\$30,000,000)))~~

(\$40,000,000)

The appropriation in this section is subject to the following conditions and limitations:

(1) The legislature is committed to promoting a state government culture that makes sustained improvement a habitual behavior from front-line staff to agency leadership.

(2) The office of financial management must develop a strategic lean management action plan to drive efficiencies in state spending and to increase productivity of state employees while improving and increasing state services for taxpayers. The action plan must determine the specific agencies and programs that would benefit most from application of the action plan, and the plan must target resources accordingly.

(3) The office of financial management must integrate lean principles into all performance management efforts.

(4) The office of financial management and the office of the chief information officer must integrate lean principles into all major information technology initiatives.

(5) The office of financial management must develop and implement a lean practitioner fellowship program to train state agency staff. Agency staff participating in the fellowship will be assigned to work on statewide efforts that streamline and improve processes across agencies.

(6) Agencies must report to the office of financial management at least twice per fiscal year process improvements and efficiencies gained through tools such as the lean strategy. The office of financial management must compile and transmit these reports to the appropriate fiscal committees of the legislature at least every six months, beginning January 1, 2014.

(7) The office of financial management must report to the legislature by December 2014 on the viability of the lean/performance management program becoming a self-funding program.

(8) The office of financial management must reduce allotments for affected state agencies by ~~((((\$30,000,000)))~~ \$40,000,000 from the state general fund for fiscal year 2015 in this act to reflect fiscal year 2015 savings resulting from application of the lean management and performance management strategies required by this section.

NEW SECTION. Sec. 708. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--EXTRAORDINARY CRIMINAL JUSTICE COSTS

General Fund--State Appropriation (FY 2014) \$590,000

The appropriation in this section is subject to the following conditions and limitations: The director of financial management shall distribute \$500,000 to Clallam county, \$72,000 to Mason county, and \$18,000 to Klickitat county for extraordinary criminal justice costs pursuant to RCW 43.330.190.

NEW SECTION. Sec. 709. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR SUNDRY CLAIMS

The following sums, or so much thereof as may be necessary, are appropriated from the general fund for fiscal year 2014, unless otherwise indicated, for relief of various individuals, firms, and corporations for sundry claims. These appropriations are to be disbursed on vouchers approved by the director of the department of enterprise services, except as otherwise provided, for reimbursement of criminal defendants acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as follows:

- | | |
|---|----------|
| (1) Tony M. Noble, claim number 99970075 | \$5,670 |
| (2) Patrick Earl, claim number 99970076 | \$2,799 |
| (3) Stephen J. Felice, claim number 99970076 | \$17,275 |
| (4) Michael Felice, claim number 99970076 | \$93,809 |
| (5) Noe Angel Aranda Hernandez, claim number 99970077 | \$12,500 |
| (6) Anderson Durham, claim number 99970071 | \$11,000 |
| (7) Chase Balzer, claim number 99970078 | \$5,953 |
| (8) Kent Wescott, claim number 99970079 | \$13,447 |
| (9) Tommy Villanueva, claim number 99970080 | \$70,099 |

NEW SECTION. Sec. 710. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--COMMON SCHOOL CONSTRUCTION ACCOUNT

General Fund--State Appropriation (FY 2015) \$444,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the common school construction account--state on July 1, 2015, for an interest payment pursuant to RCW 90.38.130.

NEW SECTION. Sec. 711. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--NATURAL RESOURCES REAL PROPERTY REPLACEMENT ACCOUNT

General Fund--State Appropriation (FY 2015) \$222,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the natural resources real property replacement account--state on July 1, 2015, for an interest payment pursuant to RCW 90.38.130.

NEW SECTION. Sec. 712. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT--PARKLAND TRUST REVOLVING ACCOUNT

General Fund--State Appropriation (FY 2014) \$639,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the Parkland trust revolving account--state.

NEW SECTION. Sec. 713. 2013 INFORMATION TECHNOLOGY REDUCTION

2013 2nd sp.s. c 4 s 715 (uncodified) is repealed.

NEW SECTION. Sec. 714. 2013 HEALTH CARE REDUCTION

2013 2nd sp.s. c 4 s 720 (uncodified) is repealed.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2013 2nd sp.s. c 4 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premium distributions	(\$8,248,000)	<u>\$8,591,000</u>
General Fund Appropriation for public utility district excise tax distributions	(\$50,894,000)	<u>\$53,709,000</u>
General Fund Appropriation for prosecuting attorney distributions	(\$6,068,000)	<u>\$5,985,000</u>
General Fund Appropriation for boating safety and education distributions		\$4,000,000
General Fund Appropriation for other tax distributions		\$65,000
General Fund Appropriation for habitat conservation program distributions	(\$3,000,000)	<u>\$3,154,000</u>
Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies		\$3,158,000
Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distribution		\$146,000
Timber Tax Distribution Account Appropriation for distribution to "timber" counties	(\$72,120,000)	<u>\$76,932,000</u>
County Criminal Justice Assistance Appropriation.		
<u>When making the fiscal year 2015 distribution to Grant county, the state treasurer shall reduce the amount by \$140,000 and distribute the remainder to the county. This is the first of three reductions that will be made to reimburse the state for a nonqualifying extraordinary criminal justice act payment made to Grant county in fiscal year 2013</u>		
	(\$78,983,000)	<u>\$78,721,000</u>
Municipal Criminal Justice Assistance Appropriation	(\$30,550,000)	<u>\$30,519,000</u>
City-County Assistance Account		
Appropriation for local government financial assistance distribution	(\$17,134,000)	<u>\$19,584,000</u>
Liquor Excise Tax Account Appropriation for liquor excise tax distribution	(\$24,744,000)	<u>\$23,906,000</u>
Streamlined Sales and Use Tax Mitigation Account		
Appropriation for distribution to local taxing jurisdictions to mitigate the unintended revenue redistribution effect of the sourcing law changes	(\$50,488,000)	<u>\$49,420,000</u>
Columbia River Water Delivery Account Appropriation for the Confederated Tribes of the Colville Reservation	(\$7,760,000)	<u>\$7,752,000</u>
Columbia River Water Delivery Account Appropriation for the Spokane Tribe of Indians	(\$5,025,000)	<u>\$5,011,000</u>
Liquor Revolving Account Appropriation for liquor profits distribution		\$98,876,000
TOTAL APPROPRIATION	(\$434,259,000)	<u>\$469,529,000</u>

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

Sec. 802. 2013 2nd sp.s. c 4 s 802 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT

Impaired Driver Safety Account Appropriation ~~(\$2,469,000)~~ \$2,409,000

The appropriation in this section is subject to the following conditions and limitations: The amount appropriated in this section shall be distributed quarterly during the 2013-2015 fiscal biennium in accordance with RCW 82.14.310. This funding is provided to counties for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

Sec. 803. 2013 2nd sp.s. c 4 s 803 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT

Impaired Driver Safety Account Appropriation ~~(\$1,646,000)~~ \$1,606,000

The appropriation in this section is subject to the following conditions and limitations: The amount appropriated in this section shall be distributed quarterly during the 2013-2015 fiscal biennium to all cities ratably based on population as last determined by the office of financial management. The distributions to any city that substantially decriminalizes or repeals its criminal code after July 1, 1990, and

that does not reimburse the county for costs associated with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county in which the city is located. This funding is provided to cities for the costs of implementing criminal justice legislation including, but not limited to: Chapter 206, Laws of 1998 (drunk driving penalties); chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

Sec. 804. 2013 2nd sp.s. c 4 s 804 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--FEDERAL REVENUES FOR DISTRIBUTION

General Fund Appropriation for federal flood control funds distribution		\$66,000
General Fund Appropriation for federal grazing fees distribution		\$1,706,000
Forest Reserve Fund Appropriation for federal forest reserve fund distribution	(\$5,636,000)	<u>\$24,446,000</u>
TOTAL APPROPRIATION	(\$7,408,000)	<u>\$26,218,000</u>

The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

Sec. 805. 2013 2nd sp.s. c 4 s 805 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

State Treasurer's Service Account:

For transfer to the state general fund, \$10,100,000 for fiscal year 2014 and \$10,100,000 for fiscal year 2015		\$20,200,000
---	--	--------------

Drinking Water Assistance Account:

For transfer to the drinking water assistance repayment account		\$32,000,000
---	--	--------------

General Fund:

For transfer to the streamlined sales and use tax account, (\$25,284,000) <u>\$24,436,000</u> for fiscal year 2014 and (\$25,204,000) <u>\$24,984,000</u> for fiscal year 2015	(\$50,488,000)	<u>\$49,420,000</u>
--	---------------------------	---------------------

Public Works Assistance Account:

For transfer to the education legacy trust account, \$138,622,000 For fiscal year 2014 and \$138,622,000 for fiscal year 2015		\$277,244,000
---	--	---------------

Local Toxics Control Account:

For transfer to the state general fund, \$9,000,000 for fiscal year 2014 and \$9,000,000 for fiscal year 2015		\$18,000,000
---	--	--------------

State Taxable Building Construction Account:

For transfer to the Columbia River basin taxable bond water supply development account, an amount not to exceed		\$32,000,000
---	--	--------------

Employment Training Finance Account:

For transfer to the state general fund, \$1,000,000 for fiscal year 2014 and \$1,000,000 for fiscal year 2015		\$2,000,000
---	--	-------------

Tuition Recovery Trust Account:

For transfer to the state general fund, \$1,250,000 for fiscal year 2014 and \$1,250,000 for fiscal year 2015		\$2,500,000
---	--	-------------

General Fund: For transfer to the child and family reinvestment account,

(\$3,800,000) <u>\$1,656,000</u> for fiscal year 2014 and (\$2,691,000) <u>\$992,000</u> for fiscal year 2015	(\$6,491,000)	<u>\$2,648,000</u>
--	--------------------------	--------------------

Flood Control Assistance Account:

For transfer to the state general fund, \$1,000,000 for fiscal year 2014 and \$1,000,000 for fiscal year 2015		\$2,000,000
---	--	-------------

Tobacco Settlement Account:

For transfer to the state general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account	(\$157,221,000)	<u>\$170,832,000</u>
---	----------------------------	----------------------

Tobacco Settlement Account:

For transfer to the state general fund from the amounts deposited in the account that are attributable to the annual strategic contribution payment received in fiscal year 2014		\$17,000,000
--	--	--------------

Tobacco Settlement Account:

For transfer to the state general fund from the amounts deposited in the account that are attributable to the annual strategic contribution payment received in fiscal year 2015		\$17,000,000
--	--	--------------

Tobacco Settlement Account:

For transfer to the education legacy trust account from amounts deposited in the account that are attributed to the annual strategic contribution payment received in fiscal year 2014		<u>\$600,000</u>
--	--	------------------

Tobacco Settlement Account:

For transfer to the education legacy trust account from amounts deposited in the account that are attributed to the annual strategic contribution payment received in fiscal year 2015 \$9,615,000

It is the intent of the legislature to transfer the full amounts received as strategic contribution payments in the tobacco settlement account to the education legacy trust account in the 2015-2017 fiscal biennium.

Tobacco Settlement Account:

For transfer to the life sciences discovery fund, in an amount not to exceed the actual remaining amount of the annual strategic contribution payment to the tobacco settlement account for fiscal year 2014 \$9,515,000

~~((Tobacco Settlement Account: For transfer to the life sciences discovery fund, in an amount not to exceed the actual remaining amount of the annual strategic contribution payment to the tobacco settlement account for fiscal year 2015 — \$9,515,000))~~

The transfer to the life sciences discovery fund is subject to the following conditions:

(1) The life sciences discovery fund authority board of trustees shall begin preparing to become a self-sustaining entity capable of operating without direct state subsidy by the time the tobacco strategic contribution supplemental payments end in fiscal year 2017.

(2) \$250,000 of the appropriation in fiscal year 2014 ~~((and \$250,000 of the appropriation in fiscal year 2015 are))~~ is provided solely to promote the development and delivery of global health technologies and products.

(a) The life sciences discovery fund authority must either administer a grant application, review, and reward process, or contract with a qualified nonprofit organization for these services. State moneys must be provided for grants to entities for the development, production, promotion, and delivery of global health technologies and products. Grant award criteria must include:

(i) The quality of the proposed research or the proposed technical assistance in product development or production process design. Any grant funds awarded for research activities must be awarded for nonbasic research that will assist in the commercialization or manufacture of global health technologies;

(ii) The potential for the grant recipient to improve global health outcomes;

(iii) The potential for the grant to leverage additional funding for the development of global health technologies and products;

(iv) The potential for the grant to stimulate, or promote technical skills training for, employment in the development of global health technologies in the state; and

(v) The willingness of the grant recipient, when appropriate, to enter into royalty or licensing income agreements with the authority.

(b) The authority, or the contractor of the authority, must report information including the types of products and research funded, the funding leveraged by the grants, and the number and types of jobs created as a result of the grants, to the economic development committees of the legislature by December 1, 2014.

Life Sciences Discovery Fund:

For transfer to the education legacy trust account,

\$9,800,000 for fiscal year 2015

\$9,800,000

Aquatic Lands Enhancement Account:

For transfer to the geoduck aquaculture research account,

\$150,000 for fiscal year 2014 and \$150,000 for fiscal year 2015

\$300,000

Health Benefit Exchange Account:

For transfer to the state general fund for fiscal year 2015

\$21,514,000

Criminal Justice Treatment Account:

For transfer to the state general fund,

\$437,000 for fiscal year 2014 and

\$2,746,000 for fiscal year 2015

\$3,183,000

Resources Management Cost Account--Aquatics:

For transfer to the marine resources stewardship trust account,

\$1,850,000 for fiscal year 2014 and

\$1,850,000 for fiscal year 2015

\$3,700,000

Legal Services Revolving Account:

For transfer to the state general fund,

\$976,000 for fiscal year 2014 and

\$1,477,000 for fiscal year 2015

\$2,453,000

Personnel Service Account:

For transfer to the state general fund,

\$733,000 for fiscal year 2014 and

\$733,000 for fiscal year 2015

\$1,466,000

Data Processing Revolving Account:

For transfer to the state general fund,

\$4,069,000 for fiscal year 2014 and

\$4,070,000 for fiscal year 2015

\$8,139,000

Home Security Fund Account:

For transfer to the transitional housing operating and rent account

\$7,500,000

Professional Engineers' Account:

For transfer to the state general fund,

\$956,000 for fiscal year 2014 and

\$957,000 for fiscal year 2015

\$1,913,000

Electrical License Account:

For transfer to the state general fund,

\$1,700,000 for fiscal year 2014 and

\$1,700,000 for fiscal year 2015		\$3,400,000
Business and Professions Account:		
For transfer to the state general fund,		
(\$1,838,000) <u>\$2,838,000</u> for fiscal year 2014 and		
(\$1,800,000) <u>\$2,800,000</u> for fiscal year 2015	(\$3,638,000)	<u>\$5,638,000</u>
Energy Freedom Account:		
For transfer to the state general fund,		
(\$1,000,000) <u>\$1,500,000</u> for fiscal year 2014 and		
(\$1,000,000) <u>\$1,500,000</u> for fiscal year 2015	(\$2,000,000)	<u>\$3,000,000</u>
Pollution Liability Insurance Program Trust Account:		
For transfer to the state general fund,		
\$2,500,000 for fiscal year 2014 and		
\$2,500,000 for fiscal year 2015		\$5,000,000
Real Estate Commission Account:		
For transfer to the state general fund,		
\$1,700,000 for fiscal year 2014 and		
\$1,700,000 for fiscal year 2015		\$3,400,000
State Lottery Account:		
For transfer to the education legacy trust account,		
(\$6,050,000) <u>\$10,050,000</u> for fiscal year 2014 and		
\$6,050,000 for fiscal year 2015	(\$12,100,000)	<u>\$16,100,000</u>
State Toxics Control Account:		
For transfer to the radioactive mixed waste account,		
\$2,000,000 for fiscal year 2014		\$2,000,000
<u>General Fund:</u>		
For transfer to the education savings account, \$387.04 for fiscal year 2014		<u>\$387.04</u>

(End of part)

**PART IX
MISCELLANEOUS**

Sec. 901. 2013 2nd sp.s. c 4 s 903 (uncodified) is amended to read as follows:

STATUTORY APPROPRIATIONS

In addition to the amounts appropriated in this act for revenues for distribution, and bond retirement and interest including ongoing bond registration and transfer charges, transfers, interest on registered warrants, and certificates of indebtedness, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under chapters 39.94 ~~(and)~~, 39.96, and 39.98 RCW or any proper bond covenant made under law.

Sec. 902. 2013 2nd sp.s. c 4 s 932 (uncodified) is amended to read as follows:

COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS

No agreement was reached between the governor and the health care super coalition under the provisions of chapter 41.80 RCW for the 2013-2015 fiscal biennium. Appropriations in this act for fiscal year 2014 for state agencies, including institutions of higher education are sufficient to continue the provisions of the 2011-2013 collective bargaining agreement. An agreement was reached between the governor and the health care super coalition under the provisions of chapter 41.80 RCW for fiscal year 2015. The agreement includes employer contributions to premiums at 85 percent of the total weighted average of the projected health care premiums. Appropriations in this act for fiscal year 2015 for state agencies, including institutions of higher education are sufficient to fund the provisions of the fiscal year 2015 collective bargaining agreement, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, wellness programs, and similar benefits or services for members of public employee benefits board health plans, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$782 per eligible employee for fiscal year 2014. For fiscal year 2015 the monthly employer funding rate shall not exceed ~~(\$763)~~ \$662 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with the collective bargaining agreement and RCW 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month surcharge to the premiums due from members who use tobacco products and a surcharge of not less than \$50 per month to the premiums due from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in other employer-based group health insurance that has benefits and premiums with an actuarial value of not less than 95 percent of the actuarial value of the public employees' benefits board plan with the largest enrollment.

(c) All savings resulting from reduced claim costs or other factors identified after December 31, 2013, must be reserved for funding employee health benefits in the 2015-2017 fiscal biennium.

(d) To the extent that the agreement between the governor and the super coalition contains terms that are effective after June 30, 2015, those terms exceed the fiscal biennium and are outside the bounds permitted by RCW 41.80.001. Nothing in this section obligates the legislature for funding after June 30, 2015.

(e) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. The subsidy provided for calendar years 2014 and 2015 shall be up to \$150 per month.

Sec. 903. 2013 2nd sp.s. c 4 s 933 (uncodified) is amended to read as follows:

COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for represented employees outside the super coalition for health benefits, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, wellness programs, and similar benefits or services for members of public employee benefits board health plans, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$782 per eligible employee for fiscal year 2014. For fiscal year 2015 the monthly employer funding rate shall not exceed ~~(\$763)~~ \$662 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with RCW 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month surcharge to the premiums due from members who use tobacco products and a surcharge of not less than \$50 per month to the premiums due from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in other employer-based group health insurance that has benefits and premiums with an actuarial value of not less than 95 percent of the actuarial value of the public employees' benefits board plan with the largest enrollment.

(c) All savings resulting from reduced claim costs or other factors identified after December 31, 2013, must be reserved for funding employee health benefits in the 2015-2017 fiscal biennium.

(d) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. The subsidy provided for calendar years 2014 and 2015 shall be up to \$150 per month.

Sec. 904. 2013 2nd sp.s. c 4 s 937 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES--SEIU LOCAL 925 CHILDCARE WORKERS

(1) An agreement has been reached between the governor and the service employees international union local 925 under the provisions of chapter 41.56 RCW for the 2013-2015 fiscal biennium. Funding is provided for increases to health care, scholarship funding and non-standard hours bonus.

(2) An agreement has been reached between the governor and the service employees international union local 925 under the provisions of chapter 41.56 RCW for fiscal year 2015. Funding is provided to increase the child care subsidy rates for licensed and exempt family child care providers by four percent on July 1, 2014, and another four percent on January 1, 2015. Two million dollars is also provided to fund an early achievers tiered reimbursement pilot project for licensed family child care providers.

Sec. 905. 2013 2nd sp.s. c 4 s 939 (uncodified) is amended to read as follows:

COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS

Appropriations for state agencies in this act are sufficient for nonrepresented state employee health benefits for state agencies, including institutions of higher education, and are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, wellness programs, and similar benefits or services for members of public employee benefits board health plans, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$782 per eligible employee for fiscal year 2014. For fiscal year 2015 the monthly employer funding rate shall not exceed ~~(\$763)~~ \$662 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public employees' benefits board shall require or make any or all of the following: Employee premium copayments, increases in point-of-service cost sharing, the implementation of managed competition, or other changes to benefits consistent with RCW 41.05.065. Beginning July 1, 2014, the board shall add a \$25 per month surcharge to the premiums due from members who use tobacco products and a surcharge of not less than \$50 per month to the premiums due from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in other employer-based group health insurance that has benefits and premiums with an actuarial value of not less than 95 percent of the actuarial value of the public employees' benefits board plan with the largest enrollment.

(c) All savings resulting from reduced claim costs or other factors identified after December 31, 2013, must be reserved for funding employee health benefits in the 2015-2017 fiscal biennium.

(d) The health care authority shall deposit any moneys received on behalf of the uniform medical plan as a result of rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys recovered as a result of prior uniform medical plan claims payments, into the public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. The subsidy provided for calendar years 2014 and 2015 shall be up to \$150 per month.

(3) Technical colleges, school districts, and educational service districts shall remit to the health care authority for deposit into the public employees' and retirees' insurance account established in RCW 41.05.120 the following amounts:

(a) For each full-time employee, \$64.40 per month beginning September 1, 2013, and ~~(\$70.39)~~ \$66.64 beginning September 1, 2014; and

(b) For each part-time employee, who at the time of the remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit contributions for basic benefits, \$64.40 each month beginning September

1, 2013, and ~~((§70.39))~~ §66.64 beginning September 1, 2014, prorated by the proportion of employer fringe benefit contributions for a full-time employee that the part-time employee receives. The remittance requirements specified in this subsection (3) shall not apply to employees of a technical college, school district, or educational service district who purchase insurance benefits through contracts with the health care authority.

Sec. 906. 2013 2nd sp.s. c 4 s 943 (uncodified) is amended to read as follows:

ACQUISITION OF INFORMATION TECHNOLOGY PROJECTS THROUGH FINANCIAL CONTRACTS

(1) Financial contracts for the acquisition of the information technology projects authorized in this section must be approved jointly by the office of the financial management and the office of the chief information officer. Information technology projects funded under this section shall meet the following requirements:

(a) The project reduces costs and achieves economies of scale by leveraging statewide investments in systems and data and other common or enterprise-wide solutions within and across state agencies;

(b) The project begins or continues replacement of legacy information technology systems and replacing these systems with modern and more efficient information technology systems;

(c) The project improves the ability of an agency to recover from major disaster;

(d) The project provides future savings and efficiencies for an agency through reduced operating costs, improved customer service, or increased revenue collections; and

(e) Preference for project approval must be given to an agency that has prior approval from the office of the chief information officer, an approved business plan, and where the primary hurdle to project funding is the lack of funding capacity.

(2) The following state agencies may enter into financial contracts to finance expenditures for the acquisition and implementation of the following information technology projects for up to the respective amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW:

(a) Subject to subsection (4) of this section, ~~((§10,000,000))~~ §13,500,000 for the department of enterprise services time, leave, and attendance pilot project;

(b) \$3,867,000 for the Washington state patrol for continuation of the mobile office platform;

(c) ~~((§8,500,000 for the department of social and health services conversion to the tenth version of the world health organization's international classification of diseases;~~

~~§5,558,000))~~ §3,315,000 for the department of early learning system implementation of electronic benefit transfers;

~~((§))~~ (d) \$4,323,000 for the department of corrections for radio infrastructure upgrades.

(3) The office of financial management with assistance from the office of the chief information officer will report to the governor and fiscal committees of the legislature by November 1st of each year on the status of distributions and expenditures on information technology projects and improved statewide or agency performance results achieved by project funding.

(4) If the Washington state department of transportation enters into financial contracts pursuant to chapter 39.94 RCW for the acquisition and implementation of a time, leave, and labor distribution system, the authorization provided to the department of enterprise services in subsection (2)(a) of this section expires.

Sec. 907. 2013 2nd sp.s. c 35 s 39 (uncodified) is amended to read as follows:

The sum of one hundred seventy-six thousand dollars of the state general fund for the fiscal year ending June 30, 2014, and one hundred seventy-six thousand dollars of the state general fund for the fiscal year ending June 30, 2015, or as much thereof as may be necessary, are appropriated to the ~~((Washington traffic safety))~~ criminal justice training commission solely for the purposes of ~~((section 25 of this act))~~ RCW 36.28A.320.

NEW SECTION. Sec. 908. 2013 APPROPRIATION TO TRAFFIC SAFETY COMMISSION. 2013 2nd sp.s. c 35 s 40 (uncodified) is repealed.

NEW SECTION. Sec. 909. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

The sum of one hundred seventy thousand dollars from the state general fund for the fiscal year ending June 30, 2014, and two hundred twenty-seven thousand dollars of the state general fund for the fiscal year ending June 30, 2015, or as much thereof as may be necessary, are appropriated for expenditure into the county criminal justice assistance account. The treasurer shall make quarterly distributions from the county criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.310 for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The first distribution for fiscal year 2014 shall include amounts from previous quarters for which distributions were not made. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

NEW SECTION. Sec. 910. A new section is added to 2013 2nd sp.s. c 4 (uncodified) to read as follows:

The sum of one hundred thousand dollars from the state general fund for the fiscal year ending June 30, 2014, and one hundred thirty-three thousand dollars from the state general fund for the fiscal year ending June 30, 2015, or as much thereof as may be necessary, are appropriated for expenditure into the municipal criminal justice assistance account. The treasurer shall make quarterly distributions from the municipal criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.320, for the purposes of reimbursing local jurisdictions for increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The first distribution for fiscal year 2014 shall include amounts from previous quarters for which distributions were not made. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

NEW SECTION. Sec. 911. A new section is added to chapter 28A.710 RCW to read as follows:

CHARTER SCHOOLS OVERSIGHT ACCOUNT. The charter schools oversight account is hereby created in the state treasury. All moneys received by the commission under RCW 28A.710.110 must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the purposes of this chapter.

Sec. 912. RCW 36.28A.300 and 2013 2nd sp.s. c 35 s 23 are each amended to read as follows:

There is created a 24/7 sobriety program to be administered by the ~~((Washington traffic safety))~~ criminal justice training commission in conjunction with the Washington association of sheriffs and police chiefs. The program shall coordinate efforts among

various local government entities for the purpose of implementing alternatives to incarceration for offenders convicted under RCW 46.61.502 or 46.61.504 with one or more prior convictions under RCW 46.61.502 or 46.61.504.

Sec. 913. RCW 36.28A.320 and 2013 2nd sp.s. c 35 s 25 are each amended to read as follows:

There is hereby established in the state treasury the 24/7 sobriety account. The account shall be maintained and administered by the ~~((Washington traffic safety))~~ criminal justice training commission to reimburse the state for costs associated with establishing the program and the Washington association of sheriffs and police chiefs for ongoing program administration costs. ~~((The Washington traffic safety))~~ criminal justice training commission may accept for deposit in the account money from donations, gifts, grants, participation fees, and user fees or payments. Expenditures from the account shall be budgeted through the normal budget process.

Sec. 914. RCW 41.05.130 and 1988 c 107 s 11 are each amended to read as follows:

The state health care authority administrative account is hereby created in the state treasury. Moneys in the account, including unanticipated revenues under RCW 43.79.270, may be spent only after appropriation by statute, and may be used only for operating expenses of the authority, and during the 2013-2015 fiscal biennium, for health care related analysis provided to the legislature by the office of the state actuary.

Sec. 915. RCW 43.19.025 and 2013 c 251 s 2 are each amended to read as follows:

The enterprise services account is created in the custody of the state treasurer and shall be used for all activities conducted by the department, except information technology services. Only the director or the director's designee may authorize expenditures from the account. The account is subject to the allotment procedures under chapter 43.88 RCW. During the 2013-2015 fiscal biennium, the director of the office of financial management may authorize expenditures from the account for the provision of small agency client services.

Sec. 916. RCW 43.43.839 and 2010 1st sp.s. c 37 s 922 are each amended to read as follows:

The fingerprint identification account is created in the custody of the state treasurer. All receipts from incremental charges of fingerprint checks requested for noncriminal justice purposes and electronic background requests shall be deposited in the account. Receipts for fingerprint checks by the federal bureau of investigation may also be deposited in the account. Expenditures from the account may be used only for the cost of record checks. Only the chief of the state patrol or the chief's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW. No appropriation is required for expenditures prior to July 1, 1997. After June 30, 1997, the account shall be subject to appropriation. During the 2009-2011 fiscal biennium, the legislature may transfer from the fingerprint identification account to the state general fund such amounts as reflect the excess fund balance of the account. During the 2013-2015 fiscal biennium, funds in the account may be used for expenditures that support the criminal records management division of the state patrol.

Sec. 917. RCW 43.79.480 and 2013 2nd sp.s. c 4 s 980 are each amended to read as follows:

(1) Moneys received by the state of Washington in accordance with the settlement of the state's legal action against tobacco product manufacturers, exclusive of costs and attorneys' fees, shall be deposited in the tobacco settlement account created in this section except as these moneys are sold or assigned under chapter 43.340 RCW.

(2) The tobacco settlement account is created in the state treasury. Moneys in the tobacco settlement account may only be transferred to the state general fund, and to the tobacco prevention and control account for purposes set forth in this section. The legislature shall transfer amounts received as strategic contribution payments as defined in RCW 43.350.010 to the life sciences discovery fund created in RCW 43.350.070. During the 2009-2011 and 2011-2013 fiscal biennia, the legislature may transfer less than the entire strategic contribution payments, and may transfer amounts attributable to strategic contribution payments into the basic health plan stabilization account. During the 2013-2015 fiscal biennium, the legislature may transfer less than the entire strategic contribution payments, and may transfer amounts attributable to strategic contribution payments into the state general fund and the education legacy trust account.

(3) The tobacco prevention and control account is created in the state treasury. The source of revenue for this account is moneys transferred to the account from the tobacco settlement account, investment earnings, donations to the account, and other revenues as directed by law. Expenditures from the account are subject to appropriation. During the 2009-2011 fiscal biennium, the legislature may transfer from the tobacco prevention and control account to the state general fund such amounts as represent the excess fund balance of the account.

Sec. 918. RCW 43.101.220 and 2009 c 146 s 2 are each amended to read as follows:

(1) The corrections personnel of the state and all counties and municipal corporations initially employed on or after January 1, 1982, shall engage in basic corrections training which complies with standards adopted by the commission. The training shall be successfully completed during the first six months of employment of the personnel, unless otherwise extended or waived by the commission, and shall be requisite to the continuation of employment.

(2) The commission shall provide the training required in this section, together with facilities, supplies, materials, and the room and board for noncommuting attendees, except during the 2013-2015 fiscal biennium, when the employing county, municipal corporation, or state agency shall reimburse the commission for twenty-five percent of the cost of training its personnel.

(3)(a) Subsections (1) and (2) of this section do not apply to the Washington state department of corrections prisons division. The Washington state department of corrections is responsible for identifying training standards, designing curricula and programs, and providing the training for those corrections personnel employed by it. In doing so, the secretary of the department of corrections shall consult with staff development experts and correctional professionals both inside and outside of the agency, to include soliciting input from labor organizations.

(b) The commission and the department of corrections share the responsibility of developing and defining training standards and providing training for community corrections officers employed within the community corrections division of the department of corrections.

Sec. 919. RCW 43.350.070 and 2011 c 5 s 916 are each amended to read as follows:

The life sciences discovery fund is created in the custody of the state treasurer. Only the board or the board's designee may authorize expenditures from the fund. Expenditures from the fund may be made only for purposes of this chapter. Administrative expenses of the authority, including staff support, may be paid only from the fund. Revenues to the fund consist of transfers made by the legislature from strategic contribution payments deposited in the tobacco settlement account under RCW 43.79.480, moneys received pursuant to contribution agreements entered into pursuant to RCW 43.350.030, moneys received from gifts, grants, and bequests, and

interest earned on the fund. During the ~~((2009-2011))~~ 2013-2015 fiscal biennium, the legislature may transfer to other state funds or accounts such amounts as represent the excess balance of the life sciences discovery fund.

Sec. 920. RCW 50.16.010 and 2013 c 189 s 1 are each amended to read as follows:

(1) There shall be maintained as special funds, separate and apart from all public moneys or funds of this state an unemployment compensation fund and an administrative contingency fund, which shall be administered by the commissioner exclusively for the purposes of this title, and to which RCW 43.01.050 shall not be applicable.

(2)(a) The unemployment compensation fund shall consist of:

(i) All contributions collected under RCW 50.24.010 and payments in lieu of contributions collected pursuant to the provisions of this title;

(ii) Any property or securities acquired through the use of moneys belonging to the fund;

(iii) All earnings of such property or securities;

(iv) Any moneys received from the federal unemployment account in the unemployment trust fund in accordance with Title XII of the social security act, as amended;

(v) All money recovered on official bonds for losses sustained by the fund;

(vi) All money credited to this state's account in the unemployment trust fund pursuant to section 903 of the social security act, as amended;

(vii) All money received from the federal government as reimbursement pursuant to section 204 of the federal-state extended compensation act of 1970 (84 Stat. 708-712; 26 U.S.C. Sec. 3304);

(viii) The portion of the additional penalties as provided in RCW 50.20.070(2) that is fifteen percent of the amount of benefits overpaid or deemed overpaid; and

(ix) All moneys received for the fund from any other source.

(b) All moneys in the unemployment compensation fund shall be commingled and undivided.

(3)(a) Except as provided in (b) of this subsection, the administrative contingency fund shall consist of:

(i) All interest on delinquent contributions collected pursuant to this title;

(ii) All fines and penalties collected pursuant to the provisions of this title, except the portion of the additional penalties as provided in RCW 50.20.070(2) that is fifteen percent of the amount of benefits overpaid or deemed overpaid;

(iii) All sums recovered on official bonds for losses sustained by the fund; and

(iv) Revenue received under RCW 50.24.014.

(b) All fees, fines, forfeitures, and penalties collected or assessed by a district court because of the violation of this title or rules adopted under this title shall be remitted as provided in chapter 3.62 RCW.

(c) Except as provided in (d) of this subsection, moneys available in the administrative contingency fund, other than money in the special account created under RCW 50.24.014, shall be expended upon the direction of the commissioner, with the approval of the governor, whenever it appears to him or her that such expenditure is necessary solely for:

(i) The proper administration of this title and that insufficient federal funds are available for the specific purpose to which such expenditure is to be made, provided, the moneys are not substituted for appropriations from federal funds which, in the absence of such moneys, would be made available.

(ii) The proper administration of this title for which purpose appropriations from federal funds have been requested but not yet received, provided, the administrative contingency fund will be reimbursed upon receipt of the requested federal appropriation.

(iii) The proper administration of this title for which compliance and audit issues have been identified that establish federal claims requiring the expenditure of state resources in resolution. Claims must be resolved in the following priority: First priority is to provide services to eligible participants within the state; second priority is to provide substitute services or program support; and last priority is the direct payment of funds to the federal government.

(d)(i) During the 2007-2009 fiscal biennium, moneys available in the administrative contingency fund, other than money in the special account created under RCW 50.24.014(1)(a), shall be expended as appropriated by the legislature for: (A) The cost of the job skills or worker retraining programs at the community and technical colleges and administrative costs at the state board for community and technical colleges; and (B) reemployment services such as business and project development assistance, local economic development capacity building, and local economic development financial assistance at the department of commerce. The remaining appropriation may be expended as specified in (c) of this subsection.

(ii) During the ~~((2009-2011))~~ 2013-2015 fiscal biennium, moneys available in the administrative contingency fund, other than money in the special account created under RCW 50.24.014(1)(a), shall be expended ~~((by))~~ as appropriated by the legislature for: (A) The department of social and health services ((as appropriated by the legislature)) for employment and training services and programs in the WorkFirst program((, and for)); (B) the administrative costs of state agencies participating in the WorkFirst program; and (C) by the commissioner for the work group on agricultural and agricultural-related issues as provided in the 2013-2015 omnibus operating appropriations act. The remaining appropriation may be expended as specified in (c) of this subsection.

(4) Money in the special account created under RCW 50.24.014(1)(a) may only be expended, after appropriation, for the purposes specified in this section and RCW 50.62.010, 50.62.020, 50.62.030, 50.24.014, 50.44.053, and 50.22.010.

Sec. 921. RCW 67.70.260 and 2011 1st sp.s. c 50 s 962 are each amended to read as follows:

There is hereby created the lottery administrative account in the state treasury. The account shall be managed, controlled, and maintained by the director. The legislature may appropriate from the account for the payment of costs incurred in the operation and administration of the lottery. During the 2001-2003 fiscal biennium, the legislature may transfer from the lottery administrative account to the state general fund such amounts as reflect the appropriations reductions made by the 2002 supplemental appropriations act for administrative efficiencies and savings. During the ~~((2011-2013))~~ 2013-2015 fiscal biennium, the lottery administrative account may also be used to fund an independent forecast of the lottery revenues conducted by the economic and revenue forecast council.

Sec. 922. RCW 77.36.170 and 2013 c 329 s 2 are each amended to read as follows:

(1) The department may pay no more than fifty thousand dollars per fiscal year from the state wildlife account created in RCW 77.12.170 for claims and assessment costs for injury or loss of livestock caused by wolves submitted under RCW 77.36.100.

(2) Notwithstanding other provisions of this chapter, the department may also accept and expend money from other sources to address injury or loss of livestock or other property caused by wolves consistent with the requirements on that source of funding.

(3) If any wildlife account expenditures authorized under subsections (1) and (4) of this section are unspent as of June 30th of a fiscal year, the state treasurer shall transfer the unspent amount to the wolf-livestock conflict account created in RCW 77.36.180.

(4) During the 2014 fiscal year, the department may pay no more than two hundred and fifty thousand dollars from the state wildlife account created in RCW 77.12.170 for claims and assessment costs for injury or loss of livestock caused by wolves submitted under RCW 77.36.100.

Sec. 923. RCW 82.08.160 and 2013 2nd sp.s. c 4 s 1003 are each amended to read as follows:

(1) On or before the twenty-fifth day of each month, all taxes collected under RCW 82.08.150 during the preceding month must be remitted to the state department of revenue, to be deposited with the state treasurer. Except as provided in subsections (2), (3), and (4) of this section, upon receipt of such moneys the state treasurer must credit sixty-five percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) and one hundred percent of the sums collected and remitted under RCW 82.08.150 (3) and (4) to the state general fund and thirty-five percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) to a fund which is hereby created to be known as the "liquor excise tax fund."

(2) During the 2012 fiscal year, 66.19 percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the state general fund and the remainder collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the liquor excise tax fund.

(3) During fiscal year 2013, all funds collected under RCW 82.08.150 (1), (2), (3), and (4) must be deposited into the state general fund.

(4) During the 2013-2015 fiscal biennium, ~~((eighty-two))~~ seventy-seven and one-half percent of the sums collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the state general fund, and the remainder collected and remitted under RCW 82.08.150 (1) and (2) must be deposited in the liquor excise tax fund. The amendments in this section are curative, clarifying, and remedial and apply retroactively to July 1, 2013.

Sec. 924. 2007 c 465 s 3 (uncodified) is amended to read as follows:

CHILD WELFARE DISPROPORTIONALITY ADVISORY COMMITTEE EXPIRATION

This act expires June 30, ~~((2014))~~ 2015.

Sec. 925. 2009 c 520 s 96 (uncodified) is amended to read as follows:

CHILD WELFARE DISPROPORTIONALITY ADVISORY COMMITTEE EXPIRATION

Section 63 of this act expires June 30, ~~((2014))~~ 2015.

NEW SECTION. Sec. 926. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 927. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

(End of Bill)

INDEX PAGE #

2013 HEALTH CARE REDUCTION	261	
2013 INFORMATION TECHNOLOGY REDUCTION	261	
ACQUISITION OF INFORMATION TECHNOLOGY PROJECTS THROUGH FINANCIAL CONTRACTS		275
ADMINISTRATOR FOR THE COURTS	9	
ATTORNEY GENERAL	23	
BOARD FOR VOLUNTEER FIREFIGHTERS	53	
BOARD OF ACCOUNTANCY	49	
BOARD OF INDUSTRIAL INSURANCE APPEALS	123	
BOARD OF TAX APPEALS	43	
CASELOAD FORECAST COUNCIL	26	
CENTRAL WASHINGTON UNIVERSITY	238	
CHILD WELFARE DISPROPORTIONALITY ADVISORY COMMITTEE EXPIRATION		286
CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS	23	
COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES		
SEIU LOCAL 925 CHILDCARE WORKERS	273	
COLUMBIA RIVER GORGE COMMISSION	155	
COMMISSION ON AFRICAN-AMERICAN AFFAIRS	41	
COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS	20	
COMMISSION ON HISPANIC AFFAIRS	40	
COMMISSION ON JUDICIAL CONDUCT	9	
COMPENSATION		
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS	273	
REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS		272
REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS		270
CONSERVATION COMMISSION	164	
COURT OF APPEALS	9	

CRIMINAL JUSTICE TRAINING COMMISSION	123
DEPARTMENT OF AGRICULTURE	173
DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION	53
DEPARTMENT OF COMMERCE	26
DEPARTMENT OF CORRECTIONS	139
DEPARTMENT OF EARLY LEARNING	247
DEPARTMENT OF ECOLOGY	155
DEPARTMENT OF ENTERPRISE SERVICES	50
DEPARTMENT OF FISH AND WILDLIFE	165
DEPARTMENT OF HEALTH	129
DEPARTMENT OF LABOR AND INDUSTRIES	126
DEPARTMENT OF LICENSING	176
DEPARTMENT OF NATURAL RESOURCES	169
DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS	41
DEPARTMENT OF REVENUE	41
DEPARTMENT OF SERVICES FOR THE BLIND	150
DEPARTMENT OF SOCIAL AND HEALTH SERVICES	54
ADMINISTRATION AND SUPPORTING SERVICES PROGRAM	102
AGING AND ADULT SERVICES PROGRAM	84
ALCOHOL AND SUBSTANCE ABUSE PROGRAM	97
CHILDREN AND FAMILY SERVICES PROGRAM	57
DEVELOPMENTAL DISABILITIES PROGRAM	79
ECONOMIC SERVICES PROGRAM	93
JUVENILE REHABILITATION PROGRAM	63
MENTAL HEALTH PROGRAM	68
PAYMENTS TO OTHER AGENCIES PROGRAM	104
SPECIAL COMMITMENT PROGRAM	100
VOCATIONAL REHABILITATION PROGRAM	100
DEPARTMENT OF VETERANS AFFAIRS	128
EASTERN WASHINGTON STATE HISTORICAL SOCIETY	253
EASTERN WASHINGTON UNIVERSITY	238
ECONOMIC AND REVENUE FORECAST COUNCIL	34
EMPLOYMENT SECURITY DEPARTMENT	150
ENVIRONMENTAL AND LAND USE HEARINGS OFFICE	163
EVERGREEN STATE COLLEGE	240
GOVERNOR'S OFFICE OF INDIAN AFFAIRS	20
HORSE RACING COMMISSION	49
HOUSE OF REPRESENTATIVES	1
HUMAN RIGHTS COMMISSION	123
INSURANCE COMMISSIONER	44
JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE	3
JOINT LEGISLATIVE SYSTEMS COMMITTEE	7
LAW LIBRARY	8
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE	7
LIEUTENANT GOVERNOR	17
LIQUOR CONTROL BOARD	45
MILITARY DEPARTMENT	47
OFFICE OF ADMINISTRATIVE HEARINGS	39
OFFICE OF CIVIL LEGAL AID	14
OFFICE OF FINANCIAL MANAGEMENT	34
COMMON SCHOOL CONSTRUCTION ACCOUNT	260
DISASTER RESPONSE ACCOUNT	256
EXTRAORDINARY CRIMINAL JUSTICE COSTS	259
LEAN MANAGEMENT STRATEGIES EFFICIENCY SAVINGS	258
NATURAL RESOURCES REAL PROPERTY REPLACEMENT ACCOUNT	260
PARKLAND TRUST REVOLVING ACCOUNT	261
OFFICE OF LEGISLATIVE SUPPORT SERVICES	8
OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES	44
OFFICE OF PUBLIC DEFENSE	13
OFFICE OF THE GOVERNOR	15
OFFICE OF THE STATE ACTUARY	7
PROGRAMS FOR HIGHLY CAPABLE STUDENTS	213
PUBLIC BACCALAUREATE INSTITUTIONS	228
PUBLIC DISCLOSURE COMMISSION	17
PUBLIC EMPLOYMENT RELATIONS COMMISSION	49
PUGET SOUND PARTNERSHIP	174

RECREATION AND CONSERVATION FUNDING BOARD	162
SECRETARY OF STATE	17
SENATE	2
STATE AUDITOR	21
STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES	229, 231
STATE HEALTH CARE AUTHORITY	104
STATE INVESTMENT BOARD	45
STATE PARKS AND RECREATION COMMISSION	161
STATE PATROL	178
STATE SCHOOL FOR THE BLIND	251
STATE TREASURER	21, 262
BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION	254, 255
COUNTY PUBLIC HEALTH ASSISTANCE	256
FEDERAL REVENUES FOR DISTRIBUTION	265
FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT	263
MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT	264
TRANSFERS	265
STATUTE LAW COMMITTEE	8
STATUTORY APPROPRIATIONS	270
STUDENT ACHIEVEMENT COUNCIL	
OFFICE OF STUDENT FINANCIAL ASSISTANCE	244
POLICY COORDINATION AND ADMINISTRATION	243
SUNDRY CLAIMS	259
SUPERINTENDENT OF PUBLIC INSTRUCTION	181, 224
EDUCATION REFORM PROGRAMS	214
EDUCATIONAL SERVICE DISTRICTS	210
GENERAL APPORTIONMENT	191
INSTITUTIONAL EDUCATION PROGRAMS	212
LEARNING ASSISTANCE PROGRAM	223
LOCAL EFFORT ASSISTANCE	211
MISCELLANEOUS--NO CHILD LEFT BEHIND ACT	214
PUPIL TRANSPORTATION	204
SCHOOL FOOD SERVICE PROGRAMS	206
SPECIAL EDUCATION PROGRAMS	207
TRANSITIONAL BILINGUAL PROGRAMS	221
SUPREME COURT	8
UNIVERSITY OF WASHINGTON	234
UTILITIES AND TRANSPORTATION COMMISSION	46
WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM	174
WASHINGTON STATE ARTS COMMISSION	252
WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS	252
WASHINGTON STATE CHARTER SCHOOL COMMISSION	225
WASHINGTON STATE HISTORICAL SOCIETY	252
WASHINGTON STATE LOTTERY	40
WASHINGTON STATE UNIVERSITY	236
WESTERN WASHINGTON UNIVERSITY	242
WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD	247"

ESSB 6002 - CONF REPT

By Conference Committee

On page 1, line 1 of the title, after "matters;" strike the remainder of the title and insert "amending RCW 36.28A.300, 36.28A.320, 41.05.130, 43.19.025, 43.43.839, 43.79.480, 43.101.220, 43.350.070, 50.16.010, 67.70.260, 77.36.170, and 82.08.160; amending 2013 2nd sp.s. c 4 ss 101, 102, 103, 104, 105, 106, 107, 108, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 147, 148, 149, 150, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 701, 702, 703, 704, 706, 710, 714, 801, 802, 803, 804, 805, 903, 932, 933, 937, 939, and 943 (uncodified); amending 2013 2nd sp.s. c 35 s 39 (uncodified); amending 2007 c 465 s 3 (uncodified); amending 2009 c 520 s 96 (uncodified); adding new sections to 2013 2nd sp.s. c 4 (uncodified); adding a new section to chapter 28A.710 RCW; repealing 2013 2nd sp.s. c 4 ss 715 and 720 (uncodified); repealing 2013 2nd sp.s. c 35 s 40 (uncodified); making appropriations; and declaring an emergency."

Senators Hill, Braun and Hargrove
Representatives Hunter, Sullivan and Chandler

There being no objection, the House adopted the conference committee report on ENGROSSED SUBSTITUTE SENATE BILL NO. 6002 and advanced the bill as recommended by the conference committee to final passage.

**FINAL PASSAGE OF SENATE BILL AS
RECOMMENDED BY CONFERENCE COMMITTEE**

Representatives Hunter, Chandler, Walsh, Green, Magendanz, Haler, Seaquist, Parker, Carlyle, Farrell, Muri, Habib, Ross and Sullivan spoke in favor of the passage of the bill as recommended by the conference committee.

Representatives Condotta, Manweller and Morris spoke against the passage of the bill as recommended by the conference committee.

COLLOQUY

Representative Walsh: "In section 614, Sub 1 of ESSB 6002 – The 2014 supplemental operating budget – is it the intent of the legislature that existing ECEAP funds can be considered as specifically appropriated to cover ECEAP eligibility for a child receiving child protective services or family assessment response as passed by ESHB 2519?"

Representative Hunter: "Yes. Existing ECEAP funds can be considered specifically appropriated for use in providing ECEAP to children involved in child protective services or family assessment response as passed in ESHB 2519."

The Speaker (Representative Moeller presiding) stated the question before the House to be final passage of Engrossed Substitute Senate Bill No. 6002 as recommended by the conference committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6002, as recommended by the conference committee, and the bill passed the House by the following votes: Yeas, 85; Nays, 13; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Chopp, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Hope, Hudgins, Hunt, G., Hunt, S., Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, and Zeiger

Voting nay: Representatives Buys, Christian, Condotta, Holy, Klippert, Manweller, Morris, Orcutt, Overstreet, Scott, Shea, Taylor, and Young

ENGROSSED SUBSTITUTE SENATE BILL NO. 6002, as recommended by the conference committee, having received the constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Hunter thanked the Committee on Appropriations staff for all their hard work in the budget process.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
2207
ENGROSSED SUBSTITUTE SENATE BILL NO. 6040
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO.
6518
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO.
6552
ENGROSSED HOUSE BILL NO. 1224
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1287
HOUSE BILL NO. 2798
ENGROSSED SUBSTITUTE SENATE BILL NO. 5045
SUBSTITUTE SENATE BILL NO. 5173
SUBSTITUTE SENATE BILL NO. 6086
SUBSTITUTE SENATE BILL NO. 6129
SENATE BILL NO. 6141
ENGROSSED SUBSTITUTE SENATE BILL NO. 6388
ENGROSSED SENATE BILL NO. 6458
ENGROSSED SUBSTITUTE SENATE BILL NO. 6570
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
2029
SUBSTITUTE HOUSE BILL NO. 2175
ENGROSSED SUBSTITUTE SENATE BILL NO. 5972
ENGROSSED SUBSTITUTE SENATE BILL NO. 6001
SENATE BILL NO. 6180
ENGROSSED SUBSTITUTE SENATE BILL NO. 6265
SECOND SUBSTITUTE SENATE BILL NO. 6312
ENGROSSED SUBSTITUTE SENATE BILL NO. 6440
SENATE BILL NO. 6505
SENATE BILL NO. 6573

The Speaker called upon Representative Moeller to preside.

There being no objection, the House advanced to the eighth order of business.

There being no objection, the Committee on Appropriations was relieved of SUBSTITUTE SENATE BILL NO. 5691 and the bill was placed on the second reading calendar.

There being no objection, the Committee on Rules was relieved of SENATE BILL NO. 5318 and the bill was placed on the second reading calendar.

There being no objection, the House reverted to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 13, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2572 with the following amendment:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. (1) The legislature finds that the state of Washington has an opportunity to transform its health care delivery system.

(2) The state health care innovation plan establishes the following primary drivers of health transformation, each with individual key actions that are necessary to achieve the objective:

(a) Improve health overall by stressing prevention and early detection of disease and integration of behavioral health;

(b) Developing linkages between the health care delivery system and community; and

(c) Supporting regional collaboratives for communities and populations, improve health care quality, and lower costs.

NEW SECTION. Sec. 2. (1) The health care authority is responsible for coordination, implementation, and administration of interagency efforts and local collaborations of public and private organizations to implement the state health care innovation plan.

(2) Prior to the authority submitting a grant application for innovation plan funding, the authority must consult a neutral actuarial firm not currently contracted with the agency to review the estimated savings with the innovation plan prior to application submission. The plan and the actuarial information must be presented to the joint select committee on health care oversight, including the scope and details of the grant application and any request for proposal, prior to an application submission. The joint committee must review the application in a timely fashion that enables the grant application, if approved, to be submitted within the required time frame.

(3) The grant application cannot commit the state to any financial obligations beyond the actual grant award amount.

(4) All required federal reporting related to a grant award must be shared with the joint committee at the same time it is submitted to the federal government.

(5) By January 1, 2015, and January 1st of each year through January 1, 2019, the health care authority shall coordinate and submit a status report to the appropriate committees of the legislature regarding implementation of the innovation plan. The report must summarize any actions taken to implement the innovation plan, progress toward achieving the aims of the innovation plan, and anticipated future implementation efforts. In addition, the health care authority shall submit any recommendations for legislation necessary to implement the innovation plan.

NEW SECTION. Sec. 3. (1) The joint select committee on health care oversight is established in statute, continuing the committee created in Engrossed Substitute Senate Concurrent Resolution No. 8401 passed in 2013.

(2) The membership of the joint select committee on health care oversight must consist of the following: (a) The chairs of the health care committees of the senate and the house of representatives, who must serve as cochairs; (b) four additional members of the senate, two each appointed by the leadership of the two largest political parties in the senate; and (c) four additional members of the house of representatives, two each appointed by the leadership of the two largest political parties in the house of representatives. The governor must be invited to appoint, as a liaison to the joint select committee, a person who must be a nonvoting member.

(3) The joint select committee on health care oversight must provide oversight between the health care authority, health benefit exchange, the office of the insurance commissioner, the department of health, and the department of social and health services. The goal must be to ensure that these entities are not duplicating their efforts and are working toward a goal of increased quality of services which will lead to reduced costs to the health care consumer.

(4) The joint select committee on health care oversight must, as necessary, propose legislation to the health care committees and budget

recommendations to the ways and means committees of the legislature that aids in their coordination of activities and that leads to better quality and cost savings.

(5) The joint select committee on health care oversight expires on December 31, 2022.

NEW SECTION. Sec. 4. A new section is added to chapter 41.05 RCW to read as follows:

(1) The authority shall, subject to the availability of amounts appropriated or grants received for this specific purpose, award grants to support the development of two pilot projects for a community of health. A community of health is a regionally based, voluntary collaborative. The purpose of the collaborative is to align actions to achieve healthy communities and populations, improve health care quality, and lower costs. Grants may only be used for start-up costs.

(2) The authority shall develop a process for designating an entity as a community of health. An entity seeking designation is eligible if:

(a) It is a nonprofit or public-private partnership, including those led by local public health agencies;

(b) Its membership is broad and incorporates key stakeholders, such as the long-term care system, the health care delivery system, behavioral health, social supports and services, primary care and specialty providers, hospitals, consumers, small and large employers, health plans, and public health, with no single entity or organizational cohort serving in a majority capacity; and

(c) It demonstrates an ongoing capacity to:

(i) Lead health improvement activities within the region with other local systems to improve health outcomes and the overall health of the community, improve health care quality, and lower costs; and

(ii) Distribute tools and resources from the health extension program created in section 5 of this act.

(3) In awarding grants under this section, the authority shall consider the extent to which the applicant will:

(a) Base decisions on public input and an active collaboration among key community partners, which can include, but are not limited to, local governments, housing providers, school districts, early learning regional coalitions, large and small businesses, labor organizations, health and human service organizations, tribal governments, health carriers, providers, hospitals, public health agencies, and consumers;

(b) Match the grant funding with funds from other sources; and

(c) Demonstrate capability for sustainability without reliance on state general fund appropriations.

(4) The authority may prioritize applications that commit to providing at least one dollar in matching funds for each grant dollar awarded.

(5) Before grant funds are disbursed, the authority and the applicant must agree on performance requirements.

(6) The authority may adopt rules necessary to implement this section, but may not adopt rules, policies, or procedures beyond the scope of the authority granted in this section.

NEW SECTION. Sec. 5. A new section is added to chapter 43.70 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the department shall establish a health extension program to provide training, tools, and technical assistance to primary care, behavioral health, and other providers. The program must emphasize high quality preventive, chronic disease, and behavioral health care that is comprehensive and evidence-based.

(2) The health extension program must coordinate dissemination of evidence-based tools and resources that promote:

(a) Integration of physical and behavioral health;

(b) Clinical decision support to promote evidence-based care;

(c) Reports of the Robert Bree collaborative created by RCW 70.250.050 and findings of health technology assessments under RCW 70.14.080 through 70.14.130;

(d) Methods of formal assessment;

(e) Support for patients managing their own conditions;

(f) Identification and use of resources that are available in the community for patients and their families, including community health workers; and

(g) Identification of evidence-based models to effectively treat depression and other conditions in primary care settings, such as the program advancing integrated mental health solutions, and others.

(3) The department may adopt rules necessary to implement this section, but may not adopt rules, policies, or procedures beyond the scope of authority granted in this section.

NEW SECTION. Sec. 6. A new section is added to chapter 41.05 RCW to read as follows:

(1) There is created a performance measures committee, the purpose of which is to identify and recommend standard statewide measures of health performance to inform public and private health care purchasers and to propose benchmarks to track costs and improvements in health outcomes.

(2) Members of the committee must include representation from state agencies, small and large employers, health plans, patient groups, federally recognized tribes, consumers, academic experts on health care measurement, hospitals, physicians, and other providers. The governor shall appoint the members of the committee, except that a statewide association representing hospitals may appoint a member representing hospitals, and a statewide association representing physicians may appoint a member representing physicians. The governor shall ensure that members represent diverse geographic locations and both rural and urban communities. The chief executive officer of the lead organization must also serve on the committee. The committee must be chaired by the director of the authority.

(3) The committee shall develop a transparent process for selecting performance measures, and the process must include opportunities for public comment.

(4) By January 1, 2015, the committee shall submit the performance measures to the authority. The measures must include dimensions of:

- (a) Prevention and screening;
- (b) Effective management of chronic conditions;
- (c) Key health outcomes;
- (d) Care coordination and patient safety; and
- (e) Use of the lowest cost, highest quality care for preventive care and acute and chronic conditions.

(5) The committee shall develop a measure set that:

- (a) Is of manageable size;
- (b) Is based on readily available claims and clinical data;
- (c) Gives preference to nationally reported measures and, where nationally reported measures may not be appropriate, measures used by state agencies that purchase health care or commercial health plans;
- (d) Focuses on the overall performance of the system, including outcomes and total cost;

(e) Is aligned with the governor's performance management system measures and common measure requirements specific to medicaid delivery systems under RCW 70.320.020 and 43.20A.895;

(f) Considers the needs of different stakeholders and the populations served; and

(g) Is usable by multiple payers, providers, hospitals, purchasers, public health, and communities as part of health improvement, care improvement, provider payment systems, benefit design, and administrative simplification for providers and hospitals.

(6) State agencies shall use the measure set developed under this section to inform and set benchmarks for purchasing decisions.

(7) The committee shall establish a public process to periodically evaluate the measure set and make additions or changes to the measure set as needed.

NEW SECTION. Sec. 7. A new section is added to chapter 74.09 RCW to read as follows:

(1) The authority and the department may restructure medicaid procurement of health care services and agreements with managed care systems on a phased basis to better support integrated physical health, mental health, and chemical dependency treatment, consistent with assumptions in Second Substitute Senate Bill No. 6312, Laws of 2014, and recommendations provided by the behavioral health task force. The authority and the department may develop and utilize innovative mechanisms to promote and sustain integrated clinical models of physical and behavioral health care.

(2) The authority and the department may incorporate the following principles into future medicaid procurement efforts aimed at integrating the delivery of physical and behavioral health services:

(a) Medicaid purchasing must support delivery of integrated, person-centered care that addresses the spectrum of individuals' health needs in the context of the communities in which they live and with the availability of care continuity as their health needs change;

(b) Accountability for the client outcomes established in RCW 43.20A.895 and 71.36.025 and performance measures linked to those outcomes;

(c) Medicaid benefit design must recognize that adequate preventive care, crisis intervention, and support services promote a recovery-focused approach;

(d) Evidence-based care interventions and continuous quality improvement must be enforced through contract specifications and performance measures that provide meaningful integration at the patient care level with broadly distributed accountability for results;

(e) Active purchasing and oversight of medicaid managed care contracts is a state responsibility;

(f) A deliberate and flexible system change plan with identified benchmarks to promote system stability, provide continuity of treatment for patients, and protect essential existing behavioral health system infrastructure and capacity; and

(g) Community and organizational readiness are key determinants of implementation timing; a phased approach is therefore desirable.

(3) The principles identified in subsection (2) of this section are not intended to create an individual entitlement to services.

(4) The authority shall increase the use of value based contracting, alternative quality contracting, and other payment incentives that promote quality, efficiency, cost savings, and health improvement, for medicaid and public employee purchasing. The authority shall also implement additional chronic disease management techniques that reduce the subsequent need for hospitalization or readmissions. It is the intent of the legislature that the reforms the authority implements under this subsection are anticipated to reduce extraneous medical costs, across all medical programs, when fully phased in by fiscal year 2017 to generate budget savings identified in the omnibus appropriations act.

NEW SECTION. Sec. 8. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Authority" means the health care authority.

(2) "Carrier" and "health carrier" have the same meaning as in RCW 48.43.005.

(3) "Claims data" means the data required by section 11 of this act to be submitted to the database, as defined by the director in rule. "Claims data" includes: (a) Claims data related to health care coverage and services funded, in whole or in part, in the omnibus appropriations act, including coverage and services funded by appropriated and nonappropriated state and federal moneys, for medicaid programs and the public employees benefits board program; and (b) claims data voluntarily provided by other data suppliers, including carriers and self-funded employers.

(4) "Database" means the statewide all-payer health care claims database established in section 10 of this act.

(5) "Director" means the director of financial management.

(6) "Lead organization" means the organization selected under section 10 of this act.

(7) "Office" means the office of financial management.

NEW SECTION. Sec. 9. The legislature finds that:

(1) The activities authorized by this chapter will require collaboration among state agencies and local governments that purchase health care, private health carriers, third-party purchasers, health care providers, and hospitals. These activities will identify strategies to increase the quality and effectiveness of health care delivered in Washington state and are therefore in the best interest of the public.

(2) The benefits of collaboration, together with active state supervision, outweigh potential adverse impacts. Therefore, the legislature intends to exempt from state antitrust laws, and provide immunity through the state action doctrine from federal antitrust laws, activities that are undertaken, reviewed, and approved by the office pursuant to this chapter that might otherwise be constrained by such laws. The legislature does not intend and does not authorize any person or entity to engage in activities not provided for by this chapter, and the legislature neither exempts nor provides immunity for such activities including, but not limited to, agreements among competing providers or carriers to set prices or specific levels of reimbursement for health care services.

NEW SECTION. Sec. 10. (1) The office shall establish a statewide all-payer health care claims database to support transparent public reporting of health care information. The database must improve transparency to: Assist patients, providers, and hospitals to make informed choices about care; enable providers, hospitals, and communities to improve by benchmarking their performance against that of others by focusing on best practices; enable purchasers to identify value, build expectations into their purchasing strategy, and reward improvements over time; and promote competition based on quality and cost.

(2) The director shall select a lead organization to coordinate and manage the database. The lead organization is responsible for internal governance, management, funding, and operations of the database. At the direction of the office, the lead organization shall:

(a) Collect claims data from data suppliers as provided in section 11 of this act;

(b) Design data collection mechanisms with consideration for the time and cost involved in collection and the benefits that measurement would achieve;

(c) Ensure protection of collected data and store and use any data with patient-specific information in a manner that protects patient privacy;

(d) Consistent with the requirements of this chapter, make information from the database available as a resource for public and private entities, including carriers, employers, providers, hospitals, and purchasers of health care;

(e) Report performance on cost and quality pursuant to section 14 of this act using, but not limited to, the performance measures developed under section 6 of this act;

(f) Develop protocols and policies to ensure the quality of data releases;

(g) Develop a plan for the financial sustainability of the database and charge fees not to exceed five thousand dollars unless otherwise negotiated for reports and data files as needed to fund the database. Any fees must be approved by the office and must be comparable across data requesters and users; and

(h) Convene advisory committees with the approval and participation of the office, including: (i) A committee on data policy development; and (ii) a committee to establish a data release process consistent with the requirements of this chapter and to provide advice regarding formal data release requests. The advisory committees must include representation from key provider, hospital, payer, public health, health maintenance organization, purchaser, and consumer organizations.

(3) The lead organization governance structure and advisory committees must include representation of the third-party administrator of the uniform medical plan. A payer, health maintenance organization, or third-party administrator must be a data supplier to the all-payer health care claims database to be represented on the lead organization governance structure or advisory committees.

NEW SECTION. Sec. 11. (1) Data suppliers must submit claims data to the database within the time frames established by the director in rule and in accordance with procedures established by the lead organization.

(2) An entity that is not a data supplier but that chooses to participate in the database shall require any third-party administrator utilized by the entity's plan to release any claims data related to persons receiving health coverage from the plan.

(3) Each data supplier shall submit an annual status report to the office regarding its compliance with this section. The report to the legislature required by section 2 of this act must include a summary of these status reports.

NEW SECTION. Sec. 12. (1) The claims data provided to the database, the database itself, including the data compilation, and any raw data received from the database are not public records and are exempt from public disclosure under chapter 42.56 RCW.

(2) Claims data obtained in the course of activities undertaken pursuant to or supported under this chapter are not subject to subpoena or similar compulsory process in any civil or criminal, judicial, or administrative proceeding, nor may any individual or organization with lawful access to data under this chapter be compelled to testify with regard to such data, except that data pertaining to a party in litigation may be subject to subpoena or similar compulsory process in an action brought by or on behalf of such individual to enforce any liability arising under this chapter.

NEW SECTION. Sec. 13. (1) Except as otherwise required by law, claims or other data from the database shall only be available for retrieval in original or processed form to public and private requesters pursuant to this section and shall be made available within a reasonable time after the request.

(2) Except as otherwise required by law, the office shall direct the lead organization to maintain the confidentiality of claims or other data it collects for the database that include direct and indirect patient identifiers. Any agency, researcher, or other person that receives claims or other data under this section containing direct or indirect patient identifiers must also maintain confidentiality and may not release such claims or other data except as consistent with this section. The office shall oversee the lead organization's release of data as follows:

(a) Claims or other data that include direct or indirect patient identifiers, as specifically defined in rule, may be released to:

(i) Federal, state, and local government agencies upon receipt of a signed data use agreement with the office and the lead organization; and

(ii) Researchers with approval of an institutional review board upon receipt of a signed confidentiality agreement with the office and the lead organization.

(b) Claims or other data that do not contain direct patient identifiers but that may contain indirect patient identifiers may be released to agencies, researchers, and other persons upon receipt of a signed data use agreement with the lead organization.

(c) Claims or other data that do not contain direct or indirect patient identifiers may be released upon request.

(3) Recipients of claims or other data under subsection (2)(a) or (b) of this section must agree in a data use agreement or a confidentiality agreement to, at a minimum:

(a) Take steps to protect direct and indirect patient identifying information as described in the agreement; and

(b) Not redisclose the data except as authorized in the agreement consistent with the purpose of the agreement or as otherwise required by law.

(4) Recipients of the claims or other data under subsection (2)(b) of this section must not attempt to determine the identity of persons whose information is included in the data set or use the claims or other data in any manner that identifies the individuals or their families.

(5) For purposes of this section, the following definitions apply unless the context clearly requires otherwise.

(a) "Direct patient identifier" means information that identifies a patient.

(b) "Indirect patient identifier" means information that may identify a patient when combined with other information.

NEW SECTION. Sec. 14. (1) Under the supervision of the office, the lead organization shall prepare health care data reports using the database and the statewide health performance and quality measure set, including only those measures that can be completed with readily available claims data. Prior to releasing any health care data reports that use claims data, the lead organization must submit the reports to the office for review and approval.

(2)(a) Health care data reports prepared by the lead organization that use claims data must assist the legislature and the public with awareness and promotion of transparency in the health care market by reporting on:

(i) Whether providers and health systems deliver efficient, high quality care; and

(ii) Geographic and other variations in medical care and costs as demonstrated by data available to the lead organization.

(b) Measures in the health care data reports should be stratified by demography, income, language, health status, and geography when feasible with available data to identify disparities in care and successful efforts to reduce disparities.

(c) Comparisons of costs among providers and health care systems must account for differences in acuity of patients, as appropriate and feasible, and must take into consideration the cost impact of subsidization for uninsured and governmental patients, as well as teaching expenses, when feasible with available data.

(3) The lead organization may not publish any data or health care data reports that:

(a) Directly or indirectly identify patients;

(b) Disclose specific terms of contracts, discounts, or fixed reimbursement arrangements or other specific reimbursement arrangements between an individual provider and a specific payer; or

(c) Compares performance in a report generated for the general public that includes any provider in a practice with fewer than five providers.

(4) The lead organization may not release a report that compares and identifies providers, hospitals, or data suppliers unless it:

(a) Allows the data supplier, the hospital, or the provider to verify the accuracy of the information submitted to the lead organization and submit to the lead organization any corrections of errors with supporting evidence and comments within forty-five days of receipt of the report; and

(b) Corrects data found to be in error within a reasonable amount of time.

(5) The office and the lead organization may use claims data to identify and make available information on payers, providers, and facilities, but may not use claims data to recommend or incentivize direct contracting between providers and employers.

(6) The lead organization shall ensure that no individual data supplier comprises more than twenty-five percent of the claims data used in any report or other analysis generated from the database. For purposes of this subsection, a "data supplier" means a carrier and any self-insured employer that uses the carrier's provider contracts.

NEW SECTION. Sec. 15. (1) The director shall adopt any rules necessary to implement this chapter, including:

(a) Definitions of claim and data files that data suppliers must submit to the database, including: Files for covered medical services, pharmacy claims, and dental claims; member eligibility and enrollment data; and provider data with necessary identifiers;

(b) Deadlines for submission of claim files;

(c) Penalties for failure to submit claim files as required;

(d) Procedures for ensuring that all data received from data suppliers are securely collected and stored in compliance with state and federal law; and

(e) Procedures for ensuring compliance with state and federal privacy laws.

(2) The director may not adopt rules, policies, or procedures beyond the authority granted in this chapter.

NEW SECTION. Sec. 16. A new section is added to chapter 48.02 RCW to read as follows:

(1) The commissioner may not use data acquired from the statewide all-payer health care claims database created in section 10 of this act for purposes of reviewing rates pursuant to this title.

(2) The commissioner's authority to access data from any other source for rate review pursuant to this title is not otherwise curtailed, even if that data may have been separately submitted to the statewide all-payer health care claims database.

Sec. 17. RCW 42.56.360 and 2013 c 19 s 47 are each amended to read as follows:

(1) The following health care information is exempt from disclosure under this chapter:

(a) Information obtained by the pharmacy quality assurance commission as provided in RCW 69.45.090;

(b) Information obtained by the pharmacy quality assurance commission or the department of health and its representatives as provided in RCW 69.41.044, 69.41.280, and 18.64.420;

(c) Information and documents created specifically for, and collected and maintained by a quality improvement committee under RCW 43.70.510, 70.230.080, or 70.41.200, or by a peer review committee under RCW 4.24.250, or by a quality assurance committee pursuant to RCW 74.42.640 or 18.20.390, or by a hospital, as defined in RCW 43.70.056, for reporting of health care-associated infections under RCW 43.70.056, a notification of an incident under RCW 70.56.040(5), and reports regarding adverse events under RCW 70.56.020(2)(b), regardless of which agency is in possession of the information and documents;

(d)(i) Proprietary financial and commercial information that the submitting entity, with review by the department of health, specifically identifies at the time it is submitted and that is provided to or obtained by the department of health in connection with an application for, or the supervision of, an antitrust exemption sought by the submitting entity under RCW 43.72.310;

(ii) If a request for such information is received, the submitting entity must be notified of the request. Within ten business days of receipt of the notice, the submitting entity shall provide a written statement of the continuing need for confidentiality, which shall be provided to the requester. Upon receipt of such notice, the department of health shall continue to treat information designated under this subsection (1)(d) as exempt from disclosure;

(iii) If the requester initiates an action to compel disclosure under this chapter, the submitting entity must be joined as a party to demonstrate the continuing need for confidentiality;

(e) Records of the entity obtained in an action under RCW 18.71.300 through 18.71.340;

(f) Complaints filed under chapter 18.130 RCW after July 27, 1997, to the extent provided in RCW 18.130.095(1);

(g) Information obtained by the department of health under chapter 70.225 RCW;

(h) Information collected by the department of health under chapter 70.245 RCW except as provided in RCW 70.245.150;

(i) Cardiac and stroke system performance data submitted to national, state, or local data collection systems under RCW 70.168.150(2)(b); ~~((and))~~

(j) All documents, including completed forms, received pursuant to a wellness program under RCW 41.04.362, but not statistical reports that do not identify an individual; and

(k) Data and information exempt from disclosure under section 12 of this act.

(2) Chapter 70.02 RCW applies to public inspection and copying of health care information of patients.

(3)(a) Documents related to infant mortality reviews conducted pursuant to RCW 70.05.170 are exempt from disclosure as provided for in RCW 70.05.170(3).

(b)(i) If an agency provides copies of public records to another agency that are exempt from public disclosure under this subsection (3), those records remain exempt to the same extent the records were exempt in the possession of the originating entity.

(ii) For notice purposes only, agencies providing exempt records under this subsection (3) to other agencies may mark any exempt records as "exempt" so that the receiving agency is aware of the exemption, however whether or not a record is marked exempt does not affect whether the record is actually exempt from disclosure.

Sec. 18. RCW 70.02.045 and 2000 c 5 s 2 are each amended to read as follows:

Third-party payors shall not release health care information disclosed under this chapter, except as required by chapter 43,--- RCW (the new chapter created in section 22 of this act) and to the extent that health care providers are authorized to do so under RCW 70.02.050.

NEW SECTION. Sec. 19. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 20. Section 3 of this act constitutes a new chapter in Title 44 RCW.

NEW SECTION. Sec. 21. Section 4 of this act expires July 1, 2020.

NEW SECTION. Sec. 22. Sections 8 through 15 of this act constitute a new chapter in Title 43 RCW."

On page 1, line 5 of the title, after "supports;" strike the remainder of the title and insert "amending RCW 42.56.360 and 70.02.045; adding new sections to chapter 41.05 RCW; adding a new section to chapter 43.70 RCW; adding a new section to chapter 74.09 RCW; adding a new section to chapter 48.02 RCW; adding a new chapter to Title 44 RCW; adding a new chapter to Title 43 RCW; creating new sections; and providing an expiration date."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2572 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Cody and Schmick spoke in favor of the passage of the bill.

MOTION

On motion of Representative Holy, Representative Dahlquist was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2572, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2572, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 70; Nays, 27; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Hansen, Harris, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kristiansen, Lytton, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Warnick, Wilcox, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Christian, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Hawkins, Hayes, Holy, Kretz, MacEwen, Muri, Nealey, Orcutt, Overstreet, Parker, Pike, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Young and Zeiger.

Excused: Representative Dahlquist.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2572, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SENATE BILL NO. 5981, by Senators Sheldon, Kline, Hewitt and Dammeier

Increasing the number of superior court judges in Mason county.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haigh and MacEwen spoke in favor of the passage of the bill.

With the consent of the house, amendment (942) was withdrawn.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5981.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5981, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Christian, Overstreet, Scott, Shea and Taylor.

Excused: Representative Dahlquist.

SENATE BILL NO. 5981, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 13, 2014

Mr. Speaker:

The Senate has passed SUBSTITUTE HOUSE BILL NO. 1260 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 43.160.010 and 2012 c 225 s 2 are each amended to read as follows:

(1) The legislature finds that it is the ((public)) policy of the state of Washington to ((direct financial resources toward the fostering of economic development through the stimulation of investment and job opportunities and the retention of sustainable existing employment)) employ state and federal resources to foster economic development to promote private investment and to create or retain job opportunities for the general welfare of the inhabitants of the state. Reducing unemployment and reducing the time citizens remain jobless ((is)) are important for the economic welfare of the state.

(2) The legislature finds that a valuable means of fostering economic development is the construction of public facilities which contribute to the stability and growth of the state's economic base. Expenditures made for these purposes as authorized in this chapter are declared to be in the public interest, and constitute a proper use of public funds. ((A community economic revitalization board is needed which shall aid the development of economic opportunities. The general objectives of the board should include:

- (a) Strengthening the economies of areas of the state which have experienced or are expected to experience chronically high unemployment rates or below average growth in their economies;
- (b) Encouraging the diversification of the economies of the state and regions within the state in order to provide greater seasonal and cyclical stability of income and employment;
- (c) Encouraging wider access to financial resources for both large and small industrial development projects;
- (d) Encouraging new economic development or expansions to

maximize employment;

—(e) Encouraging the retention of viable existing firms and employment;

—(f) Providing incentives for expansion of employment opportunities for groups of state residents that have been less successful relative to other groups in efforts to gain permanent employment; and

—(g) Enhancing job and business growth through facility development and other improvements in innovation partnership zones designated under RCW 43.330.270.

~~—(2))~~ (3) The legislature also finds that the state's economic development efforts can be enhanced by, in certain instances, providing funds to improve state highways, county roads, or city streets for industries considering locating or expanding in this state.

~~((3))~~ (4) The legislature finds it desirable to provide a process whereby the need for diverse public works improvements necessitated by planned economic development can be addressed in a timely fashion and with coordination among all responsible governmental entities.

~~((4))~~ (5) The legislature also finds that the state's economic development efforts can be enhanced by, in certain instances, providing funds to assist development of telecommunications infrastructure that supports business development, retention, and expansion in the state.

~~((5))~~ (6) The legislature also finds that the state's economic development efforts can be enhanced by providing funds to improve markets for those recyclable materials representing a large fraction of the waste stream. The legislature finds that the construction or rehabilitation of public facilities ((which)) that result in private construction of processing or remanufacturing facilities for recyclable materials ((are)) is eligible for consideration from the board.

~~((6))~~ (7) The legislature finds that sharing economic growth statewide is important to the welfare of the state. The ability of communities to pursue business and job retention, expansion, and development opportunities depends on their capacity to ready necessary economic development project plans, sites, permits, and infrastructure for private investments. Project-specific planning, predevelopment, and infrastructure are critical ingredients for economic development. ~~((It is, therefore, the intent of the legislature to increase the amount of funding available through the community economic revitalization board and to authorize flexibility for available resources in these areas to help fund planning, predevelopment, and construction costs of infrastructure and facilities and sites that foster economic vitality and diversification.))~~

(8) It is, therefore, the intent of the legislature to create a community economic revitalization board to aid the development of economic opportunities. The general objectives of the board should include:

- (a) Strengthening the economies of areas of the state which have experienced or are expected to experience chronically high unemployment rates or below average growth in their economies;
- (b) Encouraging the diversification of the economies of the state and regions within the state in order to provide greater stability of income and employment;
- (c) Encouraging greater access to financial resources for both large and small industrial development projects;
- (d) Encouraging new economic development or expansions to maximize employment;
- (e) Encouraging the retention of viable existing firms and promoting employment within these firms;
- (f) Providing incentives for expansion of employment opportunities for groups of state residents that have been less successful relative to other groups in efforts to gain permanent employment; and
- (g) Enhancing job and business growth through facility development and other improvements in innovation partnership zones designated under RCW 43.330.270.

NEW SECTION. Sec. 2. A new section is added to chapter 43.160 RCW to read as follows:

The legislature finds that the community economic revitalization board has successfully acted as an economic development

infrastructure financier for local governments. It is, therefore, the intent of the legislature to authorize flexibility for the community economic revitalization board to help fund planning, predevelopment, and construction costs of infrastructure and facilities and sites that foster economic vitality and diversification.

Sec. 3. RCW 43.160.020 and 2012 c 225 s 3 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Board" means the community economic revitalization board.

(2) "Department" means the department of commerce.

(3) "Director" means the director of the department.

(4) "Local government" or "political subdivision" means any port district, county, city, town, special purpose district, and any other municipal corporations or quasi-municipal corporations in the state providing for public facilities under this chapter.

((4)) (5) "Planning project" means project-specific environmental, capital facilities, land use, permitting, feasibility, and marketing studies and plans; project design, site planning, and analysis; project debt and revenue impact analysis; and economic development industry cluster analysis.

(6) "Project" means a project of a local government or a federally recognized Indian tribe for the planning, acquisition, construction, repair, reconstruction, replacement, rehabilitation, or improvement of a public facility.

(7) "Public facilities" means ((a project of a local government or a federally recognized Indian tribe for the planning, acquisition, construction, repair, reconstruction, replacement, rehabilitation, or improvement of:)) bridges; roads; research, testing, training, and incubation facilities in areas designated as innovation partnership zones under RCW 43.330.270; buildings or structures; domestic and industrial water, earth stabilization, sanitary sewer, storm ((sewer)) water, railroad, electricity, broadband, telecommunications, transportation, natural gas, and port facilities((; all for the purpose of job creation, job retention, or job expansion)).

((5)) (8) "Rural county" means a county with a population density of fewer than one hundred persons per square mile or a county smaller than two hundred twenty-five square miles, as determined by the office of financial management and published each year by the department for the period July 1st to June 30th.

Sec. 4. RCW 43.160.030 and 2011 1st sp.s. c 21 s 25 are each amended to read as follows:

(1) The community economic revitalization board is hereby created to exercise the powers granted under this chapter.

(2) The board ~~((shall))~~ must consist of one member from each of the two major caucuses of the house of representatives to be appointed by the speaker of the house and one member from each of the two major caucuses of the senate to be appointed by the president of the senate. The board ~~((shall))~~ must also consist of the following members appointed by the director of commerce: A recognized private or public sector economist; one port district official; one county official; one city official; one representative of a federally recognized Indian tribe; one representative of the public; ~~((one))~~ four representatives of small businesses ~~((each from: (a) The area west of Puget Sound, (b) the area east of Puget Sound and west of the Cascade range, (c) the area east of the Cascade range and west of the Columbia river, and (d) the area east of the Columbia river; one executive from large businesses each from the area west of the Cascades and the area east of the Cascades)); and two executives from large businesses.~~ The appointive members ((shall)) must initially be appointed to terms as follows: Three members for one-year terms, three members for two-year terms, and three members for three-year terms ~~((which shall))~~ that must include the chair. Thereafter each succeeding term ~~((shall))~~ must be for three years. The chair of the board ~~((shall))~~ must be selected by the director of commerce. When appointing members, the director must endeavor to ensure equitable geographic representation. The members of the

board ~~((shall))~~ must elect one of their members to serve as ~~((vice chair))~~ vice chair. The director of commerce, the director of revenue, the commissioner of employment security, and the secretary of transportation ~~((shall))~~ must serve as nonvoting advisory members of the board.

~~(3) ((Management services, including fiscal and contract services, shall be provided by the department to assist the board in implementing this chapter.~~

~~((4))~~ Members of the board ((shall)) must be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.

~~((5))~~ (4) If a vacancy occurs by death, resignation, or otherwise of appointive members of the board, the director of commerce ((shall)) must fill the same for the unexpired term. Members of the board may be removed for malfeasance or misfeasance in office, upon specific written charges by the director of commerce, under chapter 34.05 RCW.

~~((6))~~ (5) A member appointed by the director of commerce may not be absent from more than fifty percent of the regularly scheduled meetings in any one calendar year. Any member who exceeds this absence limitation is deemed to have withdrawn from the office and may be replaced by the director of commerce.

~~((7))~~ (6) A majority of members currently appointed constitutes a quorum.

Sec. 5. RCW 43.160.050 and 2008 c 327 s 4 are each amended to read as follows:

The board may:

(1) Adopt bylaws for the regulation of its affairs and the conduct of its business.

(2) Adopt an official seal and alter the seal at its pleasure.

(3) Utilize the services of other governmental agencies.

(4) Accept from any federal agency loans or grants for the planning or financing of any project and enter into an agreement with the agency respecting the loans or grants.

(5) Conduct examinations and investigations and take testimony at public hearings of any matter material for its information that will assist in determinations related to the exercise of the board's lawful powers.

(6) Accept any gifts, grants, or loans of funds, property, or financial or other aid in any form from any other source on any terms and conditions which are not in conflict with this chapter.

(7) Enter into agreements or other transactions with and accept grants and the cooperation of any governmental agency in furtherance of this chapter.

(8) Consistent with the guidelines issued by the office of financial management and in consultation with the department, prepare biennial operating and capital budgets and, as needed, update these budgets during the biennium.

(9) Adopt rules under chapter 34.05 RCW as necessary to carry out the purposes of this chapter.

~~((9))~~ (10) Do all acts and things necessary or convenient to carry out the powers expressly granted or implied under this chapter.

NEW SECTION. Sec. 6. A new section is added to chapter 43.160 RCW to read as follows:

Management services, including fiscal and contract services, must be provided by the department to assist the board in implementing this chapter.

NEW SECTION. Sec. 7. A new section is added to chapter 43.160 RCW to read as follows:

(1) In order to assist political subdivisions of the state and federally recognized Indian tribes in financing the cost of public facilities, the board:

(a) Must manage the public facilities construction loan revolving account in such a way as to ensure its sustainability.

(b) Must execute contracts or otherwise financially obligate funds from the public facilities construction loan revolving account for projects approved for funding by the board under the following programs:

- (i) Committed private sector partner construction;
 - (ii) Prospective development construction;
 - (iii) Planning; and
 - (iv) Any other program authorized by the legislature.
- (c) Must provide loans to political subdivisions and federally recognized Indian tribes for the purposes of financing the cost of public facilities.

(i) The board must determine the interest rate that loans bear. The interest rate may not exceed ten percent per annum.

(ii) The board may provide reasonable terms and conditions for repayment for loans, including partial forgiveness of loan principal and interest payments on projects located in rural communities as defined by the board, or rural counties. The loans may not exceed twenty years in duration.

(iii) In general, the board must require borrowers to begin repaying loans within one year of final contract execution. The board may authorize borrowers to defer initiating loan repayments for up to five years. A borrower must submit a deferral request to the board in writing and must include justification as to the need.

(d) May provide grants for purposes designated in this chapter, but only when, and to the extent that, a loan is not reasonably possible, given the limited resources of the political subdivision or the federally recognized Indian tribe and the finding by the board that financial circumstances require grant assistance to enable the project to move forward.

(2) No more than twenty-five percent of all financial assistance approved by the board in any biennium may consist of grants to political subdivisions and federally recognized Indian tribes.

(3) Except as authorized to the contrary under subsection (4) of this section, from all funds available to the board for financial assistance in a biennium under this chapter, the board must approve at least seventy-five percent of the first twenty million dollars of funds available and at least fifty percent of any additional funds for financial assistance for projects in rural counties or board defined rural communities.

(4) If at any time during the last six months of a biennium the board finds that the actual and anticipated applications for qualified projects in rural counties or board defined rural communities are clearly insufficient to use up the allocations under subsection (3) of this section, the board must estimate the amount of the insufficiency and during the remainder of the biennium may use that amount of the allocation for financial assistance to projects not located in rural counties or board defined rural communities.

(5) The board may elect to reserve up to one million dollars of its biennial appropriation to use as state match for federal grant awards. The purpose and use of the federal funds must be consistent with the board's purpose of financing economic development infrastructure. Reserved board funds must be matched, at a minimum, dollar for dollar by federal funds. If the set aside funds are not fully utilized for federal grant match by the 18th month of the biennium, the board may use those funds for other eligible projects as stated in this chapter.

NEW SECTION. Sec. 8. A new section is added to chapter 43.160 RCW to read as follows:

The board must:

(1) Establish and maintain collaborative relations with governmental, private, and other financing organizations, advocate groups, and other stakeholders associated with state economic development activities and policies;

(2) Provide information and advice to the governor and legislature on matters related to economic development; and

(3) At the direction of the governor, provide information and advocacy at the national level on matters related to economic development financing.

NEW SECTION. Sec. 9. A new section is added to chapter 43.160 RCW to read as follows:

(1) Under the committed private sector partner construction program, the board may only provide financial assistance to a project

that demonstrates convincing evidence that a specific private sector development or expansion is ready to occur or will occur only if the public facility improvement is made.

(2) Under the prospective development construction program, the board may only provide financial assistance to a project that can demonstrate project feasibility using standard economic principles.

(3)(a) Projects applying under either the committed private sector partner construction program or the prospective development construction program must submit evidence comparing the median hourly wage of the private sector jobs to be created after the project is completed with the countywide median hourly wage for private sector jobs.

(b) The board must award a minimum of fifty percent of the moneys appropriated to it in the omnibus capital appropriations act to projects that are able to demonstrate convincing evidence that the median hourly wage of the private sector jobs created after the project is completed will exceed the countywide median hourly wage for private sector jobs.

(4) The board must give funding priority to eligible projects applying under the committed private sector partner construction program.

NEW SECTION. Sec. 10. A new section is added to chapter 43.160 RCW to read as follows:

(1) The board must prioritize awards for committed private sector partner construction and prospective development construction projects by considering at a minimum the following criteria:

(a) The number of jobs created by the expected business creation or expansion and the average wage of those expected jobs. In evaluating proposals for their job creation potential, the board may adjust the job estimates in applications based on the board's judgment of the credibility of the job estimates;

(b) The need for job creation based on the unemployment rate of the county or counties in which the project is located. When evaluating the jobs created by the project, the board may consider the area labor supply and readily available skill sets of the labor pool in the county or counties surrounding the project location;

(c) How the expected business creation or expansion fits within the region's preferred economic growth strategy as indicated by the efforts of nearby innovation partnership zones, industry clusters, future export prospects, or local government equivalent if available;

(d) The speed with which the project can begin construction;

(e) Whether the proposed project offers a health insurance plan for employees that includes an option for dependents of employees;

(f) Whether the public facility investment will increase existing capacity necessary to accommodate projected population and employment growth in a manner that supports infill and redevelopment of existing urban or industrial areas served by adequate public facilities; and

(g) The extent that the project leverages nonstate funds, and achieves overall the greatest benefit in job creation at good wages for the amount of money provided.

(2) The board may not provide financial assistance:

(a) For a project the primary purpose of which is to facilitate or promote a retail shopping development or expansion;

(b) For any project for which evidence exists that would result in a development or expansion that would displace jobs in any other community in the state;

(c) For a project the primary purpose of which is to facilitate or promote gambling; or

(d) For a project located outside the jurisdiction of the applicant political subdivision or federally recognized Indian tribe.

Sec. 11. RCW 43.160.076 and 2011 c 180 s 301 are each amended to read as follows:

~~((1) Except as authorized to the contrary under subsection (2) of this section, from all funds available to the board for financial assistance in a biennium under this chapter, the board shall approve at~~

~~least seventy five percent of the first twenty million dollars of funds available and at least fifty percent of any additional funds for financial assistance for projects in rural counties.~~

~~(2) If at any time during the last six months of a biennium the board finds that the actual and anticipated applications for qualified projects in rural counties are clearly insufficient to use up the allocations under subsection (1) of this section, then the board shall estimate the amount of the insufficiency and during the remainder of the biennium may use that amount of the allocation for financial assistance to projects not located in rural counties.~~

~~(3)) The board ((shall)) must solicit qualifying projects to plan, design, and construct public facilities needed to attract new industrial and commercial activities in areas impacted by the closure or potential closure of large coal-fired electric generation facilities, which for the purposes of this section means a facility that emitted more than one million tons of greenhouse gases in any calendar year prior to 2008. The projects should be consistent with any applicable plans for major industrial activity on lands formerly used or designated for surface coal mining and supporting uses under RCW 36.70A.368. When the board receives timely and eligible project applications from a political subdivision of the state for financial assistance for such projects, the board from available funds ((shall)) must give priority consideration to such projects.~~

Sec. 12. RCW 43.160.080 and 2010 1st sp.s. c 36 s 601 amended to read as follows:

(1) There ((shall)) must be a fund in the state treasury known as the public facilities construction loan revolving account, which ((shall)) consists of all moneys collected under this chapter and any moneys appropriated to it by law. Disbursements from the revolving account ((shall)) must be on authorization of the board. In order to maintain an effective expenditure and revenue control, the public facilities construction loan revolving account ((shall be)) is subject in all respects to chapter 43.88 RCW. During the 2009-2011 biennium, sums in the public facilities construction loan revolving account may be used for community economic revitalization board export assistance grants and loans in section 1018, chapter 36, Laws of 2010 1st sp. sess. and for matching funds for the federal energy regional innovation cluster in section 1017, chapter 36, Laws of 2010 1st sp. sess.

(2) The moneys in the public facilities construction loan revolving account must be used solely to fulfill commitments arising from financial assistance authorized in this chapter. The total outstanding amount, which the board must dispense at any time pursuant to this section, may not exceed the moneys available from the account.

(3) Repayments of loans made from the public facilities construction loan revolving account under the contracts for public facilities construction loans must be paid into the public facilities construction loan revolving account.

Sec. 13. RCW 43.160.900 and 2008 c 327 s 9 are each amended to read as follows:

(1) The community economic revitalization board ((shall)) must conduct biennial outcome-based evaluations of the financial assistance provided under this chapter. The evaluations ((shall)) must include information on the number of applications for community economic revitalization board assistance; the number and types of projects approved; the grant or loan amount awarded each project; the projected number of jobs created or retained by each project; the actual number and cost of jobs created or retained by each project; the wages and health benefits associated with the jobs; the amount of state funds and total capital invested in projects; the number and types of businesses assisted by funded projects; the location of funded projects; the transportation infrastructure available for completed projects; the local match and local participation obtained; the number of delinquent loans; and the number of project terminations. The evaluations may also include additional performance measures and recommendations for programmatic changes.

(2)(a) By September 1st of each even-numbered year, the board ((shall)) must forward its draft evaluation to the Washington state economic development commission for review and comment(~~as required in section 10 of this act~~). The board ((shall)) must provide any additional information as may be requested by the commission for the purpose of its review.

(b) Any written comments or recommendations provided by the commission as a result of its review ((shall)) must be included in the board's completed evaluation. The evaluation must be presented to the governor and appropriate committees of the legislature by December 31st of each even-numbered year. ~~((The initial evaluation must be submitted by December 31, 2010.))~~

NEW SECTION. Sec. 14. The following acts or parts of acts are each repealed:

(1) RCW 43.160.060 (Loans and grants to political subdivisions and federally recognized Indian tribes for public facilities authorized--Application--Requirements for financial assistance) and 2012 c 196 s 10, 2008 c 327 s 5, 2007 c 231 s 3, & 2004 c 252 s 3;

(2) RCW 43.160.070 (Conditions) and 2008 c 327 s 6, 1999 c 164 s 104, 1998 c 321 s 27, 1997 c 235 s 721, 1996 c 51 s 6, 1990 1st ex.s. c 16 s 802, 1983 1st ex.s. c 60 s 4, & 1982 1st ex.s. c 40 s 7; and

(3) RCW 43.160.078 (Board to familiarize government officials and public with chapter provisions) and 1985 c 446 s 5."

On page 1, line 1 of the title, after "loans;" strike the remainder of the title and insert "amending RCW 43.160.010, 43.160.020, 43.160.030, 43.160.050, 43.160.076, 43.160.080, and 43.160.900; adding new sections to chapter 43.160 RCW; and repealing RCW 43.160.060, 43.160.070, and 43.160.078."

and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 1260 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Warnick, Stanford and Hansen spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1260, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1260, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 53; Nays, 44; Absent, 0; Excused, 1.

Voting yea: Representatives Blake, Buys, Carlyle, Chandler, Christian, Clibborn, DeBolt, Fagan, Gregerson, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hunter, Hurst, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Morris, Muri, Nealey, Orcutt, Pettigrew, Pike, Riccelli, Rodne, Ross, Santos, Schmick, Short, Smith, Springer, Stonier, Sullivan, Takko, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Appleton, Bergquist, Cody, Condotta, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt,

Goodman, Green, Habib, Hope, Hudgins, Jinkins, Kagi, Kirby, Lytton, Moeller, Morrell, Moscoso, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pollet, Reykdal, Roberts, Robinson, Ryu, S. Hunt, Sawyer, Scott, Seaquist, Sells, Senn, Shea, Stanford, Tarleton, Taylor, Walkinshaw and Young.

Excused: Representative Dahlquist.

SUBSTITUTE HOUSE BILL NO. 1260, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Substitute House Bill No. 1260.
Representative Gregerson, 33 District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Substitute House Bill No. 1260.
Representative Morris, 40 District

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Substitute House Bill No. 1260.
Representative Santos, 37 District

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 6387, by Senate Committee on Ways & Means (originally sponsored by Senators Hill, Hargrove, Ranker, Fain, Braun, Tom, Dammeier, Parlette, Becker, Schoesler, Hewitt, Bailey, King, Angel, Roach, Keiser, Litzow, Kohl-Welles, O'Ban, Conway and Benton)

Concerning individuals with developmental disabilities who have requested a service from a program that is already at capacity.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Early Learning & Human Services was not adopted. (For Committee amendment, see Journal, Day 45, February 26, 2014).

There being no objection, the committee amendment by the Committee on Appropriations was not adopted. (For Committee amendment, see Journal, Day 50, March 3, 2014).

Representative Kagi moved the adoption of amendment (972):

Strike everything after the enacting clause and insert the following:

NEW SECTION. Sec. 1. In conjunction with recent findings from the Washington state auditor's office, the legislature finds that there are thousands of state citizens who have been determined eligible for services through the department of social and health services' developmental disability administration. For those who have asked for help but are waiting for services, families may experience financial or emotional hardships. The legislature intends to clarify and make transparent the process for accessing publicly funded services for individuals with developmental disabilities and their families. The

legislature intends to significantly reduce the number of eligible individuals who are waiting for services by funding additional slots and by implementing new programs that better utilize federal funding partnerships.

Sec. 2. RCW 71A.10.020 and 2011 1st sp.s. c 30 s 3 are each amended to read as follows:

As used in this title, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Assessment" means an evaluation is provided by the department to determine:

(a) If the individual meets functional and financial criteria for medicaid services; and

(b) The individual's support needs for service determination.

(2) "Community residential support services," or "community support services," and "in-home services" means one or more of the services listed in RCW 71A.12.040.

~~((2))~~ (3) "Crisis stabilization services" means services provided to persons with developmental disabilities who are experiencing behaviors that jeopardize the safety and stability of their current living situation. Crisis stabilization services include:

(a) Temporary intensive services and supports, typically not to exceed sixty days, to prevent psychiatric hospitalization, institutional placement, or other out-of-home placement; and

(b) Services designed to stabilize the person and strengthen their current living situation so the person may continue to safely reside in the community during and beyond the crisis period.

~~((3))~~ (4) "Department" means the department of social and health services.

~~((4))~~ (5) "Developmental disability" means a disability attributable to intellectual disability, cerebral palsy, epilepsy, autism, or another neurological or other condition of an individual found by the secretary to be closely related to an intellectual disability or to require treatment similar to that required for individuals with intellectual disabilities, which disability originates before the individual attains age eighteen, which has continued or can be expected to continue indefinitely, and which constitutes a substantial limitation to the individual. By January 1, 1989, the department shall promulgate rules which define neurological or other conditions in a way that is not limited to intelligence quotient scores as the sole determinant of these conditions, and notify the legislature of this action.

~~((5))~~ (6) "Eligible person" means a person who has been found by the secretary under RCW 71A.16.040 to be eligible for services.

~~((6))~~ (7) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining life skills and to raise their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy.

~~((7))~~ (8) "Legal representative" means a parent of a person who is under eighteen years of age, a person's legal guardian, a person's limited guardian when the subject matter is within the scope of the limited guardianship, a person's attorney-at-law, a person's attorney-in-fact, or any other person who is authorized by law to act for another person.

~~((8))~~ (9) "Notice" or "notification" of an action of the secretary means notice in compliance with RCW 71A.10.060.

~~((9))~~ (10) "Residential habilitation center" means a state-operated facility for persons with developmental disabilities governed by chapter 71A.20 RCW.

~~((10))~~ (11) "Respite services" means relief for families and other caregivers of people with disabilities, typically not to exceed ninety days, to include both in-home and out-of-home respite care on an hourly and daily basis, including twenty-four hour care for several consecutive days. Respite care workers provide supervision, companionship, and personal care services temporarily replacing those provided by the primary caregiver of the person with disabilities. Respite care may include other services needed by the client, including

medical care which must be provided by a licensed health care practitioner.

~~((11))~~ (12) "Secretary" means the secretary of social and health services or the secretary's designee.

~~((12))~~ (13) "Service" or "services" means services provided by state or local government to carry out this title.

~~((13))~~ (14) "State-operated living alternative" means programs for community residential services which may include assistance with activities of daily living, behavioral, habilitative, interpersonal, protective, medical, nursing, and mobility supports to individuals who have been assessed by the department as meeting state and federal requirements for eligibility in home and community-based waiver programs for individuals with developmental disabilities. State-operated living alternatives are operated and staffed with state employees.

~~((14))~~ (15) "Supported living" means community residential services and housing which may include assistance with activities of daily living, behavioral, habilitative, interpersonal, protective, medical, nursing, and mobility supports provided to individuals with disabilities who have been assessed by the department as meeting state and federal requirements for eligibility in home and community-based waiver programs for individuals with developmental disabilities. Supported living services are provided under contracts with private agencies or with individuals who are not state employees.

~~((15))~~ (16) "Vacancy" means an opening at a residential habilitation center, which when filled, would not require the center to exceed its biennially budgeted capacity.

(17) "Service request list" means a list of eligible persons who have received an assessment for service determination and their assessment shows that they meet the eligibility requirements for the requested service but were denied access due to funding limits.

Sec. 3. RCW 71A.16.050 and 1988 c 176 s 405 are each amended to read as follows:

The determination made under this chapter is only as to whether a person is eligible for services. After the secretary has determined under this chapter that a person is eligible for services, the individual may request an assessment for eligibility for medicaid programs and specific services administered by the developmental disabilities administration. The secretary shall make a determination as to what services are appropriate for the person. The secretary shall prioritize services to medicaid eligible clients. Services may be made available to nonmedicaid eligible clients based on available funding. Services available through the state medicaid plan must be provided to those individuals who meet the eligibility criteria. The department shall establish and maintain a service request list database for individuals who are found to be eligible and have an assessed and unmet need for programs and services offered under a home and community-based services waiver, but the provision of a specific service would exceed the biennially budgeted capacity.

NEW SECTION. Sec. 4. The department of social and health services shall develop and implement a medicaid program to replace the individual and family services program for medicaid-eligible clients no later than May 1, 2015. The new medicaid program must offer services that closely resemble the services offered in fiscal year 2014 through the individual and family services program. To the extent possible, the department shall expand the client caseload on the medicaid program replacing the individual and family services program. The department is authorized in fiscal year 2015 to use general fund--state dollars previously provided for the individual and family services program to cover the cost of increasing the number of clients served in the new medicaid program.

NEW SECTION. Sec. 5. By June 30, 2017, if additional federal funds through the community first choice option are attained, then the department of social and health services shall increase the number served on the medicaid program replacing the individual and family services program by at least four thousand, and increase by at least one

thousand clients receiving services on the home and community-based services basic plus waiver. For both of these programs, the department of social and health services shall expend the client caseload beginning June 30, 2015.

Sec. 6. RCW 18.88B.041 and 2012 c 164 s 302 are each amended to read as follows:

(1) The following long-term care workers are not required to become a certified home care aide pursuant to this chapter:

(a)(i)(A) Registered nurses, licensed practical nurses, certified nursing assistants or persons who are in an approved training program for certified nursing assistants under chapter 18.88A RCW, medicare-certified home health aides, or other persons who hold a similar health credential, as determined by the secretary, or persons with special education training and an endorsement granted by the superintendent of public instruction, as described in RCW 28A.300.010, if the secretary determines that the circumstances do not require certification.

(B) A person who was initially hired as a long-term care worker prior to January 7, 2012, and who completes all of his or her training requirements in effect as of the date he or she was hired.

(ii) Individuals exempted by (a)(i) of this subsection may obtain certification as a home care aide without fulfilling the training requirements in RCW 74.39A.074(1)(d)(ii) but must successfully complete a certification examination pursuant to RCW 18.88B.031.

(b) All long-term care workers employed by community residential service businesses.

(c) An individual provider caring only for his or her biological, step, or adoptive child or parent.

(d) ~~(Prior to)~~ Until July 1, ~~((2014))~~ 2016, a person ~~(hired)~~ working as an individual provider who provides twenty hours or less of care for one person in any calendar month.

~~(e)~~ Until July 1, 2016, a person working as an individual provider who only provides respite services and works less than three hundred hours in any calendar year.

(2) A long-term care worker exempted by this section from the training requirements contained in RCW 74.39A.074 may not be prohibited from enrolling in training pursuant to that section.

(3) The department shall adopt rules to implement this section.

Sec. 7. RCW 74.39A.076 and 2012 c 164 s 402 are each amended to read as follows:

(1) Beginning January 7, 2012, except for long-term care workers exempt from certification under RCW 18.88B.041(1)(a):

(a) A biological, step, or adoptive parent who is the individual provider only for his or her developmentally disabled son or daughter must receive twelve hours of training relevant to the needs of adults with developmental disabilities within the first one hundred twenty days after becoming an individual provider or within one hundred twenty calendar days after March 29, 2012, whichever is later.

(b) Individual providers identified in (b)(i) ~~((and))~~, (ii), and (iii) of this subsection must complete thirty-five hours of training within the first one hundred twenty days after becoming an individual provider or within one hundred twenty calendar days after March 29, 2012, whichever is later. Five of the thirty-five hours must be completed before becoming eligible to provide care. Two of these five hours shall be devoted to an orientation training regarding an individual provider's role as caregiver and the applicable terms of employment, and three hours shall be devoted to safety training, including basic safety precautions, emergency procedures, and infection control. Individual providers subject to this requirement include:

(i) An individual provider caring only for his or her biological, step, or adoptive child or parent unless covered by (a) of this subsection; ~~((and))~~

(ii) Until ~~((January 1, 2014))~~ July 1, 2016, a person ~~(hired)~~ working as an individual provider who provides twenty hours or less of care for one person in any calendar month; and

(iii) Until July 1, 2016, a person working as an individual provider

who only provides respite services and works less than three hundred hours in any calendar year.

(2) In computing the time periods in this section, the first day is the date of hire or March 29, 2012, whichever is applicable.

(3) Only training curriculum approved by the department may be used to fulfill the training requirements specified in this section. The department shall only approve training curriculum that:

(a) Has been developed with input from consumer and worker representatives; and

(b) Requires comprehensive instruction by qualified instructors.

(4) The department shall adopt rules to implement this section.

Sec. 8. RCW 74.39A.341 and 2013 c 259 s 3 are each amended to read as follows:

(1) All long-term care workers shall complete twelve hours of continuing education training in advanced training topics each year. This requirement applies beginning July 1, 2012.

(2) Completion of continuing education as required in this section is a prerequisite to maintaining home care aide certification under chapter 18.88B RCW.

(3) Unless voluntarily certified as a home care aide under chapter 18.88B RCW, subsection (1) of this section does not apply to:

(a) An individual provider caring only for his or her biological, step, or adoptive child;

(b) Registered nurses and licensed practical nurses licensed under chapter 18.79 RCW;

(c) Before January 1, 2016, a long-term care worker employed by a community residential service business; ~~((#))~~

(d) ~~((Before))~~ Until July 1, ~~((2014))~~ 2016, a person ~~((hired))~~ working as an individual provider who provides twenty hours or less of care for one person in any calendar month; or

(e) Until July 1, 2016, a person working as an individual provider who only provides respite services and works less than three hundred hours in any calendar year.

(4) Only training curriculum approved by the department may be used to fulfill the training requirements specified in this section. The department shall only approve training curriculum that:

(a) Has been developed with input from consumer and worker representatives; and

(b) Requires comprehensive instruction by qualified instructors.

(5) Individual providers under RCW 74.39A.270 shall be compensated for training time required by this section.

(6) The department of health shall adopt rules to implement subsection (1) of this section.

(7) The department shall adopt rules to implement subsection (2) of this section."

Correct the title.

Representative Kagi spoke in favor of the adoption of the amendment.

Amendment (972) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6387, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6387, as amended by the House, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.

Excused: Representative Dahlquist.

SUBSTITUTE SENATE BILL NO. 6387, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5691, by Senate Committee on Ways & Means (originally sponsored by Senators Hewitt, Conway and Rolfes)

Concerning veterans' homes.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hunter and Nealey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5691.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5691, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Dahlquist.

SUBSTITUTE SENATE BILL NO. 5691, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 13, 2014

Mr. Speaker:

Upon reconsideration the Senate does not concur with the House amendment to SUBSTITUTE SENATE BILL NO. 6283 and asks the House to recede therefrom, and the same is herewith transmitted.

Brad Hendrickson, Deputy Secretary

HOUSE AMENDMENT TO SENATE BILL

There being no objection, the House receded from its amendment. The rules were suspended and SUBSTITUTE SENATE BILL NO. 6283 was returned to second reading for the purpose of amendment.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SUBSTITUTE SENATE BILL NO. 6283, by Senate Committee on Health Care (originally sponsored by Senators Becker, Bailey and Keiser)

Clarifying the practice of a phlebotomist.

The bill was read the second time.

Representative Cody moved the adoption of amendment (995).

Strike everything after the enacting clause and insert the following:
"Sec. 1. RCW 18.360.050 and 2013 c 128 s 3 are each amended to read as follows:

(1) A medical assistant-certified may perform the following duties delegated by, and under the supervision of, a health care practitioner:

(a) Fundamental procedures:

- (i) Wrapping items for autoclaving;
- (ii) Procedures for sterilizing equipment and instruments;
- (iii) Disposing of biohazardous materials; and
- (iv) Practicing standard precautions.

(b) Clinical procedures:

(i) Performing aseptic procedures in a setting other than a hospital licensed under chapter 70.41 RCW;

(ii) Preparing of and assisting in sterile procedures in a setting other than a hospital under chapter 70.41 RCW;

(iii) Taking vital signs;

(iv) Preparing patients for examination;

(v) Capillary blood withdrawal, venipuncture, and intradermal, subcutaneous, and intramuscular injections; and

(vi) Observing and reporting patients' signs or symptoms.

(c) Specimen collection:

(i) Capillary puncture and venipuncture;

(ii) Obtaining specimens for microbiological testing; and

(iii) Instructing patients in proper technique to collect urine and fecal specimens.

(d) Diagnostic testing:

(i) Electrocardiography;

(ii) Respiratory testing; and

(iii)(A) Tests waived under the federal clinical laboratory improvement amendments program on July 1, 2013. The department shall periodically update the tests authorized under this subsection (1)(d) based on changes made by the federal clinical laboratory improvement amendments program; and

(B) Moderate complexity tests if the medical assistant-certified meets standards for personnel qualifications and responsibilities in compliance with federal regulation for nonwaived testing.

(e) Patient care:

(i) Telephone and in-person screening limited to intake and gathering of information without requiring the exercise of judgment based on clinical knowledge;

(ii) Obtaining vital signs;

(iii) Obtaining and recording patient history;

(iv) Preparing and maintaining examination and treatment areas;

(v) Preparing patients for, and assisting with, routine and specialty examinations, procedures, treatments, and minor office surgeries;

(vi) Maintaining medication and immunization records; and

(vii) Screening and following up on test results as directed by a health care practitioner.

(f)(i) Administering medications. A medical assistant-certified may only administer medications if the drugs are:

(A) Administered only by unit or single dosage, or by a dosage calculated and verified by a health care practitioner. For purposes of this section, a combination or multidose vaccine shall be considered a unit dose;

(B) Limited to legend drugs, vaccines, and Schedule III-V controlled substances as authorized by a health care practitioner under the scope of his or her license and consistent with rules adopted by the secretary under (f)(ii) of this subsection; and

(C) Administered pursuant to a written order from a health care practitioner.

(ii) A medical assistant-certified may not administer experimental drugs or chemotherapy agents. The secretary may, by rule, further limit the drugs that may be administered under this subsection (1)(f). The rules adopted under this subsection must limit the drugs based on risk, class, or route.

(g) Intravenous injections. A medical assistant-certified may administer intravenous injections for diagnostic or therapeutic agents under the direct visual supervision of a health care practitioner if the medical assistant-certified meets minimum standards established by the secretary in rule. The minimum standards must be substantially similar to the qualifications for category D and F health care assistants as they exist on July 1, 2013.

(h) Urethral catheterization when appropriately trained.

(2) A medical assistant-hemodialysis technician may perform hemodialysis when delegated and supervised by a health care practitioner. A medical assistant-hemodialysis technician may also administer drugs and oxygen to a patient when delegated and supervised by a health care practitioner and pursuant to rules adopted by the secretary.

(3) A medical assistant-phlebotomist may perform:

(a) Capillary, venous, or arterial invasive procedures for blood withdrawal when delegated and supervised by a health care practitioner and pursuant to rules adopted by the secretary;

(b) Tests waived under the federal clinical laboratory improvement amendments program on July 1, 2013. The department shall periodically update the tests authorized under this section based on changes made by the federal clinical laboratory improvement amendments program;

(c) Moderate and high complexity tests if the medical assistant-phlebotomist meets standards for personnel qualifications and responsibilities in compliance with federal regulation for nonwaived

testing; _____ and

(d) Electrocardiograms.

(4) A medical assistant-registered may perform the following duties delegated by, and under the supervision of, a health care practitioner:

(a) Fundamental procedures:

- (i) Wrapping items for autoclaving;
- (ii) Procedures for sterilizing equipment and instruments;
- (iii) Disposing of biohazardous materials; and
- (iv) Practicing standard precautions.

(b) Clinical procedures:

- (i) Preparing for sterile procedures;
- (ii) Taking vital signs;
- (iii) Preparing patients for examination; and
- (iv) Observing and reporting patients' signs or symptoms.

(c) Specimen collection:

(i) Obtaining specimens for microbiological testing; and
 (ii) Instructing patients in proper technique to collect urine and fecal specimens.

(d) Patient care:

(i) Telephone and in-person screening limited to intake and gathering of information without requiring the exercise of judgment based on clinical knowledge;

(ii) Obtaining vital signs;

(iii) Obtaining and recording patient history;

(iv) Preparing and maintaining examination and treatment areas;

(v) Preparing patients for, and assisting with, routine and specialty examinations, procedures, treatments, and minor office surgeries utilizing no more than local anesthetic. The department may, by rule, prohibit duties authorized under this subsection (4)(d)(v) if performance of those duties by a medical assistant-registered would pose an unreasonable risk to patient safety;

(vi) Maintaining medication and immunization records; and

(vii) Screening and following up on test results as directed by a health care practitioner.

(e)(i) Tests waived under the federal clinical laboratory improvement amendments program on July 1, 2013. The department shall periodically update the tests authorized under subsection (1)(d) of this section based on changes made by the federal clinical laboratory improvement amendments program.

(ii) Moderate complexity tests if the medical assistant-registered meets standards for personnel qualifications and responsibilities in compliance with federal regulation for nonwaived testing.

(f) Administering eye drops, topical ointments, and vaccines, including combination or multidose vaccines.

(g) Urethral catheterization when appropriately trained."

Representatives Cody, Schmick and Pollet spoke in favor of the adoption of the amendment.

Amendment (995) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Cody and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 6283, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 6283, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 1; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representative DeBolt.

Excused: Representative Dahlquist.

SUBSTITUTE SENATE BILL NO. 6283, as amended by the House, having received the necessary constitutional majority, was declared passed.

There being no objection, the House reverted to the sixth order of business.

SECOND READING

SENATE BILL NO. 5318, by Senators Bailey, Becker, Roach, Hobbs, Holmquist Newbry, Honeyford, Hill, Chase, Billig, Kline, Cleveland, Carrell and Shin

Removing the one-year waiting period for veterans or active members of the military for purposes of eligibility for resident tuition.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Appleton and Johnson spoke in favor of the passage of the bill.

MOTION

On motion of Representative Harris, Representative DeBolt was excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5318.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5318, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen,

Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Overstreet, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Senn, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Dahlquist and DeBolt.

SENATE BILL NO. 5318, having received the necessary constitutional majority, was declared passed.

MESSAGES FROM THE SENATE

March 13, 2014

MR. SPEAKER:

The Senate has passed:

HOUSE BILL NO. 2585
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 6002, and has passed the bill as recommended by the Conference Committee.
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

SUBSTITUTE SENATE BILL NO. 6283
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate concurred in the House amendment(s) to the following bills and passed the bills as amended by the House:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6040
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6518
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6552
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED HOUSE BILL NO. 2397
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2746
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2304
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2207
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1287
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2029
SUBSTITUTE HOUSE BILL NO. 2175
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2207
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2304
HOUSE BILL NO. 2798

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6002
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6040
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6518
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6552
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

SUBSTITUTE HOUSE BILL NO. 1260

ENGROSSED HOUSE BILL NO. 2397
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 2572
 HOUSE BILL NO. 2585
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6002

The Speaker called upon Representative Moeller to preside.

MESSAGE FROM THE SENATE

March 13, 2014

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5875
 and the same are herewith transmitted.

Hunter G. Goodman, Secretary

There being no objection, the House reverted to the fourth order of business.

INTRODUCTION & FIRST READING

There being no objection, ENGROSSED SUBSTITUTE SENATE BILL NO. 5875 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5875, by Senate Committee on Ways & Means (originally sponsored by Senator Hill)

Relating to human services. Revised for 1st Substitute: Concerning a surcharge for local homeless housing and assistance.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sawyer, Buys and Pollet spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5875.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5875, and the bill passed the House by the following vote: Yeas, 74; Nays, 22; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Harris, Hayes, Hudgins, Hunter, Hurst, Jinkins, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Seaquist, Sells,

Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Christian, Condotta, G. Hunt, Hargrove, Hawkins, Holy, Hope, Johnson, Klippert, Kretz, Manweller, Orcutt, Overstreet, Parker, Ross, Schmick, Scott, Shea, Short, Taylor and Vick.

Excused: Representatives Dahlquist and DeBolt.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5875, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the seventh order of business.

THIRD READING

MESSAGE FROM THE SENATE

March 13, 2014

Mr. Speaker:

The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 2746 with the following amendment:

On page 2, line 32, after "implemented" strike "during the 2015-17 biennium, as soon as July 1, 2015, and no later than June 30, 2016" and insert "no later than August 30, 2015."

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 2746 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representatives Green and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2746, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2746, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; Nays, 4; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Condotta, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, G. Hunt, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick,

Seaquist, Sells, Senn, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Overstreet, Scott, Shea and Taylor.
Excused: Representatives Dahlquist and DeBolt.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2746, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

MESSAGE FROM THE SENATE

March 13, 2014

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 2335 with the following amendment:

On page 2, line 3, strike "Engaged", insert "Within amounts appropriated specifically for this purpose, engaged".

On page 5, line 27, strike "Engaged", insert "Within amounts appropriated specifically for this purpose, engaged".

and the same is herewith transmitted.

Hunter Goodman, Secretary

SENATE AMENDMENT TO HOUSE BILL

There being no objection, the House concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 2335 and advanced the bill as amended by the Senate to final passage.

FINAL PASSAGE OF HOUSE BILL AS SENATE AMENDED

Representative Roberts spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2335, as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2335, as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; Nays, 10; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Christian, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Gregerson, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kirby, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, Moeller, Morrell, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Robinson, Rodne, Ross, Ryu, S. Hunt, Santos, Sawyer, Schmick, Seaquist, Sells, Senn, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Warnick, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, G. Hunt, Klippert, Kretz, Overstreet, Scott, Shea, Short, Taylor and Vick.

Excused: Representatives Dahlquist and DeBolt.

ENGROSSED HOUSE BILL NO. 2335, as amended by the Senate, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Orwall to preside.

RESOLUTION

HOUSE RESOLUTION NO. 4704, by Representatives Sullivan and Kretz

WHEREAS, It is necessary to provide for the continuation of the work of the House of Representatives after its adjournment and during the interim periods between legislative sessions;

NOW, THEREFORE, BE IT RESOLVED, That the Executive Rules Committee is hereby created by this resolution and shall consist of three members of the majority caucus and two members of the minority caucus, to be named by the Speaker of the House of Representatives and Minority Leader respectively; and

BE IT FURTHER RESOLVED, That the Executive Rules Committee may assign subject matters, bills, memorials, and resolutions to authorized committees of the House of Representatives for study during the interim, and the Speaker of the House of Representatives may create special and select committees as may be necessary to carry out the functions, including interim studies, of the House of Representatives in an orderly manner and shall appoint members to such committees with the approval of the Executive Rules Committee; and

BE IT FURTHER RESOLVED, That, during the interim, the schedules of and locations for all meetings of any committee or subcommittee shall be approved by the Executive Rules Committee, and those committees or subcommittees may conduct hearings and scheduling without a quorum being present; and

BE IT FURTHER RESOLVED, That, during the interim, authorized committees have the power of subpoena, the power to administer oaths, and the power to issue commissions for the examination of witnesses in accordance with chapter 44.16 RCW if and when specifically authorized by the Executive Rules Committee for specific purposes and specific subjects; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall complete the work of the 2014 Regular Session of the Sixty-Third Legislature during interim periods, and all details that arise therefrom, including the editing, indexing, and publishing of the journal of the House of Representatives; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall make the necessary inventory of furnishings, fixtures, and supplies; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives may approve vouchers of the members of the House of Representatives, covering expenses incurred during the interim for official business of the Legislature in accordance with policies set by the Executive Rules Committee, at the per diem rate provided by law and established by the Executive Rules Committee, for each day or major portion of a day, plus mileage at the rate provided by law and established by the Executive Rules Committee; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall, during the interim, and as authorized by the Speaker of the House of Representatives, retain or hire any necessary employees and order necessary supplies, equipment, and printing to enable the House of Representatives to carry out its work promptly and efficiently, and accept committee

reports, committee bills, prefiled bills, memorials, and resolutions as directed by the Rules of the House of Representatives and by Joint Rules of the Legislature; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall have authority to carry out the directions of the Executive Rules Committee regarding the authorization and execution of any personal services contracts or subcontracts that necessitate the expenditure of House of Representatives appropriations; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall execute the necessary vouchers upon which warrants are drawn for all legislative expenses and expenditures of the House of Representatives; and

BE IT FURTHER RESOLVED, That members and employees of the Legislature be reimbursed for expenses incurred in attending authorized conferences and meetings at the rate provided by law and established by the Executive Rules Committee, plus mileage to and from the conferences and meetings at the rate provided by law and established by the Executive Rules Committee, which reimbursement shall be paid on vouchers from any appropriation made to the House of Representatives for legislative expenses; and

BE IT FURTHER RESOLVED, That, during the interim, the use of the House of Representatives Chamber, any of its committee rooms, or any of the furniture or furnishings in them is permitted upon such terms and conditions as the Chief Clerk of the House of Representatives shall deem appropriate; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives may express the sympathy of the House of Representatives by sending flowers and correspondence when the necessity arises; and

BE IT FURTHER RESOLVED, That this Resolution applies throughout the interim between sessions of the Sixty-Third Legislature, as well as any committee assembly.

The Speaker (Representative Orwall presiding) stated the question before the House to be adoption of House Resolution No. 4704.

HOUSE RESOLUTION NO. 4704 was adopted.

MESSAGES FROM THE SENATE

March 13, 2014

MR. SPEAKER:

The President has signed:

SENATE BILL NO. 5318
 SUBSTITUTE SENATE BILL NO. 5691
 and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The President has signed:

SENATE BILL NO. 5981
 and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The President has signed:

ENGROSSED HOUSE BILL NO. 1224
 SUBSTITUTE HOUSE BILL NO. 1260
 ENGROSSED HOUSE BILL NO. 2397
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2572
 HOUSE BILL NO. 2585

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 8410
 SENATE CONCURRENT RESOLUTION NO. 8411

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

SENATE BILL NO. 5318
 SUBSTITUTE SENATE BILL NO. 5691
 SENATE BILL NO. 5981

The Speaker called upon Representative Orwall to preside.

There being no objection, the House reverted to the fourth order of business.

INTRODUCTION & FIRST READING

There being no objection, SENATE CONCURRENT RESOLUTION NO. 8410 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 8410, by Senators Tom and Nelson

Returning bills to their house of origin.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

The Speaker (Representative Orwall presiding) stated the question before the House to be the adoption of Senate Concurrent Resolution No. 8410.

SENATE CONCURRENT RESOLUTION NO. 8410 was adopted.

There being no objection, the House reverted to the fourth order of business.

INTRODUCTION & FIRST READING

There being no objection, SENATE CONCURRENT RESOLUTION NO. 8411 was read the first time, and under suspension of the rules was placed on the second reading calendar.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

**SENATE CONCURRENT RESOLUTION NO. 8411, by
Senators Tom and Nelson**

Adjourning SINE DIE.

The concurrent resolution was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the concurrent resolution was placed on final passage.

The Speaker (Representative Orwall presiding) stated the question before the House to be the adoption of Senate Concurrent Resolution No. 8411.

SENATE CONCURRENT RESOLUTION NO. 8411 was adopted.

MESSAGE FROM THE SENATE

March 13, 2014

MR. SPEAKER:

The President has signed:

SENATE CONCURRENT RESOLUTION NO. 8410
SENATE CONCURRENT RESOLUTION NO. 8411
and the same are herewith transmitted.

Hunter G. Goodman, Secretary

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

SENATE CONCURRENT RESOLUTION NO. 8410
SENATE CONCURRENT RESOLUTION NO. 8411

The Speaker called upon Representative Orwall to preside.

MESSAGES FROM THE SENATE

March 13, 2014

MR. SPEAKER:

Under the provisions of SENATE CONCURRENT RESOLUTION NO. 8410, the following House Bills were returned to the House of Representatives:

HOUSE BILL NO. 1008
ENGROSSED HOUSE BILL NO. 1011
ENGROSSED HOUSE BILL NO. 1013
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1017
SUBSTITUTE HOUSE BILL NO. 1027
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1038
HOUSE BILL NO. 1043
SUBSTITUTE HOUSE BILL NO. 1047

HOUSE BILL NO. 1063
HOUSE BILL NO. 1064
SECOND SUBSTITUTE HOUSE BILL NO. 1072
SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1083
SUBSTITUTE HOUSE BILL NO. 1103
SUBSTITUTE HOUSE BILL NO. 1107
HOUSE BILL NO. 1118
HOUSE BILL NO. 1145
SUBSTITUTE HOUSE BILL NO. 1156
HOUSE BILL NO. 1173
HOUSE BILL NO. 1179
HOUSE BILL NO. 1185
HOUSE BILL NO. 1251
ENGROSSED HOUSE BILL NO. 1267
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1279
HOUSE BILL NO. 1286
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1294
SUBSTITUTE HOUSE BILL NO. 1298
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1313
HOUSE BILL NO. 1339
HOUSE BILL NO. 1348
ENGROSSED HOUSE BILL NO. 1367
SUBSTITUTE HOUSE BILL NO. 1402
SUBSTITUTE HOUSE BILL NO. 1409
SUBSTITUTE HOUSE BILL NO. 1413
SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1448
SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1467
HOUSE BILL NO. 1486
SUBSTITUTE HOUSE BILL NO. 1536
ENGROSSED HOUSE BILL NO. 1538
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1563
SECOND SUBSTITUTE HOUSE BILL NO. 1574
ENGROSSED HOUSE BILL NO. 1593
HOUSE BILL NO. 1597
SUBSTITUTE HOUSE BILL NO. 1635
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1654
SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1675
HOUSE BILL NO. 1684
SECOND ENGROSSED SECOND SUBSTITUTE HOUSE BILL
NO. 1727
HOUSE BILL NO. 1783
SUBSTITUTE HOUSE BILL NO. 1805
SUBSTITUTE HOUSE BILL NO. 1814
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1817
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1838
SUBSTITUTE HOUSE BILL NO. 1843
SUBSTITUTE HOUSE BILL NO. 1858
HOUSE BILL NO. 1859
SECOND SUBSTITUTE HOUSE BILL NO. 1888
HOUSE BILL NO. 1892
HOUSE BILL NO. 1896
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1902
SECOND SUBSTITUTE HOUSE BILL NO. 1909
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1950
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1960
HOUSE BILL NO. 2017
SUBSTITUTE HOUSE BILL NO. 2018
SECOND SUBSTITUTE HOUSE BILL NO. 2041
HOUSE BILL NO. 2061
SUBSTITUTE HOUSE BILL NO. 2074
SUBSTITUTE HOUSE BILL NO. 2098
SUBSTITUTE HOUSE BILL NO. 2121
SUBSTITUTE HOUSE BILL NO. 2126
HOUSE BILL NO. 2127
SUBSTITUTE HOUSE BILL NO. 2135
HOUSE BILL NO. 2148
SUBSTITUTE HOUSE BILL NO. 2150
SUBSTITUTE HOUSE BILL NO. 2152
SUBSTITUTE HOUSE BILL NO. 2157
SUBSTITUTE HOUSE BILL NO. 2162
SUBSTITUTE HOUSE BILL NO. 2165
SECOND SUBSTITUTE HOUSE BILL NO. 2166
HOUSE BILL NO. 2169
HOUSE BILL NO. 2170

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2177
 SUBSTITUTE HOUSE BILL NO. 2178
 SUBSTITUTE HOUSE BILL NO. 2183
 SUBSTITUTE HOUSE BILL NO. 2196
 SUBSTITUTE HOUSE BILL NO. 2197
 SUBSTITUTE HOUSE BILL NO. 2205
 SUBSTITUTE HOUSE BILL NO. 2215
 HOUSE BILL NO. 2219
 HOUSE BILL NO. 2231
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2235
 HOUSE BILL NO. 2254

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

Under the provisions of SENATE CONCURRENT RESOLUTION NO. 8410, the following House Bills were returned to the House of Representatives:

SUBSTITUTE HOUSE BILL NO. 2255
 ENGROSSED HOUSE BILL NO. 2278
 SUBSTITUTE HOUSE BILL NO. 2282
 HOUSE BILL NO. 2285
 HOUSE BILL NO. 2294
 HOUSE BILL NO. 2301
 HOUSE BILL NO. 2302
 HOUSE BILL NO. 2329
 SUBSTITUTE HOUSE BILL NO. 2331
 HOUSE BILL NO. 2332
 SECOND SUBSTITUTE HOUSE BILL NO. 2333
 HOUSE BILL NO. 2334
 SUBSTITUTE HOUSE BILL NO. 2339
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2341
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2347
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2353
 SUBSTITUTE HOUSE BILL NO. 2364
 SUBSTITUTE HOUSE BILL NO. 2365
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2368
 SUBSTITUTE HOUSE BILL NO. 2371
 SUBSTITUTE HOUSE BILL NO. 2372
 SUBSTITUTE HOUSE BILL NO. 2373
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2374
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2376
 SUBSTITUTE HOUSE BILL NO. 2378
 HOUSE BILL NO. 2381
 HOUSE BILL NO. 2386
 HOUSE BILL NO. 2404
 HOUSE BILL NO. 2405
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2406
 HOUSE BILL NO. 2407
 HOUSE BILL NO. 2408
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2414
 SUBSTITUTE HOUSE BILL NO. 2420
 HOUSE BILL NO. 2426
 HOUSE BILL NO. 2436
 HOUSE BILL NO. 2437
 HOUSE BILL NO. 2438
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2439
 HOUSE BILL NO. 2440
 ENGROSSED HOUSE BILL NO. 2442
 ENGROSSED HOUSE BILL NO. 2447
 HOUSE BILL NO. 2450
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2451
 SUBSTITUTE HOUSE BILL NO. 2467
 HOUSE BILL NO. 2473
 SUBSTITUTE HOUSE BILL NO. 2474
 HOUSE BILL NO. 2479
 SUBSTITUTE HOUSE BILL NO. 2481
 HOUSE BILL NO. 2482
 SECOND SUBSTITUTE HOUSE BILL NO. 2486
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2500

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2512
 SUBSTITUTE HOUSE BILL NO. 2518
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2524
 HOUSE BILL NO. 2527
 HOUSE BILL NO. 2530
 SUBSTITUTE HOUSE BILL NO. 2531
 HOUSE BILL NO. 2534
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2535
 SUBSTITUTE HOUSE BILL NO. 2537
 SUBSTITUTE HOUSE BILL NO. 2541
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2543
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2546
 SUBSTITUTE HOUSE BILL NO. 2552
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2556
 HOUSE BILL NO. 2573
 SUBSTITUTE HOUSE BILL NO. 2576
 ENGROSSED HOUSE BILL NO. 2582
 HOUSE BILL NO. 2583
 HOUSE BILL NO. 2590
 SUBSTITUTE HOUSE BILL NO. 2592
 SUBSTITUTE HOUSE BILL NO. 2593
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2594
 HOUSE BILL NO. 2598
 SUBSTITUTE HOUSE BILL NO. 2605
 ENGROSSED HOUSE BILL NO. 2617
 ENGROSSED HOUSE BILL NO. 2618
 SUBSTITUTE HOUSE BILL NO. 2624
 SUBSTITUTE HOUSE BILL NO. 2634
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2639
 HOUSE BILL NO. 2642
 SUBSTITUTE HOUSE BILL NO. 2644
 HOUSE BILL NO. 2646
 HOUSE BILL NO. 2647
 SUBSTITUTE HOUSE BILL NO. 2665
 SUBSTITUTE HOUSE BILL NO. 2675
 HOUSE BILL NO. 2682
 ENGROSSED HOUSE BILL NO. 2684
 SUBSTITUTE HOUSE BILL NO. 2691
 SUBSTITUTE HOUSE BILL NO. 2698
 SUBSTITUTE HOUSE BILL NO. 2699
 SUBSTITUTE HOUSE BILL NO. 2705
 SUBSTITUTE HOUSE BILL NO. 2706
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2711
 SUBSTITUTE HOUSE BILL NO. 2722
 SUBSTITUTE HOUSE BILL NO. 2725
 SECOND SUBSTITUTE HOUSE BILL NO. 2743
 ENGROSSED HOUSE BILL NO. 2752
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2759
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2762
 HOUSE BILL NO. 2777
 HOUSE CONCURRENT RESOLUTION NO. 4416

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 13, 2014

MR. SPEAKER:

Under the provisions of SENATE CONCURRENT RESOLUTION NO. 8410, the following House Bills were returned to the House of Representatives:

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO. 1005
 SECOND SUBSTITUTE HOUSE BILL NO. 1170
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1484
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1674
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1769
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1820
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2002
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2149
 SUBSTITUTE HOUSE BILL NO. 2201
 SUBSTITUTE HOUSE BILL NO. 2244
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2306
 SUBSTITUTE HOUSE BILL NO. 2336

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2377
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2383
 SUBSTITUTE HOUSE BILL NO. 2410
 SUBSTITUTE HOUSE BILL NO. 2415
 SECOND SUBSTITUTE HOUSE BILL NO. 2517
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2540
 HOUSE BILL NO. 2553
 ENGROSSED HOUSE BILL NO. 2558
 SUBSTITUTE HOUSE BILL NO. 2610
 SECOND SUBSTITUTE HOUSE BILL NO. 2643
 SUBSTITUTE HOUSE BILL NO. 2651
 SECOND SUBSTITUTE HOUSE BILL NO. 2694
 SUBSTITUTE HOUSE BILL NO. 2719
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2748
 HOUSE BILL NO. 2790
 HOUSE BILL NO. 2794
 ENGROSSED HOUSE BILL NO. 2797

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

MOTIONS

Under the provisions of SENATE CONCURRENT RESOLUTION NO. 8410, the following Senate bills are returned to the Senate:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5020
 ENGROSSED SENATE BILL NO. 5097
 SENATE BILL NO. 5112
 SECOND ENGROSSED SUBSTITUTE SENATE BILL NO. 5127
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5138
 SENATE BILL NO. 5158
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5199
 SUBSTITUTE SENATE BILL NO. 5334
 ENGROSSED SENATE BILL NO. 5430
 ENGROSSED SENATE BILL NO. 5514
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5540
 SENATE BILL NO. 5633
 SUBSTITUTE SENATE BILL NO. 5676
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5697
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5731
 SUBSTITUTE SENATE BILL NO. 5872
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5886
 ENGROSSED THIRD SUBSTITUTE SENATE BILL NO. 5887
 SENATE BILL NO. 5910
 SENATE BILL NO. 5957
 SUBSTITUTE SENATE BILL NO. 5965
 SENATE BILL NO. 5970
 SUBSTITUTE SENATE BILL NO. 5975
 SENATE BILL NO. 5979
 SUBSTITUTE SENATE BILL NO. 5991
 SUBSTITUTE SENATE BILL NO. 5996
 SUBSTITUTE SENATE BILL NO. 6005
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6008
 SENATE BILL NO. 6010
 SENATE BILL NO. 6011
 SUBSTITUTE SENATE BILL NO. 6017
 SENATE BILL NO. 6022
 SENATE BILL NO. 6025
 SUBSTITUTE SENATE BILL NO. 6028
 SENATE BILL NO. 6045
 SENATE BILL NO. 6047
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6049
 SUBSTITUTE SENATE BILL NO. 6050
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6052
 SUBSTITUTE SENATE BILL NO. 6057
 SUBSTITUTE SENATE BILL NO. 6058
 SENATE BILL NO. 6059
 SUBSTITUTE SENATE BILL NO. 6060
 SUBSTITUTE SENATE BILL NO. 6064
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6076
 SENATE BILL NO. 6077
 SENATE BILL NO. 6079
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6081

SUBSTITUTE SENATE BILL NO. 6094
 SECOND SUBSTITUTE SENATE BILL NO. 6096
 SUBSTITUTE SENATE BILL NO. 6104
 SUBSTITUTE SENATE BILL NO. 6105
 SUBSTITUTE SENATE BILL NO. 6110
 SENATE BILL NO. 6114
 SENATE BILL NO. 6122
 SENATE BILL NO. 6125
 SENATE BILL NO. 6133
 SENATE BILL NO. 6138
 SENATE BILL NO. 6143
 SUBSTITUTE SENATE BILL NO. 6150
 SENATE BILL NO. 6157
 SUBSTITUTE SENATE BILL NO. 6179
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6181
 ENGROSSED SENATE BILL NO. 6194
 SENATE BILL NO. 6206
 SUBSTITUTE SENATE BILL NO. 6207
 SUBSTITUTE SENATE BILL NO. 6211
 SECOND SUBSTITUTE SENATE BILL NO. 6215
 ENGROSSED SENATE BILL NO. 6220
 SUBSTITUTE SENATE BILL NO. 6237
 ENGROSSED SENATE BILL NO. 6248
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6249
 SUBSTITUTE SENATE BILL NO. 6250
 SUBSTITUTE SENATE BILL NO. 6259
 SUBSTITUTE SENATE BILL NO. 6280
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6286
 SUBSTITUTE SENATE BILL NO. 6290
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6297
 SENATE BILL NO. 6327
 SENATE BILL NO. 6338
 SENATE BILL NO. 6340
 SUBSTITUTE SENATE BILL NO. 6362
 SECOND SUBSTITUTE SENATE BILL NO. 6402
 SUBSTITUTE SENATE BILL NO. 6418
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6423
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6430
 SUBSTITUTE SENATE BILL NO. 6439
 SENATE BILL NO. 6445
 SENATE BILL NO. 6464
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6472
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6478
 SENATE BILL NO. 6497
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6499
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6512
 SUBSTITUTE SENATE BILL NO. 6515
 SUBSTITUTE SENATE BILL NO. 6516
 SENATE BILL NO. 6519
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6542
 ENGROSSED SENATE BILL NO. 6549
 ENGROSSED SENATE BILL NO. 6550
 SENATE BILL NO. 6555
 SUBSTITUTE SENATE BILL NO. 6558
 SUBSTITUTE SENATE BILL NO. 6572
 SENATE JOINT MEMORIAL NO. 8015

On motion of Representative Sullivan, the reading of the Journal of the 60th Day of the 2014 Regular Session of the 63rd Legislature was dispensed with and ordered to stand approved.

On motion of Representative Sullivan, the 2014 Regular Session of the 63rd Legislature was adjourned SINE DIE.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

HOUSE LEGISLATIVE LEADERS

Sixty Third Legislature
2014 Regular Session

DEMOCRATIC LEADERSHIP

Frank Chopp	Speaker
Jim Moeller	Speaker Pro Tempore
Tina Orwall	Deputy Speaker Pro Tempore
Pat Sullivan	Majority Leader
Eric Pettigrew	Majority Caucus Chair
Kevin Van De Wege	Majority Whip
Tami Green	Majority Floor Leader
Larry Springer	Deputy Majority Leader
Marcus Riccelli	Deputy Majority Whip
Kristine Lytton	Deputy Majority Floor Leader
June Robinson	Assistant Majority Whip
Brady Walkinshaw	Assistant Majority Whip





















REPUBLICAN LEADERSHIP

Dan Kristiansen	Minority Leader
Joel Kretz	Deputy Minority Leader
Judy Warnick	Minority Caucus Chair
Paul Harris	Minority Whip
J.T. Wilcox	Minority Floor Leader
Shelly Short	Minority Caucus Vice Chair
Chad Magendanz	Assistant Minority Floor Leader
Matt Shea	Assistant Minority Floor Leader
Jeff Holy	Assistant Minority Whip
Drew MacEwen	Assistant Minority Whip
Elizabeth Scott	Assistant Minority Whip

2014 HOUSE MEMBERSHIP ROSTER

MEMBER DISTRICT/PARTY COUNTIES IN DISTRICT	PREVIOUS YEARS OF SERVICES	MAILING ADDRESS	BIRTH YEAR BIRTH PLACE	OCCUPATION
 Appleton, Sherry District 23 (D) Kitsap (P)	2005-2013	PO Box 2112 Poulsbo, WA 98370	1942 - RI	Legislator
 Bergquist, Steve District 11 (D) King (P)	2013	PO Box 40600 Olympia, WA 98504	1979-WA	Teacher
 Blake, Brian District 19 (D) Cowlitz (P), Grays Harbor (P), Lewis (P), Pacific, Wahkiakum	Appt. 12/17/2002, 2003-2013	PO Box 40600 Olympia, WA 98504	1960 - WA	Environmental Specialist, Logger
 Buys, Vincent District 42 (R) Whatcom (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1979 - WA	General Contractor
 Carlyle, Reuven District 36 (D) King (P)	2009-2013	3131 Western Ave. Suite 421 Seattle, WA 98121	1965	Wireless Software Entrepreneur
 Chandler, Bruce District 15 (R) Yakima (P)	1999-2013	PO Box 40600 Olympia, WA 98504	1952 - WA	Orchardist
 Chopp, Frank District 43 (D) King (P)	1995-2013	5031 University Way NE Suite 107 Seattle, WA 98105	1953 - WA	Community Service
 Christian, Leonard District 4 (R) Spokane (P)		PO Box 40600 Olympia, WA 98504	1965 - CA	Realtor
 Clibborn, Judy District 41 (D) King (P)	2003-2013	1611 116 th Ave NE Suite 206 Bellevue, WA 98004	1943 - OK	Legislator
 Cody, Eileen District 34 (D) King (P)	Appt. 6/2/1994, 1995-2013	219 1 st Ave S Suite 205 Seattle, WA 98104	1954 - IA	Registered Nurse
 Condotta, Cary District 12 (R) Chelan, Douglas, Grant (P), Okanogan (P)	2003-2013	3024 GS Center Rd Suite C Wenatchee, WA 98801	1957 - WA	Business Consultant
 Dahlquist, Cathy District 31 (R) King (P), Pierce (P)	2011-2013	PO Box 40600 Olympia WA 98504	1960 - CA	Architecture
 DeBolt, Richard District 20 (R) Clark (P), Cowlitz (P), Lewis (P), Thurston (P)	1997-2013	PO Box 40600 Olympia WA 98504	1965 - WA	External Relations
 Dunshee, Hans District 44 (D) Snohomish (P)	1993-1994; 1997-2013	PO Box 40600 Olympia, WA 98504	1953 - CA	Former Septic Designer
 Fagan, Susan District 9 (R) Adams, Asotin, Franklin (P), Garfield, Spokane (P), Whitman	Appt. 12/1/2009, 2011-2013	829 SE Edge Knoll Dr Pullman WA 99163	WA	Public Affairs Executive

	MEMBER DISTRICT/PARTY COUNTIES IN DISTRICT	PREVIOUS YEARS OF SERVICES	MAILING ADDRESS	BIRTH YEAR BIRTH PLACE	OCCUPATION
	Farrell, Jessyn District 46 (D) King (P)	2013	PO Box 40600 Olympia, WA 98504	1973 - WA	Attorney
	Fey, Jake District 27 (D) Pierce (P)	2013	1406 Browns Pt Blvd NE Tacoma, WA 98422	1949 - WA	Director, WSU Energy Program
	Fitzgibbon, Joe District 34 (D) King (P)	2011-2013	615 SW Ambaum Blvd Apt 204 Burien, WA 98166	1986 - WA	Legislator
	Freeman, Roger District 30 (D) King (P), Pierce (P)	2013	PO Box 40600 Olympia, WA 98504	1965 - NE	Attorney
	Goodman, Roger District 45 (D) King (P)	2007-2013	PO Box 40600 Olympia, WA 98504	1961 – RI	Attorney
	Green, Tami District 28 (D) Pierce (P)	2005-2013	7406 27 th St W Suite 207 University Place, WA 98466	1959 – NE	Registered Nurse
	Gregerson, Mia District 33 (D) King (P)		PO Box 40600 Olympia, WA 98504	1972 - Taiwan	Legislator
	Habib, Cyrus District 48 (D) King (P)	2013	615 Market St Suite B Kirkland, WA 98033	1981-MD	Attorney
	Haigh, Kathy District 35 (D) Kitsap (P), Mason, Thurston (P)	1999-2013	81 SE Walker Park Rd Shelton, WA 98584	1950 - OH	Veterinarian
	Haler, Larry District 8 (R) Benton (P)	2005-2013	719 Jadwin Ave Richland, WA 99352	1951 – IA	Retired Engineer
	Hansen, Drew District 23 (D) Kitsap (P)	Appt. 9/19/2011, 2012-2013	PO Box 40600 Olympia, WA 98504		
	Hargrove, Mark District 47 (R) King (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1956 –TX	Instructor Pilot
	Harris, Paul District 17 (R) Clark (P)	2011-2013	237 NE Chkalov Dr Suite 106 Vancouver, WA 98684	1953 - OR	Sales/Marketing
	Hawkins, Brad District 12 (R) Chelan, Douglas, Grant (P), Okanogan (P)	2013	PO Box 40600 Olympia, WA 98504		
	Hayes, Dave District 10 (R) Island, Skagit (P), Snohomish (P)	2013	PO Box 40600 Olympia, WA 98504	1966 - WA	Law Enforcement
	Holy, Jeff District 6 (R) Spokane (P)	2013	PO Box 40285 Spokane, WA 98220		Attorney
	Hope, Mike District 44 (R) Snohomish (P)	Appt. 12/16/2008; 2009-2013	PO Box 40600 Olympia, WA 98504	1975 – OH	Seattle Police
	Hudgins, Zack District 11 (D) King (P)	Appt. 12/09/2002; 2003-2013	4511 S 136 th St Tukwila, WA 98168	1968 – TX	High Technology Manager

	MEMBER DISTRICT/PARTY COUNTIES IN DISTRICT	PREVIOUS YEARS OF SERVICES	MAILING ADDRESS	BIRTH YEAR BIRTH PLACE	OCCUPATION
	Hunt, Graham District 2 (R) Pierce (P), Thurston (P)		PO Box 40600 Olympia, WA 98504	1979	Insurance Producer
	Hunt, Sam District 22 (D) Thurston (P)	2001-2013	PO Box 40600 Olympia, WA 98504	1942 - MT	Retired
	Hunter, Ross District 48 (D) King (P)	2003-2013	1611 116 th Ave NE Suite 206 Bellevue, WA 98004	1961 - PA	Retired Software Executive
	Hurst, Christopher District 31 (D) King (P), Pierce (P)	1999-2002, 2007-2013	62504 Indian Summer Way E Enumclaw, WA 98022	1954 - WA	Retired Police Detective
	Jinkins, Laurie District 27 (D) Pierce (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1964 - IA	Public Health Official
	Johnson, Norm District 14 (R) Clark (P), Klickitat, Skamania, Yakima (P)	2009-2013	421 N 20 th Ave Suite A Yakima, WA 98902	1938 - WA	Retired Educator, Administrator
	Kagi, Ruth District 32 (D) King (P), Snohomish (P)	1999-2013	13504 8 th Ave NW Seattle, WA 98177	1945 - WA	Legislator
	Kirby, Steve District 29 (D) Pierce (P)	2001-2013	PO Box 40600 Olympia WA 98504	1951 - WA	Legislator
	Klippert, Brad District 8 (R) Benton (P)	2009-2013	PO Box 6478 Kennewick, WA 99336	1957 - WA	Legislator, Deputy, LTC
	Kochmar, Linda District 30 (R) King (P), Pierce (P)	2013	PO Box 40600 Olympia, WA 98504	1949 - OR	Risk Manager
	Kretz, Joel District 7 (R) Ferry, Okanogan (P), Pend Oreille, Spokane (P), Stevens	2005-2013	1014 Toroda Creek Rd Wauconda, WA 98859	1957 - WA	Rancher/ Logger
	Kristiansen, Dan District 39 (R) King (P), Skagit (P), Snohomish (P)	2003-2013	PO Box 40600 Olympia, WA 98504	1962 - WA	Legislator
	Liias, Marko District 21 (D) Snohomish (P)	Appt. 1/7/2008; 2009-2013	PO Box 40600 Olympia, WA 98504	1981 - WA	Legislator
	Lytton, Kristine District 40 (D) San Juan, Skagit (P), Whatcom (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1960 - IL	Legislator
	MacEwen, Drew District 35 (R) Kitsap (P), Mason, Thurston (P)	2013	PO Box 651 Union, WA 98592	1973 - MN	Investment Advisor
	Magendanz, Chad District 5 (R) King (P)	2013	PO Box 1362 Issaquah, WA 98027	1967 - NY	Software Design Consultant
	Manweller, Matt District 13 (R) Grant (P), Kittitas, Lincoln, Yakima (P)	2013	PO Box 40600 Olympia, WA 98504	1969 - CA	Professor
	Moeller, Jim District 49 (D) Clark (P)	2003-2013	PO Box 40600 Olympia, WA 98504	1955 - WA	Substance Abuse Counselor
	Morrell, Dawn District 25 (D) Pierce (P)	2003-2010, 2013	PO Box 40600 Olympia, WA 98504	1949 - ID	Registered Nurse
	Morris, Jeff District 40 (D) San Juan, Skagit (P), Whatcom (P)	1997-2013	1004 Commercial Ave #303 Anacortes, WA 98221	1964 - WA	Owner - Energy Horizon LLC

MEMBER DISTRICT/PARTY COUNTIES IN DISTRICT	PREVIOUS YEARS OF SERVICES	MAILING ADDRESS	BIRTH YEAR BIRTH PLACE	OCCUPATION
 Moscoso, Luis District 1 (D) King (P), Snohomish (P)	2011-2013	817 238 th St SE Suite L Bothell, WA 98021	1950 - IA	Retired
 Muri, Dick District 28 (R) Pierce (P)		PO Box 40600 Olympia, WA 98504	1953 - AK	Retired Military
 Nealey, Terry Benton (P), Columbia, Franklin (P), Walla Walla	Appt. 12/1/2009, 2010 -2013	26 E Main St Suite 205 Walla Walla, WA 99362	1947 - WA	Attorney
 Orcutt, Ed District 20 (R) Clark (P), Cowlitz (P), Lewis (P), Thurston (P)	Appt. 1/4/2002, 2003-2013	PO Box 40600 Olympia, WA 98504	1963 - ME	Consulting Forester
 Ormsby, Timm District 3 (D) Spokane (P)	Appt. 9/30/2003, 2004-2013	PO Box 40600 Olympia, WA 98504	1959 - WA	Cement Mason
 Ortiz-Self, Lillian District 21 (21) Snohomish (P)		PO Box 40600 Olympia, WA 98504	1960 - NY	School/Mental Health Counselor
 Orwall, Tina District 33 (D) King (P)	2009-2013	PO Box 40600 Olympia, WA 98504	1965 - FL	Strategic Planner
 Overstreet, Jason District 42 (R) Whatcom (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1974 - WA	Seattle Fire Dept./ Business Owner
 Parker, Kevin District 6 (R) Spokane (P)	2009-2013	10 N Post St Suite 648 Spokane, WA 99201	1973 - OR	Business Owner
 Pettigrew, Eric District 37 (D) King (P)	2003-2013	PO Box 40600 Olympia, WA 98504	1960 - CA	Director of Business Dev. Regence/BluShield
 Pike, Liz District 18 (R) Clark (P)	Appt. 8/23/2012, 2013	PO Box 40600 Olympia, WA 98504	1960 - CA	Advertising Company Owner
 Pollet, Gerry District 46 (D) King (P)	Appt. 12/5/2011, 2012-2013	PO Box 40600 Olympia, WA 98504	1958 - NY	Attorney/Non-profit Director
 Reykdal, Chris District 22 (D) Thurston (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1972 - WA	College Administrator
 Riccelli, Marcus District 3 (D) Spokane (P)	2013	PO Box 40600 Olympia, WA 98504	1978- WA	State Representative
 Roberts, Mary Helen District 21 (D) Snohomish (P)	2005-2013	PO Box 40600 Olympia, WA 98504	1947 - OR	Legislator
 Robinson, June District 38 (D) Snohomish (P)		PO Box 40600 Olympia, WA 98504	1959 - PA	Public Health Manager
 Rodne, Jay District 5 (R) King (P)	Appt. 1/20/2004, 2005-2013	PO Box 40600 Olympia, WA 98504	1966 - MN	Attorney
 Ross, Charles District 14 (R) Clark (P), Klickitat, Skamania, Yakima (P)	2007-2013	PO Box 40600 Olympia, WA 98504		Legislator
 Ryu, Cindy District 32 (D) King (P), Snohomish (P)	2011-2013	PO Box 33548 Seattle, WA 98133	1957 - Korea	Commercial/ Retail Space Management
 Santos, Sharon Tomiko District 37 (D) King (P)	1999-2013	PO Box 40600 Olympia, WA 98504	1961 - CA	Legislator
 Sawyer, David District 29 (D) Pierce (P)	2013	PO Box 40600 Olympia, WA 98504	1983 - WA	Law Clerk
 Schmick, Joe District 9 (R) Adams, Asotin, Franklin (P),	Appt. 11/26/2007, 2008-2013	PO Box 40600 Olympia, WA 98504	1958 - WA	Farmer/ Small Business Owner

	MEMBER DISTRICT/PARTY COUNTIES IN DISTRICT	PREVIOUS YEARS OF SERVICES	MAILING ADDRESS	BIRTH YEAR BIRTH PLACE	OCCUPATION
	Garfield, Spokane (P), Whitman Scott, Elizabeth District 39 (R) King (P), Skagit (P), Snohomish (P)	2013	14751 N Kelsey St Suite 105-386 Monroe, WA 98272	IL	Consultant, Educator
	Seaquist, Larry District 26 (D) Kitsap (P), Pierce (P)	2007-2013	3018 19 th Ave Ct NW Gig Harbor, WA 98335	1938 – ID	Writer/ Retired Naval Officer
	Sells, Mike District 38 (D) Snohomish (P)	2005-2013	2812 Lombard Ave. Suite 210 Everett, WA 98201	1945 - WA	Labor Official
	Senn, Tana District 41 (D) King (P)		1611 116 th Ave NE Suite 206 Bellevue, WA 98004	1971 – IL	Legislator
	Shea, Matthew District 4 (R) Spokane (P)	2009-2013	PO Box 40600 Olympia, WA 98504	1974 - WA	Attorney
	Short, Shelly District 7 (R) Ferry, Lincoln, Okanogan (P), Pend Oreille, Spokane (P), Stevens	2009-2013	PO Box 40600 Olympia, WA 98504	1962 - WA	Legislator
	Smith, Norma District 10 (R) Island, Skagit (P), Snohomish (P)	Appt. 1/8/2008; 2009-2013	PO Box 40600 Olympia, WA 98504	1951 – FL	Communications
	Springer, Larry District 45 (D) King (P)	2005-2013	700 20th Ave West Kirkland, WA 98033	1947 - WA	Retail Store Owner
	Stanford, Derek District 1 (D) King (P), Snohomish (P)	2011-2013	21818 66 th Ave W Suite 14 Mountlake Terrace, WA 98043	MI	Statistician
	Stonier, Monica District 17 (D) Clark (P)	2013	PO Box 40600 Olympia, WA 98504	1976	Instructional Coach
	Sullivan, Pat District 47 (D) King (P)	2005-2013	26513 168th Pl SE Covington, WA 98042	1962 - MN	Legislator
	Takko, Dean District 19 (D) Cowlitz (P), Grays Harbor (P), Lewis (P), Pacific, Wahkiakum	Appt. 12/21/2004, 2005- 2013	PO Box 40600 Olympia, WA 98504	1950 - WA	Legislator
	Tarleton, Gael District 36 (D) King (P)	2013	PO Box 40600 Olympia, WA 98504	1959 - MA	Legislator
	Taylor, David District 15 (R) Yakima (P)	Appt. 3/30/2009, 2010-2013	PO Box 40600 Olympia, WA 98504	1972 - WA	Consultant
	Tharinger, Steve District 24 (D) Clallam, Grays Harbor (P), Jefferson	2011-2013	64 Village Lane Suite A Sequim, WA 98382	1949 - WI	County Commissioner
	Van De Wege, Kevin District 24 (D) Clallam, Grays Harbor (P), Jefferson	2007-2013	PO Box 40600 Olympia, WA 98504	1974 - WA	Firefighter/Paramedic
	Vick, Brandon District 18 (R) Clark (P)	2013	PO Box 40600 Olympia, WA 98504	1984 - CA	Landscape Contractor
	Walkinshaw, Brady District 43 (D) King (P)		PO Box 40600 Olympia, WA 98504	1984 - MN	Legislator
	Walsh, Maureen District 16 (R) Benton (P), Columbia, Franklin (P), Walla Walla	2005-2013	1227 Murphy Lane SE College Place, WA 99324	1960 - OH	Small Business Owner
	Warnick, Judy District 13 (R) Grant (P), Kittitas, Lincoln,	2007-2013	326 S Cedar St Suite A Moses Lake, WA 98837	1950 - WA	Small Business Owner

MEMBER DISTRICT/PARTY COUNTIES IN DISTRICT	PREVIOUS YEARS OF SERVICES	MAILING ADDRESS	BIRTH YEAR BIRTH PLACE	OCCUPATION	
	Yakima (P) Wilcox, JT District 2 (R) Pierce (P), Thurston (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1962 - WA	Farming
	Wylie, Sharon District 49 (D) Clark (P)	Appt. 4/13/2011, 2012-2013	PO Box 40600 Olympia, WA 98504	1949 - LA	Consultant
	Young, Jesse District 26 (R) Kitsap (P), Pierce (P)	2011-2013	PO Box 40600 Olympia, WA 98504	1976 - ID	Software Engineer
	Zeiger, Hans District 25 (R) Pierce (P)	2011-2013	101 S Meridian Suite D Puyallup, WA 98371	1985 - WA	Author

BILLS, MEMORIALS AND RESOLUTIONS PASSED

Sixty Third Legislature
2014 Legislative Session

Bill	Description	Chapter	Effective Date	Notes
ESHB 1090	Dock construction	C 23 L 14	6/12/2014	
2ESHB 1117	Real property transfer	C 58 L 14	6/12/2014**	
E2SHB 1129	Ferry vessel replacement	C 59 L 14	6/12/2014	
SHB 1171	Pretrial release programs	C 24 L 14	6/12/2014	
EHB 1224	Voluntary planning under GMA	C 147 L 14	6/12/2014	
SHB 1254	Prevailing wage filings	C 148 L 14	6/12/2014	
SHB 1260	Public facilities' grants	Gov vetoed		Vetoed
HB 1264	Fire district mergers	C 25 L 14	6/12/2014	
ESHB 1287	Indian tribes/property tax	C 207 L 14	6/12/2014	
SHB 1292	Prostitution convictions	C 109 L 14	6/12/2014	
HB 1360	Industrial land banks	C 149 L 14	6/12/2014	
ESHB 1417	Irrigation district admin	C 2 L 14	6/12/2014	
HB 1607	Forcible entry	C 3 L 14	6/12/2014	
SHB 1634	Property tax levy limit	C 4 L 14	6/12/2014	
ESHB 1643	Energy conservation	C 26 L 14	6/12/2014	
2SHB 1651	Juvenile records access	C 175 L 14	6/12/2014	
SHB 1669	Higher ed/self-supporting	C 60 L 14	6/12/2014	
2SHB 1709	Foreign language intrpreters	C 150 L 14	6/12/2014	Partial Veto
HB 1724	Statements by juveniles	C 110 L 14	6/12/2014	
SHB 1742	Sales of growlers of wine	C 27 L 14	6/12/2014	
2SHB 1773	Midwifery	C 187 L 14	6/12/2014	
HB 1785	State resources/de minimis	C 28 L 14	6/12/2014	
SHB 1791	Trafficking	C 188 L 14	6/12/2014	
ESHB 1840	Firearms/restraining orders	C 111 L 14	6/12/2014*	
SHB 1841	Electr. competitive bidding	C 151 L 14	6/12/2014	
ESHB 2023	Securities/crowdfunding	C 144 L 14	6/12/2014	
E2SHB 2029	Econ development agencies	C 112 L 14	6/12/2014**	
SHB 2057	Arrest without warrant	C 5 L 14	6/12/2014	
SHB 2080	Tribal fishing/convictions	C 176 L 14	6/12/2014	
HB 2099	Timber purchase reporting	C 152 L 14	6/12/2014	
HB 2100	Seattle U license plates	C 6 L 14	1/1/2015	
SHB 2102	Civil actions by prisoners	C 113 L 14	6/12/2014	
SHB 2105	Govt agency meeting agendas	C 61 L 14	6/12/2014	
HB 2106	Primaries for county offices	C 7 L 14	6/12/2014	
EHB 2108	Hearing instrument fitters	C 189 L 14	6/12/2014*	
ESHB 2111	Regional transit authorities	C 153 L 14	6/12/2014	
HB 2115	Officer promotion board	C 178 L 14	6/12/2014	
HB 2119	State waterfall/Palouse	C 41 L 14	6/12/2014	
SHB 2125	Horse racing fines	C 62 L 14	6/12/2014	
HB 2130	Veterans innovations program	C 179 L 14	6/12/2014	
HB 2137	Commercial motor vehicles	C 154 L 14	6/12/2014	
HB 2140	Credit unions' mergers	C 8 L 14	6/12/2014	

SHB 2146	L&I appeal bonds	C 190 L 14	7/1/2015	
ESHB 2151	Recreational trails	C 114 L 14	6/12/2014	
SHB 2153	Eosinophilic GI disorders	C 115 L 14	6/12/2014	
ESHB 2155	Theft from spirits retailers	C 63 L 14	6/12/2014	
ESHB 2160	Physical therapists	C 116 L 14	7/1/2015*	
2SHB 2163	Dextromethorphan	C 64 L 14	7/1/2015	
ESHB 2164	Juvenile firearm offenders	C 117 L 14	6/12/2014	
HB 2167	Challenged schools	C 191 L 14	6/12/2014	Partial Veto
SHB 2171	Veterans, military personnel	C 65 L 14	6/12/2014	
SHB 2175	Telecommunications industry	C 118 L 14	6/12/2014	
ESHB 2191	Child care facilities	C 9 L 14	6/12/2014	
E2SHB 2192	State agency permitting	C 68 L 14	6/12/2014	
SHB 2195	Involuntary medication/jails	C 10 L 14	6/12/2014	
E2SHB 2207	Basic education funding	C 155 L 14	6/12/2014	Partial Veto
HB 2208	Heavy civil construction	C 42 L 14	6/12/2014	
HB 2225	Milwaukee Road corridor	C 43 L 14	6/12/2014	
HB 2228	Private voc school students	C 11 L 14	6/12/2014	
SHB 2229	State tourism marketing prog	C 69 L 14	6/12/2014	
ESHB 2246	Mercury-containing lights	C 119 L 14	6/12/2014**	
2SHB 2251	Fish barrier removals	C 120 L 14	6/12/2014	Partial Veto
HB 2253	Telecomm installations	C 156 L 14	6/12/2014*	
SHB 2261	Science use/agency actions	C 21 L 14	6/12/2014	
SHB 2262	Science use/agency actions	C 22 L 14	6/12/2014	
HB 2276	Residential schools/ESDs	C 157 L 14	6/12/2014	
HB 2296	Petition signatures/cities	C 121 L 14	6/12/2014	
ESHB 2298	Capital projects/tech infra.	C 44 L 14	6/12/2014	
ESHB 2304	Marijuana licenses	C 192 L 14	6/12/2014	
SHB 2309	Property taxes, payment of	C 13 L 14	6/12/2014	
SHB 2310	Provider safety equipment	C 70 L 14	6/12/2014	
ESHB 2315	Suicide prevention	C 71 L 14	6/12/2014	
SHB 2318	Medicaid transp. brokers	C 193 L 14	6/12/2014	
EHB 2335	Extended foster care	C 122 L 14	3/1/2015	
EHB 2351	Health care/volunteers	C 126 L 14	6/12/2014	
HB 2359	Collectible vehicles	C 72 L 14	6/12/2014	
SHB 2363	Military member dependents	C 180 L 14	6/12/2014	
EHB 2397	Medal of Honor license plate	C 181 L 14	6/12/2014	
HB 2398	Community college degrees	C 158 L 14	6/12/2014	
SHB 2430	Athletic trainers	C 194 L 14	6/12/2014	
SHB 2433	Annexation/utility notice	C 123 L 14	6/12/2014	
HB 2446	Property tax refund order	C 16 L 14	6/12/2014	
SHB 2448	Insur & finan responsibility	C 17 L 14	6/12/2014	
SHB 2454	Water quality trading program	C 73 L 14	6/12/2014	
HB 2456	Firefighter, definition	C 145 L 14	6/12/2014	
2SHB 2457	Derelict & abandoned vessels	C 195 L 14	6/12/2014	
ESHB 2463	Parking, person w/disability	C 124 L 14	7/1/2015	
SHB 2492	Emergency provider liability	C 159 L 14	6/12/2014	
E2SHB 2493	Land use/horticulture	C 125 L 14	6/12/2014	
HB 2515	Population enumeration data	C 14 L 14	6/12/2014	
ESHB 2519	Early ed/children in welfare	C 160 L 14	6/12/2014*	

SHB 2544	Newborn screening	C 18 L 14	6/12/2014	
HB 2547	Port district creation	C 15 L 14	6/12/2014	
HB 2555	Design-build contracts	C 19 L 14	6/12/2014	
SHB 2567	Homeowners' associations	C 20 L 14	6/12/2014	
E2SHB 2569	Diesel emissions pollution	C 74 L 14	6/12/2014**	
E2SHB 2572	Healthcare purchase, delivery	C 223 L 14	6/12/2014	Partial Veto
HB 2575	Teacher assignment data	C 161 L 14	6/12/2014	
E2SHB 2580	Maritime industry, etc.	C 127 L 14	6/12/2014	
HB 2585	TANF benefits for a child	C 75 L 14	6/12/2014	
SHB 2612	Opportunity scholarship	C 208 L 14	6/12/2014	
SHB 2613	Higher ed efficiencies	C 162 L 14	6/12/2014	
2SHB 2616	Parents w/devel disabilities	C 163 L 14	6/12/2014	
ESHB 2626	Educational attainment goals	C 209 L 14	6/12/2014	Partial Veto
2SHB 2627	Chemical dependency	C 128 L 14	6/12/2014	
EHB 2636	Govt environmental reports	C 76 L 14	6/12/2014	
HB 2674	Quick titles processing	C 12 L 14	6/12/2014	
ESHB 2680	Liquor catering license	C 29 L 14	6/12/2014	
HB 2700	Breast cancer license plates	C 77 L 14	1/1/2015	
HB 2708	Qualif'd alt energy resource	C 129 L 14	6/12/2014	
HB 2723	Foreclosures	C 164 L 14	6/12/2014	
SHB 2724	Archaeological resource info	C 165 L 14	6/12/2014	
EHB 2733	Pipes and irrigation canals	C 45 L 14	6/12/2014	
SHB 2739	Student success in school	C 196 L 14	6/12/2014	
HB 2741	Initial vehicle registration	C 197 L 14	6/12/2014	
HB 2744	Veteran-owned businesses	C 182 L 14	6/12/2014	
ESHB 2746	Medicaid personal care	C 166 L 14	6/12/2014	
HB 2776	Civil liberties ed program	C 46 L 14	6/12/2014	
EHB 2789	Government surveillance	Gov vetoed		Vetoed
HB 2798	Managed health care/payments	C 198 L 14	6/12/2014	
HCR 4414	Joint session/state of state	H Filed Sec/St		
HCR 4415	Bill status for 2014 session	H Filed Sec/St		
ESSB 5045	Day spas/wine or beer	C 199 L 14	6/12/2014	
ESB 5048	Notice against trespass	Gov vetoed		Vetoed
2SSB 5064	Offenses prior to age 18	C 130 L 14	6/1/2014	
SSB 5123	Farm internship program	C 131 L 14	6/12/2014	
SB 5141	Motorcycles @ traffic signal	C 167 L 14	6/12/2014	
SSB 5173	Holidays/faith & conscience	C 168 L 14	6/12/2014	
SB 5310	Senior ctr alcohol license	C 78 L 14	6/12/2014	
SB 5318	Military/resident tuition	C 183 L 14	6/12/2014	
SSB 5360	Unpaid wages collection	C 210 L 14	6/12/2014	
SSB 5467	Vehicle owner lists	C 79 L 14	6/12/2014	
SSB 5691	Veterans' homes	C 184 L 14	6/12/2014	
SB 5775	Veterans/drivers' licenses	C 185 L 14	8/30/2017	
2ESSB 5785	License plates/display, etc.	C 80 L 14	6/12/2014	
SSB 5859	Small rural hospitals	C 57 L 14	6/12/2014	
ESSB 5875	Homeless housing surcharge	C 200 L 14	6/12/2014	
ESSB 5889	Snowmobile license fees	C 30 L 14	6/12/2014*	
SB 5931	Health plans outside exchnge	C 31 L 14	6/12/2014	
SB 5956	Short-barreled rifles	C 201 L 14	6/12/2014	

2SSB 5958	Student transition services	C 47 L 14	6/12/2014	
ESB 5964	Public records and meetings	C 66 L 14	7/1/2014	
SSB 5969	Academic credit/military	C 186 L 14	6/12/2014	
ESSB 5972	Forested lands fire damages	C 81 L 14	6/12/2014	
2SSB 5973	Community forest trust acct	C 32 L 14	6/12/2014**	
SSB 5977	Protection product guarantee	C 82 L 14	6/12/2014	
SB 5981	Mason Co. superior crt judge	C 169 L 14	6/12/2014	
SB 5999	Corporate entity conversions	C 83 L 14	6/12/2014	
ESSB 6001	Trans sup budget 2013-2015	C 222 L 14	4/4/2014	Partial Veto
ESSB 6002	Operating sup budget 2014	C 221 L 14	4/4/2014	Partial Veto
SSB 6007	Public utility customer info	C 33 L 14	6/12/2014	
SB 6013	Epinephrine autoinjectors	C 34 L 14	6/12/2014	
SSB 6014	Vessel operation/intoxicated	C 132 L 14	6/12/2014	
ESSB 6016	Health benefit exchange	C 84 L 14	6/12/2014**	
ESB 6031	Lake & beach mgmt districts	C 85 L 14	6/12/2014	
ESB 6034	State parks partnerships	C 86 L 14	6/12/2014	
SB 6035	Ski area conveyance safety	C 133 L 14	6/12/2014	
ESSB 6040	Invasive species	C 202 L 14	6/12/2014	
ESSB 6041	Fish & wildlife enforcement	C 48 L 14	6/12/2014	
SSB 6046	Whistleblowers	C 49 L 14	6/12/2014	
SSB 6054	Aeronautic safety	C 134 L 14	6/12/2014	
2SSB 6062	School data internet access	C 211 L 14	6/12/2014	
SB 6065	Tanning devices/UV radiation	C 87 L 14	6/12/2014	
SSB 6069	Sex offenders/cmtty custody	C 35 L 14	6/12/2014	
SSB 6074	Homeless student ed outcomes	C 212 L 14	6/12/2014	
SSB 6078	Native American heritage day	C 177 L 14	6/12/2014	
SSB 6086	State agency PCBs reduction	C 135 L 14	6/12/2014	
SB 6093	Background checks/DEL cards	C 50 L 14	6/12/2014	
SSB 6095	Background checks	C 88 L 14	6/12/2014	
SB 6115	Process server requirements	C 203 L 14	6/12/2014	
SSB 6124	State Alzheimer's plan	C 89 L 14	6/12/2014	
E2SSB 6126	Children/dependency matters	C 108 L 14	7/1/2014	
SB 6128	Student medications/delivery	C 204 L 14	6/12/2014	Partial Veto
SSB 6129	Paraeducator development	C 136 L 14	6/12/2014	Partial Veto
SB 6134	Nondepository institutions	C 36 L 14	6/12/2014	
SB 6135	Banks and trust companies	C 37 L 14	1/5/2015**	
ESSB 6137	Pharmacies	C 213 L 14	6/12/2014	
SB 6141	UTC and atty general records	C 170 L 14	6/12/2014	
SSB 6145	Official state oyster	C 146 L 14	6/12/2014	
2SSB 6163	Expanded learning	C 219 L 14	6/12/2014	
SB 6180	Forest lands & timber lands	C 137 L 14	6/12/2014	
SSB 6199	Wildfires/incendiary devices	C 90 L 14	6/12/2014	
SB 6201	LEOFF life annuity benefit	C 91 L 14	6/12/2014	
SB 6208	Veterans' benefits/services	C 67 L 14	6/12/2014	
SSB 6216	County ferries	C 51 L 14	6/12/2014	
SB 6219	Traffic on primitive road	C 205 L 14	6/12/2014	
SSB 6226	Distillery spirits sales	C 92 L 14	6/12/2014	
ESSB 6228	Health care cost and quality	C 224 L 14	6/12/2014	Partial Veto
ESSB 6242	180-day school year waivers	C 171 L 14	6/12/2014	

ESSB 6265	Agencies/patient health info	C 220 L 14	7/1/2014*	Partial Veto
ESSB 6272	Car dealers & manufacturers	C 214 L 14	6/12/2014	
SSB 6273	Money transmitters	C 206 L 14	6/12/2014	
SSB 6279	Search warrant applications	C 93 L 14	6/12/2014	
SSB 6283	Phlebotomists	C 138 L 14	6/12/2014	
SB 6284	Public health sup account	C 94 L 14	6/12/2014	
SB 6299	Prenatal nutrition education	C 38 L 14	6/12/2014	
2SSB 6312	Mental health, chem depndncy	C 225 L 14	6/12/2014*	
SB 6321	PERS, SERS, TRS contrib rate	C 95 L 14	6/12/2014	
SB 6328	Deferred compensation plans	C 172 L 14	6/12/2014	
2SSB 6330	Housing/urban growth areas	C 96 L 14	6/12/2014	
SSB 6333	Tax statutes	C 97 L 14	6/12/2014	
SSB 6339	Involuntary servitude	C 52 L 14	6/12/2014	
SB 6358	Financial aid policies	C 53 L 14	6/12/2014	
SSB 6387	Devel. disabilities services	C 139 L 14	6/12/2014	
ESSB 6388	Direct seller license/foods	C 98 L 14	6/12/2014	
SB 6405	Nonprofit tax-exempt proprty	C 99 L 14	6/12/2014*	
SB 6413	Prior offenses for DUI	C 100 L 14	6/12/2014	
SB 6415	DUI consecutive sentences	C 101 L 14	6/12/2014	
SB 6419	Medicaid/border communities	C 39 L 14	6/12/2014	
SB 6424	Biliteracy seal/HS students	C 102 L 14	6/12/2014	
SSB 6431	Youth suicide prevention	C 103 L 14	6/12/2014	
ESSB 6436	College bound scholarship	C 215 L 14	6/12/2014	
ESSB 6440	Natural gas/fuel taxes	C 216 L 14	7/1/2015	
SSB 6442	Cider sales	C 54 L 14	6/12/2014	
SSB 6446	County game lands taxation	C 55 L 14	7/1/2015	
ESSB 6450	On-water dwellings	C 56 L 14	6/12/2014	
SSB 6453	Aging and home care agencies	C 40 L 14	6/12/2014	
ESB 6458	Insurance comm./health care	Gov vetoed		Vetoed
ESSB 6479	Caregivers and children	C 104 L 14	6/12/2014	
ESB 6501	Used oil recycling	C 173 L 14	6/12/2014	
SB 6505	Marijuana industry/tax prefs	C 140 L 14	6/12/2014***	
ESSB 6511	Healthcare prior authorizing	C 141 L 14	6/12/2014	
SB 6514	Farmers markets/beer & wine	C 105 L 14	6/12/2014	
ESSB 6517	Agency employees' ID numbers	C 106 L 14	6/12/2014	
E2SSB 6518	Innovate Washington	C 174 L 14	6/12/2014	
SB 6522	Structured settlements/info	C 142 L 14	6/12/2014	
SB 6523	Higher ed opportunities	C 1 L 14	6/12/2014	
E2SSB 6552	Student hour and grad reqs	C 217 L 14	6/12/2014*	Partial Veto
ESB 6553	Real property sale proceeds	C 107 L 14	6/12/2014	
ESSB 6570	Hospital safety net assessmt	C 143 L 14	3/28/2014	
SB 6573	Aged & housing programs	C 218 L 14	6/12/2014	
SJM 8003	Communications Decency Act	S Filed Sec/St		
SSJM 8007	Harbor maintenance tax	S Filed Sec/St		
SCR 8408	Cutoff dates for legislature	S Filed Sec/St		
SCR 8409	High skills high wages plan	S Filed Sec/St		
SCR 8410	Bills/house of origin	S Filed Sec/St		
SCR 8411	Adjourning SINE DIE	S Filed Sec/St		

*With exception

** Contingent

***With exception and Contingent

GOVERNOR'S VETO MESSAGES

Sixty Third Legislature
2014 Legislative Session

VETO MESSAGE ON 2SHB 2251

March 28, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 5, Second Substitute House Bill No. 2251 entitled:

"AN ACT Relating to fish barrier removals."

Section 5 of Second Substitute House Bill 2251 directs the Department of Fish and Wildlife to accomplish significant portions of the bill within existing funds. The Department will likely incur additional costs in future biennium as a result of this bill that it cannot absorb without undue hardship on existing programs. For this reason I am vetoing Section 5.

For these reasons I have vetoed Section 5 of Second Substitute House Bill No. 2251. With the exception of Section 5, Second Substitute House Bill No. 2251 is approved.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON 2SHB 1709

March 31, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 1, Second Substitute House Bill No. 1709 entitled:

"AN ACT Relating to training for volunteer foreign language interpreters in K-12 public schools."

Section 1 is an intent section that discusses various experiences of experiences related to limited English proficient families and is not necessary to interpret or implement the substantive provisions of the bill.

For these reasons I have vetoed Section 1 of Second Substitute House Bill No. 1709. With the exception of Section •1, Second Substitute House Bill No. 1709 is approved.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON E2SHB 2207

March 31, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 1, Engrossed Second Substitute House Bill No. 2207 entitled:

"AN ACT Relating to eliminating the reduction in state basic education funding that occurs in counties with federal forest lands."

This legislation will allow high poverty school districts to retain up to \$70,000 of their annual federal forest funding allocation rather than current practice of the offsetting the entire amount against state apportionment funding.

Section 1 prevents any offsetting of federal forest funding from occurring for high poverty districts. This is a technical error in direct conflict with the \$70,000 annual limit established in Section 2 of this act.

For these reasons I have vetoed Section 1 of Engrossed Second Substitute House Bill No. 2207. With the exception of Section 1, Engrossed Second Substitute House Bill No. 2207 is approved.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON HB 2167

April 02, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 2, House Bill No. 2167 entitled:

"AN ACT Relating to changing the date by which challenged schools are identified."

This legislation changes the date by which OSPI is required to identify challenged schools in need of improvement and schools that are persistently lowest-achieving in the state.

Section 2 is an emergency clause section that will make this act effective immediately. The due dates in this legislation have come to pass and the emergency clause is therefore not necessary to implement the substantive provisions of the bill.

For these reasons I have vetoed Section 2 of House Bill No. 2167. With the exception of Section 2, House Bill No. 2167 is approved.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON ESHB 2626

April 03, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 1, Engrossed Substitute House Bill No. 2626 entitled:

"AN ACT Relating to establishing statewide educational attainment goals."

With this legislation we are taking the important step of adopting post-secondary attainment goals for all Washingtonians.

Section 1 is an intent section that discusses the labor market and attainment statistics and is not necessary to interpret or implement the substantive provisions of the bill.

For these reasons I have vetoed Section 1 of Engrossed Substitute House Bill No. 2626. With the exception of Section 1, Engrossed Substitute House Bill No. 2626 is approved.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON SHB 1260

April 4, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval, Substitute House Bill No. 1260 entitled:

"AN ACT Relating to public facilities' grants and loans."

I am vetoing HB 1260. Current law requires that 100 percent of all projects approved by the Community Economic Revitalization Board result in jobs that pay above the county's private-sector median wage. This bill, however, cuts that requirement in half.

As an ardent advocate for family-wage jobs, I believe this bill to be too aggressive a change. While I support the kind of flexibility that would take into account the intent of this bill, as just one or two large employers in an area could skew the median wage levels, we need to proceed with caution.

I intend to introduce legislation next session allowing this flexibility for 25% of CERB funds, rather than 50%. I believe such a bill would be an appropriate balance between supporting family wage jobs across the state, and supporting projects in rural communities that may not be able to meet their county's median wage threshold.

For these reasons I have vetoed Substitute House Bill No. 1260 in its entirety.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON E2SHB 2572

April 04, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Sections 2 and 16, Engrossed Second Substitute House Bill No. 2572 entitled:

"AN ACT Relating to improving the effectiveness of health care purchasing and transforming the health care delivery system by advancing value-based purchasing, promoting community health, and providing greater integration of chronic illness care and needed social supports."

This measure, the Health Care Purchasing bill, directs the state to purchase care more effectively by integrating behavioral health with physical heal care, begins a process to bring transparency to health care costs, and supports communities as they identify and address local health problems.

However, I am vetoing the following sections:

Section 2 -The intent of the section is commendable, but I am dedicated to LEAN management and there is duplication of actuarial work required. Also, there is a question of appropriate legislative oversight. To ensure the spirit of this section is accomplished, I have instructed the Health Care Authority to comply with the elements in this section.

Section 16 -This section involves the Office of the Insurance Rate Review process. The Office of the Insurance Commissioner has worked out this process with the interested parties, so this provision is unnecessary.

For these reasons I have vetoed Sections 2 and 16 of Engrossed Second Substitute House Bill No. 2572 . With the exception of Sections 2 and 16, Engrossed Second Substitute House Bill No. 2572 is approved.

Respectfully submitted,
Jay Inslee
Governor

VETO MESSAGE ON EHB 2789

April 4, 2014

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval, Engrossed House Bill No. 2789 entitled:

"AN ACT Relating to technology-enhanced government surveillance."

This legislation imposes restrictions on state and local agency procurement and usage of "extraordinary sensing devices" attached to unmanned aircraft systems, more popularly known as "drones." Among a number of provisions, the bill imposes a prohibition on the use of extraordinary sensing devices and the disclosure of personal information acquired through such devices, with some exceptions, and creates a new definition of personal information.

After receiving extensive input and considerable reflection, I am vetoing the bill. However, I am issuing a moratorium to executive-branch state agencies to prohibit the purchase and use of these devices during the next 15 months, and asking local law enforcement to do the same.

The Legislature is rightfully concerned about the effects of new technology on our citizens' right to privacy. I share that same concern and take the right to privacy very seriously. As articulated by the lawmakers who supported this bill, some members of the public have concern that, without rules and standards dictating the acceptable uses of unmanned aircraft systems, the government might embark on suspicion-less and warrantless surveillance using this technology. As pointed out by lawmakers on both sides of the aisle, it is important we create the right framework to address these issues so Washingtonians can feel confident their privacy is protected.

While we work in the coming months to create a framework that is protective and can be effectively implemented, no state executive agency will purchase or use these devices until the Legislature has the opportunity to revisit these critical issues in the next session.

I have also heard concerns that local law enforcement agencies might use this veto as an opportunity to purchase these devices this year and conduct warrantless surveillance. I believe local government is as concerned as I am about ensuring our citizens' rights are not violated. Because of this, I am asking the

police chiefs and sheriffs across the state to also refrain from acquiring these devices for the next 15 months and to join us in evaluating the appropriate ways to use these new technologies.

However, I understand there could be an extraordinary natural disaster or other need for a rare exception to this directive.

If we are going to build clear standards for procurement, use and data collection policies for new technology, it's important we do this right. Unfortunately, I do not believe this bill is the appropriate first step. Among other issues, this measure contains conflicting provisions on disclosure and destruction of personal information. This could lead to shielding government uses of this technology from public disclosure. We must ensure that government transparency and accountability are amply provided, which are not clearly guaranteed in this legislation.

The bill also includes an expansive new definition of personal information that would make it impossible to use this technology without violating the prohibitions as written in this bill, and lacks the clarity necessary to give both regulatory and law enforcement agencies -and the public a clear understanding of how these technologies can and will be used in the future.

I commend the parties for bringing this issue to the forefront and for their determination to get a bill passed this session. While I considered exercising section vetoes to achieve this end, this was not possible.

I share the parties' concern about the privacy of our citizens, and I want members of the public to feel confident their government is protecting them while not violating their rights in the process. I have heard from many who support the passage of this bill and many who are concerned it is not yet ready to be enacted into law. I have carefully read and considered this bill, and believe it deserves more work. I believe, too, we want to get ahead of this issue and get standards in place before government agencies start to use this new technology.

My office will be creating a task force this month to better examine these complex issues and develop a fully vetted bill for the 2015 legislative session. The task force will be composed of a broad group of stakeholders to include legislators, the ACLU, state agencies, law enforcement, industry and citizens-at-large. We need to work through these concerns in a transparent and thoughtful manner to make sure what we sign into law protects the privacy of Washingtonians while also creating clear and fair standards for the use of new technology to protect the safety and well-being of our citizens.

For these reasons I have vetoed Engrossed House Bill No. 2789 in its entirety.

Respectfully submitted,
Jay Inslee
Governor

GOVERNOR'S PARDONS AND COMMUTATIONS

Sixty Third Legislature
2014 Legislative Session

AMENDED CONDITIONAL COMMUTATION OF ALKAREEM JABBAR SHADEED

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, Alkareem Jabbar Shadeed, aka Jerry Dwayne Johnson, was convicted on November 10, 1994, of Attempted Robbery in the Second Degree, Attempting to Elude a Pursuing Police Vehicle and Taking, and Riding a Motor Vehicle Without Permission in King County Superior Court Cause Number 94-1-01095-2 and sentenced to serve Life without the Possibility of Parole under Washington's persistent offender law, otherwise known as the "Three Strikes" law.

WHEREAS, according to the court record, the crime leading to Mr. Shadeed's third strike occurred on February 9, 1994. At the age of 24, Mr. Shadeed attempted to rob Craig MacGowan of his wallet. Mr. Shadeed approached Mr. MacGowan from behind and grabbed him. Mr. MacGowan managed to drag Mr. Shadeed into the street. Mr. Shadeed was then startled by a car driving by. He let Mr. MacGowan go and ran to a parked vehicle he had taken without permission earlier in the day and drove away. When spotted later by Seattle Police, Mr. Shadeed attempted to elude capture on foot but was later apprehended. Mr. Shadeed was on probation at the time of the offense. He was convicted and sentenced in November 1994 by King County Superior Court Judge Richard Ishikawa.

WHEREAS, Mr. Shadeed's second strike was earned when he was convicted of Robbery in the Second Degree for the robbery of Jaime Guox on March 28, 1991. Mr. Shadeed approached Mr. Guox while Mr. Guox was waiting for a bus in downtown Los Angeles, California. Mr. Shadeed told Mr. Guox he didn't like him being at the bus stop. He then pinned Mr. Guox up against a wall by putting a forearm into Mr. Guox's neck and held a metal pipe against Mr. Guox, threatening him with it. Mr. Shadeed then demanded money and checked Mr. Guox's pockets while holding the pipe over his head as if he was going to strike Mr. Guox with it. Mr. Shadeed took \$2 from Mr. Guox. Mr. Shadeed was sentenced to five years in prison and served time until the fall of 1993, when he was released from custody and traveled to Seattle.

WHEREAS, Mr. Shadeed's was convicted of his first strike offense in June of 1989 in San Joaquin County, California, of one count of Robbery in the Second Degree for the robbery of William Lynch on April 17, 1989. Mr. Lynch was standing outside of a movie theatre in Stockton, California when Mr. Shadeed got out of a van, approached Mr. Lynch and told him to give him his money. Mr. Shadeed had his hand in his pocket and told Mr. Lynch he had a gun. Mr. Lynch gave Mr. Shadeed his money because he feared for his life. A witness was able to get the license plate of the van, which led police to Mr. Shadeed.

WHEREAS, Mr. Shadeed was also initially charged with robbing Carla Belloumini on April 16, 1989, the day before he robbed Mr. Lynch. He approached her in a Payless parking lot, demanded her purse, and then took the purse by force when she would not hand it over. He then got into the same van and left the area. Based on the court records, it appears that this charge was dropped as part of a plea bargain on the Lynch robbery.

WHEREAS, Mr. Shadeed was also convicted of Receiving Stolen Property for possessing a stolen van at the time of his arrest for the robberies of Mr. Lynch and Ms. Belloumini. He had stolen William Huddler's van the day before he robbed Ms. Belloumini. He was sentenced to four years in prison for these offenses. He was also sentenced on a charge of Furnishing a Substance in Lieu of Cocaine, a charge for which he was out on bail at the time he committed the robberies. Shortly after sentencing, Mr. Shadeed was found to be addicted to crack cocaine and was sent to the California Rehabilitation Center. He spent less than a year of his four-year prison term at the Rehabilitation Center. He was released in June of 1990.

WHEREAS, Mr. Shadeed submitted a petition to the Washington State Clemency and Pardons Board in 2009, requesting that his Life Sentence without the Possibility of Parole on Cause No. 94-1-01095-2 be commuted by Governor Christine Gregoire.

WHEREAS, at the time of his conviction, the standard range for Mr. Shadeed's offense was 33 to 43 months. The maximum sentence for Second Degree Robbery in Washington State, without the three strikes law, is 120 months.

WHEREAS, Mr. Shadeed unequivocally accepted responsibility and expressed remorse for all of his past crimes and deeply apologized for his actions to his victims, his family, and the state of Washington at his June 2009 Clemency and Pardons Board hearing.

WHEREAS, prior to that hearing, King County Prosecutor Daniel Satterberg reviewed Mr. Shadeed's clemency request in the context of other early Three Strikes cases prosecuted by the King County Prosecutor's Office in 1994 and 1995 shortly after voters approved the Three Strikes law with Initiative 593. In the course of that review, Mr. Satterberg observed that the King County Prosecutor's Office charged and prosecuted the lowest ranking strike eligible offenses differently than they do today.

WHEREAS, Mr. Shadeed showed considerable rehabilitation during his period of incarceration. Even though Mr. Shadeed had no reason to believe he would ever be released from prison, Mr. Shadeed pursued the educational and programming opportunities made available to him. He completed basic vocational education classes, obtained his GED in 1995, and took vocational courses in microcomputer skills in 1998, barbering in 1999, office technology in 1999, and food service in 1999. He also took classes in creative writing and business and volunteered with Seattle University Criminal Justice Professor Jacqueline Helfgott on victim-offender issues. Finally, he participated and was a leader in the Concerned Lifers organization and the Black Prisoners Caucus.

WHEREAS, following Mr. Shadeed's Clemency and Pardons Board hearing on June 11, 2009, the Board issued a unanimous recommendation in support of a commutation of Mr. Shadeed's Life without the Possibility of Parole sentence.

WHEREAS, on September 9, 2011, Governor Gregoire granted Mr. Shadeed a Conditional Commutation on the remainder of his sentence, subject to his successful completion of a term of Community Custody for 24 months and compliance with specific conditions during that period of supervision. He was released from prison on June 20, 2011. At the time of his release, Mr. Shadeed had served almost 17 years in prison as a result of his third strike conviction.

WHEREAS, after over 17 months of successful community supervision, Mr. Shadeed was located at the residence of a known drug user on March 19, 2013, and arrested by officers with the Department of Corrections. Immediately following his arrest,

Mr. Shadeed was given a drug test and tested negative for all controlled substances. The Department of Corrections then alleged that Mr. Shadeed committed three violations of his Conditional Commutation, including: 1) having contact with a known drug user; 2) possession of cocaine residue; and 3) failing to abide by a travel permit by being at an unapproved residence.

WHEREAS, a Community Custody Hearing was held on April 3, 2013, at the Washington Corrections Center. Hearing Officer Paul Ockerman determined, by the preponderance of the evidence, that Mr. Shadeed was guilty of committing the above violations, and sentenced him to 30 days of confinement.

WHEREAS, having reviewed the Community Custody Hearing Report, the Hearing and Decision Summary report, the Department of Corrections Report of Alleged Violation, and all of the supporting documents therein, I have determined that Mr. Shadeed has violated the Conditional Commutation granted by Governor Gregoire in September 2011.

WHEREAS, Mr. Shadeed had positive compliance with the conditions of his supervision prior to these violations. Between his release in September 2011 and his arrest in March 2013, Mr. Shadeed did not commit any violations, with the exception of a driving citation. He was in full compliance with his required reporting instructions. He has demonstrated involvement with his family and his church. He has been actively seeking and improving his education and gained employment.

WHEREAS, since his release from prison, Mr. Shadeed has lived in Moses Lake, Washington, with his wife, children, and grandchildren. He has worked steadily in demanding, low-paying jobs in order to provide for his family. Mr. Shadeed has also completed a substance abuse assessment and the recommended course of treatment. He has been subject to random and frequent drug and alcohol testing as a condition of his Conditional Commutation and has not tested positive for any controlled substances since the day of his release.

WHEREAS, King County Prosecutor Daniel Satterburg has reviewed the facts and circumstances of Mr. Shadeed's recent violations and supports his release back into the community, subject to the conditions below.

WHEREAS, Section 5 of Initiative 593 indicated that "[n]othing in this act shall ever be interpreted or construed as to reduce or eliminate the power of the governor to grant a pardon or clemency to any offender on an individual case-by-case basis."

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of Mr. Shadeed's previous crimes and the nature of his recent violations, comments favoring release of Mr. Shadeed and the favorable recommendations of the King County Prosecutor's Office and the Department of Corrections, and have directed the Department of Corrections to develop an effective release plan for Mr. Shadeed prior to his release in the community, and in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE , I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington under Article III Section 9 of the Washington State Constitution, RCW 9.94A.885 and RCW 9.95.260, hereby grant to Al-Kareem J. Shadeed an Amended Conditional Commutation subject to him indicating in writing that he will complete a term of Community Custody of 18 months from the date of his release, ending no later than December 31, 2014, and compliance with the following

conditions during the term of his Community Custody, all of which will commence no later than July 8, 2013:

Mr. Shadeed shall:

1. Report regularly to a community corrections officer as directed by the Department of Corrections;
2. Pay a monthly supervision fee as directed by the community corrections officer;
3. Participate in Department of Corrections approved education, employment, and/or community service;
4. Receive prior approval from the Department of Corrections for living arrangements and residence location;
5. Allow community corrections officers to conduct such home visits as the community corrections officers deem appropriate;
6. Notify the Department of Corrections prior to any changes of address or employment;
7. Participate in electronic home monitoring for the duration of his period of supervision, as directed by the community corrections officer;
8. Remain in the geographic areas directed by the community corrections officer;
9. Have no direct contact with any of his victims or their families, unless requested by the victim and approved by his community corrections officer;
10. Not possess, receive, ship, or transport a firearm, ammunition, or explosives;
11. Not use, possess, or consume alcohol;
12. Not possess or use any controlled substances without a prescription;
13. Not associate with any drug users or dealers;
14. Submit to regular and random urinalysis and breathalyzer testing, as directed by the community corrections officer;
15. Participate in substance abuse and/or chemical dependency evaluation as directed by the community corrections officer and complete any recommendations from such evaluation;
16. Participate in chemical dependency and substance abuse support groups, as directed by the community corrections officer;
17. Participate in any mental health evaluation as recommended by the community corrections officer and complete any recommendations from such evaluation;
18. Participate in a Cognitive Behavioral Intervention program or similar program as directed by the community corrections officer;
19. Participate in the Youth At Risk or other similar community service program, as directed by the community corrections officer; and
20. Comply with all standard conditions, recommendations, and instructions of community placement as directed by the community corrections officer.

PROVIDED that Mr. Shadeed shall remain under the supervision of the Department of Corrections and explicitly follow the conditions established by that agency during the term of his Community Custody. Violation of any of the above conditions shall result in sanctions as deemed appropriate by the Department of Corrections and may result in the termination of this Amended Conditional Commutation as provided below. If Mr. Shadeed is taken into custody following any alleged violation, the Department shall hold a Community Custody Hearing. The Department may also require Mr. Shadeed to perform affirmative acts deemed appropriate to monitor compliance with the conditions and may issue warrants or detain Mr. Shadeed if he violates a condition.

ADDITIONALLY PROVIDED that in the event Mr. Shadeed violates the conditions of this Amended Conditional Commutation, as determined by the Governor, this Amended Conditional Commutation may be revoked and the sentence of the court reinstated, whereupon Mr. Shadeed will be immediately returned to the Washington Corrections Center or any such facility as the Secretary of the Department of Corrections deems appropriate. If any such violation occurs, the Department of Corrections shall provide a written report to the Governor regarding the violation. A written notice of the Governor's intent to review the alleged violations and revoke or amend the Amended Conditional Commutation will then be mailed to the most recent address Mr. Shadeed has provided to the Office of the Governor or, if Mr. Shadeed is in custody, to his place of detention. If within 14 calendar days of the mailing of the notice, Mr. Shadeed submits a sworn statement made under penalty of perjury that he has in fact complied with all conditions of this Amended Conditional Commutation, the Governor shall appoint a hearing officer. The hearing officer will provide Mr. Shadeed an opportunity to be heard and to present witnesses and documentary evidence that he has met all conditions upon which the Amended Conditional Commutation is granted. The hearing officer shall present findings of fact and a transcript of the hearing to the Governor for the Governor's final and conclusive determination on whether Mr. Shadeed has violated the conditions of this Amended Conditional Commutation.

ADDITIONALLY PROVIDED that in the event Mr. Shadeed is convicted anywhere at any time of any offense the elements of which would classify the crime as a gross misdemeanor or felony in the state of Washington, this Amended Conditional Commutation shall be revoked and the sentence of the court reinstated, whereupon Mr. Shadeed will be immediately returned to the Washington Corrections Center or any such facility that the Secretary of the Department of Corrections deems appropriate.

ADDITIONALLY PROVIDED that Mr. Shadeed may be detained pending judicial disposition of any new criminal charge or a final determination of whether a condition of this Amended Conditional Commutation has been violated, if the Governor determines there are reasonable grounds to believe he has violated the above conditions of this Amended Conditional Commutation, reason to be concerned that he would pose a risk to any person or to the community, or that there is a possibility that Mr. Shadeed may abscond if not detained. If detained, Mr. Shadeed will be provided a preliminary hearing, as promptly as convenient after arrest, to determine whether there are reasonable grounds to believe he has violated the above conditions.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia on this 28th day of May, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

AMENDED CONDITIONAL COMMUTATION OF MARY ANN LONDON

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, Mary Ann London was convicted on February 6, 1995, of Burglary in the First Degree and Robbery in the Second Degree under King County Superior Court Cause Number 94-1-05915-3 and sentenced to serve Life without the Possibility of Parole under Washington's persistent offender law, the so-called "Three Strikes" law.

WHEREAS, the crime leading to Ms. London's final strike occurred on June 8, 1994. At the age of 35, Ms. London attacked and robbed an acquaintance, 29 year-old Jeff Mattson, of six dollars and two radios. Mr. Mattson was an individual with cerebral palsy. Ms. London threatened that if he said anything, she would kill him. After she left, Mr. Mattson rode his bicycle to his grandmother's house where the police were called. Police searched Mr. Mattson's apartment and found that the telephone line was cut. Ms. London's conviction for this offense resulted in a life sentence.

WHEREAS, Ms. London's second strike arose from a crime committed on July 31, 1991. Ms. London assaulted and threatened her neighbor, an individual with cerebral palsy. Ms. London forced her way into the apartment of Cindy Hodges, hit her in the face, and took money from her. After Ms. London left, the police arrived and took a statement from Ms. Hodges. Ms. London later returned with a male companion and repeated the crime before she was caught. Ms. London was found guilty of Robbery in the Second Degree and served 5 months in prison.

WHEREAS, the crime that led to Ms. London's first strike conviction occurred on March 1, 1988. Ms. London was convicted of Robbery in the Second Degree for assaulting and stealing from 80 year-old Leslie Guerrero. Ms. London was acquainted with Ms. Guerrero. Ms. London showed up one night at Ms. Guerrero's apartment door, asking to come in. Ms. Guerrero let Ms. London inside. Once inside, Ms. London asked for money. When Ms. Guerrero refused, Ms. London shoved Ms. Guerrero down onto the bed and took her purse. Ms. London served a 12-month sentence for the crime.

WHEREAS, Ms. London showed considerable rehabilitation during her period of incarceration, took responsibility for her actions, and was truly remorseful. Ms. London sought to improve herself through a variety of programs available to her in prison, although many programs were unavailable to her. She completed stress and anger management classes. She participated in church conferences through the "Women of Faith" program. Ms. London worked in the prison as a janitor for a number of years, took pride in her work, and received high marks from her supervisors. Ms. London expressed regret for the harm inflicted on her victims and said she is deeply sorry for her actions.

WHEREAS, King County Prosecutor Daniel Satterberg, King County Superior Court Judge George Finkle (Retired), and Clinical Associate Professor Karil S. Klingbeil, University of Washington, strongly recommended clemency and the release of Ms. London from prison.

WHEREAS, Mr. Satterberg indicated that now the King County Prosecutor's Office charges and prosecutes strike-eligible offenses differently than it did in 1994 and 1995, shortly after voters approved Initiative 593. Today, to avoid a disproportionate life sentence, the King County Prosecutor's Office would charge Theft in the First Degree and a lesser assault charge instead of Robbery in the Second Degree, and would seek an agreed sentence of 10 years. Mr. Satterberg indicated that while the crimes Ms. London committed are worthy of serious punishment, the sentence that has been served has accomplished this goal. His office attempted to contact the victim of Ms. London's third strike offense so the victim could share his view on the matter of clemency, but no response was received.

WHEREAS, Mr. Satterberg wrote to the Clemency and Pardons Board that Ms. London has come to recognize and address the factors that contributed to her criminal behavior- sexual abuse as a child, domestic abuse as an adult, and severe addiction to drugs. He observed that she sought to improve herself through programs available in prison and that during her incarceration she displayed none of the anger and violence that led to her life sentence.

WHEREAS, Judge Finkle, who sentenced Ms. London to Life without the Possibility of Parole as required by law, met with Ms. London in 2009. Judge Finkle stated he believed Ms. London had served the substantial prison term that she deserved, that she had made remarkable changes in her attitude, behavior, and that she is well-motivated to succeed under release.

WHEREAS, Professor Klingbeil testified that Ms. London suffered cruelty and abuse much of her life that contributed to her behavior, that Ms. London has great remorse for the problems she has caused, and that she is now a changed person who is kind and clear-thinking, with new problem-solving skills that will make her successful in the community.

WHEREAS, Ms. London appeared to have used her 16 years in prison to rehabilitate herself, overcome her substance abuse, develop vocational skills, take pride in her work, change her behavior, build a relationship with her adult daughter, and become a responsible and rehabilitated person who can make a positive impact on her community.

WHEREAS, Ms. London continues to have the support of her church, which offered to assist her, and has the support of people in the community who have offered their support.

WHEREAS, following Ms. London's Clemency and Pardons Board hearing, the Board issued a unanimous recommendation in support of a commutation of Ms. London's Life without the Possibility of Parole sentence.

WHEREAS, on June 27, 2011, Governor Christine Gregoire granted Ms. London a Conditional Commutation on the remainder of her sentence, subject to her successful completion of a term of Community Custody for 24 months and compliance with specific conditions during that period of supervision. She was released from prison on July 14, 2011. At the time of her release, Ms. London had served 16 years in prison as a result of her third strike conviction.

WHEREAS, after 19 months of successful community supervision, Ms. London admitted to a relationship with a known drug user/seller. Three months later she was arrested for continued contact with the same individual. During a search after her arrest, a community corrections officer located a pill bottle in her purse. Prior to arrest, Ms. London had submitted to a drug test and tested negative for all controlled substances. The Department of Corrections then alleged that Ms. London committed two violations of her Conditional Commutation: 1) having contact with a known drug user; and 2) failing to comply with instructions of a community corrections officer.

WHEREAS, a Community Custody Hearing was held on June 19, 2013. Hearing Officer Jolene Agostini determined, by the preponderance of the evidence, that Ms. London was guilty of committing the above violations, and sentenced her to 20 days of confinement.

WHEREAS, having reviewed the Community Custody Hearing Report, the Hearing and Decision Summary report, the Department of Corrections Report of Alleged Violation, and all of the supporting documents therein, I have determined that Ms. London has violated the Conditional Commutation granted by Governor Gregoire in June 2011.

WHEREAS, Ms. London had generally positive compliance with the conditions of her supervision prior to these violations. Between her release in July 2011 and her arrest in June 2013, Ms. London did not commit any new law violations. Her only violations were for failure to comply with GPS requirements.

She has demonstrated involvement with her church. She has been actively seeking and improving her education, and has gained employment.

WHEREAS, since Ms. London's release from prison, she has lived in Auburn, Washington, and has support from her church and her pastor. She has been working toward her GED at Green River Community College and attends two sober support meetings per week. She also meets weekly with a case manager at St. Vincent de Paul. She has been subject to frequent drug testing and has not tested positive since her release.

WHEREAS, King County Prosecutor Daniel Satterberg has reviewed the facts and circumstances of Ms. London's recent violations and supports her release back into the community, subject to the conditions below.

WHEREAS, Section 5 of Initiative 593 indicates that "[n]othing in this act shall ever be interpreted or construed as to reduce or eliminate the power of the governor to grant a pardon or clemency to any offender on an individual case-by-case basis." •

WHEREAS, I have reviewed all the pertinent facts and circumstances surrounding this matter, the circumstances of Ms. London's previous crimes and the nature of her recent violations, comments favoring release of Ms. London, and the favorable recommendations of the King County Prosecutor and the Washington State Clemency and Pardons Board and, in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington under Article III Section 9 of the Washington State Constitution, RCW 9.94A.885 and RCW 9.95.260, hereby grant to Mary Ann London a Conditional Commutation of the remainder of her sentence subject to her indicating in writing that she accepts an additional term of Community Custody o/ 24 months, ending July 19, 2016, and compliance with the following conditions during the term of her Community Custody, all of which commence as of July 19, 2013:

Ms. London shall:

1. Report regularly to a community corrections officer as directed by the Department of Corrections;
2. Pay a monthly supervision fee as directed by the community corrections officer;
3. Participate in Department of Corrections approved education, employment, and/or community service;
4. Receive prior approval from the Department of Corrections for living arrangements and residence location;
5. Allow community corrections officers to conduct such home visits as the community corrections officers deem appropriate;
6. Notify the Department of Corrections prior to any changes of address or employment;
7. Participate in electronic home monitoring for the duration of his period of supervision, as directed by the community corrections officer;
8. Remain in the geographic area as directed by the community corrections officer;
9. Have no direct contact with any of her victims or their families, unless requested by the victim and approved by his community corrections officer;
10. Not possess, receive, ship, or transport a firearm, ammunition, or explosives;
11. Not use, possess, or consume alcohol;

12. Not possess or use any controlled substances without a prescription;
13. Not associate with any drug users or dealers;
14. Submit to regular and random urinalysis and breathalyzer testing, as directed by the community corrections officer;
15. Participate in substance abuse and/or chemical dependency evaluation as directed by the community corrections officer and complete any recommendations from such evaluation;
16. Participate in chemical dependency and substance abuse support groups, as directed by the community corrections officer;
17. Participate in any mental health evaluation as recommended by the community corrections officer and complete any recommendations from such evaluation;
18. Participate in a Cognitive Behavioral Intervention program or similar program as directed by the community corrections officer;
19. Participate in the Youth At Risk or other similar community service program, as directed by the community corrections officer; and
20. Comply with all standard conditions, recommendations, and instructions of community placement as directed by the community corrections officer.

PROVIDED that Ms. London shall remain under the supervision of the Department of Corrections and explicitly follow conditions established by that agency during the term of her Community Custody. Violation of any of the above conditions shall result in sanctions as deemed appropriate by the Department of Corrections and may result in the termination of this Conditional Commutation as provided below. The Department may require Ms. London to perform affirmative acts deemed appropriate to monitor compliance with the conditions and may issue warrants and/or detain Ms. London if she violates a condition.

ADDITIONALLY PROVIDED that in the event Ms. London is convicted anywhere at any time of any offense the elements of which would classify the crime as a gross misdemeanor or felony in the state of Washington or violates the conditions of this Conditional Commutation as determined by the Governor, this Conditional Commutation is revoked and the sentence of the court reinstated, whereupon Ms. London will be immediately returned to the Washington Corrections Center for Women or any such facility as the Secretary of the Department Of Corrections deems appropriate. The Department of Corrections shall provide a written report to the Governor regarding any violation of this Conditional Commutation. A written notice of the Governor's intent to revoke the Conditional Commutation will be mailed to the most recent address Ms. London has provided to the Office of the Governor or, if Ms. London is in custody, to her place of detention. If within 14 calendar days of the mailing of the notice Ms. London submits a sworn statement made under penalty of perjury that she has complied with all conditions of this commutation, the Governor shall appoint a hearing officer. The hearing officer will provide Ms. London an opportunity to be heard and to present witnesses and documentary evidence that she has met all conditions upon which the conditional commutation is granted. The hearing officer shall present findings of fact and a transcript of the hearing to the Governor for the Governor's final and conclusive decision on whether Ms. London has violated the conditions of this Conditional Commutation.

ADDITIONALLY PROVIDED that Ms. London may be detained pending judicial disposition of any new criminal charge or a final determination of whether a condition of this Conditional Commutation has been violated if the Governor determines there are reasonable grounds to believe she has violated the above conditions of this Conditional Commutation, reason to be concerned that she would pose a risk to any person or to the community, or that there is a possibility that Ms. London may abscond if not detained. If detained, Ms. London will be provided a preliminary hearing, as promptly as convenient

after arrest, to determine whether there are reasonable grounds to believe she has violated the above conditions.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia on this 17th day of July, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

CONDITIONAL COMMUTATION OF JOSEPH SCOTT WHARTON

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, Joseph Scott Wharton was convicted on April 22, 1997, of five counts of Robbery in the Second Degree in King County Superior Court Cause Number 97-1-00657- 7 and sentenced to serve Life without the Possibility of Parole under Washington's persistent offender law, otherwise known as the "Three Strikes" law.

WHEREAS, according to the court record, the crimes leading to Mr. Wharton's third strike occurred in December of 1996 and January of 1997. Over the course of a month, Mr. Wharton approached clerks in ten stores and banks in the Kent area and demanded money from the registers. He often held his hand in his pocket to suggest that he had a gun. Mr. Wharton was charged with ten total counts, including charges of Attempted Robbery Second Degree, Robbery Second Degree, and Robbery First Degree, under King County Cause Number 97-1-00657-7. At a bench trial held in early 1997, Mr. Wharton was found guilty of five counts of Robbery in the Second Degree. King County Superior Court Judge Michael J. Fox dismissed the remaining five counts, including the Robbery in the First Degree charge, with the agreement of the Prosecutor's Office.

WHEREAS, Mr. Wharton received his second strike when he was convicted of three counts of Robbery in the Second Degree for the robbery of a Costless store on September 25, 1989. Mr. Wharton entered the store and asked one of the employees in the back for some help in finding some syringes. When told that the store didn't carry those types of syringes, Mr. Wharton approached clerk Julia Zimmerman and ordered her to "give me all the money in the till." Ms. Zimmerman handed over a large amount of cash, and Mr. Wharton exited the store and sped away in a car. Police later linked the car to Mr. Wharton. Two of the three employees in the store positively identified Mr. Wharton from photo montages. Mr. Wharton was arrested and pled guilty in January of 1990. He was sentenced to 72 months in prison.

WHEREAS, Mr. Wharton was convicted of his first strike offense of one count of Robbery in the Second Degree for the robbery of William Chen on June 11, 1987. Mr. Chen was working as a store clerk at the Jack Pot grocery store in South Seattle when Mr. Wharton entered the store, approached Mr. Chen and demanded the money from the cash register. Mr. Wharton held his hand in his pocket as if he had a gun. Mr. Chen gave Mr. Wharton the money and Mr. Wharton then left. Mr. Chen gave a good description of the man and the vehicle he left in to the police, who eventually linked the car used in the robbery back to Mr. Wharton. Mr. Wharton's parents were later shown the video of the robbery and identified Mr. Wharton as the robber. Mr. Wharton pled guilty to the robbery charge and was sentenced to 15 months in prison in 1988.

WHEREAS, Mr. Wharton was also convicted of Theft in the First Degree in February 1988, and sentenced to three years of probation. He was sentenced to four months each for two counts of Taking a Motor Vehicle Without Permission, served concurrently, and a five-year suspended sentence for an additional count of Taking a Motor Vehicle Without Permission in 1985. In 1983, he received a deferred sentence for Burglary in the Second Degree.

WHEREAS, Mr. Wharton submitted a petition to the Washington State Clemency and Pardons Board in 2012, requesting that his Life Sentence without the Possibility of Parole on Cause Number 97-1-00657-7 be commuted by Governor Christine Gregoire.

WHEREAS, at the time of his conviction, the standard range for Mr. Wharton's offense was 33 to 43 months. The maximum sentence for Second Degree Robbery in the state of Washington, without the three strikes law, is 84 months.

WHEREAS, Mr. Wharton unequivocally accepted responsibility and expressed remorse for all of his past crimes and deeply apologized for his actions to his victims, his family, and the state of Washington at his December 2012 Clemency and Pardons Board hearing.

WHEREAS, prior to that hearing, King County Prosecutor Daniel Satterberg reviewed Mr. Wharton's clemency request in the context of other early Three Strikes cases prosecuted by the King County Prosecutor's Office. In the course of that review, Mr. Satterberg observed that the King County Prosecutor's Office had charged and prosecuted the lowest ranking strike-eligible offenses differently than they do today.

WHEREAS, Mr. Wharton has shown considerable rehabilitation during his period of incarceration. Even though Mr. Wharton had no reason to believe he would ever be released from prison, Mr. Wharton has proactively sought out and participated in whatever classes or programs were available to improve his life skills and enhance his education, in addition to counseling and treatment for his previous substance abuse and his ongoing recovery from addiction.

WHEREAS, Mr. Wharton has attended Alcoholics Anonymous and Narcotics Anonymous classes on a weekly basis. He has interacted positively with his counselors and sponsors. He has attended chemical dependency classes and completed "Smart Recovery" substance abuse programs. He has completed "Victim Awareness" courses and programs conducted by Walla Walla Community College. He has completed "Anger Management" courses. He has completed "Consulting for Success" programs while at the prison in Monroe. He participated in the Freedom Project's "Nonviolent Communication and Mindfulness Training" programs. He also completed educational programs in "Basic Custodial Services Operations" as well as courses in marriage and family life, medic, and first aid programs. He received good marks in all of these programs.

WHEREAS, following Mr. Wharton's Clemency and Pardons Board hearing on December 7, 2012, the Board issued a unanimous recommendation in support of a commutation of Mr. Wharton's Life without the Possibility of Parole sentence.

WHEREAS, King County Prosecutor Daniel Satterburg has reviewed the facts and circumstances of Mr. Wharton's prior convictions and supports his release back into the community, subject to the conditions below.

WHEREAS, the sentencing judge for his "third strike" offense, retired Judge Michael J. Fox, took it upon himself to seek out Mr. Wharton and encourage him to apply for a commutation in light of how unsettled Judge Fox was in having to direct such a sentence in the case of a non-violent offender.

WHEREAS, Mr. Wharton has applied and been accepted into the Seadrunar program for treatment for chemical dependency in Seattle and will participate in this residential program for nine to 12 months following his release.

WHEREAS, Section 5 of Initiative 593 indicated that "[n]othing in this act shall ever be interpreted or construed as to reduce or eliminate the power of the governor to grant a pardon or clemency to any offender on an individual case-by-case basis."

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of Mr. Wharton's previous crimes and his efforts towards rehabilitation, comments favoring release of Mr. Wharton, and the favorable recommendations of retired King County Superior Judge Michael J. Fox, and the King County Prosecutor's Office, and in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington under Article III Section 9 of the Washington State Constitution, RCW 9.94A.885 and RCW 9.95.260, hereby grant to Joseph Scott Wharton a Conditional Commutation subject to him indicating in writing that he will complete a term of Community Custody of 24 months from the date of his release, ending no later than August 15, 2015, and compliance with the following conditions during the term of his Community Custody, all of which will commence no later than August 15, 2013:

Mr. Wharton shall:

1. Participate in a residential drug and alcohol treatment program for a minimum of nine months following his release, as directed by the Department of Corrections;
2. Report regularly to a community corrections officer as directed by the Department of Corrections;
3. Pay a monthly supervision fee as directed by the community corrections officer;
4. Participate in Department of Corrections-approved education, employment, and/or community service;
5. Receive prior approval from the Department of Corrections for living arrangements and residence location;
6. Allow community corrections officers to conduct such home visits as the community corrections officers deem appropriate;
7. Notify the Department of Corrections prior to any changes of address or employment;
8. Remain in the geographic area as directed by the community corrections officer;
9. Have no direct contact with any of his victims or their families, unless requested by the victim and approved by his community corrections officer;
10. Remain employed or actively seeking employment, as directed by the community corrections officer;
11. Not possess, receive, ship, or transport a firearm, ammunition, or explosives ;
12. Not use, possess, or consume alcohol;
13. Not possess or use any controlled substances without a prescription;
14. Not associate with any drug users or dealers;

15. Submit to regular and random urinalysis and breathalyzer testing, as directed by the community corrections officer;
16. Participate in substance abuse and/or chemical dependency evaluation as directed by the community corrections officer and complete any recommendations from such evaluation;
17. Participate in chemical dependency and substance abuse support groups, as directed by the community corrections officer;
18. Participate in any mental health evaluation as recommended by the community corrections officer and complete any recommendations from such evaluation;
19. Participate in a Cognitive Behavioral Intervention program or similar program as directed by the community corrections officer;
20. Participate in the Youth At Risk or other similar community service program, as directed by the community corrections officer; and
21. Comply with all standard conditions, recommendations, and instructions of community placement as directed by the community corrections officer.

PROVIDED that Mr. Wharton shall remain under the supervision of the Department of Corrections and explicitly follow the conditions established by that agency during the term of his Community Custody. Violation of any of the above conditions shall result in sanctions as deemed appropriate by the Department of Corrections and may result in the termination of this Conditional Commutation as provided below. If Mr. Wharton is taken into custody following any alleged violation, the Department shall hold a Community Custody Hearing. The Department may also require Mr. Wharton to perform affirmative acts deemed appropriate to monitor compliance with the conditions and may issue warrants or detain Mr. Wharton if he violates a condition.

ADDITIONALLY PROVIDED that in the event Mr. Wharton violates any of the conditions of this Conditional Commutation, as determined by the Governor, this Conditional Commutation may be revoked or amended and the sentence of the court reinstated, whereupon Mr. Wharton will be immediately returned to the Washington Corrections Center or any such facility as the Secretary of the Department of Corrections deems appropriate. If any such violation occurs, the Department of Corrections shall provide a written report to the Governor regarding the violation. A written notice of the Governor's intent to review the alleged violations and revoke or amend the Conditional Commutation will then be mailed to the most recent address Mr. Wharton has provided to the Office of the Governor or, if Mr. Wharton is in custody, to his place of detention. If within 14 calendar days of the mailing of the notice, Mr. Wharton submits a sworn statement made under penalty of perjury that he has in fact complied with all conditions of this Conditional Commutation, the Governor shall appoint a hearing officer. The hearing officer will provide

Mr. Wharton an opportunity to be heard and to present witnesses and documentary evidence that he has met all conditions upon which the Conditional Commutation is granted. The hearing officer shall present findings of fact and a transcript of the hearing to the Governor for the Governor's final and conclusive determination on whether Mr. Wharton has violated the conditions of this Conditional Commutation.

ADDITIONALLY PROVIDED that in the event Mr. Wharton is convicted anywhere at any time of any offense the elements of which would classify the crime as a gross misdemeanor or felony in the state of Washington, this Conditional Commutation may be revoked and the sentence of the court reinstated, whereupon Mr. Wharton will be immediately returned to the Washington Corrections Center or any such facility that the Secretary of the Department of Corrections deems appropriate.

ADDITIONALLY PROVIDED that (Mr. Wharton may be detained pending judicial disposition of any new criminal charge or a final determination of whether a condition of this Conditional Commutation has been violated, if the Governor determines there are reasonable grounds to believe he has violated the above conditions of this Conditional Commutation, reason to be concerned that he would pose a risk to any person or to the community, or that there is a possibility that Mr. Wharton may abscond if not detained. If detained, Mr. Wharton will be provided a preliminary hearing, as promptly as convenient after arrest, to determine whether there are reasonable grounds to believe he has violated the above conditions.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia on this 30th day of July, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

FULL AND UNCONDITIONAL PARDON OF MEBRAT WORKU TESHOME

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, on March 26, 2002, Mebrat Worku Teshome was arrested for assault. Her domestic partner, Habtamu Bayleyegn, called the police after Ms. Teshome left for work and asserted that she had attacked him with a knife. The responding officer noted that Mr. Bayleyegn 's shirt was ripped and he had a scratch on his stomach. Ms. Teshome was adamant that she had not assaulted him. On February 14, 2003, Ms. Teshome entered an Alford plea with the assistance of an interpreter because she was told it was the best way to make the issue "go away." She was convicted of Assault in the Third Degree - Domestic Violence, in King County Superior Court Case No. 02-1-03676-3 SEA. She was sentenced to 30 days of community service and 12 months of community custody.

WHEREAS, Ms. Teshome immediately tried to withdraw her plea once she understood the consequences attached to the conviction. The Court of Appeals subsequently determined that "The interpreter's performance was less than competent, and the trial court did not follow proper procedures to ensure that the interpreter was qualified," but denied the withdrawal of her plea. Ms. Teshome's interpreter was later dismissed for his pattern of inaccuracy.

WHEREAS, Ms. Teshome alleged that she was in an abusive relationship with her partner. Mr. Bayleyegn was arrested for Domestic Violence in 2001, but charges were dropped. In 2004, Ms. Teshome and Mr. Bayleyegn ended their domestic partnership and obtained court orders pertaining to the custody of their two daughters. Part of the order is a permanent restraining order against him, and his contact with the children is limited due to "[a] history of acts of domestic violence as defined in RCW 26.50.010(1) or an assault or sexual assault which causes grievous bodily harm or the fear of such harm." Mr. Bayleyegn was ordered to enroll in and complete Domestic Violence Batterer's Treatment. His visitation with the children was strictly controlled and ordered to be supervised until he had completed certain levels of Domestic Violence Batterer Treatment.

WHEREAS, Ms. Teshome has no other criminal record and she completed all the requirements of her sentencing.

WHEREAS, the testimony before the Clemency and Pardons Board is that Ms. Teshome is a responsible citizen and a dedicated mother. Before her conviction, she worked as a nursing assistant. Now that her daughters are older, she wants to become a good role model by returning to that work. Although she has the certification and necessary experience, her felony conviction prevents her from finding employment. Ms. Teshome would also like to continue her education and become an LPN.

WHEREAS, the Clemency and Pardons Board voted unanimously to recommend that a full pardon be granted to Ms. Teshome.

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of the crimes, and the favorable recommendation of the Washington State Clemency and Pardons Board and, in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington, hereby grant to Mebrat Worku Teshome this FULL AND UNCONDITIONAL pardon of her conviction of Assault in the Third Degree -Domestic Violence in King County Superior Court Case No. 02-1-03676-3 SEA, so that she may find employment as a nursing assistant and fully pursue her career goals without barriers.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia on this 30th day of July, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

FULL AND UNCONDITIONAL PARDON OF MARTA ELENA AGUILAR

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, on November 10, 1999, nineteen year-old Marta Elena Aguilar spent the morning visiting her boyfriend, with whom she was expecting a child. She left the house and came back unexpectedly later in the day, and when she returned, another woman was there. Ms. Aguilar learned that her boyfriend and the other woman were also dating and that she was pregnant with his child. Ms. Aguilar and the other woman then started to fight, which led to minor injuries to the second woman. The incident was reported to the police and Ms. Aguilar was arrested.

WHEREAS, on November 15, 1999, Ms. Aguilar pled guilty to Assault in the Third Degree in Lewis County Superior Court Cause No. 99-1-00845-1 and to Malicious Mischief in the Second Degree in Cause No. 99-1-00847-7 and was sentenced to 35 days total confinement, converted to 240 hours community service.

WHEREAS, Ms. Aguilar accepted full responsibility for her actions. She completed her sentencing requirements, paid her fines, and had her remaining legal financial obligations waived.

WHEREAS, Ms. Aguilar is now a single mother of four. She is raising her children without any support of their fathers. She has been a student at Centralia Community College in the hopes of becoming a

medical interpreter. She was briefly employed at a local hospital in that role, but was let go after a background check discovered her two criminal convictions.

WHEREAS, Ms. Aguilar is unable to get a better job to provide for her children and is unable to participate in many of her children's activities in school due to these criminal convictions. She has used her experience as a teaching moment for her children about how mistakes can change one's life.

WHEREAS, Ms. Aguilar has no other criminal record. At a hearing on April 26, 2013, the Clemency and Pardons Board noted that this fight is an anomaly to her character and that she has remained crime free since 1999.

WHEREAS, the Clemency and Pardons Board voted unanimously to recommend that a full pardon be granted to Ms. Aguilar.

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of the crimes, and the favorable recommendation of the Washington State Clemency and Pardons Board and, in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington, hereby grant to Marta Elena Aguilar this FULL AND UNCONDITIONAL pardon of her convictions of Assault in the Third Degree and Malicious Mischief in Lewis County Superior Court Cause Nos. 99-1-00845-1 and 99-1-00847-7, so that she may fully pursue her career goals and employment opportunities without barriers.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia on this 11th day of September, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

FULL AND UNCONDITIONAL PARDON OF DANIEL EDWARD WARREN

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, on February 21, 1999, DANIEL EDWARD WARREN was at Jimmy's Tavern in Spokane, Washington, and got into an argument and physical altercation with another patron. While the exact cause of the fight is unknown and involved many people, during the altercation Mr. Warren bit down on the ear of the other patron. Mr. Warren's actions caused severe damage to the patron's ear. Mr. Warren also suffered numerous injuries during the fight. Mr. Warren was subsequently contacted by the police and fully admitted to being in the fight, but claimed that he acted in self-defense.

WHEREAS, on April 6, 1999, Mr. Warren was charged with Second Degree Assault in Spokane County Superior Court Case No. 99-1-02335-9. Mr. Warren pled not guilty and went to trial in May of 2000. He was found guilty of the lesser included offense of Third Degree Assault and later sentenced to 29 days in the county jail, \$11,289.30 in restitution, 232 days of community service, and 12 months of community supervision.

WHEREAS, Mr. Warren completed all the requirements of his sentencing, including paying the required restitution in full.

WHEREAS, the Clemency and Pardons Board held a hearing on April 26, 2013, and reviewed Mr. Warren's petition for a pardon. At the time of the offense, Mr. Warren was a student at Eastern Washington University. He went on to graduate with a double major and obtained employment at the Mowat Construction Company. He is now a foreman in the company, but is prohibited from advancing further in his career because his felony conviction prevents him from obtaining the requisite security clearances. His employers fully support Mr. Warren's request for a pardon and believe that he is a critical member of the company.

WHEREAS, the testimony before the Clemency and Pardons Board is that Mr. Warren is a responsible citizen and a dedicated husband and father. He is actively involved in his son's activities and a regular volunteer in his community.

WHEREAS, the Spokane County Prosecutor's Office wrote a letter to the Clemency and Pardons Board supporting Mr. Warren's petition. The Chief Criminal Deputy Prosecuting Attorney acknowledged that the underlying offense "was a very complicated bar room brawl, with accusations of who started what going in both directions." He further stated that Mr. Warren "has lived a crime free life for the past thirteen years. He has a solid career and bettered himself as we would want all convicted felons to do. He has paid his debt and a pardon would allow him to further advance his career."

WHEREAS, the Clemency and Pardons Board voted unanimously to recommend that a full pardon be granted to Mr. Warren.

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of the crimes, and the favorable recommendation of the Washington State Clemency and Pardons Board and, in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington, hereby grant to Daniel Edward Warren this FULL AND UNCONDITIONAL pardon of his conviction of Assault in the Third Degree in Spokane County Superior Court Case No. 99-9-02335-9, so that he may fully pursue his career goals without barriers.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia on this 30th day of October, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

FULL AND UNCONDITIONAL PARDON OF KERRIGAN CUSHING GRAY

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, on two instances in March of 1965, KERRIGAN CUSHING GRAY sold an ounce of marijuana to a friend in King County Washington. Unbeknownst to Mr. Gray, that individual was working as an informant with local law enforcement officers.

WHEREAS, on March 24, 1965, Mr. Gray was charged with two counts of Unlawful Sale of Marijuana in King County Superior Court Case No. 42625. Mr. Gray pled not guilty and went to trial in July of 1965. He was found guilty of both counts and sentenced by the Court to not more than 20 years on each count, to run concurrently.

WHEREAS, Mr. Gray completed all the requirements of his sentencing, including serving three years in prison. Mr. Gray was released from prison and granted parole on November 20, 1968, and released from all further supervision on March 7, 1972.

WHEREAS, Mr. Gray has had no further criminal law violations since his release from prison in 1968.

WHEREAS, the Clemency and Pardons Board held a hearing on June 14, 2013, and reviewed Mr. Gray's petition for a pardon. The testimony before the Board was that upon his release from prison, Mr. Gray worked diligently to establish himself as a productive member of society. He pursued an education and established a successful 35-year career in the information technology field, including a 20-year career with Kaiser Permanente IT as a Senior Systems Analyst.

WHEREAS, the testimony before the Clemency and Pardons Board was that Mr. Gray is a dedicated family man. He has been married for 35 years, has one daughter and three grandsons.

WHEREAS, the King County Prosecutor's Office wrote a letter to the Clemency and Pardons Board supporting Mr. Gray's petition. The Chief Deputy in the Criminal Division noted that Mr. Gray "has lived a productive life after serving his sentence." He further stated although "Mr. Gray clearly struggled in his early 20's ... it's just as clear that after serving his time and the passing of nearly 48 years, he went on to live a responsible, productive, and fulfilling life."

WHEREAS, the Clemency and Pardons Board voted unanimously to recommend that a full pardon be granted to Mr. Gray.

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of the crimes, and the favorable recommendation of the Washington State Clemency and Pardons Board and, in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington, hereby grant to Kerrigan Cushing Gray this FULL AND UNCONDITIONAL pardon of his convictions for Unlawful Sale of Marijuana (two counts) in King County Superior Court Case No. 42625 in 1965.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia on this 30th day of October, A.D., two thousand and thirteen.

Jay Inslee
Governor of Washington

CONDITIONAL COMMUTATION OF MICHAEL RYAN PRITCHARD

To All to Whom These Presents Shall Come, Greetings:

WHEREAS, on December 29, 1992 Michael Ryan Pritchard, age 14, was with a group of friends at a trailer park residence in Port Orchard, Washington. Mr. Pritchard and other members of the group decided to enter a neighbor's home, and, upon doing so, proceeded to harass and violently assault the woman that lived in the home. Over the course of the night and early morning, Mr. Pritchard and others repeatedly assaulted the victim, leaving and returning to the residence on multiple occasions to commit multiple offenses.

WHEREAS, on March 5, 1993, Mr. Pritchard was charged as an adult with Attempted First Degree Murder, First Degree Assault, and two counts of First Degree Burglary in Kitsap County Superior Court Case No. 93-1-60164-7. Mr. Pritchard pled guilty to all of the charges on March 23, 1993, and was sentenced by the court on April 23, 1993. His total sentence included 403.5 months in prison, the high end of the applicable range, and \$4,411.25 in fees.

WHEREAS, Mr. Pritchard was a middle school student at the time of the offense and had just turned 14. The court documents filed at the time of the offense described him as the son of a single parent with little contact with his father. He often witnessed physical violence between his mother and the boyfriends that she brought into the home. The documents further described that Mr. Pritchard's mother was unwilling or unable to assume any control over her son, and that leading up to the offense Mr. Pritchard had been a runaway and living on his own.

WHEREAS, prior to being charged as an adult, the court held a declination hearing to determine whether Mr. Pritchard should remain in the juvenile system. While psychologists for both the prosecution and the defense recommended that he remain in the juvenile system, the court decided to treat Mr. Pritchard as an adult.

WHEREAS, the Clemency and Pardons Board held an original hearing on March 11, 2005, and reviewed Mr. Pritchard's petition for a commutation. The Board continued the hearing, however, in order to retrieve access to files necessary for their deliberations. The Board then held a second hearing in Mr. Pritchard's case on September 11, 2008, and took testimony from multiple witnesses. Much of the testimony during the hearing focused on the horrific nature of the offenses, as well as that Mr. Pritchard had just turned 14 prior to the offenses. During this 2008 hearing, the Kitsap County Prosecutor's Office wrote a letter to the Board opposing Mr. Pritchard's petition. At the conclusion of the hearing the Board voted unanimously to deny the petition, and Governor Christine Gregoire subsequently denied the request.

WHEREAS, on September 7, 2012, the Clemency and Pardons Board held a new hearing on a new petition filed by Mr. Pritchard. The testimony before the Board focused on the personal growth Mr. Pritchard had demonstrated between the time he was incarcerated at age 14 and the present as a 33 year-old man, the positive impact of his family, and the fact that Mr. Pritchard was barely 14 when the offenses were committed.

WHEREAS, the Kitsap County Prosecutor's Office wrote a letter to the Clemency and Pardons Board regarding Mr. Pritchard' petition. While the Prosecutor's Office had previously opposed Mr. Pritchard's petitions, they did not do so in this instance. The Prosecuting Attorney wrote to the Board and noted that Mr. Pritchard appeared to have followed the admonishments of the sentencing judge, committed no violent infractions, and taken advantage of the opportunities in the prison system. He further stated that "we recognize and encourage the positive change and growth that committed individuals may make, and support the grant of clemency to those who have made that commitment and for who the sentence once imposed no longer serves a justifiable purpose. If this board determines that a recommendation of clemency is warranted, we will not object."

WHEREAS, at the conclusion of the hearing, the Clemency and Pardons Board voted unanimously to recommend that a conditional commutation be granted to Mr. Pritchard.

WHEREAS, Mr. Pritchard is now 34 years old. To date, he has been incarcerated on Kitsap County Superior Court Cause No. 93-1-60164-7 for over 20 years.

WHEREAS, Mr. Pritchard has shown considerable commitment to change and rehabilitation during his period of incarceration. Mr. Pritchard has taken advantage of positive programming opportunities offered in prison. While in custody he has obtained his General Education Diploma, participated in Anger Management, Victims Awareness, and Chemical Dependency course, and been consistently employed.

WHEREAS, Mr. Pritchard accepted responsibility and expressed remorse for all of his past crimes and apologized for his actions to his victims and the state of Washington at his Clemency Board hearing.

WHEREAS, Section 5 of Initiative 593 indicates that "[n]othing in this act shall ever be interpreted or construed as to reduce or eliminate the power of the governor to grant a pardon or clemency to any offender on an individual case-by-case basis."

WHEREAS, I have reviewed all pertinent facts and circumstances surrounding this matter, the circumstances of the crimes, comments favoring release of Mr. Pritchard, and the statements of the Kitsap County Prosecutor and the Washington State Clemency and Pardons Board and, in light of the foregoing, I have determined that the best interests of justice will be served by this action.

NOW, THEREFORE, I, Jay Inslee, by virtue of the power vested in me as Governor of the state of Washington under Article III Section 9 of the Washington State Constitution, RCW 9.94A.885 and RCW 9.95.260, hereby grant to Michael Ryan Pritchard a Conditional Commutation of his sentence, subject to him indicating in writing that he accepts the terms of this Conditional Commutation. If Mr. Pritchard accepts the terms of this Conditional Commutation, his sentence is commuted to an ending date of November 1, 2014. The Department of Corrections shall consider an appropriate re-entry planning process that could lead to confinement in lower levels of custody over the next 12 months. After the expiration of 12 months, if Mr. Pritchard has met the re-entry plan programming and behavioral expectations, the Department of Corrections is not required to maintain Mr. Pritchard in total confinement, but may transition Mr. Pritchard to an assignment to a work release facility and, upon successful completion of any assignment to a work release facility, to serve a term of community custody. If and when Mr. Pritchard is released from confinement to serve a term of community custody, he shall be required to comply with the following conditions. Mr. Pritchard shall:

1. Report regularly to a community corrections officer as directed by the Department of Corrections;
2. Pay a monthly supervision fee as directed by the community corrections officer;
3. Participate in Department of Corrections approved education, employment and/or community service;
4. Receive prior approval from the Department of Corrections for living arrangements and residence location;
5. Allow community corrections officers to conduct such home visits as the community corrections officers deem appropriate;
6. Notify the Department of Corrections prior to any changes of address or employment;
7. Remain in the geographic area as directed by the community corrections officer;
8. Have no direct contact with any of his victims or their families, unless requested by the victim and approved by his community corrections officer;
9. Remain employed or actively seeking employment, as directed by the community corrections officer;
10. Not possess, receive, ship, or transport a firearm, ammunition, or explosives;
11. Not use, possess, or consume alcohol;
12. Not possess or use any controlled substances without a prescription;
13. Not associate with any drug users or dealers;
14. Submit to regular and random urinalysis and breathalyzer testing, as directed by the community corrections officer;
15. Participate in substance abuse and/or chemical dependency evaluation as directed by the community corrections officer and complete any recommendations from such evaluation;
16. Participate in any mental health evaluation as recommended by the community corrections officer and complete any recommendations from such evaluation;
17. Participate in a Cognitive Behavioral Intervention program or similar program as directed by the community corrections officer;
18. Participate in the Youth At Risk or other similar community service program, as directed by the community corrections officer; and
19. Comply with all standard conditions, recommendations, and instructions of community placement as directed by the community corrections officer.

PROVIDED that Mr. Pritchard shall remain under the supervision of the Department of Corrections and explicitly follow the conditions established by that agency during the term of his Community Custody. Violation of any of the above conditions shall result in sanctions as deemed appropriate by the Department of Corrections and may result in the termination of this Conditional Commutation as provided below. If Mr. Pritchard is taken into custody following any alleged violation, the Department shall hold a Community Custody Hearing. The Department may also require Mr. Pritchard to perform affirmative acts deemed appropriate to monitor compliance with the conditions and may issue warrants or detain Mr. Pritchard if he violates a condition.

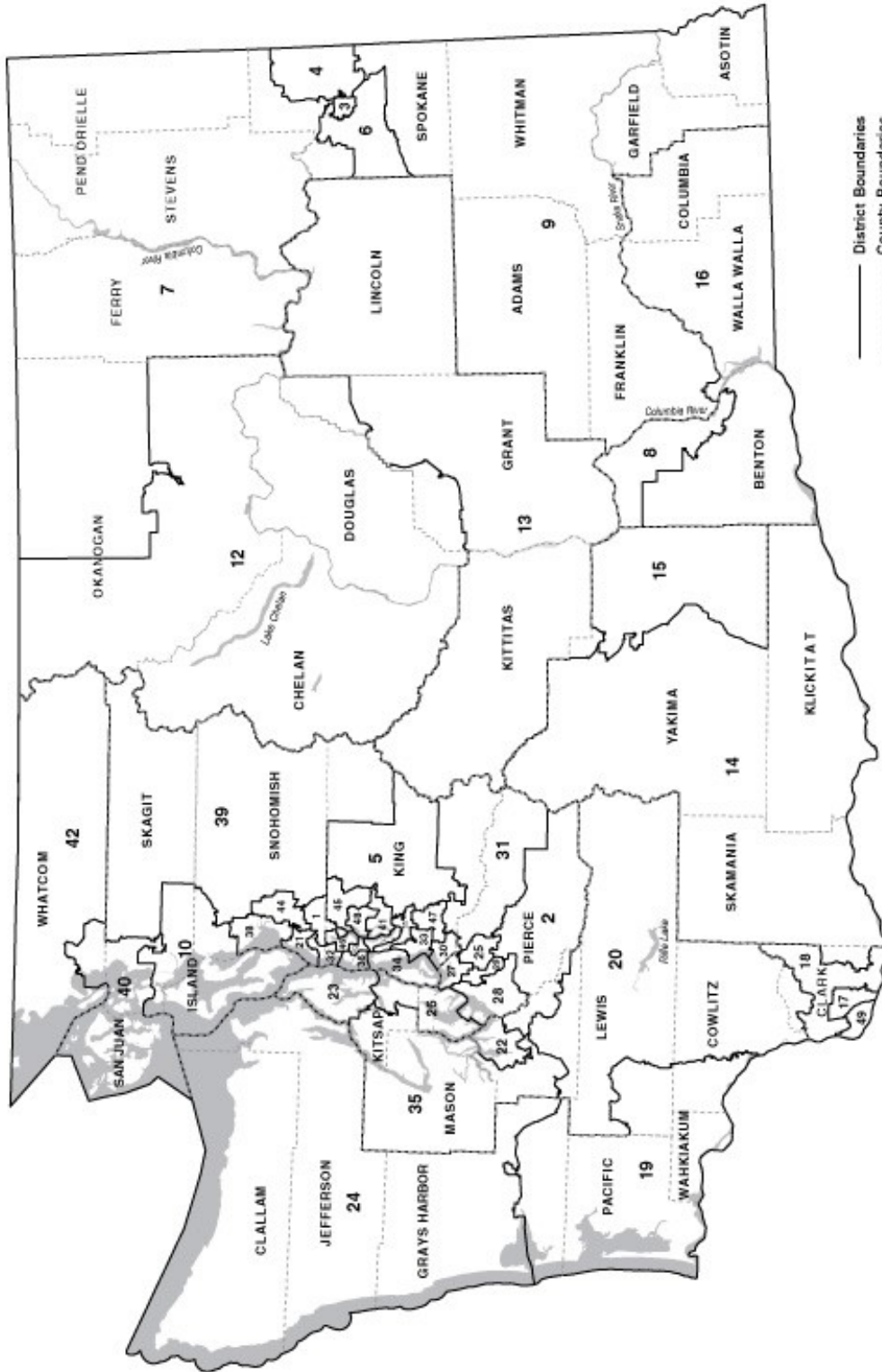
ADDITIONALLY PROVIDED that in the event Mr. Pritchard violates any of the conditions of this Conditional Commutation, as determined by the Governor, this Conditional Commutation may be revoked or amended and the sentence of the court reinstated, whereupon Mr. Pritchard will be immediately returned to the Washington Corrections Center or any such facility as the Secretary of the Department of Corrections deems appropriate. If any such violation occurs, the Department of Corrections shall provide a written report to the Governor regarding the violation. A written notice of the Governor's intent to review the alleged violations and revoke or amend the Conditional Commutation will then be mailed to the most recent address Mr. Pritchard has provided to the Office of

the Governor or, if Mr. Pritchard is in custody, to his place of detention. If within 14 calendar days of the mailing of the notice, Mr. Pritchard submits a sworn • statement made under penalty of perjury that he has in fact complied with all conditions of this Conditional Commutation, the Governor shall appoint a hearing officer. The hearing officer will provide Mr. Pritchard an opportunity to be heard and to present witnesses and documentary evidence that he has met all conditions upon which the Conditional Commutation is granted. The hearing officer shall present findings of fact and a transcript of the hearing to the Governor for the Governor's final and conclusive determination on whether Mr. Pritchard has violated the conditions of this Conditional Commutation.

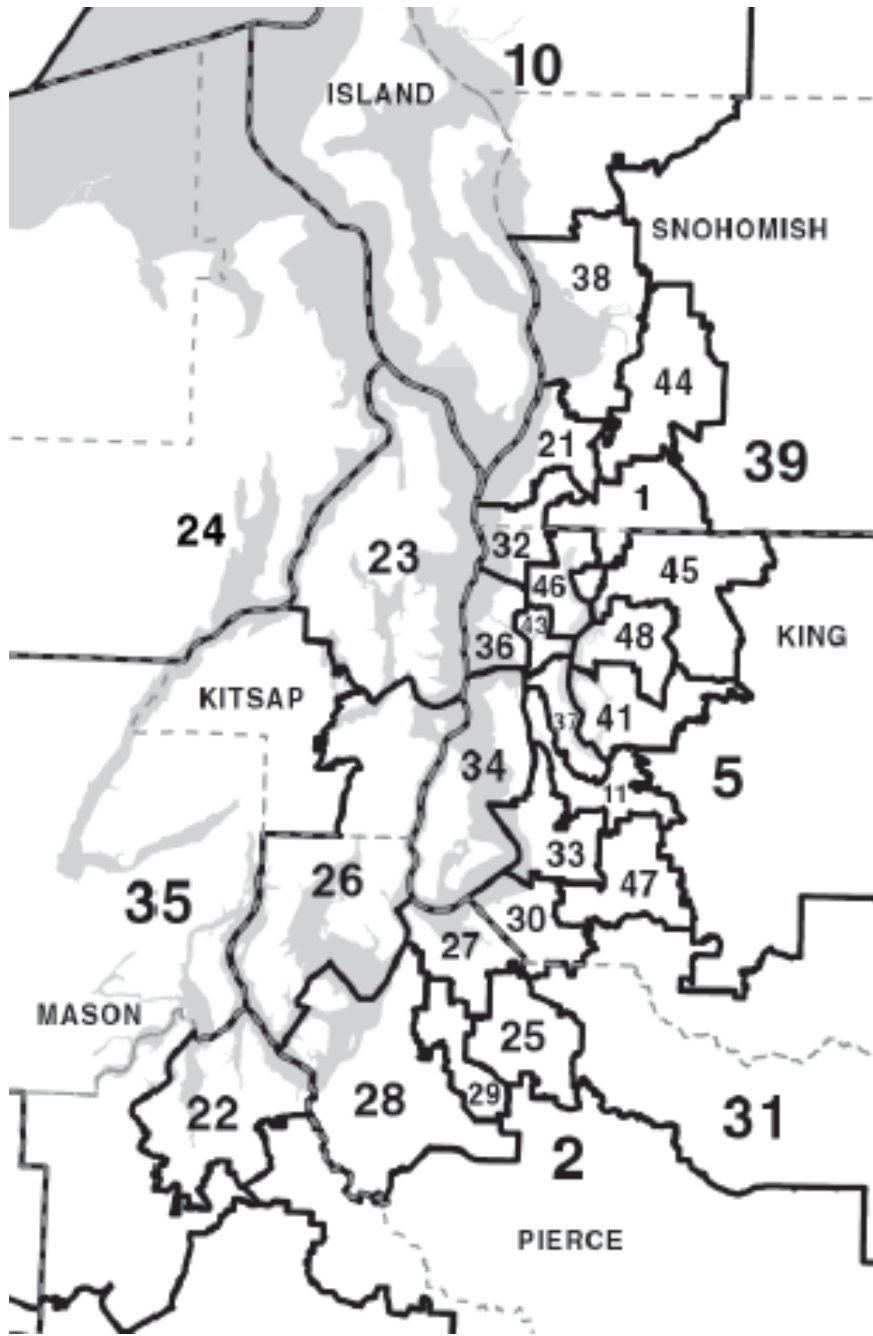
ADDITIONALLY PROVIDED that in the event Mr. Pritchard is convicted anywhere at any time of any offense the elements of which would classify the crime as a gross misdemeanor or felony in the state of Washington, this Conditional Commutation may be revoked and the sentence of the court reinstated, whereupon Mr. Pritchard will be immediately returned to the Washington Corrections Center or any such facility that the Secretary of the Department of Corrections deems appropriate.

ADDITIONALLY PROVIDED that Mr. Pritchard may be detained pending judicial disposition of any new criminal charge or a final determination of whether a condition of this Conditional Commutation has been violated, if the Governor determines there are reasonable grounds to believe he has violated the above conditions of this Conditional Commutation, reason to be concerned that he would pose a risk to any person or to the community, or that there is a possibility that Mr. Pritchard may abscond if not detained. If detained, Mr. Pritchard will be provided a preliminary hearing, as promptly as convenient after arrest, to determine whether there are reasonable grounds to believe he has violated the above conditions.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia on this 8th day of November, A.D., two thousand and thirteen.



Statewide Legislative Districts



1000-S	Other Action.....	31	Messages.....	1295
1004-S	Other Action.....	30	1040	
1005	Committee Report.....	196	Committee Report.....	122, 196
	Second Reading.....	324	Other Action.....	31
	Other Action.....	29, 288	1043	
1005-S3	Second Reading.....	324	Third Reading.....	61
	Amendment Offered.....	324	Third Reading Final Passage.....	61
	Third Reading Final Passage.....	325	Other Action.....	36
	Messages.....	1296	Messages.....	1295
1007-S	Other Action.....	32	1046	
1008	Third Reading.....	116	Other Action.....	30
	Third Reading Final Passage.....	117	1047-S	
	Messages.....	1295	Third Reading.....	117
1011	Second Reading.....	185	Third Reading Final Passage.....	117
	Amendment Offered.....	185	Messages.....	1295
	Third Reading Final Passage.....	186	1057-S	
	Messages.....	1295	Other Action.....	29
1013	Third Reading.....	330	1059	
	Third Reading Final Passage.....	330	Other Action.....	31
	Other Action.....	250	1060	
	Messages.....	1295	Other Action.....	249, 427
1014	Other Action.....	427	1063	
1016-S	Other Action.....	31	Second Reading.....	134
1017-S2	Second Reading.....	221	Third Reading Final Passage.....	135
	Amendment Offered.....	221	Messages.....	1295
	Third Reading Final Passage.....	225	1064	
	Other Action.....	221	Second Reading.....	179
	Messages.....	1295	Third Reading Final Passage.....	180
1024	Other Action.....	249, 427	Messages.....	1295
1027-S	Third Reading.....	196	1072	
	Third Reading Final Passage.....	196	Committee Report.....	123
	Messages.....	1295	Second Reading.....	310
1028	Other Action.....	32	Other Action.....	249
1029	Committee Report.....	132	1072-S2	
	Other Action.....	31	Second Reading.....	310
1030	Other Action.....	32	Third Reading Final Passage.....	310
1032-S	Other Action.....	30	Messages.....	1295
1033	Other Action.....	30	1078	
1037	Committee Report.....	196	Other Action.....	31
	Other Action.....	403, 427	1083-S	
1038-S	Second Reading.....	80	Second Reading.....	218
	Amendment Offered.....	81	Amendment Offered.....	218
	Third Reading Final Passage.....	82	Third Reading Final Passage.....	219
	Other Action.....	80	Other Action.....	218
			Messages.....	1295
			1087	
			Other Action.....	31
			1088	
			Other Action.....	30
			1089-S	
			Other Action.....	30
			1090-S	
			Third Reading.....	82
			Third Reading Final Passage.....	83
			Speaker Signed.....	916
			Messages.....	894, 927
			1096	
			Other Action.....	31
			1098-S	
			Other Action.....	427
			1101	
			Other Action.....	31
			1103-S	
			Third Reading.....	103

Third Reading Final Passage	103	1159	Other Action	31
Messages	1295	1161	Committee Report	115
1104			Other Action	31
Other Action	32	1170	Second Reading	291
1107-S			Other Action	288
Third Reading	129	1170-S	Committee Report	87, 197
Third Reading Final Passage	129		Other Action	30
Messages	1295	1170-S2	Second Reading	291
1117-S			Third Reading Final Passage	291
Second Reading	330		Messages	1296
Amendment Offered	330	1171	Committee Report	109
Third Reading Final Passage	333		Second Reading	325
Final Passage	1001	1171-S	Second Reading	325
Other Action	330		Third Reading Final Passage	326
Other Action	1000		Speaker Signed	916
Speaker Signed	1080		Messages	911, 927
Messages	1145	1172-S	Other Action	30
Messages	990	1173	Third Reading	135
1118			Third Reading Final Passage	135
Committee Report	169		Messages	1295
Second Reading	321	1177	Other Action	30
Third Reading Final Passage	321	1179	Third Reading	230
Other Action	288		Third Reading Final Passage	231
Messages	1295		Messages	1295
1126		1181	Other Action	32
Committee Report	109	1185	Second Reading	233
1129			Third Reading Final Passage	233
Committee Report	141		Messages	1295
Second Reading	233	1186	Other Action	31
Other Action	32	1188	Other Action	29
1129-S2		1193	Other Action	32
Second Reading	233	1199-S	Other Action	29
Amendment Offered	233	1202	Other Action	31
Third Reading Final Passage	234	1204-S	Other Action	30
Final Passage	974	1210	Committee Report	197
Other Action	973		Other Action	30
Speaker Signed	1080	1221	Other Action	32
Messages	1145	1222	Other Action	32
Messages	973	1224	Second Reading	387
1132			Amendment Offered	387
Other Action	32		Third Reading Final Passage	396
1135			Final Passage	1079
Committee Report	98		Other Action	1079
Other Action	427			
1138				
Other Action	32			
1139				
Other Action	31			
1145				
Third Reading	129			
Third Reading Final Passage	129			
Messages	1295			
1155-S				
Other Action	31			
1156				
Committee Report	157			
Second Reading	317			
Other Action	311			
1156-S				
Second Reading	317			
Third Reading Final Passage	317			
Messages	1295			
1157				
Other Action	31			
1158-S2				
Other Action	31			

Speaker Signed.....	1276	Committee Report.....	87
Messages.....	1294	1279-S	
Messages.....	1077	Second Reading.....	105
1225		Second Reading.....	105
Other Action.....	250, 427	Amendment Offered.....	105
1226		Third Reading Final Passage.....	107
Other Action.....	29	Messages.....	1295
1228		1283-S	
Other Action.....	30	Other Action.....	30
1230		1285-S	
Other Action.....	31	Committee Report.....	132
1231		Other Action.....	31
Other Action.....	30	1286	
1233		Committee Report.....	98, 141
Other Action.....	32	Second Reading.....	270
1238		Amendment Offered.....	270
Other Action.....	427	Third Reading Final Passage.....	271
1239		Other Action.....	30
Other Action.....	31	Messages.....	1295
1241		1287	
Other Action.....	31	Committee Report.....	98, 157
1243		Second Reading.....	300
Other Action.....	29	Other Action.....	30
1244-S		1287-S	
Other Action.....	29	Second Reading.....	300
1251		Amendment Offered.....	300
Third Reading.....	95	Third Reading Final Passage.....	304
Third Reading Final Passage.....	95	Final Passage.....	1074
Messages.....	1295	Other Action.....	1074
1252-S		Speaker Signed.....	1276
Other Action.....	30	Messages.....	1291
1254		Messages.....	1070
Second Reading.....	93	1288	
1254-S		Other Action.....	32
Second Reading.....	93	1289	
Third Reading Final Passage.....	93	Other Action.....	32
Speaker Signed.....	989	1290-S	
Messages.....	927, 1080	Committee Report.....	98
1260-S		Other Action.....	31
Third Reading.....	135	1292-S	
Third Reading Final Passage.....	136	Third Reading.....	136
Final Passage.....	1286	Third Reading Final Passage.....	136
Other Action.....	1285	Final Passage.....	933
Speaker Signed.....	1291	Other Action.....	933
Messages.....	1294	Speaker Signed.....	990
Messages.....	1150, 1154, 1282	Messages.....	1080
1263		Messages.....	931
Other Action.....	31	1294-S	
1264		Third Reading.....	80
Second Reading.....	180	Third Reading Final Passage.....	80
Third Reading Final Passage.....	180	Messages.....	1295
Speaker Signed.....	916	1296	
Messages.....	911, 927	Other Action.....	32
1266		1298-S	
Other Action.....	31	Committee Report.....	169
1267		Second Reading.....	273
Third Reading.....	103	Third Reading Final Passage.....	274
Third Reading Final Passage.....	104	Other Action.....	31, 249
Messages.....	1295	Messages.....	1295
1268		1301-S2	
Other Action.....	31	Other Action.....	250, 427, 445
1269		1302-S2	
Other Action.....	139	Other Action.....	30
1276		1304	
Other Action.....	30	Other Action.....	30
1279		1309-S	

Other Action.....	30	1409-S	
1313		Third Reading	138
Second Reading.....	117	Third Reading Final Passage.....	138
1313-S		Messages.....	1295
Second Reading.....	117	1413-S	
Amendment Offered.....	117	Third Reading	104
Third Reading Final Passage	118	Third Reading Final Passage.....	104
Messages	1295	Messages.....	1295
1323-S		1415	
Other Action.....	29	Other Action	32
1326		1417-S	
Other Action.....	30	Second Reading	104
1328-S		Second Reading	104
Other Action.....	30	Amendment Offered	104
1332-S		Third Reading Final Passage.....	105
Other Action.....	31	Speaker Signed	875
1338		Messages.....	875, 894
Other Action.....	31	1423-S	
1339		Other Action	30
Third Reading.....	136	1424-S2	
Third Reading Final Passage	136	Committee Report.....	98
Messages	1295	Other Action	30
1344		1426	
Other Action.....	31	Other Action	32
1345		1427	
Other Action.....	30	Other Action	30
1347		1431	
Other Action.....	32	Other Action	30
1348		1436	
Third Reading.....	94	Other Action	31
Third Reading Final Passage	95	1437-S2	
Messages	1295	Committee Report.....	197
1360		Other Action	30
Second Reading.....	234	1440	
Amendment Offered.....	234	Other Action	31
Third Reading Final Passage	235	1441	
Speaker Signed.....	989	Other Action	31
Messages	927, 1080	1446	
1362		Other Action	31
Other Action.....	31	1448-s	
1367		Other Action	150
Second Reading.....	274	1448-S	
Amendment Offered.....	274	Second Reading	150
Third Reading Final Passage	275	Amendment Offered	150
Other Action.....	249	Third Reading Final Passage.....	153
Messages	1295	Messages.....	1295
1369		1449	
Other Action.....	30	Committee Report.....	98
1378		Other Action	31
Other Action.....	31	1459-S	
1379-S		Other Action	31
Other Action.....	32	1467	
1382-S		Other Action	182
Other Action.....	31	1467-S	
1395		Second Reading	182
Other Action.....	31	Amendment Offered	182
1401-S		Third Reading Final Passage.....	182
Other Action.....	31	Messages.....	1295
1402		1470	
Committee Report	61	Other Action	31
Second Reading.....	319	1477	
Other Action.....	30, 288	Other Action	427
1402-S		1482	
Second Reading.....	319	Other Action	31
Third Reading Final Passage	319	1484	
Messages	1295	Committee Report.....	157

Second Reading.....	401	1574	Other Action	288
Other Action.....	30, 288	1574-S	Committee Report.....	157
1484-S2			Second Reading	590
Second Reading.....	402		Other Action	29, 427, 583
Amendment Offered.....	402	1574-S2	Second Reading	590
Third Reading Final Passage.....	402		Third Reading Final Passage.....	590
Messages	1296		Messages.....	1295
1486		1575	Other Action	31
Third Reading.....	181	1577	Other Action	32
Third Reading Final Passage.....	181	1579	Committee Report.....	169, 197
Messages	1295	1580-S	Other Action	427
1487-S		1582-S	Other Action	30
Other Action.....	30	1587	Other Action	29
1488		1588	Other Action	31
Other Action.....	31	1590	Other Action	30
1489		1592	Other Action	32
Other Action.....	30	1593	Second Reading	137
1490			Amendment Offered	137
Other Action.....	31		Third Reading Final Passage.....	137
1492			Other Action	137
Committee Report	123		Messages.....	1295
1507		1594-S	Other Action	30
Other Action.....	30	1595	Committee Report.....	157
1510			Other Action	427
Committee Report	110	1597	Committee Report.....	74
Other Action.....	31		Second Reading	216
1511			Third Reading Final Passage.....	216
Other Action.....	31		Other Action	31
1522-S2			Messages.....	1295
Other Action.....	31	1598	Other Action	30
1526-S2		1601-S	Other Action	427
Other Action.....	30	1602	Other Action	32
1527-S		1604	Other Action	30
Other Action.....	30	1606	Other Action	31
1529-S		1607	Second Reading	154
Other Action.....	139		Third Reading Final Passage.....	154
1531			Speaker Signed	875
Other Action.....	31		Messages.....	578, 894
1536-S		1614-S	Other Action	31
Third Reading.....	83	1620-S	Committee Report.....	146
Third Reading Final Passage.....	83		Other Action	32, 342, 427
Messages	1295	1627-S2		
1538				
Third Reading.....	136			
Third Reading Final Passage.....	137			
Messages	1295			
1539				
Other Action.....	31			
1542-S				
Other Action.....	427			
1544				
Other Action.....	31			
1554				
Other Action.....	31			
1555				
Other Action.....	427			
1558-S				
Other Action.....	30			
1563-S2				
Third Reading.....	230			
Third Reading Final Passage.....	230			
Messages	1295			
1570				
Other Action.....	30			
1572				
Committee Report	88			

Other Action.....	31	Amendment Offered	235
1631		Third Reading Final Passage.....	237
Other Action.....	31	Messages.....	1296
1634		1675-s	
Committee Report	88	Other Action	193
Second Reading.....	180	1675-S	
Other Action.....	30	Second Reading	193
1634-S		Amendment Offered	193
Second Reading.....	180	Third Reading Final Passage.....	196
Third Reading Final Passage.....	180	Messages.....	1295
Messages.....	875, 894	1680-S2	
1635		Committee Report.....	158
Other Action.....	288	Other Action	30
1635-S		1682	
Committee Report	98	Other Action	32
Second Reading.....	294	1684	
Third Reading Final Passage.....	294	Third Reading	247
Other Action.....	29	Third Reading Final Passage.....	247
Messages.....	1295	Messages.....	1295
1638-S		1692	
Other Action.....	30	Other Action	30
1643		1695	
Committee Report	158	Other Action	30
Second Reading.....	338	1697	
Other Action.....	32, 288	Other Action	31
1643-S		1699	
Second Reading.....	338	Other Action	32
Amendment Offered.....	338	1701	
Third Reading Final Passage.....	340	Other Action	31
Speaker Signed.....	916	1704	
Messages.....	894, 927	Other Action	427
1651-S		1708	
Committee Report	146	Other Action	30
Second Reading.....	295	1709	
Other Action.....	30, 249	Committee Report.....	99, 197
1651-S2		Second Reading	405
Second Reading.....	295	Other Action	288
Third Reading Final Passage.....	296	1709-S2	
Final Passage.....	1008	Second Reading	405
Other Action.....	1007	Third Reading Final Passage.....	405
Speaker Signed.....	1080	Final Passage.....	982
Messages.....	1145	Other Action	981
Messages.....	1001	Speaker Signed	1080
1654-S		Messages.....	1145
Second Reading.....	273	0021XXMessages.....	981
Amendment Offered.....	273	1710	
Third Reading Final Passage.....	273	Other Action	30
Other Action.....	273	1711	
Messages.....	1295	Committee Report.....	74
1659		Other Action	311, 427
Other Action.....	31	1715	
1660		Other Action	31
Other Action.....	31	1724	
1663-S2		Third Reading	137
Other Action.....	31	Third Reading Final Passage.....	138
1669-S		Speaker Signed	989
Third Reading.....	93	Messages.....	927, 1080
Third Reading Final Passage.....	94	1726	
Speaker Signed.....	989	Other Action	32
Messages.....	927, 1080	1727-S2	
1671-S2		Second Reading	138
Other Action.....	30	Amendment Offered	138
1674-s		Third Reading Final Passage.....	139
Other Action.....	235	Other Action	138
1674-S		Other Action	31
Second Reading.....	235	Messages.....	1295

1733	Other Action.....	31	1809	Other Action	427
1735	Committee Report	123	1814-S	Committee Report.....	99
1740-S	Other Action.....	427		Second Reading	216
1742	Committee Report	99		Third Reading Final Passage.....	216
	Second Reading.....	326		Other Action	32
1742-S	Second Reading.....	326	1815	Messages.....	1295
	Third Reading Final Passage	326		Committee Report.....	99, 197
	Speaker Signed.....	916	1817-S	Third Reading	6
	Messages	894, 927		Third Reading Final Passage.....	7
1745	Other Action.....	32		Other Action	6
1753-S	Other Action.....	29		Messages.....	1295
1767	Other Action.....	32	1820	Committee Report.....	197
1769-S	Third Reading.....	94		Second Reading	318
	Third Reading Final Passage	94		Other Action	288
	Messages	1296	1820-S	Second Reading	318
1771	Other Action.....	427		Amendment Offered	318
1773-S	Committee Report	99		Third Reading Final Passage.....	318
	Second Reading.....	316		Messages.....	1296
	Other Action.....	31	1827	Committee Report.....	169
1773-S2	Second Reading.....	316	1828-S2	Other Action	30
	Third Reading Final Passage	316	1829	Other Action	29
	Speaker Signed.....	989	1833	Other Action	32
	Messages	927, 1080	1835	Other Action	31
1777-S2	Other Action.....	31	1838	Second Reading	190
1783	Second Reading.....	233	1838-S	Second Reading	191
	Third Reading Final Passage	233		Amendment Offered	191
	Messages	1295		Third Reading Final Passage.....	191
1785	Second Reading.....	231		Messages.....	1295
	Third Reading Final Passage	231	1839	Other Action	31
	Speaker Signed.....	916	1840-S	Second Reading	242
	Messages	894, 927		Amendment Offered	242
1791	Committee Report	154		Third Reading Final Passage.....	244
	Second Reading.....	245		Other Action	242
1791-S	Second Reading.....	245		Speaker Signed	916
	Third Reading Final Passage	245		Messages.....	911, 927
	Final Passage.....	950	1841-S	Third Reading	324
	Other Action.....	949		Third Reading Final Passage.....	324
	Speaker Signed.....	1080		Other Action	250
	Messages	946, 1145		Speaker Signed	916
1795	Other Action.....	31		Messages.....	894, 927
1797	Other Action.....	31	1843-S	Third Reading	94
1805	Second Reading.....	135		Third Reading Final Passage.....	94
1805-S	Second Reading.....	135		Messages.....	1295
	Third Reading Final Passage	135	1844	Other Action	30
	Messages	1295	1856	Other Action	30
			1858-S	Third Reading	130

Third Reading Final Passage	130	1950-S	Third Reading	83
Messages	1295		Third Reading Final Passage	83
1859			Messages	1295
Third Reading	129	1953	Other Action	427
Third Reading Final Passage	129	1957-S	Other Action	32
Messages	1295	1959	Other Action	427
1862		1960	Other Action	288
Committee Report	141	1960-S	Committee Report	74
1864-S			Second Reading	363
Other Action	32		Other Action	30
1870-S		1960-S2	Second Reading	363
Other Action	30		Amendment Offered	363
1880			Third Reading Final Passage	363
Other Action	32		Messages	1295
1888		1969	Other Action	30
Committee Report	197	1977	Other Action	32
Second Reading	337	1978-S	Other Action	32
Other Action	288	2002	Second Reading	226
1888-S2			Committee Report	99
Second Reading	337		Other Action	29
Third Reading Final Passage	337	2002-S2	Second Reading	226
Messages	1295		Amendment Offered	226
1891			Third Reading Final Passage	227
Other Action	31		Messages	1296
1892		2016-S	Other Action	29
Third Reading	272	2017	Committee Report	99
Third Reading Final Passage	273		Second Reading	186
Messages	1295		Third Reading Final Passage	186
1896			Other Action	30
Third Reading	225		Messages	1295
Third Reading Final Passage	225	2018-S	Third Reading	231
Messages	1295		Third Reading Final Passage	231
1897			Messages	1295
Committee Report	169	2022	Other Action	29
Other Action	32	2023	Committee Report	100
1898			Second Reading	256
Other Action	32	2023-S	Second Reading	256
1902			Amendment Offered	256
Committee Report	99		Third Reading Final Passage	258
Second Reading	259		Final Passage	1063
Other Action	32		Other Action	1063
1902-S2			Speaker Signed	1080
Second Reading	259		Messages	1061, 1145
Amendment Offered	259		2029	
Third Reading Final Passage	260		Committee Report	100
Messages	1295		Second Reading	285
1909-S2			Other Action	30
Third Reading	129			
Third Reading Final Passage	130			
Messages	1295			
1910				
Other Action	30			
1911				
Other Action	29			
1915				
Other Action	30			
1919				
Other Action	30			
1920				
Other Action	30			
1935				
Other Action	29			
1939				
Other Action	32			
1946-S				
Other Action	32			

2029-S2	Messages.....	1295
Second Reading.....	286	
Amendment Offered.....	286	
Third Reading Final Passage.....	286, 1178	
Final Passage.....	1172	
Other Action.....	1178	
Other Action.....	1171	
Speaker Signed.....	1276	
Messages.....	1156, 1291	
2030		
Other Action.....	31	
2033		
Other Action.....	30	
2034-S		
Other Action.....	30	
2036		
Other Action.....	30	
2038-S		
Other Action.....	30	
2041		
Committee Report.....	141	
Second Reading.....	887	
Other Action.....	32, 427, 583	
2041-S2		
Second Reading.....	887	
Amendment Offered.....	887	
Third Reading Final Passage.....	888	
Messages.....	1295	
2045		
Other Action.....	30	
2046		
Other Action.....	30	
2047		
Other Action.....	30	
2050		
Other Action.....	30	
2055		
Committee Report.....	169	
Other Action.....	288, 427	
2057		
Committee Report.....	110	
Second Reading.....	245	
2057-S		
Second Reading.....	245	
Third Reading Final Passage.....	245	
Messages.....	875, 894	
2059		
Committee Report.....	146	
2061		
Committee Report.....	110	
Second Reading.....	263	
Third Reading Final Passage.....	263	
Messages.....	1295	
2064-S		
Other Action.....	30	
2070		
Committee Report.....	198	
2071		
Committee Report.....	158	
2074		
Committee Report.....	155	
Second Reading.....	275	
Other Action.....	249	
2074-S		
Second Reading.....	275	
Third Reading Final Passage.....	275	
Messages.....	1295	
2080		
Committee Report.....	88	
Second Reading.....	260	
2080-S		
Second Reading.....	260	
Third Reading Final Passage.....	260	
Speaker Signed.....	916	
Messages.....	894, 927	
2082		
Committee Report.....	88	
2086		
Committee Report.....	142	
Other Action.....	427	
2090		
Other Action.....	32	
2091		
Introduction & 1st Reading.....	19	
2092		
Introduction & 1st Reading.....	19	
2093		
Introduction & 1st Reading.....	19	
2094		
Introduction & 1st Reading.....	19	
2095		
Introduction & 1st Reading.....	19	
2096		
Introduction & 1st Reading.....	19	
2097		
Introduction & 1st Reading.....	19	
2098		
Introduction & 1st Reading.....	19	
Committee Report.....	115	
Second Reading.....	237	
2098-S		
Second Reading.....	237	
Third Reading Final Passage.....	237	
Messages.....	1295	
2099		
Introduction & 1st Reading.....	20	
Committee Report.....	100	
Second Reading.....	271	
Third Reading Final Passage.....	272	
Speaker Signed.....	989	
Messages.....	927, 1080	
2100		
Introduction & 1st Reading.....	20	
Committee Report.....	142	
Second Reading.....	217	
Third Reading Final Passage.....	217	
Speaker Signed.....	875	
Messages.....	875, 894	
2101		
Introduction & 1st Reading.....	20	
2102		
Introduction & 1st Reading.....	20	
Committee Report.....	88	
Second Reading.....	244	
2102-S		
Second Reading.....	244	
Third Reading Final Passage.....	245	
Final Passage.....	934	
Other Action.....	934	
Speaker Signed.....	990	
Messages.....	1080	
Messages.....	933	

2103	Introduction & 1st Reading	20	Messages.....	927, 1080	
2104	Introduction & 1st Reading	20	2116	Introduction & 1st Reading.....	21
2105	Introduction & 1st Reading	20	2117	Introduction & 1st Reading.....	21
	Committee Report	100	2118	Introduction & 1st Reading.....	21
	Second Reading.....	232	2119	Introduction & 1st Reading.....	21
2105-S	Second Reading.....	232		Committee Report.....	123
	Third Reading Final Passage.....	232		Second Reading	227
	Speaker Signed.....	916		Third Reading Final Passage.....	227
	Messages	894, 927		Speaker Signed	875
2106	Introduction & 1st Reading	20		Messages.....	875, 894
	Committee Report	88	2120	Introduction & 1st Reading.....	21
	Second Reading.....	107		Committee Report.....	132
	Third Reading Final Passage.....	107	2121	Introduction & 1st Reading.....	21
	Speaker Signed.....	875		Committee Report.....	100
	Messages	875, 894		Second Reading	237
2107	Introduction & 1st Reading	20	2121-S	Second Reading	238
	Committee Report	169		Third Reading Final Passage.....	238
2108	Introduction & 1st Reading	20		Messages.....	1295
	Committee Report	110	2122	Introduction & 1st Reading.....	22
	Second Reading.....	407		Committee Report.....	110
	Amendment Offered.....	407	2123	Introduction & 1st Reading.....	22
	Third Reading Final Passage.....	415		Committee Report.....	198
	Final Passage.....	956	2124	Introduction & 1st Reading.....	22
	Other Action.....	956		Committee Report.....	110
	Speaker Signed.....	1080	2125	Introduction & 1st Reading.....	22
	Messages	1145		Committee Report.....	132
	Messages	950		Second Reading	364
2109	Introduction & 1st Reading	20		Other Action	288
	Committee Report	100	2125-S	Second Reading	364
2110	Introduction & 1st Reading	21		Third Reading Final Passage.....	364
2111	Introduction & 1st Reading	21		Speaker Signed	989
	Committee Report	142		Messages.....	927, 1080
	Second Reading.....	275	2126	Introduction & 1st Reading.....	22
2111-S	Second Reading.....	275		Committee Report.....	101, 198
	Amendment Offered.....	275		Second Reading	275
	Third Reading Final Passage.....	275		Other Action	249
	Final Passage.....	957	2126-S	Second Reading	276
	Other Action.....	957		Third Reading Final Passage.....	276
	Speaker Signed.....	1080		Messages.....	1295
	Messages	1145	2127	Introduction & 1st Reading.....	22
	Messages	956		Committee Report.....	110
2112	Introduction & 1st Reading	21		Second Reading	154
2113	Introduction & 1st Reading	21		Third Reading Final Passage.....	154
2114	Introduction & 1st Reading	21		Messages.....	1295
	Committee Report	75	2128	Introduction & 1st Reading.....	22
	Other Action.....	427	2129	Introduction & 1st Reading.....	22
2115	Introduction & 1st Reading	21		Committee Report.....	101
	Committee Report	100	2130	Introduction & 1st Reading.....	22
	Second Reading.....	128			
	Third Reading Final Passage.....	129			
	Speaker Signed.....	989			

Committee Report	101, 198	Second Reading	376
Second Reading	291	Other Action	288
Third Reading Final Passage	292	2146-S	
Final Passage	935	Second Reading	376
Other Action	249, 935	Third Reading Final Passage	376
Speaker Signed	990	Final Passage	935
Messages	1080	Other Action	935
Messages	934	Messages	1080
2131		Messages	935
Introduction & 1st Reading	22	2147	
Committee Report	88	Introduction & 1st Reading	24
2132		Committee Report	170
Introduction & 1st Reading	22	2148	
2133		Introduction & 1st Reading	24
Introduction & 1st Reading	22	Committee Report	101
2134		Second Reading	153
Introduction & 1st Reading	22	Third Reading Final Passage	154
Committee Report	88	Messages	1295
2135		2149	
Introduction & 1st Reading	23	Introduction & 1st Reading	24
Committee Report	75	Committee Report	101, 198
Second Reading	270	Second Reading	385
2135-S		Other Action	288
Second Reading	270	2149-S2	
Third Reading Final Passage	270	Second Reading	385
Messages	1295	Amendment Offered	385
2136		Third Reading Final Passage	386
Introduction & 1st Reading	23	Messages	1296
Committee Report	75	2150	
Other Action	427	Introduction & 1st Reading	25
2137		Committee Report	89
Introduction & 1st Reading	23	Second Reading	326
Committee Report	142	2150-S	
Second Reading	217	Second Reading	326
Third Reading Final Passage	217	Third Reading Final Passage	326
Speaker Signed	916	Messages	1295
Messages	894, 927	2151	
2138		Introduction & 1st Reading	25
Introduction & 1st Reading	23	Committee Report	142
2139		Second Reading	227
Introduction & 1st Reading	23	Other Action	178
Committee Report	110	2151-S	
2140		Second Reading	227
Introduction & 1st Reading	23	Amendment Offered	227
Committee Report	75	Third Reading Final Passage	228
Second Reading	217	Speaker Signed	989
Third Reading Final Passage	217	Messages	927, 1080
Speaker Signed	875	2152	
Messages	578, 894	Introduction & 1st Reading	25
2141		Committee Report	111
Introduction & 1st Reading	23	Second Reading	180
Committee Report	89	2152-S	
Other Action	288, 427	Second Reading	181
2142		Third Reading Final Passage	181
Introduction & 1st Reading	24	Messages	1295
2143		2153	
Introduction & 1st Reading	24	Introduction & 1st Reading	25
2144		Committee Report	111, 198
Introduction & 1st Reading	24	Second Reading	294
Committee Report	158	Other Action	249
2145		2153-S	
Introduction & 1st Reading	24	Second Reading	294
Committee Report	170	Third Reading Final Passage	294
2146		Speaker Signed	916
Introduction & 1st Reading	24	Messages	911, 927
Committee Report	147, 198	2154	

Introduction & 1st Reading	25	Second Reading	213
Committee Report	155	Other Action	946
Other Action	427	2164-S	
2155		Second Reading	213
Introduction & 1st Reading	25	Amendment Offered	213
Committee Report	158	Third Reading Final Passage.....	215, 946
Second Reading	341	Final Passage.....	939
Other Action	249	Other Action	213, 214
2155-S		Other Action	939
Second Reading	341	Speaker Signed	990
Amendment Offered.....	341	Messages	1080
Third Reading Final Passage	341	Messages	936
Speaker Signed	989	2165	
Messages	927, 1080	Introduction & 1st Reading.....	26
2156		Committee Report.....	101
Introduction & 1st Reading	25	Second Reading	191
2157		2165-S	
Introduction & 1st Reading	25	Second Reading	191
Committee Report	61	Third Reading Final Passage.....	191
2157-S		Messages.....	1295
Second Reading	238	2166	
Second Reading	238	Introduction & 1st Reading.....	26
Third Reading Final Passage	238	Committee Report.....	123, 199
Messages	1295	Second Reading	405
2158		Other Action	288
Introduction & 1st Reading	25	2166-S2	
Committee Report	101	Second Reading	405
2159		Third Reading Final Passage.....	405
Introduction & 1st Reading	25	Messages.....	1295
2160		2167	
Introduction & 1st Reading	25	Introduction & 1st Reading.....	26
Committee Report	158	Committee Report.....	147
Second Reading	266	Second Reading	186
Other Action	249	Third Reading Final Passage.....	186
2160-S		Speaker Signed	916
Second Reading	266	Messages.....	911, 927
Amendment Offered.....	266	2168	
Third Reading Final Passage	267	Introduction & 1st Reading.....	26
Speaker Signed.....	916	Committee Report.....	123
Messages	911, 927	Other Action	315, 427
2161		2169	
Introduction & 1st Reading	25	Introduction & 1st Reading.....	26
2162		Committee Report.....	89
Introduction & 1st Reading	25	Second Reading	326
Committee Report	111	Third Reading Final Passage.....	327
Second Reading	214	Messages.....	1295
2162-S		2170	
Second Reading	214	Introduction & 1st Reading.....	26
Third Reading Final Passage	214	Committee Report.....	75
Messages	1295	Second Reading	231
2163		Third Reading Final Passage.....	231
Introduction & 1st Reading	26	Messages.....	1295
Committee Report	142, 199	2171	
Second Reading	342	Introduction & 1st Reading.....	26
Other Action	288	Committee Report.....	89, 199
2163-S2		Second Reading	342
Second Reading	342	2171-S	
Third Reading Final Passage	343	Second Reading	342
Final Passage	983	Third Reading Final Passage.....	342
Other Action	983	Speaker Signed	989
Speaker Signed.....	1080	Messages.....	927, 1080
Messages	1145	2172	
Messages	982	Introduction & 1st Reading.....	26
2164		2173	
Introduction & 1st Reading	26	Introduction & 1st Reading.....	26
Committee Report	89	2174	

Introduction & 1st Reading	26	2187	Introduction & 1st Reading.....	27
2175			Committee Report.....	158, 199
Introduction & 1st Reading	26		Other Action	311, 427
Committee Report	132	2188	Introduction & 1st Reading.....	27
Second Reading.....	292		Committee Report.....	75
Other Action.....	249		Other Action	427
2175-S	1081, 1082	2189	Introduction & 1st Reading.....	27
Second Reading.....	292		Committee Report.....	75
Third Reading Final Passage.....	292	2190	Introduction & 1st Reading.....	27
Final Passage	1173		2191	
Other Action.....	1173		Introduction & 1st Reading.....	28
Speaker Signed.....	1276		Committee Report.....	132
Messages	1291		Second Reading	192
Messages	1172	2191-S	Second Reading	192
2176			Amendment Offered	192
Introduction & 1st Reading	26		Third Reading Final Passage.....	193
Committee Report	147		Speaker Signed	875
Other Action.....	249, 427, 445		Messages.....	875, 894
2177		2192	Introduction & 1st Reading.....	28
Introduction & 1st Reading	27		Committee Report.....	158, 199
Committee Report	147		Second Reading	309
Second Reading.....	293		Other Action	288
Other Action.....	249	2192-S2	Second Reading	309
2177-S			Amendment Offered	309
Second Reading.....	293		Third Reading Final Passage.....	310
Amendment Offered.....	293		Speaker Signed	916
Third Reading Final Passage	294		Messages.....	894, 927
Messages	1296	2193	Introduction & 1st Reading.....	28
2178			2194	
Introduction & 1st Reading	27		Introduction & 1st Reading.....	28
Committee Report	115		Committee Report.....	111
Second Reading.....	370	2195	Introduction & 1st Reading.....	28
2178-S			Committee Report.....	89
Second Reading.....	370		Second Reading	245
Third Reading Final Passage	371	2195-S	Second Reading	246
Messages	1296		Third Reading Final Passage.....	246
2179			Speaker Signed	875
Introduction & 1st Reading	27		Messages.....	578, 894
Committee Report	147, 199, 262	2196	Introduction & 1st Reading.....	28
Other Action.....	213, 262, 427		Committee Report.....	89
2180			Second Reading	365
Introduction & 1st Reading	27		Other Action	249
2181		2196-S	Second Reading	366
Introduction & 1st Reading	27		Third Reading Final Passage.....	366
2182			Messages.....	1296
Introduction & 1st Reading	27	2197	Introduction & 1st Reading.....	28
Committee Report	142		Committee Report.....	89
Other Action.....	49		Second Reading	366
Other Action.....	427		Other Action	311
2183		2197-S	Second Reading	366
Introduction & 1st Reading	27		Third Reading Final Passage.....	366
Committee Report	123		Messages.....	1296
Second Reading.....	228	2183-S	Second Reading.....	228
2183-S			Third Reading Final Passage	228
Second Reading.....	228		Messages	1296
Third Reading Final Passage	228	2184	Introduction & 1st Reading	27
Messages	1296	2185	Introduction & 1st Reading	27
2184			Committee Report	592
Introduction & 1st Reading	27	2186	Introduction & 1st Reading	27
2185			Committee Report	124
Introduction & 1st Reading	27		Other Action.....	427
Committee Report	592			

2198	Introduction & 1st Reading	28	2214	Introduction & 1st Reading.....	34
	Committee Report	143, 199		Committee Report.....	124
	Other Action.....	288, 427, 583	2215	Introduction & 1st Reading.....	34
2199	Introduction & 1st Reading	28		Committee Report.....	101
2200	Introduction & 1st Reading	28		Second Reading	238
2201	Introduction & 1st Reading	28	2215-S	Second Reading	238
	Committee Report	200		Third Reading Final Passage.....	239
	Second Reading.....	426		Messages.....	1296
	Other Action.....	288	2216	Introduction & 1st Reading.....	35
2201-S	Second Reading.....	426		Committee Report.....	124
	Amendment Offered.....	426		Other Action	288, 427
	Third Reading Final Passage	426	2217	Introduction & 1st Reading.....	35
	Messages	1296		Committee Report.....	124
2202	Introduction & 1st Reading	28	2218	Introduction & 1st Reading.....	35
	Committee Report	143, 200		Committee Report.....	155
2203	Introduction & 1st Reading	29	2219	Introduction & 1st Reading.....	35
2204	Introduction & 1st Reading	29		Committee Report.....	102
2205	Introduction & 1st Reading	29		Second Reading	403
	Committee Report	132		Third Reading Final Passage.....	403
	Second Reading.....	320		Messages.....	1296
	Other Action.....	311	2220	Introduction & 1st Reading.....	35
2205-S	Second Reading.....	320	2221	Introduction & 1st Reading.....	35
	Third Reading Final Passage	321	2222	Introduction & 1st Reading.....	35
	Messages	1296	2223	Introduction & 1st Reading.....	35
2206	Introduction & 1st Reading	29	2224	Introduction & 1st Reading.....	35
2207	Introduction & 1st Reading	29		Committee Report.....	583
	Committee Report	133, 587		Other Action	1156
	Second Reading.....	1146	2225	Introduction & 1st Reading.....	35
	Other Action.....	590		Committee Report.....	90
2207-S2	Second Reading.....	1146		Second Reading	374
	Amendment Offered.....	1146		Third Reading Final Passage.....	374
	Third Reading Final Passage	1147		Speaker Signed	916
	Speaker Signed.....	1276		Messages.....	911, 927
	Messages	1291	2226	Introduction & 1st Reading.....	35
2208	Introduction & 1st Reading	29		Committee Report.....	90, 200
	Committee Report	159		Other Action	288, 427
	Second Reading.....	372	2227	Introduction & 1st Reading.....	35
	Third Reading Final Passage	372		Committee Report.....	90, 200
	Other Action.....	288	2228	Introduction & 1st Reading.....	35
	Speaker Signed.....	916		Committee Report.....	124
	Messages	894, 927		Second Reading	186
2209	Introduction & 1st Reading	34		Third Reading Final Passage.....	186
2210	Introduction & 1st Reading	34		Speaker Signed	875
2211	Introduction & 1st Reading	34		Messages.....	875, 894
	Committee Report	90, 200	2229	Introduction & 1st Reading.....	36
	Other Action.....	311, 427		Committee Report.....	159
2212	Introduction & 1st Reading	34		Second Reading	378
2213	Introduction & 1st Reading	34		Other Action	178

Other Action.....	249	2246	Introduction & 1st Reading.....	42
2229-S			Committee Report.....	143
Second Reading.....	378		Second Reading.....	276
Third Reading Final Passage.....	378		Other Action.....	249
Speaker Signed.....	916	2246-S	Amendment Offered.....	276
Messages.....	911, 927		Third Reading Final Passage.....	277
2230			Speaker Signed.....	989
Introduction & 1st Reading.....	36		Messages.....	927, 1080
Committee Report.....	170	2247	Introduction & 1st Reading.....	42
2231		2248	Introduction & 1st Reading.....	42
Introduction & 1st Reading.....	36		Committee Report.....	124
Committee Report.....	170	2249	Introduction & 1st Reading.....	42
Second Reading.....	366		Committee Report.....	124
Third Reading Final Passage.....	367	2250	Introduction & 1st Reading.....	42
Other Action.....	55		Committee Report.....	124
Other Action.....	249	2251	Introduction & 1st Reading.....	42
Messages.....	1296		Committee Report.....	115, 200
2232			Second Reading.....	372
Introduction & 1st Reading.....	36		Other Action.....	288
2233		2251-S2	Second Reading.....	372
Introduction & 1st Reading.....	36		Third Reading Final Passage.....	373
2234			Final Passage.....	986
Introduction & 1st Reading.....	36		Other Action.....	986
2235			Speaker Signed.....	1080
Introduction & 1st Reading.....	41		Messages.....	1145
Committee Report.....	133		Messages.....	983
Second Reading.....	418	2252	Introduction & 1st Reading.....	42
Other Action.....	398		2253	
2235-S			Introduction & 1st Reading.....	42
Second Reading.....	418		Committee Report.....	115
Amendment Offered.....	418		Second Reading.....	318
Third Reading Final Passage.....	418		Third Reading Final Passage.....	318
Messages.....	1296		Final Passage.....	959
2236			Other Action.....	959
Introduction & 1st Reading.....	41		Speaker Signed.....	1080
2237			Messages.....	1145
Introduction & 1st Reading.....	41		Messages.....	957
Committee Report.....	124	2254	Introduction & 1st Reading.....	42
2238			Committee Report.....	115
Introduction & 1st Reading.....	41		Second Reading.....	263
2239			Third Reading Final Passage.....	264
Introduction & 1st Reading.....	41		Messages.....	1296
2240		2255	Introduction & 1st Reading.....	42
Introduction & 1st Reading.....	41		Committee Report.....	147
2241			Second Reading.....	217
Introduction & 1st Reading.....	41	2255-S	Second Reading.....	218
Committee Report.....	143		Third Reading Final Passage.....	218
Other Action.....	427		Messages.....	1296
2242		2256	Introduction & 1st Reading.....	42
Introduction & 1st Reading.....	41		2257	
2243			Introduction & 1st Reading.....	42
Introduction & 1st Reading.....	41		2258	
2244			Introduction & 1st Reading.....	43
Introduction & 1st Reading.....	42		2259	
Committee Report.....	155, 200			
Second Reading.....	404			
Other Action.....	249			
2244-S				
Second Reading.....	404			
Amendment Offered.....	404			
Third Reading Final Passage.....	404			
Messages.....	1296			
2245				
Introduction & 1st Reading.....	42			
Committee Report.....	159			
Other Action.....	311, 427			

Introduction & 1st Reading	43	Committee Report	147
Other Action	83	Second Reading	239
2260		Amendment Offered	239
Introduction & 1st Reading	43	Third Reading Final Passage	239
2261		Messages	1296
Introduction & 1st Reading	43	2279	
Committee Report	143	Introduction & 1st Reading	44
Second Reading	228	Committee Report	125
2261-S		2280	
Second Reading	228	Introduction & 1st Reading	44
Third Reading Final Passage	229	Committee Report	125
Messages	875, 894	2281	
2262		Introduction & 1st Reading	44
Introduction & 1st Reading	43	Committee Report	125, 201
Committee Report	125	Other Action	288, 427
Second Reading	229	2282	
2262-S		Introduction & 1st Reading	44
Second Reading	229	Committee Report	102
Third Reading Final Passage	229	Second Reading	191
Messages	875, 894	2282-S	
2263		Second Reading	191
Introduction & 1st Reading	43	Third Reading Final Passage	192
2264		Messages	1296
Introduction & 1st Reading	43	2283	
2265		Introduction & 1st Reading	44
Introduction & 1st Reading	43	2284	
Committee Report	170	Introduction & 1st Reading	44
2266		2285	
Introduction & 1st Reading	43	Introduction & 1st Reading	44
2267		Committee Report	125
Introduction & 1st Reading	43	Second Reading	187
Committee Report	159	Third Reading Final Passage	187
Other Action	427, 583	Messages	1296
2268		2286	
Introduction & 1st Reading	43	Introduction & 1st Reading	44
2269		2287	
Introduction & 1st Reading	43	Introduction & 1st Reading	45
2270		2288	
Introduction & 1st Reading	43	Introduction & 1st Reading	45
2271		2289	
Introduction & 1st Reading	43	Introduction & 1st Reading	45
2272		2290	
Introduction & 1st Reading	44	Introduction & 1st Reading	45
2273		2291	
Introduction & 1st Reading	44	Introduction & 1st Reading	45
2274		2292	
Introduction & 1st Reading	44	Introduction & 1st Reading	45
2275		2293	
Introduction & 1st Reading	44	Introduction & 1st Reading	45
Committee Report	116, 200	2294	
Other Action	288, 427	Introduction & 1st Reading	45
2276		Committee Report	143
Introduction & 1st Reading	44	Second Reading	343
Committee Report	147	Third Reading Final Passage	343
Second Reading	187	Messages	1296
Third Reading Final Passage	187	2295	
Final Passage	941	Introduction & 1st Reading	45
Other Action	940	2296	
Speaker Signed	990	Introduction & 1st Reading	45
Messages	1080	Committee Report	102
Messages	940	Second Reading	232
2277		Third Reading Final Passage	232
Introduction & 1st Reading	44	Final Passage	943
Committee Report	125, 201	Other Action	943
2278		Speaker Signed	990
Introduction & 1st Reading	44	Messages	1080

Messages	941	Other Action	311
2297		2309-S	
Introduction & 1st Reading	45	Second Reading	364
Committee Report	102	Third Reading Final Passage	364
Other Action	427	Speaker Signed	875
2298		Messages	875, 894
Introduction & 1st Reading	45	2310	
Committee Report	148	Introduction & 1st Reading	46
Second Reading	310	Committee Report	159, 201
Other Action	249	Second Reading	265
2298-S		Other Action	249
Second Reading	310	2310-S	
Amendment Offered	310	Second Reading	265
Third Reading Final Passage	310	Third Reading Final Passage	265
Speaker Signed	916	Speaker Signed	989
Messages	894, 927	Messages	927, 1080
2299		2311	
Introduction & 1st Reading	45	Introduction & 1st Reading	46
2300		2312	
Introduction & 1st Reading	45	Introduction & 1st Reading	46
2301		Committee Report	170
Introduction & 1st Reading	45	2313	
Committee Report	125	Introduction & 1st Reading	46
Second Reading	239	2314	
Third Reading Final Passage	239	Introduction & 1st Reading	46
Messages	1296	2315	
2302		Introduction & 1st Reading	46
Introduction & 1st Reading	45	Committee Report	159, 201
Committee Report	125	Second Reading	334
Second Reading	327	2315-S	
Third Reading Final Passage	327	Second Reading	334
Messages	1296	Amendment Offered	334
2303		Third Reading Final Passage	335
Introduction & 1st Reading	46	Final Passage	961
2304		Other Action	961
Introduction & 1st Reading	46	Speaker Signed	1080
Committee Report	159	Messages	1145
Second Reading	1173	Messages	959
Other Action	311, 427, 1150	2316	
2304-S		Introduction & 1st Reading	46
Second Reading	1173	2317	
Amendment Offered	1173	Introduction & 1st Reading	47
Third Reading Final Passage	1178	Committee Report	160
Other Action	1176, 1178	2318	
Messages	1291	Introduction & 1st Reading	47
2305		Committee Report	160
Introduction & 1st Reading	46	Second Reading	318
Committee Report	125, 201	Other Action	288
2306		2318-S	
Introduction & 1st Reading	46	Second Reading	319
Committee Report	201	Third Reading Final Passage	319
Second Reading	277	Speaker Signed	990
Other Action	249	Messages	927, 1080
2306-S		2319	
Second Reading	277	Introduction & 1st Reading	47
Amendment Offered	277	2320	
Third Reading Final Passage	278	Introduction & 1st Reading	47
Messages	1296	Committee Report	160
2307		2321	
Introduction & 1st Reading	46	Introduction & 1st Reading	47
2308		2322	
Introduction & 1st Reading	46	Introduction & 1st Reading	47
2309		2323	
Introduction & 1st Reading	46	Introduction & 1st Reading	47
Committee Report	201	2324	
Second Reading	364	Introduction & 1st Reading	47

2325	Introduction & 1st Reading	47	Second Reading	187
	Other Action	184	Third Reading Final Passage.....	188
2326	Introduction & 1st Reading	47	Messages	1296
	Other Action	249, 427	2337	Introduction & 1st Reading.....
2327	Introduction & 1st Reading	47		Committee Report.....
2328	Introduction & 1st Reading	47	2338	Introduction & 1st Reading.....
	Committee Report	160	2339	Introduction & 1st Reading.....
2329	Introduction & 1st Reading	47		Committee Report.....
	Committee Report	160		Second Reading
	Second Reading	267		Other Action
	Third Reading Final Passage	267	2339-S	Second Reading
	Other Action	249		Third Reading Final Passage.....
	Messages	1296		Messages
2330	Introduction & 1st Reading	48	2340	Introduction & 1st Reading.....
2331	Introduction & 1st Reading	48	2341	Introduction & 1st Reading.....
	Committee Report	111, 201		Committee Report.....
	Second Reading	261		Second Reading
	Other Action	249		Other Action
2331-S	Second Reading	261	2341-S	Second Reading
	Third Reading Final Passage	261		Amendment Offered
	Messages	1296		Third Reading Final Passage.....
2332	Introduction & 1st Reading	48		Messages
	Committee Report	111	2342	Introduction & 1st Reading.....
	Second Reading	216	2343	Introduction & 1st Reading.....
	Third Reading Final Passage	216		Committee Report.....
	Messages	1296		Other Action
2333	Introduction & 1st Reading	48	2344	Introduction & 1st Reading.....
	Committee Report	116, 202	2345	Introduction & 1st Reading.....
	Second Reading	271		Committee Report.....
	Other Action	249	2346	Introduction & 1st Reading.....
2333-S2	Second Reading	271	2347	Introduction & 1st Reading.....
	Third Reading Final Passage	271		Committee Report.....
	Messages	1296		Second Reading
2334	Introduction & 1st Reading	48		Other Action
	Committee Report	116, 202	2347-S2	Second Reading
	Second Reading	305		Amendment Offered
	Third Reading Final Passage	305		Third Reading Final Passage.....
	Other Action	249		Messages
	Messages	1296	2348	Introduction & 1st Reading.....
2335	Introduction & 1st Reading	48	2349	Introduction & 1st Reading.....
	Committee Report	133	2350	Introduction & 1st Reading.....
	Second Reading	875, 887, 892		Committee Report.....
	Amendment Offered.....	876	2351	Introduction & 1st Reading.....
	Third Reading Final Passage	876, 892		Committee Report.....
	Final Passage	1293		Second Reading
	Other Action	887, 892		Amendment Offered
	Other Action	722, 1293		Third Reading Final Passage.....
	Messages	1293		Speaker Signed
2336	Introduction & 1st Reading	48		
	Committee Report	170		
	Second Reading	187		
2336-S				

Messages	911, 927	Other Action	249
2352		2365-S	
Introduction & 1st Reading	50	Second Reading	278
Committee Report	126	Third Reading Final Passage	278
2353		Messages	1296
Introduction & 1st Reading	50	2366	
Committee Report	133	Introduction & 1st Reading	51
Second Reading	341	2367	
Other Action	249	Introduction & 1st Reading	51
2353-S		2368	
Second Reading	341	Introduction & 1st Reading	51
Amendment Offered	341	Committee Report	126, 202
Third Reading Final Passage	342	Second Reading	269
Messages	1296	Other Action	249
2354		2368-S	
Introduction & 1st Reading	50	Second Reading	269
Committee Report	126, 202	Amendment Offered	269
2355		Third Reading Final Passage	270
Introduction & 1st Reading	50	Messages	1296
2356		2369	
Introduction & 1st Reading	50	Introduction & 1st Reading	51
2357		2370	
Introduction & 1st Reading	50	Introduction & 1st Reading	51
Committee Report	202	Committee Report	111, 203
Other Action	311, 427	2371	
2358		Introduction & 1st Reading	51
Introduction & 1st Reading	50	Committee Report	161
2359		Second Reading	367
Introduction & 1st Reading	50	Other Action	183
Committee Report	170	Other Action	249
Second Reading	308	2371-S	
Third Reading Final Passage	309	Second Reading	367
Other Action	249	Third Reading Final Passage	367
Speaker Signed	990	Messages	1296
Messages	927, 1080	2372	
2360		Introduction & 1st Reading	51
Introduction & 1st Reading	50	Committee Report	161
2361		Second Reading	260
Introduction & 1st Reading	51	2372-S	
2362		Second Reading	260
Introduction & 1st Reading	51	Third Reading Final Passage	260
2363		Messages	1296
Introduction & 1st Reading	51	2373	
Committee Report	126	Introduction & 1st Reading	51
Second Reading	375	Committee Report	203
2363-S		Second Reading	296
Second Reading	375	Other Action	182
Third Reading Final Passage	375	Other Action	288
Final Passage	944	2373-S	
Other Action	944	Second Reading	296
Speaker Signed	990	Third Reading Final Passage	296
Messages	1080	Messages	1296
Messages	943	2374	
2364		Introduction & 1st Reading	51
Introduction & 1st Reading	51	Committee Report	102
Committee Report	126	Second Reading	239
Second Reading	286	2374-S	
2364-S		Second Reading	240
Second Reading	286	Amendment Offered	240
Third Reading Final Passage	287	Third Reading Final Passage	240
Messages	1296	Messages	1296
2365		2375	
Introduction & 1st Reading	51	Introduction & 1st Reading	52
Committee Report	202	2376	
Second Reading	278	Introduction & 1st Reading	52
Other Action	182	Committee Report	155

Second Reading.....	317	Introduction & 1st Reading.....	52
Other Action.....	288	Committee Report.....	203
2376-s		Other Action	398, 427
Other Action.....	318, 333	2389	
2376-S		Introduction & 1st Reading.....	53
Second Reading.....	333	2390	
Second Reading.....	318	Introduction & 1st Reading.....	53
Amendment Offered.....	333	Committee Report.....	126
Third Reading Final Passage.....	333	Other Action	427
Messages	1296	2391	
2377		Introduction & 1st Reading.....	53
Introduction & 1st Reading	52	2392	
Committee Report	161, 203	Introduction & 1st Reading.....	53
Second Reading.....	418	2393	
Other Action.....	288	Introduction & 1st Reading.....	53
2377-S2		2394	
Second Reading.....	418	Introduction & 1st Reading.....	53
Amendment Offered.....	418	Committee Report.....	171
Third Reading Final Passage.....	424	2395	
Messages	1297	Introduction & 1st Reading.....	53
2378		Committee Report.....	203
Introduction & 1st Reading	52	Other Action	182
Committee Report	203	2396	
Second Reading.....	294	Introduction & 1st Reading.....	53
Other Action.....	112	Committee Report.....	143
Other Action.....	288	2397	
2378-S		Introduction & 1st Reading.....	53
Second Reading.....	295	Second Reading	1176
Third Reading Final Passage.....	295	Amendment Offered	1176
Messages	1296	Third Reading Final Passage.....	1178
2379		Other Action	1141
Introduction & 1st Reading	52	Speaker Signed	1292
2380		Messages.....	1291, 1294
Introduction & 1st Reading	52	2398	
2381		Introduction & 1st Reading.....	53
Introduction & 1st Reading	52	Committee Report.....	126
Committee Report	102	Second Reading	188
Second Reading.....	247	Third Reading Final Passage.....	188
Third Reading Final Passage.....	247	Speaker Signed	990
Messages	1296	Messages.....	927, 1080
2382		2399	
Introduction & 1st Reading	52	Introduction & 1st Reading.....	53
2383		2400	
Introduction & 1st Reading	52	Introduction & 1st Reading.....	53
Committee Report	126, 203	Committee Report.....	155
Second Reading.....	406	2401	
Other Action.....	249	Introduction & 1st Reading.....	53
2383-S2		2402	
Second Reading.....	406	Introduction & 1st Reading.....	53
Amendment Offered.....	406	2403	
Third Reading Final Passage.....	406	Introduction & 1st Reading.....	53
Messages	1297	2404	
2384		Introduction & 1st Reading.....	54
Introduction & 1st Reading	52	Committee Report.....	161
2385		Second Reading	309
Introduction & 1st Reading	52	Third Reading Final Passage.....	309
2386		Other Action	249
Introduction & 1st Reading	52	Messages.....	1296
Committee Report	161	2405	
Second Reading.....	374	Introduction & 1st Reading.....	54
Third Reading Final Passage.....	374	Committee Report.....	127
Messages	1296	Second Reading	336
2387		Third Reading Final Passage.....	337
Introduction & 1st Reading	52	Messages.....	1296
Committee Report	133	2406	
2388		Introduction & 1st Reading.....	54

Committee Report	127	Other Action	427
Second Reading	229	2418	
2406-S		Introduction & 1st Reading	56
Second Reading	229	2419	
Amendment Offered	229	Introduction & 1st Reading	56
Third Reading Final Passage	229	2420	
Messages	1296	Introduction & 1st Reading	56
2407		Committee Report	204
Introduction & 1st Reading	54	Second Reading	327
Committee Report	102	2420-S	
Second Reading	278	Second Reading	327
Third Reading Final Passage	278	Third Reading Final Passage	327
Other Action	249	Messages	1296
Messages	1296	2421	
2408		Introduction & 1st Reading	56
Introduction & 1st Reading	54	2422	
Committee Report	133	Introduction & 1st Reading	56
Second Reading	278	Committee Report	592
Third Reading Final Passage	279	Other Action	722
Other Action	249	2423	
Messages	1296	Introduction & 1st Reading	56
2409		2424	
Introduction & 1st Reading	54	Introduction & 1st Reading	56
Committee Report	144	Committee Report	155
Other Action	311, 427, 587	2425	
2410		Introduction & 1st Reading	57
Introduction & 1st Reading	54	2426	
Committee Report	203	Introduction & 1st Reading	57
Second Reading	265	Committee Report	204
Other Action	250	Second Reading	378
2410-S		Third Reading Final Passage	379
Second Reading	265	Other Action	342
Third Reading Final Passage	265	Messages	1296
Messages	1297	2427	
2411		Introduction & 1st Reading	57
Introduction & 1st Reading	54	Committee Report	144
2412		2428	
Introduction & 1st Reading	54	Introduction & 1st Reading	57
Committee Report	161	Committee Report	204
2413		Other Action	288, 427
Introduction & 1st Reading	54	2429	
2414		Introduction & 1st Reading	57
Introduction & 1st Reading	54	Committee Report	144
Committee Report	171	2430	
Second Reading	373	Introduction & 1st Reading	57
Other Action	288	Committee Report	162
2414-S		Second Reading	334
Second Reading	373	Other Action	250
Amendment Offered	373	2430-S	
Third Reading Final Passage	373	Second Reading	334
Messages	1296	Third Reading Final Passage	334
2415		Speaker Signed	990
Introduction & 1st Reading	54	Messages	927, 1080
Committee Report	161, 204	2431	
Second Reading	262	Introduction & 1st Reading	57
Other Action	250	2432	
2415-S		Introduction & 1st Reading	57
Second Reading	262	Committee Report	162, 204
Third Reading Final Passage	262	Other Action	288, 427
Messages	1297	2433	
2416		Introduction & 1st Reading	57
Introduction & 1st Reading	54	Committee Report	148
Other Action	75	Second Reading	240
2417		2433-S	
Introduction & 1st Reading	56	Second Reading	240
Committee Report	162	Third Reading Final Passage	240

Speaker Signed.....	990	Third Reading Final Passage.....	317
Messages.....	927, 1080	Other Action.....	311
2434		Speaker Signed.....	875
Introduction & 1st Reading.....	57	Messages.....	578, 894
Committee Report.....	127, 204	2447	
Other Action.....	250, 427	Introduction & 1st Reading.....	58
2435		Committee Report.....	205
Introduction & 1st Reading.....	57	Second Reading.....	377
2436		Amendment Offered.....	377
Introduction & 1st Reading.....	57	Third Reading Final Passage.....	378
Committee Report.....	127	Other Action.....	288
Second Reading.....	365	Messages.....	1296
Third Reading Final Passage.....	365	2448	
Other Action.....	288	Introduction & 1st Reading.....	58
Messages.....	1296	Committee Report.....	127
2437		Second Reading.....	240
Introduction & 1st Reading.....	57	2448-S	
Committee Report.....	102	Second Reading.....	240
Second Reading.....	279	Third Reading Final Passage.....	241
Third Reading Final Passage.....	279	Messages.....	875, 894
Other Action.....	250	2449	
Messages.....	1296	Introduction & 1st Reading.....	58
2438		Committee Report.....	162
Introduction & 1st Reading.....	57	Other Action.....	311, 427
Committee Report.....	127	2450	
Second Reading.....	337	Introduction & 1st Reading.....	58
Third Reading Final Passage.....	337	Committee Report.....	155
Other Action.....	311	Second Reading.....	192
Messages.....	1296	Third Reading Final Passage.....	192
2439		Messages.....	1296
Introduction & 1st Reading.....	57	2451	
Committee Report.....	144	Introduction & 1st Reading.....	58
Second Reading.....	337	Committee Report.....	162
Other Action.....	311	Second Reading.....	268
2439-S		2451-S	
Second Reading.....	338	Second Reading.....	268
Amendment Offered.....	338	Amendment Offered.....	268
Third Reading Final Passage.....	338	Third Reading Final Passage.....	269
Messages.....	1296	Messages.....	1296
2440		2452	
Introduction & 1st Reading.....	58	Introduction & 1st Reading.....	58
Committee Report.....	144	Committee Report.....	103
Second Reading.....	320	Other Action.....	427
Third Reading Final Passage.....	320	2453	
Other Action.....	311	Introduction & 1st Reading.....	59
Messages.....	1296	2454	
2441		Introduction & 1st Reading.....	59
Introduction & 1st Reading.....	58	Committee Report.....	162
2442		Second Reading.....	372
Introduction & 1st Reading.....	58	Other Action.....	342
Committee Report.....	148	2454-S	
Second Reading.....	364	Second Reading.....	372
Amendment Offered.....	364	Third Reading Final Passage.....	372
Third Reading Final Passage.....	365	Speaker Signed.....	990
Other Action.....	311	Messages.....	927, 1080
Messages.....	1296	2455	
2443		Introduction & 1st Reading.....	59
Introduction & 1st Reading.....	58	2456	
2444		Introduction & 1st Reading.....	59
Introduction & 1st Reading.....	58	Committee Report.....	133
2445		Second Reading.....	272
Introduction & 1st Reading.....	58	Third Reading Final Passage.....	272
2446		Speaker Signed.....	916
Introduction & 1st Reading.....	58	Messages.....	911, 927
Committee Report.....	204	2457	
Second Reading.....	317	Introduction & 1st Reading.....	59

Committee Report	162, 205	Other Action	311, 427
Second Reading	374	2469	
Other Action	311	Introduction & 1st Reading	60
2457-S2		2470	
Second Reading	374	Introduction & 1st Reading	60
Third Reading Final Passage	375	2471	
Final Passage	981	Introduction & 1st Reading	60
Other Action	980	2472	
Speaker Signed	1080	Introduction & 1st Reading	60
Messages	1145	2473	
Messages	974	Introduction & 1st Reading	60
2458		Committee Report	103
Introduction & 1st Reading	59	Second Reading	232
Committee Report	171, 205	Third Reading Final Passage	233
Other Action	288, 427	Messages	1296
2459		2474	
Introduction & 1st Reading	59	Introduction & 1st Reading	60
Committee Report	134, 205	Committee Report	206
Other Action	398, 427	Second Reading	304
2460		Other Action	250
Introduction & 1st Reading	59	2474-S	
Committee Report	162	Second Reading	304
2461		Third Reading Final Passage	304
Introduction & 1st Reading	59	Messages	1296
Committee Report	144, 205	2475	
Second Reading	319	Introduction & 1st Reading	64
Other Action	288	2476	
2461-S		Introduction & 1st Reading	64
Second Reading	319	2477	
Third Reading Final Passage	320	Introduction & 1st Reading	64
2462		Committee Report	171
Introduction & 1st Reading	59	Other Action	250, 427
Committee Report	127, 205	2478	
Other Action	287, 427	Introduction & 1st Reading	64
2463		2479	
Introduction & 1st Reading	60	Introduction & 1st Reading	64
Committee Report	205	Committee Report	163
Other Action	342	Second Reading	403
2463-S		Third Reading Final Passage	403
Second Reading	377	Other Action	398
Amendment Offered	377	Messages	1296
Third Reading Final Passage	377	2480	
Final Passage	966	Introduction & 1st Reading	64
Other Action	965	2481	
Speaker Signed	1080	Introduction & 1st Reading	65
Messages	1145	Committee Report	148
Messages	962	Second Reading	335
2464		2481-S	
Introduction & 1st Reading	60	Second Reading	335
Committee Report	156	Third Reading Final Passage	336
2465		Messages	1296
Introduction & 1st Reading	60	2482	
2466		Introduction & 1st Reading	65
Introduction & 1st Reading	60	Committee Report	163
2467		Second Reading	376
Introduction & 1st Reading	60	Third Reading Final Passage	377
Committee Report	163	Other Action	342
Second Reading	258	Messages	1296
Other Action	250	2483	
2467-S		Introduction & 1st Reading	65
Second Reading	259	2484	
Third Reading Final Passage	259	Introduction & 1st Reading	65
Messages	1296	Committee Report	134
2468		2485	
Introduction & 1st Reading	60	Introduction & 1st Reading	65
Committee Report	171	Committee Report	163

2486	Introduction & 1st Reading	65	Messages	1296
	Committee Report	144, 206	2501	
	Second Reading	305	Introduction & 1st Reading	66
	Other Action	154	Committee Report	148, 206
	Other Action	288	2502	
2486-S2			Introduction & 1st Reading	66
	Second Reading	305	2503	
	Third Reading Final Passage	305	Introduction & 1st Reading	66
	Messages	1296	Committee Report	172
2487			Other Action	250, 427
	Introduction & 1st Reading	65	2504	
	Other Action	118	Introduction & 1st Reading	66
2488			2505	
	Introduction & 1st Reading	65	Introduction & 1st Reading	66
2489			2506	
	Introduction & 1st Reading	65	Introduction & 1st Reading	66
2490			2507	
	Introduction & 1st Reading	65	Introduction & 1st Reading	66
2491			Committee Report	172
	Introduction & 1st Reading	65	2508	
2492			Introduction & 1st Reading	66
	Introduction & 1st Reading	65	2509	
	Committee Report	171	Introduction & 1st Reading	66
	Second Reading	265	2510	
	Other Action	250	Introduction & 1st Reading	67
2492-S			2511	
	Second Reading	265	Introduction & 1st Reading	67
	Third Reading Final Passage	266	2512	
	Speaker Signed	916	Introduction & 1st Reading	67
	Messages	911, 927	Committee Report	134, 206
2493			Second Reading	291
	Introduction & 1st Reading	65	Other Action	288
	Committee Report	171, 206	2512-S	
	Second Reading	371	Second Reading	291
	Other Action	288	Amendment Offered	291
2493-S2			Third Reading Final Passage	291
	Second Reading	371	Messages	1296
	Amendment Offered	371	2513	
	Third Reading Final Passage	371	Introduction & 1st Reading	67
	Final Passage	1065	Committee Report	206
	Other Action	1065	2514	
	Speaker Signed	1080	Introduction & 1st Reading	67
	Messages	1145	Committee Report	145
	Messages	1063	Other Action	427
2494			2515	
	Introduction & 1st Reading	65	Introduction & 1st Reading	67
2495			Committee Report	134
	Introduction & 1st Reading	65	Second Reading	292
2496			Third Reading Final Passage	292
	Introduction & 1st Reading	66	Speaker Signed	875
2497			Messages	578, 895
	Introduction & 1st Reading	66	2516	
	Committee Report	171	Introduction & 1st Reading	67
2498			2517	
	Introduction & 1st Reading	66	Introduction & 1st Reading	67
2499			Committee Report	145, 592
	Introduction & 1st Reading	66	Second Reading	886
2500			Other Action	874
	Introduction & 1st Reading	66	2517-S2	
	Committee Report	116	Second Reading	886
	Second Reading	181	Third Reading Final Passage	886
2500-S			Messages	1297
	Second Reading	181	2518	
	Amendment Offered	181	Introduction & 1st Reading	67
	Third Reading Final Passage	182	Committee Report	134
			Second Reading	246

2518-S	Second Reading.....246	Introduction & 1st Reading..... 68
	Third Reading Final Passage.....246	Committee Report..... 163
	Messages..... 1296	Second Reading..... 190
2519	Introduction & 1st Reading..... 67	2531-S
	Committee Report..... 163, 206	Second Reading..... 190
	Second Reading.....262	Amendment Offered..... 190
	Other Action.....250	Third Reading Final Passage.....190
2519-s	Other Action..... 1070	Messages.....1296
2519-S	Second Reading.....263	2532
	Amendment Offered.....263	Introduction & 1st Reading..... 68
	Third Reading Final Passage..... 263, 1070	2533
	Final Passage.....1009	Introduction & 1st Reading..... 68
	Other Action.....1009	2534
	Speaker Signed.....1080	Introduction & 1st Reading..... 68
	Messages.....1145	Committee Report..... 111, 207
	Messages.....1008	Second Reading..... 321
2520	Introduction & 1st Reading..... 67	Third Reading Final Passage.....321
2521	Introduction & 1st Reading..... 67	Other Action..... 311
2522	Introduction & 1st Reading..... 67	Messages.....1296
2523	Introduction & 1st Reading..... 67	2535
	Committee Report.....103	Introduction & 1st Reading..... 68
	Other Action..... 398, 427	Committee Report.....164
2524	Introduction & 1st Reading..... 68	Second Reading.....298
	Committee Report.....148	Other Action.....288
	Second Reading.....379	2535-S
2524-S	Second Reading.....379	Second Reading.....298
	Amendment Offered.....379	Amendment Offered.....298
	Third Reading Final Passage.....385	Third Reading Final Passage.....299
	Messages.....1296	Messages.....1296
2525	Introduction & 1st Reading..... 68	2536
2526	Introduction & 1st Reading..... 68	Introduction & 1st Reading..... 68
	Committee Report.....127, 207	Committee Report.....207
	Other Action.....250, 427	Second Reading.....404
2527	Introduction & 1st Reading..... 68	Other Action.....182
	Committee Report.....149	Other Action.....288
	Second Reading.....375	2536-S
	Amendment Offered.....376	Second Reading.....404
	Third Reading Final Passage.....376	Amendment Offered.....404
	Messages.....1296	Third Reading Final Passage.....405
2528	Introduction & 1st Reading..... 68	2537
	Committee Report.....207	Introduction & 1st Reading..... 69
	Other Action.....311, 427	Committee Report.....172
2529	Introduction & 1st Reading..... 68	Second Reading.....268
2530	Introduction & 1st Reading..... 68	Other Action.....250
	Committee Report.....163	2537-S
	Second Reading.....362	Second Reading.....268
	Third Reading Final Passage.....362	Third Reading Final Passage.....268
	Other Action.....311	Messages.....1296
	Messages.....1296	2538
2531	Introduction & 1st Reading..... 69	Introduction & 1st Reading..... 69
	Committee Report.....149	2539
		Introduction & 1st Reading..... 69
		Committee Report.....207
		2540
		Introduction & 1st Reading..... 69
		Committee Report.....164, 207
		Second Reading.....406
		Other Action.....288
		2540-S2
		Second Reading.....406
		Amendment Offered.....406
		Third Reading Final Passage.....407
		Messages.....1297
		2541
		Introduction & 1st Reading..... 69
		Committee Report.....149

Second Reading.....	248	Committee Report.....	208
2541-S		Second Reading	296
Second Reading.....	248	Third Reading Final Passage.....	296
Third Reading Final Passage.....	248	Other Action	288
Messages	1296	Messages.....	1297
2542		2554	
Introduction & 1st Reading	69	Introduction & 1st Reading.....	72
2543		2555	
Introduction & 1st Reading	69	Introduction & 1st Reading.....	72
Committee Report	172	Committee Report.....	164
Second Reading.....	279	Second Reading	402
Other Action.....	250	Third Reading Final Passage.....	402
2543-S		Final Passage.....	946
Second Reading.....	279	Other Action	288, 945
Amendment Offered.....	279	Speaker Signed	990
Third Reading Final Passage	283	Messages.....	1025
Messages	1296	Messages.....	944
2544		2556	
Introduction & 1st Reading	69	Introduction & 1st Reading.....	72
Committee Report	164	Committee Report.....	172
Second Reading.....	267	Second Reading	320
Other Action.....	250	2556-S	
2544-S		Second Reading	320
Second Reading.....	267	Amendment Offered	320
Third Reading Final Passage	268	Third Reading Final Passage.....	320
Speaker Signed.....	875	Messages.....	1296
Messages	875, 895	2557	
2545		Introduction & 1st Reading.....	72
Introduction & 1st Reading	71	2558	
Committee Report	164	Introduction & 1st Reading.....	72
2546		Committee Report.....	164
Introduction & 1st Reading	71	Second Reading	260
Committee Report	128	Amendment Offered	261
Second Reading.....	188	Third Reading Final Passage.....	261
2546-S		Messages.....	1297
Second Reading.....	188	2559	
Amendment Offered.....	188	Introduction & 1st Reading.....	72
Third Reading Final Passage	188	2560	
Messages	1296	Introduction & 1st Reading.....	72
2547		2561	
Introduction & 1st Reading	71	Introduction & 1st Reading.....	72
Committee Report	149	2562	
Second Reading.....	241	Introduction & 1st Reading.....	72
Third Reading Final Passage	241	2563	
Messages	875, 895	Introduction & 1st Reading.....	72
2548		2564	
Introduction & 1st Reading	71	Introduction & 1st Reading.....	73
2549		2565	
Introduction & 1st Reading	71	Introduction & 1st Reading.....	73
Committee Report	172, 207	Committee Report.....	164
Other Action.....	398, 427	2566	
2550		Introduction & 1st Reading.....	73
Introduction & 1st Reading	72	2567	
2551		Introduction & 1st Reading.....	73
Introduction & 1st Reading	72	Committee Report.....	172
2552		Second Reading	327
Introduction & 1st Reading	72	2567-S	
Committee Report	172, 208	Second Reading	327
Second Reading.....	363	Third Reading Final Passage.....	328
Other Action.....	288	Speaker Signed	875
2552-S		Messages.....	875, 895
Second Reading.....	363	2568	
Third Reading Final Passage	363	Introduction & 1st Reading.....	73
Messages	1296	2569	
2553		Introduction & 1st Reading.....	73
Introduction & 1st Reading	72	Committee Report.....	164, 183, 208

Second Reading.....	424	Second Reading.....	283
Other Action.....	250	Other Action.....	250
2569-S2		2580-S2	
Second Reading.....	424	Second Reading.....	283
Amendment Offered.....	424	Amendment Offered.....	284
Third Reading Final Passage.....	425	Third Reading Final Passage.....	285
Final Passage.....	969	Final Passage.....	1010
Other Action.....	968	Other Action.....	1010
Speaker Signed.....	1080	Speaker Signed.....	1080
Messages.....	1145	Messages.....	1145
Messages.....	966	Messages.....	1009
2570		2581	
Introduction & 1st Reading.....	73	Introduction & 1st Reading.....	74
Committee Report.....	165	Committee Report.....	173
2571		Other Action.....	250, 427
Introduction & 1st Reading.....	73	2582.....	1082, 1083
2572		Introduction & 1st Reading.....	74
Introduction & 1st Reading.....	73	Committee Report.....	165
Committee Report.....	165, 208	Second Reading.....	306
Second Reading.....	432	Amendment Offered.....	306
Other Action.....	288	Third Reading Final Passage.....	308
2572-S2		Other Action.....	95, 262
Second Reading.....	433	Messages.....	1296
Amendment Offered.....	433	2583	
Third Reading Final Passage.....	438	Introduction & 1st Reading.....	74
Final Passage.....	1281	Committee Report.....	149
Other Action.....	1281	Second Reading.....	189
Speaker Signed.....	1292	Third Reading Final Passage.....	189
Messages.....	1294	Messages.....	1296
Messages.....	1276	2584	
2573		Introduction & 1st Reading.....	74
Introduction & 1st Reading.....	73	Committee Report.....	173
Committee Report.....	156	2585	
Second Reading.....	386	Introduction & 1st Reading.....	74
Third Reading Final Passage.....	386	Committee Report.....	165, 208
Other Action.....	250	Second Reading.....	328
Messages.....	1296	Third Reading Final Passage.....	328
2574		Speaker Signed.....	1292
Introduction & 1st Reading.....	73	Messages.....	1291, 1294
2575		2586	
Introduction & 1st Reading.....	73	Introduction & 1st Reading.....	74
Committee Report.....	149	2587	
Second Reading.....	188	Introduction & 1st Reading.....	77
Third Reading Final Passage.....	189	Committee Report.....	173
Speaker Signed.....	990	2588	
Messages.....	927, 1080	Introduction & 1st Reading.....	77
2576		2589	
Introduction & 1st Reading.....	73	Introduction & 1st Reading.....	77
Committee Report.....	173	2590	
Second Reading.....	248	Introduction & 1st Reading.....	77
2576-S		Committee Report.....	156
Second Reading.....	248	Second Reading.....	248
Third Reading Final Passage.....	248	Third Reading Final Passage.....	249
Messages.....	1296	Messages.....	1296
2577		2591	
Introduction & 1st Reading.....	73	Introduction & 1st Reading.....	77
Committee Report.....	165	2592	
Other Action.....	250, 427	Introduction & 1st Reading.....	78
2578		Committee Report.....	173
Introduction & 1st Reading.....	74	Second Reading.....	285
Committee Report.....	173	Other Action.....	250
2579		2592-S	
Introduction & 1st Reading.....	74	Second Reading.....	285
2580		Third Reading Final Passage.....	285
Introduction & 1st Reading.....	74	Messages.....	1296
Committee Report.....	165, 208	2593	

Introduction & 1st Reading	78	Second Reading	297
Committee Report	149	Third Reading Final Passage.....	297
Second Reading	241	Messages	1297
2593-S		2611	
Second Reading	241	Introduction & 1st Reading.....	79
Third Reading Final Passage	241	Committee Report	156
Messages	1296	2612	
2594		Introduction & 1st Reading.....	79
Introduction & 1st Reading	78	Committee Report	128, 209
Committee Report	165, 208	Second Reading	259
Second Reading	333	Other Action	250
Other Action	250	2612-S	
2594-S		Second Reading	259
Second Reading	333	Third Reading Final Passage.....	259
Amendment Offered.....	333	Final Passage.....	972
Third Reading Final Passage	334	Other Action	972
Messages	1296	Speaker Signed	1080
2595		Messages	1145
Introduction & 1st Reading	78	Messages.....	969
2596		2613	
Introduction & 1st Reading	78	Introduction & 1st Reading.....	79
2597		Committee Report.....	166, 209
Introduction & 1st Reading	78	Second Reading	306
2598		Other Action	288
Introduction & 1st Reading	78	2613-S.....	927, 931, 1076
Committee Report	166	Second Reading	306
Second Reading	328	Third Reading Final Passage.....	306
Third Reading Final Passage	328	Speaker Signed	1080
Messages	1296	Messages.....	1145
2599		2614	
Introduction & 1st Reading	78	Introduction & 1st Reading.....	79
2600		2615	
Introduction & 1st Reading	78	Introduction & 1st Reading.....	79
2601		2616	
Introduction & 1st Reading	78	Introduction & 1st Reading.....	79
2602		Committee Report.....	156, 209
Introduction & 1st Reading	78	Second Reading	266
2603		Other Action	250
Introduction & 1st Reading	78	2616-S	
2604		Second Reading	266
Introduction & 1st Reading	78	Third Reading Final Passage.....	266
Committee Report	209	2616-S2	
Other Action.....	288, 427	Final Passage.....	1067
2605		Other Action	1067
Introduction & 1st Reading	78	Speaker Signed	1080
Committee Report	149	Messages.....	1145
Second Reading	189	Messages.....	1065
2605-S		2617	
Second Reading	189	Introduction & 1st Reading.....	79
Third Reading Final Passage	189	Committee Report.....	173, 209
Messages	1296	Second Reading	323
2606		Amendment Offered	323
Introduction & 1st Reading	78	Third Reading Final Passage.....	324
2607		Other Action	311
Introduction & 1st Reading	79	Messages.....	1296
2608		2618	
Introduction & 1st Reading	79	Introduction & 1st Reading.....	79
Committee Report	173	Committee Report.....	149
2609		Second Reading	335
Introduction & 1st Reading	79	Amendment Offered	335
2610		Third Reading Final Passage.....	335
Introduction & 1st Reading	79	Other Action	250
Committee Report	166, 209	Messages.....	1296
Second Reading	296	2619	
Other Action.....	250	Introduction & 1st Reading.....	79
2610-S		2620	

Introduction & 1st Reading	79	2634-S	
2621		Second Reading	590
Introduction & 1st Reading	80	Third Reading Final Passage	591
Other Action	183	Messages	1296
Other Action	250, 427	2635	
2622		Introduction & 1st Reading	85
Introduction & 1st Reading	80	2636	
2623		Introduction & 1st Reading	85
Introduction & 1st Reading	80	Committee Report	166
2624		Second Reading	415
Introduction & 1st Reading	80	Amendment Offered	415
Committee Report	174	Third Reading Final Passage	418
Second Reading	375	Other Action	250
Other Action	288	Speaker Signed	916
2624-S		Messages	911, 927
Second Reading	375	2637	
Third Reading Final Passage	375	Introduction & 1st Reading	85
Messages	1296	2638	
2625		Introduction & 1st Reading	86
Introduction & 1st Reading	80	2639	
2626		Introduction & 1st Reading	86
Introduction & 1st Reading	80	Committee Report	166, 210
Committee Report	166	Second Reading	344
Second Reading	299	Other Action	288
Other Action	288	2639-S2	
2626-S		Second Reading	344
Second Reading	299	Amendment Offered	344
Amendment Offered	299	Third Reading Final Passage	361
Third Reading Final Passage	299	Messages	1296
Final Passage	1011	2640	
Other Action	1011	Introduction & 1st Reading	86
Speaker Signed	1080	2641	
Messages	1145	Introduction & 1st Reading	86
Messages	1010	2642	
2627		Introduction & 1st Reading	86
Introduction & 1st Reading	85	Committee Report	167
Committee Report	166, 209	Second Reading	328
Second Reading	338	Third Reading Final Passage	329
Other Action	107	Messages	1296
Other Action	250	2643	
2627-S2		Introduction & 1st Reading	86
Second Reading	338	Committee Report	156, 210
Third Reading Final Passage	338	Second Reading	386
Final Passage	1014	Other Action	250
Other Action	1014	2643-S2	
Speaker Signed	1080	Second Reading	386
Messages	1145	Third Reading Final Passage	386
Messages	1011	Messages	1297
2628		2644	
Introduction & 1st Reading	85	Introduction & 1st Reading	86
2629		Committee Report	156
Introduction & 1st Reading	85	Second Reading	246
Committee Report	210	2644-S	
2630		Second Reading	246
Introduction & 1st Reading	85	Final Passage on Reconsideration	248
2631		Third Reading Final Passage	247
Introduction & 1st Reading	85	Other Action	247
2632		Messages	1296
Introduction & 1st Reading	85	2645	
2633		Introduction & 1st Reading	86
Introduction & 1st Reading	85	2646	
2634		Introduction & 1st Reading	86
Introduction & 1st Reading	85	Committee Report	210
Committee Report	166, 210	Second Reading	316
Second Reading	590	Third Reading Final Passage	316
Other Action	311, 427, 583	Other Action	288

Messages	1296	Committee Report	134
2647		2669	
Introduction & 1st Reading	86	Introduction & 1st Reading	92
Committee Report	210	2670	
Second Reading	316	Introduction & 1st Reading	92
Third Reading Final Passage	317	2671	
Other Action	311	Introduction & 1st Reading	92
Messages	1296	2672	
2648		Introduction & 1st Reading	92
Introduction & 1st Reading	86	Committee Report	174
2649		2673	
Introduction & 1st Reading	86	Introduction & 1st Reading	92
2650		2674	
Introduction & 1st Reading	86	Introduction & 1st Reading	92
Committee Report	167	Committee Report	167
Other Action	427	Second Reading	343
2651		Third Reading Final Passage	343
Introduction & 1st Reading	87	Other Action	250
Committee Report	174	Messages	875, 895
Second Reading	189	2675	
2651-S		Introduction & 1st Reading	92
Second Reading	190	Committee Report	167
Third Reading Final Passage	190	Second Reading	322
Messages	1297	Other Action	288
2652		2675-S	
Introduction & 1st Reading	87	Second Reading	322
2653		Third Reading Final Passage	322
Introduction & 1st Reading	87	Messages	1296
2654		2676	
Introduction & 1st Reading	87	Introduction & 1st Reading	92
Committee Report	174	Committee Report	128
2655		Other Action	427
Introduction & 1st Reading	87	2677	
2656		Introduction & 1st Reading	92
Introduction & 1st Reading	87	Committee Report	167
2657		Other Action	311, 427
Introduction & 1st Reading	87	2678	
2658		Introduction & 1st Reading	92
Introduction & 1st Reading	87	2679	
2659		Introduction & 1st Reading	93
Introduction & 1st Reading	87	Committee Report	174
2660		2680	
Introduction & 1st Reading	87	Introduction & 1st Reading	93
2661		Committee Report	156
Introduction & 1st Reading	87	Second Reading	249
2662		2680-S	
Introduction & 1st Reading	91	Second Reading	249
2663		Amendment Offered	249
Introduction & 1st Reading	91	Third Reading Final Passage	249
2664		Speaker Signed	875
Introduction & 1st Reading	91	Messages	875, 895
2665		2681	
Introduction & 1st Reading	91	Introduction & 1st Reading	96
Committee Report	167	Committee Report	167
Second Reading	415	2682	
Other Action	250	Introduction & 1st Reading	96
2665-S		Committee Report	167
Second Reading	415	Second Reading	241
Third Reading Final Passage	415	Third Reading Final Passage	242
Messages	1296	Messages	1296
2666		2683	
Introduction & 1st Reading	92	Introduction & 1st Reading	96
2667		2684	
Introduction & 1st Reading	92	Introduction & 1st Reading	96
2668		Committee Report	210
Introduction & 1st Reading	92	Second Reading	308

Amendment Offered.....	308	Messages.....	1296
Third Reading Final Passage.....	309	2700	
Other Action.....	250	Introduction & 1st Reading.....	97
Messages.....	1296	Committee Report.....	168
2685		Second Reading.....	218
Introduction & 1st Reading.....	96	Third Reading Final Passage.....	218
2686		Speaker Signed.....	990
Introduction & 1st Reading.....	96	Messages.....	927, 1081
2687		2701	
Introduction & 1st Reading.....	96	Introduction & 1st Reading.....	97
2688		2702	
Introduction & 1st Reading.....	96	Introduction & 1st Reading.....	97
2689		2703	
Introduction & 1st Reading.....	96	Introduction & 1st Reading.....	97
Committee Report.....	210	2704	
2690		Introduction & 1st Reading.....	97
Introduction & 1st Reading.....	96	2705	
2691		Introduction & 1st Reading.....	108
Introduction & 1st Reading.....	97	Committee Report.....	175
Committee Report.....	174	Second Reading.....	321
Second Reading.....	329	Other Action.....	250
2691-S		2705-S	
Second Reading.....	329	Second Reading.....	321
Third Reading Final Passage.....	329	Third Reading Final Passage.....	322
Messages.....	1296	Messages.....	1296
2692		2706	
Introduction & 1st Reading.....	97	Introduction & 1st Reading.....	108
2693		Committee Report.....	157
Introduction & 1st Reading.....	97	Second Reading.....	336
Committee Report.....	174	Other Action.....	311
2694		2706-S	
Introduction & 1st Reading.....	97	Second Reading.....	336
Committee Report.....	175, 211	Third Reading Final Passage.....	336
Other Action.....	288	Messages.....	1296
2694-S		2707	
Second Reading.....	305	Introduction & 1st Reading.....	108
2694-S2		2708	
Second Reading.....	306	Introduction & 1st Reading.....	108
Third Reading Final Passage.....	306	Committee Report.....	128
Messages.....	1297	Second Reading.....	230
2695		Third Reading Final Passage.....	230
Introduction & 1st Reading.....	97	Speaker Signed.....	990
Committee Report.....	168	Messages.....	927, 1081
Other Action.....	311, 427	2709	
2696		Introduction & 1st Reading.....	108
Introduction & 1st Reading.....	97	Committee Report.....	175
2697		2710	
Introduction & 1st Reading.....	97	Introduction & 1st Reading.....	108
Other Action.....	183	2711	
Other Action.....	250, 427	Introduction & 1st Reading.....	108
2698		Committee Report.....	211
Introduction & 1st Reading.....	97	Second Reading.....	322
Committee Report.....	175	Other Action.....	288
Second Reading.....	371	2711-S	
Other Action.....	272	Second Reading.....	322
2698-S		Amendment Offered.....	322
Second Reading.....	371	Third Reading Final Passage.....	323
Third Reading Final Passage.....	372	Messages.....	1296
Messages.....	1296	2712	
2699		Introduction & 1st Reading.....	108
Introduction & 1st Reading.....	97	2713	
Committee Report.....	168	Introduction & 1st Reading.....	108
Second Reading.....	295	2714	
2699-S		Introduction & 1st Reading.....	108
Second Reading.....	295	Committee Report.....	168
Third Reading Final Passage.....	295	2715	

Introduction & 1st Reading	108	2727	Introduction & 1st Reading.....	109
Committee Report	211	2728	Introduction & 1st Reading.....	113
2716			Committee Report.....	176
Introduction & 1st Reading	108	2729	Introduction & 1st Reading.....	113
2717			2730	
Introduction & 1st Reading	109		Introduction & 1st Reading.....	113
Committee Report	168	2731	Introduction & 1st Reading.....	113
Other Action.....	250, 427	2732	Introduction & 1st Reading.....	113
2718			2733	
Introduction & 1st Reading	109		Introduction & 1st Reading.....	113, 114
Committee Report	175		Committee Report.....	176
Other Action.....	342, 427		Second Reading	373
2719			Amendment Offered	373
Introduction & 1st Reading	109		Third Reading Final Passage.....	374
Committee Report	211		Other Action	250
Second Reading.....	402		Messages.....	875, 895
2719-S			2734	
Second Reading.....	402		Introduction & 1st Reading.....	114
Third Reading Final Passage	403		2735	
Other Action.....	399		Introduction & 1st Reading.....	114
Messages	1297		2736	
2720			Introduction & 1st Reading.....	114
Introduction & 1st Reading	109		2737	
Committee Report	168		Introduction & 1st Reading.....	114
2721			2738	
Introduction & 1st Reading	109		Introduction & 1st Reading.....	114
2722			Committee Report.....	176, 211
Introduction & 1st Reading	109		2739	
Committee Report	145		Introduction & 1st Reading.....	114
Second Reading.....	193		Committee Report.....	168, 212
2722-S			Second Reading	255
Second Reading.....	193		Other Action	250
Third Reading Final Passage	193		2739-S	
Messages	1296		Second Reading	255
2723			Third Reading Final Passage.....	256
Introduction & 1st Reading	109		Speaker Signed	990
Committee Report	175, 211		Messages.....	927, 1081
Second Reading.....	261		2740	
Third Reading Final Passage	262		Introduction & 1st Reading.....	114
Other Action.....	250		2741	
Speaker Signed.....	990		Introduction & 1st Reading.....	115
Messages	927, 1081		Committee Report.....	212
2724			Second Reading	343
Introduction & 1st Reading	109		Third Reading Final Passage.....	344
Committee Report	175		Other Action	250
Second Reading.....	285		Speaker Signed	916
Other Action.....	250		Messages.....	911, 927
2724-S			2742	
Second Reading.....	285		Introduction & 1st Reading.....	115
Third Reading Final Passage	285		Committee Report.....	157, 212
Final Passage.....	981		2743	
Other Action.....	981		Introduction & 1st Reading.....	119
Speaker Signed.....	1080		Committee Report.....	176, 212
Messages	1145		Other Action	250
Messages	981		2743-S	
2725			Second Reading	304
Introduction & 1st Reading	109		2743-S2	
Committee Report	175, 211		Second Reading	304
Second Reading.....	297		Third Reading Final Passage.....	305
Other Action.....	288		Messages.....	1296
2725-S			2744	
Second Reading.....	297			
Third Reading Final Passage	297			
Messages	1296			
2726				
Introduction & 1st Reading	109			

Introduction & 1st Reading	119	Other Action	288
Committee Report	176	2759-S	
Second Reading	329	Second Reading	340
Third Reading Final Passage	329	Amendment Offered	340
Speaker Signed	916	Third Reading Final Passage	341
Messages	894, 927	Messages	1296
2745		2760	
Introduction & 1st Reading	119	Introduction & 1st Reading	140
2746		2761	
Introduction & 1st Reading	119	Introduction & 1st Reading	140
Committee Report	212	2762	
Second Reading	297	Introduction & 1st Reading	140
Other Action	298	Committee Report	587
Other Action	288	Second Reading	759
2746-S		Other Action	590
Second Reading	297	2762-S	
Amendment Offered	297	Second Reading	759
Third Reading Final Passage	300	Amendment Offered	759
Final Passage	1293	Third Reading Final Passage	765
Other Action	299	Messages	1296
Other Action	1292	2763	
Messages	1291	Introduction & 1st Reading	140
Messages	1292	2764	
2747		Introduction & 1st Reading	140
Introduction & 1st Reading	119	2765	
2748		Introduction & 1st Reading	141
Introduction & 1st Reading	119	2766	
Committee Report	212	Introduction & 1st Reading	141
Second Reading	591	2767	
Other Action	583	Introduction & 1st Reading	141
2748-S		2768	
Second Reading	591	Introduction & 1st Reading	146
Amendment Offered	591	2769	
Third Reading Final Passage	592	Introduction & 1st Reading	146
Messages	1297	2770	
2749		Introduction & 1st Reading	146
Introduction & 1st Reading	119	2771	
2750		Introduction & 1st Reading	177
Introduction & 1st Reading	119	2772	
2751		Introduction & 1st Reading	177
Introduction & 1st Reading	122	2773	
2752		Introduction & 1st Reading	177
Introduction & 1st Reading	122	2774	
Committee Report	212	Introduction & 1st Reading	177
Second Reading	323	2775	
Amendment Offered	323	Introduction & 1st Reading	177
Third Reading Final Passage	323	2776	
Other Action	288	Introduction & 1st Reading	179
Messages	1296	Second Reading	415
2753		Third Reading Final Passage	415
Introduction & 1st Reading	122	Other Action	183
Committee Report	213	Other Action	250
2754		Speaker Signed	916
Introduction & 1st Reading	122	Messages	911, 927
2755		2777	
Introduction & 1st Reading	122	Introduction & 1st Reading	179
2756		Committee Report	213
Introduction & 1st Reading	122	Second Reading	362
2757		Third Reading Final Passage	363
Introduction & 1st Reading	131	Other Action	250
2758		Messages	1296
Introduction & 1st Reading	131	2778	
2759		Introduction & 1st Reading	179
Introduction & 1st Reading	131	2779	
Committee Report	213	Introduction & 1st Reading	179
Second Reading	340	2780	

Introduction & 1st Reading	179	Third Reading Final Passage.....	899
2781		Other Action	874
Introduction & 1st Reading	179	Speaker Signed	1276
2782		Messages.....	1145, 1291
Introduction & 1st Reading	179	2799	
2783		Introduction & 1st Reading.....	587
Introduction & 1st Reading	179	2800	
2784		Introduction & 1st Reading.....	587
Introduction & 1st Reading	184	2801	
2785		Introduction & 1st Reading.....	926
Introduction & 1st Reading	184	2802	
2786		Introduction & 1st Reading.....	988
Introduction & 1st Reading	185	2803	
2787		Introduction & 1st Reading.....	988
Introduction & 1st Reading	289	2804	
2788		Introduction & 1st Reading.....	1076
Introduction & 1st Reading	313	4000	
2789		Other Action	32
Introduction & 1st Reading	313	4004	
Second Reading.....	367	Introduction & 1st Reading.....	60
Amendment Offered.....	367	4200	
Third Reading Final Passage.....	370	Other Action	32
Final Passage.....	1070	4211	
Other Action.....	315, 1069	Introduction & 1st Reading.....	29
Speaker Signed.....	1080	4212	
Messages	1145	Introduction & 1st Reading.....	29
Messages	1067	4213	
2790		Introduction & 1st Reading.....	29
Introduction & 1st Reading	430	4214	
Committee Report	588	Introduction & 1st Reading.....	49
Second Reading.....	592	4215	
Third Reading Final Passage.....	592	Introduction & 1st Reading.....	61
Other Action.....	590	4216	
Messages	1297	Introduction & 1st Reading.....	61
2791		4217	
Introduction & 1st Reading	453	Introduction & 1st Reading.....	87
2792		4414	
Introduction & 1st Reading	453	Second Reading	6
Committee Report	592	Third Reading Adopted.....	6
Other Action.....	874	Other Action	6
2793		Speaker Signed	34
Introduction & 1st Reading	453	Messages.....	34, 41
2794		4415	
Introduction & 1st Reading	453	Second Reading	6
Committee Report	593	Third Reading Adopted.....	6
Second Reading.....	888	Other Action	6
Third Reading Final Passage.....	888	Speaker Signed	34
Other Action.....	722	Messages.....	34, 41
Messages	1297	4416	
2795		Introduction & 1st Reading.....	587
Introduction & 1st Reading	453	Second Reading	904
2796		Third Reading Adopted.....	904
Introduction & 1st Reading	453	Messages.....	1296
2797		4607	
Introduction & 1st Reading	454	Adopted.....	1076
Committee Report	584	4659	
Second Reading.....	755	Introduced.....	19
Amendment Offered.....	755	Adopted.....	19
Third Reading Final Passage.....	759	4660	
Other Action.....	586	Introduced.....	63
Messages	1297	Adopted.....	63
2798		4661	
Introduction & 1st Reading	583	Introduced.....	64
Committee Report	593	Adopted.....	64
Second Reading.....	899	4667	
Amendment Offered.....	899	Introduced.....	121

Adopted	121	Adopted.....	926
4673		4700	
Adopted	140	Introduced	1141
Introduced	140	Adopted.....	1141
4677		4701	
Introduced	312	Introduced	1076
Adopted	312	4702	
4678		Introduced	1141
Adopted	251	Adopted.....	1141
Introduced	251	4704	
4679		Adopted.....	1294
Adopted	251	Introduced	1294
Introduced	251	5020-S	
4680		Introduction & 1st Reading.....	430
Adopted	252	Messages.....	400, 1297
Introduced	252	5045-S	
4681		Introduction & 1st Reading.....	220
Adopted	253	Committee Report.....	446, 588
Introduced	252	Second Reading	907
4682		Third Reading Final Passage.....	907, 1014
Adopted	439	Other Action	893
Introduced	439	Speaker Signed	1276
4683		Messages.....	185, 1145
Adopted	399	5045-S.E	
Introduced	399	Messages.....	1014
4684		5048	
Introduced	429	Introduction & 1st Reading.....	220
Adopted	429	Committee Report.....	542
4685		Second Reading	880
Adopted	439	Third Reading Final Passage.....	880
Introduced	439	Speaker Signed	1079
4686		Messages.....	185, 1025, 1080
Adopted	578	5064-S2	
Introduced	578	Introduction & 1st Reading.....	289
4687		Committee Report.....	478, 593
Adopted	450	Second Reading	915
Introduced	450	Third Reading Final Passage.....	916
4688		Other Action	893
Adopted	579	Speaker Signed	1079
Introduced	578	Messages.....	253, 988, 1080
4689		5097	
Adopted	579	Introduction & 1st Reading.....	220
Introduced	579	Committee Report.....	483
4690		Messages.....	185, 1297
Adopted	580	5112	
Introduced	579	Introduction & 1st Reading.....	430
4691		Messages.....	399, 1297
Adopted	580	5123-S	
Introduced	580	Introduction & 1st Reading.....	439
4692		Committee Report.....	543, 593
Adopted	580	Second Reading	917
Introduced	580	Third Reading Final Passage.....	917
4693		Other Action	909
Adopted	581	Speaker Signed	1079
Introduced	581	Messages.....	430, 1025
4694		5127-S	
Adopted	582	Introduction & 1st Reading.....	122
Introduced	582	Messages.....	119, 1297
4695		5138-S	
Adopted	583	Introduction & 1st Reading.....	253
Introduced	582	Messages.....	242, 1297
4698		5141	
Adopted	894	Introduction & 1st Reading.....	220
Introduced	894	Committee Report.....	484
4699		Second Reading	888
Introduced	926	Third Reading	972

Third Reading Final Passage	888, 973	Messages	272, 1297
Speaker Signed	1079	5676-S	
Messages	185, 972, 1080	Introduction & 1st Reading	253
5158		Messages	242, 1297
Introduction & 1st Reading	430	5691-S	
Messages	399, 1297	Introduction & 1st Reading	220
5173-S		Committee Report	446
Introduction & 1st Reading	440	Second Reading	1288
Committee Report	543, 593	Third Reading Final Passage	1288
Second Reading	899	Other Action	1276
Amendment Offered	899	Speaker Signed	1294
Third Reading Final Passage	900	Messages	185, 1294
Other Action	893	5697-S	
Speaker Signed	1276	Introduction & 1st Reading	122
Messages	430, 1025, 1145	Messages	119, 1297
5199-S2		5731-S	
Introduction & 1st Reading	177	Introduction & 1st Reading	440
Messages	177, 1297	Messages	430, 1297
5310		5775	
Introduction & 1st Reading	220	Introduction & 1st Reading	220
Committee Report	446	Committee Report	489
Second Reading	900	Second Reading	900
Third Reading Final Passage	900	Third Reading Final Passage	900
Other Action	893	Other Action	893
Speaker Signed	990	Speaker Signed	1079
Messages	185, 927	Messages	185, 988, 1080
5318		5785-S	
Introduction & 1st Reading	141	Introduction & 1st Reading	440
Second Reading	1290	Committee Report	490
Third Reading Final Passage	1291	Second Reading	888
Other Action	1150	Amendment Offered	889
Other Action	1276	Third Reading Final Passage	889
Speaker Signed	1294	Speaker Signed	1079
Messages	131, 1294	Messages	430, 1025, 1080
5334-S		5859	
Introduction & 1st Reading	440	Other Action	443
Messages	430, 1297	5859-S	
5360-S		Introduction & 1st Reading	431
Introduction & 1st Reading	289	Committee Report	593
Committee Report	455, 593	Second Reading	919
Second Reading	912	Amendment Offered	920
Third Reading Final Passage	913	Third Reading Final Passage	920
Other Action	909	Other Action	893
Speaker Signed	990	Speaker Signed	1079
Messages	253, 927	Messages	400, 988, 1080
5430		5872-S	
Messages	875, 1297	Introduction & 1st Reading	440
5467		Messages	430, 1297
Other Action	590	5875-S	
5467-S		Second Reading	1292
Introduction & 1st Reading	430	Third Reading Final Passage	1292
Committee Report	588	Messages	1292
Second Reading	904	5886-S	
Third Reading Final Passage	906	Introduction & 1st Reading	253
Speaker Signed	1079	Messages	242, 1297
Messages	399, 1025, 1080	5887-S3	
5514		Introduction & 1st Reading	988
Introduction & 1st Reading	440	Messages	946, 1297
Committee Report	484	5889-S	
Messages	430, 1297	Introduction & 1st Reading	440
5540-S2		Committee Report	455
Introduction & 1st Reading	289	Second Reading	880
Committee Report	444	Third Reading Final Passage	881
Messages	253, 1297	Speaker Signed	916
5633		Messages	430, 911
Introduction & 1st Reading	313	591	

Introduction & 1st Reading ..19, 41, 50, 56, 64, 71, 77, 85, 91	Introduction & 1st Reading..... 313
5910	Committee Report..... 456
Introduction & 1st Reading .....220	Second Reading 881
Messages 185, 1297	Third Reading Final Passage..... 881
5931	Speaker Signed 916
Introduction & 1st Reading .....253	Messages..... 272, 911
Committee Report .....444	5975-S
Second Reading.....876	Introduction & 1st Reading..... 431
Third Reading Final Passage .....876	Committee Report..... 545, 590
Speaker Signed.....916	Messages..... 399, 1297
Messages .....242, 911	5977-S
594	Introduction & 1st Reading..... 313
Introduction & 1st Reading ..19, 41, 50, 56, 64, 71, 77, 85, 91	Committee Report..... 456
5956	Second Reading 900
Introduction & 1st Reading .....440	Third Reading Final Passage..... 901
Second Reading.....913	Other Action 893
Third Reading Final Passage .....913	Speaker Signed 1079
Other Action.....909	Messages.....298, 988, 1080
Speaker Signed.....990	5979
Messages .....430, 927	Introduction & 1st Reading..... 313
5957	Messages..... 272, 1297
Introduction & 1st Reading .....431	5981
Committee Report .....490	Introduction & 1st Reading..... 253
Messages .....400, 1297	Committee Report..... 545, 594
5958-S2	Second Reading 1281
Introduction & 1st Reading .....431	Third Reading Final Passage..... 1282
Committee Report .....490	Other Action 893
Second Reading.....881	Speaker Signed 1294
Third Reading Final Passage .....881	Messages..... 242, 1294
Speaker Signed.....916, 990	5991-S
Messages .....399, 911	Introduction & 1st Reading..... 254
5964	Committee Report..... 546
Introduction & 1st Reading .....440	Messages..... 242, 1297
Committee Report .....490	5996-S
Second Reading.....911	Introduction & 1st Reading..... 177
Third Reading Final Passage .....912	Committee Report..... 444
Other Action.....893	Other Action 893
Speaker Signed.....990	Messages..... 177, 1297
Messages .....430, 927	5999
5965-S	Introduction & 1st Reading..... 221
Introduction & 1st Reading .....289	Committee Report..... 546
Committee Report .....450	Second Reading 906
Messages .....253, 1297	Third Reading Final Passage..... 906
5969-S	Other Action 893
Introduction & 1st Reading .....289	Speaker Signed 990
Committee Report .....492, 594	Messages..... 185, 927
Second Reading.....922	6001-S
Third Reading Final Passage .....923	Second Reading 1026
Other Action.....893	Amendment Offered 1026
Speaker Signed.....990	Third Reading Final Passage..... 1052
Messages .....253, 927	Speaker Signed 1276
5970	Messages.....875, 1146, 1173
Introduction & 1st Reading .....122	6002-S
Committee Report .....446	Introduction & 1st Reading..... 583
Messages .....119, 1297	Committee Report Conference..... 1179
5972	Second Reading 765
Other Action.....445	Amendment Offered 765
5972-S	Third Reading Final Passage..... 874
Introduction & 1st Reading .....440	Final Passage.....1276
Second Reading.....1025	Other Action 1276
Amendment Offered.....1026	Speaker Signed 1292
Third Reading Final Passage .....1026	Messages..... 582, 1291
Other Action.....1025	Colloquy 1276
Speaker Signed.....1276	6005-S
Messages .....430, 1146, 1173	Introduction & 1st Reading..... 289
5973-S2	Committee Report..... 458

Messages	253, 1297	Third Reading Final Passage.....	913
6007-S		Other Action	909
Introduction & 1st Reading	289	Speaker Signed	1079
Committee Report	492	Messages.....	242, 1025, 1080
Second Reading.....	889	6034	
Third Reading Final Passage	890	Introduction & 1st Reading.....	289
Speaker Signed.....	916	Committee Report.....	450
Messages	253, 911	Second Reading	916
6008-S		Third Reading Final Passage.....	916, 919
Introduction & 1st Reading	440	Other Action	577, 919
Messages	430, 1297	Other Action	893
6010		Speaker Signed	1079
Introduction & 1st Reading	440	Messages.....	253, 1025, 1080
Committee Report	492	6035	
Messages	430, 1297	Introduction & 1st Reading.....	254
6011		Committee Report.....	452
Introduction & 1st Reading	440	Second Reading	901
Committee Report	492	Third Reading Final Passage.....	901
Messages	430, 1297	Other Action	577
6013		Other Action	893
Introduction & 1st Reading	177	Speaker Signed	990
Committee Report	492	Messages.....	242, 927
Second Reading.....	876	6040-S	
Third Reading Final Passage	877	Introduction & 1st Reading.....	400
Speaker Signed.....	916	Committee Report.....	459, 597
Messages	177, 911	Second Reading	1142
6014-S		Amendment Offered	1142
Introduction & 1st Reading	431	Third Reading Final Passage.....	1143
Committee Report	458	Other Action	1141
Second Reading.....	917	Speaker Signed	1276
Third Reading Final Passage	917	Messages.....	312, 1291
Other Action.....	909	6041-S	
Speaker Signed.....	1079	Introduction & 1st Reading.....	441
Messages	400, 988, 1080	Committee Report.....	546
6016-S		Second Reading	881
Introduction & 1st Reading	313	Amendment Offered	881
Committee Report	492	Third Reading Final Passage.....	882
Second Reading.....	886	Speaker Signed	1079
Amendment Offered.....	887	Messages.....	430, 988, 1080
Third Reading Final Passage	887	6045	
Speaker Signed.....	1079	Introduction & 1st Reading.....	177
Messages	288, 988, 1080	Committee Report.....	500
6017-S		Messages.....	177, 1297
Introduction & 1st Reading	441	6046-S	
Committee Report	494	Introduction & 1st Reading.....	313
Messages	430, 1297	Committee Report.....	502
6020-S		Second Reading	918
Introduction & 1st Reading	583	Third Reading Final Passage.....	918
Second Reading.....	723	Other Action	909
Amendment Offered.....	723	Speaker Signed	990
Third Reading Final Passage	755	Messages.....	272, 927
Messages	583	6047	
6022		Introduction & 1st Reading.....	254
Introduction & 1st Reading	313	Committee Report.....	473
Messages	272, 1297	Other Action	893
6025		Messages.....	242, 1297
Introduction & 1st Reading	431	6049-S	
Committee Report	458	Messages.....	875, 1297
Messages	400, 1297	6050-S	
6028-S		Introduction & 1st Reading.....	431
Introduction & 1st Reading	441	Messages.....	400, 1297
Messages	430, 1297	6052-S	
6031		Introduction & 1st Reading.....	441
Introduction & 1st Reading	254	Messages.....	430, 1297
Committee Report	497, 594	6054-S	
Second Reading.....	913	Introduction & 1st Reading.....	289

Committee Report	502	Speaker Signed	916
Second Reading	919	Messages	298, 911
Amendment Offered	919	6079	
Third Reading Final Passage	919	Introduction & 1st Reading	431
Speaker Signed	1079	Committee Report	474
Messages	253, 988, 1080	Messages	400, 1297
6057-S		6081-S	
Messages	875, 1297	Introduction & 1st Reading	290
6058-S		Messages	253, 1297
Introduction & 1st Reading	313	6086-S	
Messages	272, 1297	Introduction & 1st Reading	254
6059		Committee Report	452
Introduction & 1st Reading	400	Second Reading	882
Committee Report	503	Amendment Offered	882
Messages	312, 1297	Third Reading Final Passage	883
6060-S		Speaker Signed	1276
Introduction & 1st Reading	441	Messages	242, 1025, 1145
Committee Report	503	6093	
Messages	430, 1297	Introduction & 1st Reading	431
6062-S2		Committee Report	504
Introduction & 1st Reading	313	Second Reading	907
Committee Report	503	Third Reading Final Passage	907
Second Reading	924	Other Action	893
Amendment Offered	924	Speaker Signed	990
Third Reading Final Passage	925	Messages	399, 927
Other Action	919	6094-S	
Speaker Signed	1079	Introduction & 1st Reading	254
Messages	272, 1025, 1080	Committee Report	474
6064-S		Messages	242, 1297
Introduction & 1st Reading	431	6095-S	
Messages	399, 1297	Introduction & 1st Reading	314
6065		Committee Report	504
Introduction & 1st Reading	289	Second Reading	877
Committee Report	504	Third Reading Final Passage	877
Second Reading	923	Speaker Signed	1079
Amendment Offered	923	Messages	272, 988, 1080
Third Reading Final Passage	923	6096	
Other Action	893	Other Action	443
Speaker Signed	1079	6096-S2	
Messages	253, 1025, 1080	Introduction & 1st Reading	314
6069-S		Committee Report	567
Introduction & 1st Reading	254	Messages	298, 1297
Committee Report	452	6104-S	
Second Reading	882	Introduction & 1st Reading	290
Third Reading Final Passage	882	Messages	253, 1297
Speaker Signed	916	6105-S	
Messages	242, 911	Introduction & 1st Reading	254
6074-S		Committee Report	506, 612
Introduction & 1st Reading	290	Other Action	893
Committee Report	504	Messages	242, 1297
Second Reading	925	6110-S	
Third Reading Final Passage	925	Introduction & 1st Reading	290
Other Action	909	Committee Report	454
Speaker Signed	990	Other Action	893
Messages	253, 927	Messages	253, 1297
6076-S		6114	
Introduction & 1st Reading	400	Introduction & 1st Reading	431
Messages	312, 1297	Committee Report	506
6077		Messages	399, 1297
Introduction & 1st Reading	441	6115	
Messages	430, 1297	Introduction & 1st Reading	254
6078-S		Committee Report	567
Introduction & 1st Reading	313	Second Reading	912
Committee Report	567	Third Reading Final Passage	912
Second Reading	882	Other Action	893
Third Reading Final Passage	882	Speaker Signed	990

Messages	242, 927	Third Reading Final Passage.....	877
6122		Speaker Signed	1080
Introduction & 1st Reading	441	Messages.....	312, 988, 1080
Committee Report	507	6138	
Messages	430, 1297	Introduction & 1st Reading.....	431
6124-S		Committee Report.....	514
Introduction & 1st Reading	400	Messages.....	400, 1297
Committee Report	507	6141	
Second Reading.....	901	Introduction & 1st Reading.....	431
Third Reading Final Passage.....	901	Committee Report.....	514
Other Action.....	893	Second Reading	890
Speaker Signed.....	990	Third Reading Final Passage.....	891
Messages	312, 927	Other Action	874
6125		Speaker Signed	1276
Introduction & 1st Reading	431	Messages.....	400, 1025, 1145
Messages	400, 1297	6143	
6126-S2		Introduction & 1st Reading.....	400
Introduction & 1st Reading	441	Messages.....	312, 1297
Committee Report	567, 613	6145-S	
Second Reading.....	915	Introduction & 1st Reading.....	314
Third Reading Final Passage.....	915	Committee Report.....	474
Other Action.....	915	Second Reading	892
Speaker Signed.....	1079	Third Reading Final Passage.....	893
Messages	430, 988, 1080	Speaker Signed	1080
6128		Messages.....	272, 988, 1080
Introduction & 1st Reading	314	6150-S	
Committee Report	507	Introduction & 1st Reading.....	441
Second Reading.....	907	Committee Report.....	515
Amendment Offered.....	907	Messages.....	430, 1297
Third Reading Final Passage.....	908	6157	
Other Action.....	893	Messages.....	875, 1297
Speaker Signed.....	1079	6163-S2	
Messages	272, 988, 1080	Introduction & 1st Reading.....	314
6129-s		Committee Report.....	515, 615
Messages	1070	Second Reading	902
6129-S		Third Reading Final Passage.....	902
Introduction & 1st Reading	290	Other Action	893
Committee Report	509, 615	Speaker Signed	1080
Second Reading.....	908	Messages.....	298, 988, 1080
Amendment Offered.....	908	6179-S	
Third Reading Final Passage	908, 1070	Introduction & 1st Reading.....	314
Other Action.....	893	Messages.....	316, 1297
Speaker Signed.....	1276	6180	
Messages	253, 1145	Introduction & 1st Reading.....	432
6133		Committee Report.....	569, 590
Introduction & 1st Reading	400	Second Reading	1142
Committee Report	474	Third Reading Final Passage.....	1142
Messages	312, 1297	Speaker Signed	1276
6134		Messages.....	399, 1173
Introduction & 1st Reading	290	6181-S	
Committee Report	448	Introduction & 1st Reading.....	400
Second Reading.....	890	Messages.....	315, 1297
Third Reading Final Passage.....	890	6194	
Speaker Signed.....	916	Introduction & 1st Reading.....	441
Messages	253, 911	Committee Report.....	517, 615
6135		Messages.....	430, 1297
Introduction & 1st Reading	254	6199-S	
Committee Report	452	Introduction & 1st Reading.....	400
Second Reading.....	890	Committee Report.....	474
Third Reading Final Passage.....	890	Second Reading	883
Speaker Signed.....	916	Third Reading Final Passage.....	883
Messages	242, 911	Speaker Signed	1080
6137-S		Messages.....	312, 988, 1080
Introduction & 1st Reading	400	6201	
Committee Report	512	Introduction & 1st Reading.....	400
Second Reading.....	877	Committee Report.....	475

Second Reading.....	895	Third Reading Final Passage.....	896
Third Reading Final Passage.....	895	Speaker Signed.....	1080
Speaker Signed.....	990	Messages.....	430, 988, 1080
Messages.....	312, 926	6248	
6206		Introduction & 1st Reading.....	442
Introduction & 1st Reading.....	432	Committee Report.....	522
Committee Report.....	520	Messages.....	430, 1297
Messages.....	400, 1297	6249-S2	
6207-S		Messages.....	894, 1297
Introduction & 1st Reading.....	314	6250-S	
Committee Report.....	569	Introduction & 1st Reading.....	401
Messages.....	272, 1297	Messages.....	313, 1297
6208		6259-S	
Introduction & 1st Reading.....	290	Introduction & 1st Reading.....	723
Committee Report.....	448	Messages.....	583, 1297
Second Reading.....	883	6265-s	
Third Reading Final Passage.....	884	Other Action.....	1052
Speaker Signed.....	1080	6265-S	
Messages.....	253, 988, 1080	Introduction & 1st Reading.....	442
6211-S		Committee Report.....	522
Introduction & 1st Reading.....	432	Second Reading.....	878, 1052
Messages.....	399, 1297	Amendment Offered.....	878
6215-S2		Third Reading Final Passage.....	878
Messages.....	875, 1297	Speaker Signed.....	1276
6216-S		Message.....	1052
Introduction & 1st Reading.....	314	Messages.....	430, 1146, 1173
Committee Report.....	520	6272-S	
Second Reading.....	895	Introduction & 1st Reading.....	442
Third Reading Final Passage.....	895	Committee Report.....	476
Speaker Signed.....	990	Second Reading.....	896
Messages.....	272, 926	Third Reading Final Passage.....	897
6219		Speaker Signed.....	990
Introduction & 1st Reading.....	401	Messages.....	430, 926
Committee Report.....	569	6273-S	
Second Reading.....	920	Introduction & 1st Reading.....	442
Third Reading Final Passage.....	920	Committee Report.....	455
Other Action.....	893	Second Reading.....	902
Speaker Signed.....	990	Third Reading Final Passage.....	902
Messages.....	312, 927	Other Action.....	893
6220		Speaker Signed.....	990
Introduction & 1st Reading.....	911	Messages.....	430, 927
Messages.....	911, 1297	6279-S	
6226-S		Introduction & 1st Reading.....	432
Introduction & 1st Reading.....	441	Committee Report.....	570
Committee Report.....	476	Second Reading.....	884
Second Reading.....	895	Third Reading Final Passage.....	884
Third Reading Final Passage.....	896	Speaker Signed.....	1080
Speaker Signed.....	990	Messages.....	400, 988, 1080
Messages.....	430, 926	6280-S	
6228-S		Introduction & 1st Reading.....	314
Introduction & 1st Reading.....	401	Messages.....	272, 1297
Committee Report.....	520, 617	6283-S	
Second Reading.....	921	Introduction & 1st Reading.....	442
Amendment Offered.....	921	Committee Report.....	522
Third Reading Final Passage.....	922	Second Reading.....	878, 986, 1289
Other Action.....	893	Amendment Offered.....	986, 1289
Speaker Signed.....	1080	Third Reading Final Passage.....	878, 987, 1290
Messages.....	313, 988, 1080	Other Action.....	986, 1289
6237-S		Message.....	1289
Introduction & 1st Reading.....	441	Messages.....	430, 1291
Committee Report.....	476	6283-S]	
Messages.....	430, 1297	Message.....	986
6242-S		6284	
Introduction & 1st Reading.....	442	Introduction & 1st Reading.....	442
Committee Report.....	521	Committee Report.....	618
Second Reading.....	896	Second Reading.....	913

Third Reading Final Passage 914
 Other Action 909
 Speaker Signed 990
 Messages 430, 927
 6286-S
 Introduction & 1st Reading 442
 Committee Report 570
 Messages 430, 1297
 6290-S
 Introduction & 1st Reading 314
 Committee Report 476
 Messages 272, 1297
 6297-S
 Introduction & 1st Reading 314
 Committee Report 523
 Messages 272, 1297
 6299
 Introduction & 1st Reading 314
 Committee Report 444
 Second Reading 878
 Third Reading Final Passage 879
 Speaker Signed 916
 Messages 272, 911
 6312
 Message 1083
 6312-s2
 Other Action 1083
 6312-S2
 Introduction & 1st Reading 314
 Committee Report 444, 618
 Second Reading 891, 1083
 Amendment Offered 891, 1083
 Third Reading Final Passage 892, 1130
 Other Action 874
 Speaker Signed 1276
 Messages 298, 1146, 1173
 6321
 Introduction & 1st Reading 315
 Committee Report 476
 Second Reading 914
 Third Reading Final Passage 914
 Other Action 909
 Speaker Signed 990
 Messages 272, 927
 6327
 Messages 1146, 1297
 6328
 Introduction & 1st Reading 442
 Committee Report 710
 Second Reading 914
 Third Reading Final Passage 914
 Other Action 909
 Speaker Signed 990
 Messages 430, 927
 6330-S2
 Introduction & 1st Reading 315
 Committee Report 584
 Second Reading 920
 Third Reading Final Passage 921
 Other Action 919
 Speaker Signed 1079
 Messages 298, 1025, 1080
 6333-S
 Introduction & 1st Reading 442
 Committee Report 710
 Second Reading 906

Third Reading Final Passage 906
 Other Action 893
 Speaker Signed 990
 Messages 430, 927
 6338
 Introduction & 1st Reading 442
 Committee Report 572, 586
 Other Action 893
 Messages 430, 1297
 6339-S
 Introduction & 1st Reading 290
 Committee Report 452
 Second Reading 884
 Third Reading Final Passage 884
 Speaker Signed 917
 Messages 253, 911
 6340
 Introduction & 1st Reading 723
 Messages 583, 1297
 6358
 Introduction & 1st Reading 401
 Committee Report 476
 Second Reading 884
 Third Reading Final Passage 885
 Speaker Signed 917
 Messages 313, 911
 6362-S
 Introduction & 1st Reading 401
 Committee Report 476, 586
 Messages 313, 1297
 6387-S
 Introduction & 1st Reading 315
 Committee Report 524, 710
 Second Reading 1286
 Third Reading Final Passage 1288
 Other Action 1131
 Messages 272
 6388-S
 Introduction & 1st Reading 442
 Committee Report 572, 711
 Second Reading 923
 Amendment Offered 923
 Third Reading Final Passage 924
 Speaker Signed 1276
 Messages 430, 1025, 1145
 6402-S2
 Introduction & 1st Reading 723
 Messages 583, 1297
 6405
 Introduction & 1st Reading 290
 Committee Report 586
 Second Reading 902
 Third Reading Final Passage 903
 Other Action 893
 Speaker Signed 990
 Messages 253, 927
 6413
 Introduction & 1st Reading 401
 Committee Report 525
 Second Reading 917
 Amendment Offered 917
 Third Reading Final Passage 918
 Other Action 893
 Speaker Signed 1080
 Messages 313, 988, 1080
 6415

Introduction & 1st Reading	432	Introduction & 1st Reading.....	443
Committee Report	476, 712	Committee Report.....	573
Second Reading.....	922	Messages.....	430, 1297
Third Reading Final Passage.....	922	6446-S	
Other Action.....	915	Introduction & 1st Reading.....	401
Speaker Signed.....	1080	Committee Report.....	477
Messages	400, 988, 1080	Second Reading	903
6418-S		Third Reading Final Passage.....	904
Introduction & 1st Reading	442	Other Action	893
Messages	430, 1297	Speaker Signed	990
6419		Messages.....	313, 927
Introduction & 1st Reading	290	6450-S	
Committee Report	444	Introduction & 1st Reading.....	315
Second Reading.....	879	Committee Report.....	535
Third Reading Final Passage.....	879	Second Reading	885
Speaker Signed.....	917	Third Reading Final Passage.....	885
Messages	253, 911	Speaker Signed	917
6423-S2		Messages.....	288, 911
Introduction & 1st Reading	443	6453-S	
Committee Report	531	Introduction & 1st Reading.....	443
Messages	430, 1297	Committee Report.....	535
6424		Second Reading	879
Introduction & 1st Reading	432	Third Reading Final Passage.....	879
Committee Report	534	Speaker Signed	917
Second Reading.....	903	Messages.....	430, 911
Third Reading Final Passage.....	903	6458	
Other Action.....	893	Introduction & 1st Reading.....	443
Speaker Signed.....	1080	Committee Report.....	535
Messages	400, 988, 1080	Second Reading	914
6430-S		Third Reading Final Passage.....	915
Messages	1131, 1297	Other Action	909
6431-S		Speaker Signed	1276
Introduction & 1st Reading	315	Messages.....	430, 1025, 1145
Committee Report	535, 713	6464	
Second Reading.....	903	Introduction & 1st Reading.....	443
Third Reading Final Passage.....	903	Messages.....	430, 1297
Other Action.....	893	6472-S	
Speaker Signed.....	1080	Messages.....	894, 1297
Messages	298, 988, 1080	6478-S	
6436-S		Messages.....	1131, 1297
Introduction & 1st Reading	401	6479-S	
Committee Report	714	Introduction & 1st Reading.....	315
Second Reading.....	908	Committee Report.....	536
Third Reading Final Passage.....	909	Second Reading	879
Other Action.....	893	Third Reading Final Passage.....	880
Speaker Signed.....	1080	Speaker Signed	1080
Messages	313, 988, 1080	Messages.....	288, 988, 1080
6439-S		6497	
Introduction & 1st Reading	315	Introduction & 1st Reading.....	723
Messages	298, 1297	Messages.....	583, 1297
6440-S		6499-S	
Committee Report	1015	Introduction & 1st Reading.....	401
Second Reading.....	1131	Messages.....	313, 1297
Amendment Offered.....	1131	6501	
Third Reading Final Passage.....	1140	Introduction & 1st Reading.....	443
Other Action.....	1025	Committee Report.....	538
Speaker Signed.....	1276	Second Reading	885
Messages	875, 1146, 1173	Third Reading Final Passage.....	885
6442-S		Speaker Signed	1080
Introduction & 1st Reading	315	Messages.....	430, 988, 1080
Committee Report	455	6505	
Second Reading.....	898	Committee Report.....	988
Third Reading Final Passage.....	898	Second Reading	1130
Speaker Signed.....	990	Third Reading Final Passage.....	1131
Messages	272, 927	Other Action	989
6445		Speaker Signed	1276

Messages	875, 1173	Introduction & 1st Reading.....	443
6511-S		Committee Report.....	574
Introduction & 1st Reading	432	Other Action	893
Committee Report	539	Messages.....	430, 1297
Second Reading.....	898	6550	
Amendment Offered.....	898	Introduction & 1st Reading.....	723
Third Reading Final Passage.....	899	Messages.....	583, 1297
Speaker Signed.....	1079	6552-S2	
Messages	400, 1025, 1080	Introduction & 1st Reading.....	315
6512-S		Committee Report.....	540, 717
Introduction & 1st Reading	401	Second Reading	1143
Messages	313, 1297	Amendment Offered	1143
6514		Third Reading Final Passage.....	1145
Introduction & 1st Reading	432	Other Action	893
Committee Report	477	Speaker Signed	1276
Second Reading.....	897	Messages.....	289, 1291
Third Reading Final Passage.....	897	6553	
Speaker Signed.....	990	Introduction & 1st Reading.....	443
Messages	400, 927	Committee Report.....	575
6515-S		Second Reading	918
Messages	875, 1297	Third Reading Final Passage.....	919
6516-S		Other Action	909
Introduction & 1st Reading	432	Speaker Signed	1080
Committee Report	989	Messages.....	430, 988, 1080
Messages	400, 1297	6555	
6517-S		Introduction & 1st Reading.....	432
Introduction & 1st Reading	443	Messages.....	400, 1297
Committee Report	540	6558	
Second Reading.....	897	Other Action	445
Amendment Offered.....	897	6558-S	
Third Reading Final Passage.....	897	Introduction & 1st Reading.....	443
Speaker Signed.....	1080	Committee Report.....	540
Messages	430, 988, 1080	Messages.....	430, 1297
6518-S2		6570-S	
Second Reading.....	1147	Second Reading	1074
Amendment Offered.....	1147	Third Reading Final Passage.....	1074
Third Reading Final Passage.....	1150	Other Action	1025
Other Action.....	1131	Speaker Signed	1276
Speaker Signed.....	1276	Messages.....	875, 1145
Messages	875, 1291	6572-S	
6519		Messages.....	875, 1297
Introduction & 1st Reading	432	6573	
Committee Report	714	Second Reading	1150
Other Action.....	893	Third Reading Final Passage.....	1150
Messages	400, 1297	Other Action	1131
6522		Speaker Signed	1276
Introduction & 1st Reading	290	Messages.....	875, 1173
Committee Report	477	8003	
Second Reading.....	897	Introduction & 1st Reading.....	221
Third Reading Final Passage.....	898	Committee Report.....	577
Speaker Signed.....	990	Second Reading	885
Messages	253, 927	Third Reading Final Passage.....	886
6523		Speaker Signed	917
Introduction & 1st Reading	141	Messages.....	185, 911
Second Reading.....	426	8007-S	
Third Reading Final Passage.....	427	Introduction & 1st Reading.....	255
Other Action.....	269	Committee Report.....	577
Other Action.....	288	Second Reading	909
Speaker Signed.....	444	Third Reading Final Passage.....	909
Messages	131, 444	Other Action	893
6542		Speaker Signed	990
Other Action.....	1150	Messages.....	220, 927
6542-S		8015	
Introduction & 1st Reading	1150	Introduction & 1st Reading.....	443
Messages	946, 1297	Committee Report.....	542
6549		Messages.....	430, 1297

8408	Introduction & 1st Reading	36	Point of Parliamentary Inquiry Representative Green Votes needed for final passage.....	1178
	Second Reading	49	Point of Parliamentary Inquiry Representative Green Votes required for passage.....	1130
	Third Reading Adopted	49	Point of Parliamentary Inquiry Representative Lytton Requirement of two-thirds majority.....	385
	Speaker Signed	70	Point of Parliamentary Inquiry Representative Lytton Requirement of two-thirds majority.....	336
	Messages	34, 56	Point of Parliamentary Inquiry Representative Reykdal Recusal	913
8409	Introduction & 1st Reading	255	Point of Personal Privilege Representative Bergquist.....	263
	Committee Report	478	Point of Personal Privilege Representative Carlyle.....	188
	Second Reading	886	Point of Personal Privilege Representative Orwall	262
	Third Reading Final Passage	886	Point of Personal Privilege Representative Roberts	256
	Speaker Signed	990	Point of Personal Privilege Representative Shea.....	292
	Messages	242, 927	Point of Personal Privilege Representative Stonier.....	187
8410	Second Reading	1294	Point of Personal Privilege Representative Wilcox.....	375
	Third Reading Adopted	1294	Point of Personal Privilege Representative Wilcox. 233, 309	
	Other Action	1294	Speaker's Ruling Scope and Object	284
	Speaker Signed	1295	Statement for the Journal Representative Condotta 889, 897	
	Messages	1294, 1295	Statement for the Journal Representative DeBolt.....	889
8411	Second Reading	1295	Statement for the Journal Representative Gregerson	1286
	Third Reading Adopted	1295	Statement for the Journal Representative Haler	889
	Other Action	1295	Statement for the Journal Representative Hayes	137, 923
	Speaker Signed	1295	Statement for the Journal Representative Holy	263, 939
	Messages	1294, 1295	Statement for the Journal Representative Hope	260
8575-S	Other Action	1292	Statement for the Journal Representative Hunt, G.	427
HOUSE OF REPRESENTATIVES	Appointment of Graham Hunt	70	Statement for the Journal Representative Kagi	907
	Appointment of Jesse Young.....	70	Statement for the Journal Representative Klippert.....	330
	Committee Appointments.....	32	Statement for the Journal Representative Morris.....	1286
	Message from Secretary of State	1, 131	Statement for the Journal Representative Parker.....	263, 378
	Message from the Board of County Commissioners of Spokane County	4	Statement for the Journal Representative Reykdal.....	1079
	Message from the Governor	121	Statement for the Journal Representative Rodne.....	406
	Message from the King County Council	2, 3	Statement for the Journal Representative Santos	1286
	Message from the Secretary of State	91	Statement for the Journal Representative Shea	889
	Message from the Snohomish County Council	3	Statement for the Journal Representative Short	889
	Personal Privilege, Representative Hunter	1276	Statement for the Journal Representative Tharinger	900
	Personal Privilege, Representative Klippert	453	HOUSE OF REPRESENTATIVES (Representative Orwall presiding)	
	Personal Privilege, Representative Kristiansen	4	Committee Appointments	55, 76
	Personal Privilege, Representative Robinson	1173	Point of Personal Privilege Representative Wilcox. 272, 329	
	Resignation of Representative Dave Upthegrove	2	Statement for the Journal Representative Parker.....	238
	Resignation of Representative Gary Alexander.....	4	SPEAKER OF THE HOUSE	
	Resignation of Representative Jamie Pedersen.....	2	Speaker's Privilege	4, 5
	Resignation of Representative Jan Angel	4	SPEAKER OF THE HOUSE (Representative Moeller presiding Speaker's Privilege	289
	Resignation of Representative John McCoy.....	3	SPEAKER OF THE HOUSE (Representative Moeller presiding)	
	Resignation of Representative John McCoy.....	3	Pasco School District	96
	Resignation of Representative Larry Crouse	3	Speaker's Privilege	253, 288, 312, 399, 911, 988
	Resignation of Representative Marko Liias.....	71	Speaker's Ruling Scope	931
HOUSE OF REPRESENTATIVES (Representative Moeller presiding)	Committee Appointments.....	61, 95	SPEAKER OF THE HOUSE (Representative Orwall presiding)	
	Point of Order Representative Bergquist Scope	931	Speaker's Privilege	429, 446
	Point of Order Representative Lytton Scope	284	Washington State Legislature	
			Joint Session	36
			State of the State Address	37

911

Enhanced 911 services, excise tax for: HB 1971
 Enhanced 911 system, caller identity disclosure exemption: HB 2239

ABORTION

Health coverage, voluntary termination of pregnancy, requirements and right of objection: EHB 1044, HB 2148
 Parental notification, requirements: HB 1257

ACCOUNTANCY, BOARD

Business license center, participation by board: HB 1403, E2SSB 5680

ACTIONS AND PROCEEDINGS (See also ADMINISTRATIVE HEARINGS, OFFICE; ADMINISTRATIVE PROCEDURE; CIVIL PROCEDURE; CONSTITUTION, STATE; ESTATES, TRUSTS, AND PROBATE; POWER OF ATTORNEY; VICTIMS OF CRIMES)

Abandoned or derelict vessels, decisions or actions concerning: HB 1245, ESSB 5663
 Actions against county, movement of venue when defendant resides in county bringing the action: HB 2602
 Arbitration proceedings, against debtors by debt buyers: HB 1069, HB 1822
 Arbitration proceedings, applicability of statutes of limitation: ***HB 1065, CH 92 (2013)**
 Arbitration proceedings, requiring in certain disputes concerning telecommunications: HB 2175
 Arbitration, commercial, international commercial arbitration act: HB 2169
 Child passenger restraints in vehicles, failure to comply with requirements, admissibility in civil action: HB 1696
 Collaborative law, uniform collaborative law act: HB 1116
 Computer spyware, actions concerning unlawful use of: HB 2055
 Consumer protection, actions brought by attorney general: HB 2055
 Debt buyers, actions and arbitration proceedings against debtors and debt buyers: HB 1069, HB 1822
 Defamation, uniform correction or clarification of defamation act: HB 1406, ***ESB 5236, CH 294 (2013)**
 Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392
 Habeas corpus, fees for service of writ for return of child, waiving by sheriff: HB 1119
 Health care injuries, actions based on provider negligence, removing intention to commence notice requirement: ***HB 1533, CH 82 (2013)**
 Health care peer review committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 Health care provider peer review bodies, provider lawsuits for actions taken by, limitations on remedies: HB 1436
 Health care quality assurance committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 Health care quality improvement programs and committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 No-contact stalking orders, provisions: SSB 5452
 Primitive roads, actions for damages arising from vehicular traffic on, removing certain factors from consideration in: ***SB 6219, CH 205 (2014)**
 Product liability actions, provisions applicable to firearms and ammunition manufacturers, adding further limits to: HB 2020
 Protection orders, sexual assault, provisions: HB 1307
 Protection orders, stalking protection order act: HB 1383
 Protection orders, stalking protection orders, provisions: SSB 5452
 Real property, actions for damage to property, deadline for commencing: HB 2120, SSB 5031
 Safety belts, failure to comply with requirements, admissibility in civil action: HB 1696
 Sport shooting ranges, nuisance actions against owner or operator, limiting: HB 1184
 State officers, legal actions or proceedings on behalf of, not requiring attorney general to institute or prosecute when related to fiscal appropriation level or sufficiency: HB 2024
 Subpoenas, investigative, state auditor application to superior court: HB 1451, ***SB 5446, CH 50 (2013)**
 Superior court judges, actions or proceedings on behalf of, attorney general not required to institute or prosecute: ESB 5860
 Superior court judges, actions or proceedings on behalf of, provisions concerning attorneys' fees and costs and arbitration requirements: ESB 5860
 Uniform collaborative law act: HB 1116
 Youth shelter or program, right of action due to noncompliance with reporting requirements: HB 1250, ***SB 5147, CH 4 (2013)**

ACTUARY, OFFICE OF STATE

PSERS, changes in covered employers and members of, state actuary role in studying: EHB 1923

ADMINISTRATIVE HEARINGS, OFFICE

Adjudicative proceedings, service, to include electronic hearing notice and order distribution: *EHB 1400, CH 110 (2013)

Child support, residential schedule adjustment for support obligation determinations, office to develop worksheet for calculating: HB 1694

Health agency disciplining authorities, mandatory use of administrative law judges from office: HB 1381

ADMINISTRATIVE OFFICE OF THE COURTS

Guardians, professional and lay, publication of information concerning guardians by administrator: HB 1816

Superior court judges, actions or proceedings on behalf of, provisions concerning attorneys' fees and costs, role of administrator: ESB 5860

ADMINISTRATIVE PROCEDURE

Adjudicative proceedings, service, to include electronic hearing notice and order distribution: *EHB 1400, CH 110 (2013)

Adjudicatory proceedings, by health agency disciplining authorities, using office of administrative hearings: HB 1381

Constitutional authority, federal or state, requiring citation in legislation and rules: HB 1163

Federal funding programs requiring changes in state law, reporting concerning: ESSB 6512

Regulatory assistance, bill of rights for businesses and others subject to state agency action: HB 2623

Rule making, concerning health care insurance, requiring notice by insurance commissioner: *ESB 6458 (2014) V

Rule making, emergency, use by public disclosure commission in certain cases: HB 1377, SB 5257

Rule making, health care disciplining authorities to use process when changing or interpreting scope of practice: HB 2338, HB 2742

Rule making, legislature to provide specific grants of legislative authority through legislation: HB 1163

Rule making, moratorium, exceptions: HB 1163, HB 1478

Rule making, prohibiting required participation in a health care system: HB 1168

Rule making, regulating of greenhouse gas emissions, prohibiting without legislative authorization: HB 1169

Rule making, regulatory fairness act of 2013: HB 1162

Rule making, regulatory freedom and accountability act: HB 1163

Rule making, requiring citation of constitutional authority in rules: HB 1163

Rule making, requiring legislative approval of certain rules: HJR 4204

Rule making, significant legislative rules, requirement that governor sign: SB 5641

Rule making, specified economic impact notification by agency and enactment into law by legislature: HB 1162, HB 1163

Rules, review of, certain agencies to conduct for streamlining purposes: HB 1591, *SSB 5679, CH 30 (2013)

Rules, review of, increasing responsibilities of joint administrative rules review committee: HB 2293

Scientific literature, peer-reviewed, use by department of ecology: *HB 1113, CH 69 (2013), HB 2262

Scientific literature, peer-reviewed, use by department of fish and wildlife: *HB 1112, CH 68 (2013), HB 2261

ADOPTION

Birth certificates, provisions concerning adopted persons and birth parents: HB 1525, ESSB 5118

Improvements to adoption process, implementing: HB 1675

ADVERTISING (See also CAMPAIGNS; PUBLIC DISCLOSURE COMMISSION)

Contractor vehicles, advertising on, to include contractor registration number: HB 2652

Health care professionals, training and qualifications, requiring accurate presentation in advertisements and communications: HB 1586

Lottery, state, selling internet advertisements for display on lottery web site: HB 2279

Sex trafficking crimes, use of internet advertisement to facilitate, establishing enhanced penalty: *SB 5488, CH 9 (2013)

Signs, outdoor advertising along highways, adding permit fee, modifying label requirement, and repealing certain prohibitions: HB 1767, *SSB 5761, CH 312 (2013)

Signs, static digital outdoor advertising signs, allowing cities and towns to place along state highways: HB 1408

AERONAUTICS

Aerospace industry, appropriations for permitting and training: *EHB 2088, CH 1 (2013)

Aerospace industry, supporting through tax preference extensions and an expanded sales and use tax exemption: HB 2089, *ESSB 5952, CH 2 (2013)

Aerospace products, sale in import commerce, tax exemptions for, narrowing to provide basic education and higher education funding: HB 2038

Aerospace technology innovation, joint center for, extending by repealing sunset termination and repeal provisions: HB 1866, SB 5784

Aircraft systems, public unmanned, establishing standards, protecting citizens, and reducing liability: HB 1771

Aircraft, registration of, exemption from requirements for aircraft owned by nonresident and registered in another state, conditions: HB 1707, ***ESSB 5882, CH 13 (2013)**

Airports, Portland International Airport, USO welcome center in, congratulating USO: ***HR 4647 (2013)**

Airports, public and private parking facilities, rate requirements: EHB 1483

Airports, state grants to, funding with aircraft excise tax revenues: ESB 5430

Commercial airplane, amending definition to extend certain tax preferences to additional aircraft: HB 2203, HB 2693

Fuel, sustainable aviation biofuels work group, convening: ***E2SSB 6518, CH 174 (2014)**

Guyed towers, visibility requirements for aeronautic safety: HB 2241, ***SSB 6054, CH 134 (2014)**

Unmanned aircraft, prohibitions: HB 2178

AFRICAN-AMERICANS

Black history month, recognizing: ***HR 4686 (2014)**

Bush, George Washington, honoring: ***HR 4686 (2014)**

Child welfare system, advisory committee on disproportionate representation of children of color in, membership rules: HB 2665

Dr. Martin Luther King, Jr., honoring: ***HR 4603 (2013)**, ***HR 4661 (2014)**

Students of color, partnership pilot project for increasing enrollment in running start program: HB 1526

Students of color, running start participation plans and program analysis to increase enrollment: HB 2396

AGRICULTURE (See also AGRICULTURE, DEPARTMENT; COMPOSTING; FARMS; FOOD AND FOOD PRODUCTS; LIVESTOCK; PEST CONTROL AND PESTICIDES)

Agricultural activities, critical areas used for, extending voluntary stewardship program county regulations review date: HB 2187

Agricultural labor skills and safety grant program, department to create and administer: HB 1072

Agricultural producers and state regulatory agencies, conservation commission to initiate state forum to improve understanding and working relationships: SSB 5766

Animal health and food safety programs, fee increases for: HB 2748, HB 2749

Apiarists, taxation, including exemptions: HB 1558, ***ESSB 5882, CH 13 (2013)**, 2SSB 6402

Beekeeping and beekeepers, honey bee work group, creation: ***ESSB 5882, CH 13 (2013)**

Beekeeping and beekeepers, taxation, including exemptions: HB 1558, ***ESSB 5882, CH 13 (2013)**, 2SSB 6402

Cowboy, national day of the, celebrating: ***HR 4644 (2013)**, ***HR 4690 (2014)**

Crop protection products, agricultural, hazardous substance tax exemption, conditions: HB 2469, SB 6157

Daffodils, celebrating daffodil festival: ***HR 4635 (2013)**, ***HR 4695 (2014)**

Employees, establishment of farm internship pilot project: ***SSB 5123, CH 131 (2014)**

Employees, vanpool programs for, allowing nonprofits and certain transit providers to provide: HB 2604

Fairs, central Washington state fair, designating as official state fair: HB 2622

Fairs, liquor license and craft distillery spirits endorsement for: HB 2154

Fairs, nonprofit fair associations, modifying property tax exemption provisions: HB 1550, ***E2SSB 5078, CH 212 (2013)**

Fairs, youth opportunities involving, dedicated revenue to support: HB 1398

Farm internship pilot project, establishment: ***SSB 5123, CH 131 (2014)**

Farm vehicles, owned by certain farmers, exemption from department of transportation number requirements: SSB 6280

Fertilizers, turf, excluding exceptional quality biosolids from definition: HB 1314

Fire sprinkler systems, in agricultural structures, prohibiting mandatory installation: HB 1390

Food safety and animal health programs, fee increases for: HB 2748, HB 2749

Fruit and vegetable district fund, extending expiration dates for transfers to: HB 1889

Greenhouses, propane or natural gas used to heat, sales and use tax exemptions: HB 1722

Hemp, as commercial feed component, studying: HB 2405

Hemp, industrial production of: HB 1888

Hemp, industrial, clarifying marijuana and THC concentration definitions to clearly exclude: HB 2767

Hops, harvesting equipment, eligibility for sales tax exemption: HB 2597

Horticulture, land used for commercial, current use property tax program: HB 2493, ESSB 6286

Land, agricultural, preserving through sediment management demonstration projects: ESB 6549
 Land, agricultural, promoting rural area marijuana production operations on unenclosed outdoor agricultural lands: HB 1991
 Land, agricultural, returning underproducing land back to production: HB 1188
 Land, agricultural, small farms within current use farm and agricultural lands property tax program: HB 1437
 Land, farm and agricultural land, current use property tax program: HB 2306, HB 2493, ESSB 6286
 Land, farm and agricultural land, penalty for removing land from current use property tax classification as, allowing prepayment: HB 2584
 Lilac, Spokane lilac festival, recognizing and honoring: ***HR 4642 (2013)**
 Marijuana, definitions, clarifying to clearly exclude industrial hemp: HB 2767
 Marijuana, environmental impacts of various means of producing, liquor control board to consult with department of ecology to examine: HB 1992
 Marijuana, production and producers, exemption from certain agricultural statutes: ***SB 6505, CH 140 (2014)**
 Marijuana, regulating licensing of producers, preferring and incentivizing rural area production operations on unenclosed outdoor agricultural lands: HB 1991
 Milwaukee Road corridor, allowing motor vehicle access for certain lessees, concessionaires, and agricultural users: HB 1939
 Mint growers and processors, tax exemptions: ***ESSB 5882, CH 13 (2013)**
 Research, funding agricultural production research through property taxation of marijuana-related trademarks, trade names, brand names, patents, and copyrights: HB 1976
 Tulips, Skagit Valley tulip festival, celebrating 30th annual: ***HR 4631 (2013)**

AGRICULTURE, DEPARTMENT

Animal disease traceability program, electronic reporting of intrastate livestock ownership transfers: HB 2625
 Animal health and food safety programs, fee increases for: HB 2748, HB 2749
 Applications submitted to department, requiring prompt action: HB 1163, HB 1236
 Beekeeping, honey bee work group, department to convene: ***ESSB 5882, CH 13 (2013)**
 Commodity boards, appointment of nonvoting advisory members, authorizing: ***HB 1770, CH 40 (2013)**
 Cottage food operations, maximum annual gross sales limit for maintaining permit, department authority to increase: SB 6047
 Cottage food operations, repealing annual gross sales limit for maintaining permit: HB 1135
 Dairies, inspection program assessment on milk, extending expiration date: HB 2354, SB 6079
 Dairy cattle, issuance of "green tag" to be placed at certain time on bull calves and free martins, department role: ***SSB 5767, CH 313 (2013)**
 Department of agriculture, celebrating one hundredth anniversary: ***HR 4627 (2013)**
 Diseases, control and traceability activities, electronic reporting of intrastate livestock ownership transfers, department role: HB 2625
 Diseases, control and traceability activities, recovery of department of agriculture data entry costs in connection with: HB 1886
 Environmental justice, department efforts concerning disproportionately adverse health and environmental impacts on low-income and minority populations: HB 1434
 Food safety and animal health programs, fee increases for: HB 2748, HB 2749
 Food sellers, direct seller license, prepackaged food delivered directly to consumers: ***ESSB 6388, CH 98 (2014)**
 Hemp, as commercial feed component, department to study: HB 2405
 Hemp, industrial production of, department role: HB 1888
 Inspections, exemptions, certain sales of unbranded dairy breed bull calves and free martins: ***SSB 5767, CH 313 (2013)**
 Natural resources management, streamlining through agency independence, department administrative authority: HB 1384
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045
 Pet food, distributors and responsible buyers, paying companion animal spay/neuter fee: HB 1229, SSB 5202
 Sediment from rivers, management strategies, demonstration projects to test, department role: ESB 6549
 Sheep, ovine blood, alternative to rendering plant disposal under certain conditions, department role : HB 2716
 Underproducing agricultural land, returning to production, department to work with Washington State University Mount Vernon center: HB 1188

AIR QUALITY AND POLLUTION (See also CLEAN AIR AGENCIES; CLIMATE; ENVIRONMENT)

Climate legislative and executive work group, creation: HB 1915, ***E2SSB 5802, CH 6 (2013)**

Diesel fuel, diesel idle reduction account and loan and grant program, creating: HB 2569
 Fossil fuel carbon pollution tax, levying and imposing for basic education funding: HB 2803
 Greenhouse gas emissions, governor to contract with independent organization for evaluation of emissions reduction approaches: HB 1915
 Greenhouse gas emissions, office of financial management to contract with independent organization for evaluation of emissions reduction approaches: ***E2SSB 5802, CH 6 (2013)**
 Greenhouse gas emissions, reducing through land use and transportation requirement modifications: HB 2804
 Greenhouse gas emissions, state agency rules regulating, prohibiting without legislative authorization: HB 1169
 Highly impacted communities, including community organizations in permit issuance and clean-up plan adoption: HB 1434
 Highly impacted communities, permit violation enforcement actions, settlement provisions: HB 2312
 Solid fuel burning devices, bans on use, narrowing geographic scope in nonattainment areas: HB 1918
 Transportation system policy goals, including air quality improvement to promote health improvement: HB 1233

ALCOHOL AND DRUG ABUSE (See also TRAFFIC OFFENSES)

Alcohol poisoning, involving person under age 21, limited immunity when seeking medical assistance: ***HB 1404, CH 112 (2013)**
 Alcohol, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
 Beer, breweries and microbreweries, identification of brewery on private labels: ***HB 1351, CH 107 (2013)**
 Behavioral health services, combined mental health and chemical dependency services, state purchasing of: HB 2639, ***2SSB 6312, CH 225 (2014)**
 Cannabis products, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
 Chemical dependency professionals and trainees, treatment of patients outside chemical dependency programs: HB 2378
 Chemical dependency services, adult, evidence- and research-based and promising practices: HB 1522, ***2SSB 5732, CH 338 (2013)**
 Chemical dependency services, combined with mental health services, state purchasing of behavioral health services: HB 2639, ***2SSB 6312, CH 225 (2014)**
 Chemical dependency, arrest of individual suffering from, police officer options: HB 2627
 Controlled substances, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
 Crisis responders, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
 Drug courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Drug courts, authority to merge with DUI and mental health courts, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Drug courts, definition of, including family treatment courts in: HB 1834
 Drug testing, for certain recipients of temporary assistance for needy families: HB 1190
 Family treatment courts, including in definition of drug courts: HB 1834
 Fetal alcohol exposure, requiring posting of warning signs on premises serving alcohol: HB 2737
 Fetal alcohol exposure, work group to address: HB 2737
 Hospitals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
 Juveniles, chemical dependency treatment assessments or screenings, admissibility: ***HB 1724, CH 110 (2014)**
 Marijuana, crime-related cannabis product use or possession prohibitions, role in general sentencing provisions: HB 2206
 Marijuana, misdemeanor offenses, vacating of, conditions and exceptions: HB 1661
 Mental health disorders, co-occurring with chemical dependency, authorizing services rule compliance waiver renewal for certain mental health agencies: ***ESSB 5681, CH 303 (2013)**
 Mental health disorders, co-occurring with chemical dependency, developing integrated rule for treatment by an agency: HB 1930
 Service coordination organizations, for alcohol and drug addiction services, establishing accountability measures: HB 1519
 Substance abuse treatment, parental rights when participating in treatment: HB 1284
 Wine, wineries, identification of winery on private labels: ***HB 1351, CH 107 (2013)**
 Worker's compensation benefits, limiting for liquor- or alcohol-caused injuries or diseases: HB 2295
 Youth, troubled, improving school districts' capacity to respond through training and planning: HB 1336

ALCOHOLIC BEVERAGES (See also LIQUOR CONTROL BOARD; TRAFFIC OFFENSES)

Alcohol, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
 Auction buyers of former state stores, applying for refund of successful bid and selling inventory to spirits retail license holders, authorizing: HB 2026

Auction buyers of former state stores, exempting from spirits retail license issuance fee: HB 2019, ***ESSB 5644, CH 12 (2013)**

Beer, additional tax on beer and strong beer, using certain revenues in connection with health security trust: HB 1085

Beer, additional tax on beer and strong beer, using revenues for education funding: HB 1122, HB 2038

Beer, beer and wine theater license: HB 1001

Beer, caterer's license to sell, creating: HB 2680

Beer, day spas offering to customers, creating day spa permit for: ***ESSB 5045, CH 199 (2014)**

Beer, growlers of, sales of: HB 2327

Beer, in purchaser's container, sales by grocery store licensees: HB 2371

Beer, sampling and serving, qualifying farmers markets, modifying definition: ***SB 6514, CH 105 (2014)**

Beer, sampling at specialty shops: HB 1022

Beer, sampling, conducted by microbreweries at farmers markets, allowing: ***SB 5674, CH 238 (2013)**

Beer, tasting, changing criteria for beer and wine tasting endorsement for grocery stores: HB 1422, ***SSB 5517, CH 52 (2013)**

Beer, tasting, permit to allow community and technical college students at least age 18 to taste beer and other alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

Beer, wine, beer, and spirits theater licenses: ***ESB 5607, CH 237 (2013)**

Cider, sales by certain retail beer sales licensees: HB 1008, ***SSB 6442, CH 54 (2014)**

Contract liquor store managers, certain former, exempting from spirits retail license issuance fee: HB 2019, ***ESSB 5644, CH 12 (2013)**

Contract liquor stores, certain former, exempting from spirits retail license issuance fee: HB 1962

Contract liquor stores, owners of former, payment of spirits retail license issuance fees: SSB 6237

Contract or state liquor stores, certain former, payment of retail license issuance fee: HB 2490

Craft distillery customers, spirits sales, increasing allowable per day volume per customer: ***HB 1149, CH 98 (2013)**

Craft distillery products, license endorsement for sales by beer and/or wine specialty shop: HB 1133, ESSB 5731

Culinary arts training educational institutions, culinary class restaurant wine specialty license and special event endorsement, creating: HB 1805

Culinary or alcohol-related classes, community or technical college, permit to allow students at least age 18 to taste alcoholic beverages in: ***SSB 5774, CH 59 (2013)**

Day spas, offering of wine or beer to customers, creating day spa permit for: ***ESSB 5045, CH 199 (2014)**

Distilleries, craft, spirits endorsement for sales at fairs: HB 2154

Distilleries, spirits for off-premises consumption or on-premises sampling: HB 2364, ***SSB 6226, CH 92 (2014)**

Distillery products, certain distilleries, license endorsement for sale by beer and/or wine specialty shop: ESSB 5731

Distributors, spirits, modifying license issuance fee and surcharge provisions: HB 2019

Distributors, spirits, modifying license issuance fee provisions: ***ESSB 5644, CH 12 (2013)**

Fairs, liquor license and craft distillery spirits endorsement for: HB 2154

Fetal alcohol exposure, work group to address: HB 2737

Grocery stores, changing criteria for beer and wine tasting endorsement: HB 1422, ***SSB 5517, CH 52 (2013)**

Grocery stores, wine and beer licensees, sales of beer in purchaser's container: HB 2371

Growlers of cider, sales by certain retail beer sales licensees: HB 1008, ***SSB 6442, CH 54 (2014)**

Growlers of wine or beer, sales of: HB 2327

Growlers of wine, sales by certain retail sales licensees: HB 1742

Health security trust, using certain beer and spirits tax revenues for health care services and maintenance of trust: HB 1085

Licensees, grocery stores, sales of beer in purchaser's container: HB 2371

Licensees, serving alcohol for on-premises consumption, requiring fetal alcohol exposure warning signs: HB 2737

Licenses, beer and/or wine specialty shop, endorsement to sell products of craft distilleries and certain other distilleries: ESSB 5731

Licenses, beer and/or wine specialty shops, endorsement to sell craft distillery products: HB 1133

Licenses, caterer's license to sell beer, spirits, and wine, creating: HB 2680

Licenses, culinary class restaurant wine specialty license and special event endorsement, creating: HB 1805

Licenses, liquor license for fairs: HB 2154

Licenses, multiple for single location, allowing: HB 1711, HB 2355

Licenses, renewals, increasing excise tax revenues with: HB 1503

Licenses, senior center license: HB 1063, ***SB 5310, CH 78 (2014)**

Licenses, snack bar beer retailer's license, adding sales of wine by the glass to: HB 2302

Licenses, spirits distributors, modifying license issuance fee and surcharge provisions: HB 2019

Licenses, spirits distributors, modifying license issuance fee provisions: ***ESSB 5644, CH 12 (2013)**

Licenses, spirits retail license, eliminating issuance fee: HB 1282

Licenses, spirits retail license, excluding certain licensees selling spirits for later resale from license issuance fee: HB 2172, ESB 6220

Licenses, spirits retail license, exempting certain former contract liquor stores from issuance fee: HB 1962

Licenses, spirits retail license, payment of issuance fees: HB 2412, HB 2435, SSB 6237

Licenses, spirits retail licensees, issuance fee exemption for former contract liquor store managers and state store auction buyers with respect to certain sales: HB 2019, ***ESSB 5644, CH 12 (2013)**

Licenses, spirits, craft distillery endorsement for sales at fairs: HB 2154

Licenses, theater, beer, wine, and spirits sales: ***ESB 5607, CH 237 (2013)**

Licenses, theaters, beer and wine sales: HB 1001

Licenses, various, miscellaneous changes: HB 2305

Liquor excise taxes, deposit in liquor excise tax fund and transfer to liquor revolving fund, modifying provisions: HB 1368

Liquor excise taxes, deposit in liquor excise tax fund, increasing sales tax sum for: HB 2784

Liquor excise taxes, increasing revenue with liquor license renewals: HB 1503

Liquor revolving fund, distribution of revenues: HB 1368, HB 2067, HB 2314

Malt beverages, wholesale distributors and suppliers, removing spirits from provisions: HB 1411

Permits, special, to allow community or technical college students at least age 18 to taste alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

Purchases of liquor, confidentiality of liquor control board records of, repealing statute: HB 2764

Regulation of alcoholic beverages, miscellaneous changes: HB 2305

Self-checkout for liquor sales, prohibiting certain machines: HB 1009

Selling price, advertised, to include liquor taxes: HB 1066

Spirits, caterer's license to sell, creating: HB 2680

Spirits, distilleries, for off-premises consumption or on-premises sampling: HB 2364, ***SSB 6226, CH 92 (2014)**

Spirits, distributors, modifying license issuance fee and surcharge provisions: HB 2019

Spirits, distributors, modifying license issuance fee provisions: ***ESSB 5644, CH 12 (2013)**

Spirits, group purchases by retail licensees in certain cases: HB 1281, HB 2019

Spirits, removing from malt beverage wholesale distributors and suppliers provisions: HB 1411

Spirits, retail licensees, license issuance fee exemption for former contract liquor store managers and state store auction buyers with respect to certain sales: HB 2019, ***ESSB 5644, CH 12 (2013)**

Spirits, retail sales for later resale, excluding from "spirits sales revenues under the license": HB 1161

Spirits, retail sales for later resale, excluding from retail license issuance fee in certain cases: HB 2172, ESB 6220

Spirits, retailers, prohibited from accepting public assistance electronic benefit cards for purchase of spirits: ESSB 5279

Spirits, retailers, theft from, liquor control board regulatory authority to reduce: HB 2155

Spirits, sale and distribution, streamlining collection of taxes, fees, and reports: ***HB 1124, CH 95 (2013)**

Spirits, sales at fairs, endorsement for craft distilleries: HB 2154

Spirits, sales tax, additional tax on certain sales by distributors to restaurant retailers: HB 2019

Spirits, sampling, limited on-premise sampling provided by certain spirits retail license holders: HB 1332, ***SSB 5396, CH 234 (2013)**

Spirits, tasting, permit to allow community or technical college students at least age 18 to taste spirits and other alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

Spirits, using certain spirits tax revenues in connection with health security trust: HB 1085

Spirits, wine, beer, and spirits theater licenses: ***ESB 5607, CH 237 (2013)**

Wine, adding sales of wine by the glass to snack bar beer retailer's license: HB 2302

Wine, beer and wine theater license: HB 1001

Wine, beer, wine, and spirits theater licenses: ***ESB 5607, CH 237 (2013)**

Wine, caterer's license to sell, creating: HB 2680

Wine, day spas offering to customers, creating day spa permit for: ***ESSB 5045, CH 199 (2014)**

Wine, group purchases by retail licensees in certain cases: HB 1281, HB 2019

Wine, growers of, sales of: HB 1742, HB 2327

Wine, sales by certain retail beer sales licensees: HB 1742

Wine, sales, culinary class restaurant wine specialty license and special event endorsement, creating: HB 1805

Wine, sampling and serving, qualifying farmers markets, modifying definition: ***SB 6514, CH 105 (2014)**

Wine, sampling at specialty shops: HB 1022

Wine, sampling, conducted by wineries at farmers markets, allowing: ***SB 5674, CH 238 (2013)**

Wine, tasting, allowing college and vocational students under age 21 to taste wine in viticulture and enology classes: HB 1459

Wine, tasting, changing criteria for beer and wine tasting endorsement for grocery stores: HB 1422, ***SSB 5517, CH 52 (2013)**

Wine, tasting, permit to allow community or technical college students at least age 18 to taste wine and other alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

ANIMALS (See also LIVESTOCK; OFFICIAL STATE DESIGNATION; WILDLIFE)

Abuse, criminal animal abuse offenders, requiring registration: HB 1786

Animal disease traceability program, electronic reporting of intrastate livestock ownership transfers: HB 2625

Attacks by aggressive violent animals, right of self-defense: HB 2664

Cats, feral and free-roaming, spaying and neutering program: HB 1229, SSB 5202

Companion animals, low-income owner assistance through companion animal safety, population control, and spay/neuter assistance program: HB 1229, SSB 5202

Cruelty to animals, animal fighting, to include causing minor to commit, class C felony: HB 1202

Cruelty to animals, failure to provide care, civil infraction: HB 1202

Cruelty to animals, killing or harming another person's animals with malice, class C felony: HB 1202

Cruelty to animals, pet animals, taking or killing, etc., modifying provisions: HB 1202

Cruelty to animals, prohibiting sale or auction of animals on public property: HB 1201

Cruelty to animals, requiring registration of criminal animal abuse offenders: HB 1786

Cruelty to animals, second degree, modifying provisions: HB 1202

Cruelty to animals, unsafe confinement in vehicle or enclosed space, authority to enter vehicle or space: HB 1202

Cruelty to animals, unsafe confinement in vehicle or enclosed space, civil infraction: HB 1202

Cruelty to animals, veterinarian liability protections when reporting: HB 1186, ***SB 5102, CH 245 (2013)**

Diseases, control and traceability activities, electronic reporting of intrastate livestock ownership transfers: HB 2625

Diseases, control and traceability activities, recovery of department of agriculture data entry costs in connection with: HB 1886

Dog guides, with reckless disregard causing harm to, class C felony: HB 1830

Dogs, breed-based regulations, preventing: HB 2117

Pet food, distributors and responsible buyers, paying companion animal spay/neuter fee: HB 1229, SSB 5202

Search and rescue dogs, on-duty, with reckless disregard causing harm to, class C felony: HB 1830

Service animals, unfair practices related to: HB 1024

Service animals, with reckless disregard causing harm to, class C felony: HB 1830

APPRENTICES AND APPRENTICESHIP PROGRAMS (See also CONTRACTORS; PUBLIC WORKS)

Apprenticeship and training council, transportation workforce development, increasing funding and recruiting women and persons of color: HB 1922

Building code officials apprenticeship program, funding through building permit fee: HB 2214

Cosmetology, barbering, manicuring, and esthetics, rules for online learning, including approved apprenticeship programs: SSB 5996

Electrician certificate of competency, journeyman or residential specialty, apprenticeship program requirement: HB 2500

Higher education apprenticeships, earnings and employment data for those completing, web site publication of: HB 2443

Subsidized public works, apprentice utilization requirements for: HB 1023

Tax preferences, apprentice utilization when contract parties are recipients: HB 1023

ARCHAEOLOGY (See also ARCHAEOLOGY AND HISTORIC PRESERVATION, DEPARTMENT)

Archaeological objects, forest practices application denials due to presence of, restrictions and procedures: HB 1223

Archaeological resources and traditional cultural places, certain information concerning, exemption from public disclosure: HB 2724

Cultural resources of Washington state, protecting, relationship to state environmental policy act: HB 1809, HB 2709

ARCHAEOLOGY AND HISTORIC PRESERVATION, DEPARTMENT (See also ARCHAEOLOGY)

Archaeological resources and traditional cultural places, certain information concerning, exemption from public disclosure: HB 2724

Business license center, participation by department: HB 1403, E2SSB 5680

Cultural resources of Washington state, protecting, relationship to state environmental policy act: HB 1809
 Forest practices applications, department role when archaeological object present: HB 1223
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

ART AND ARTWORKS (See also ARTS COMMISSION)

Contemporary works of art, along with state's ethnic and cultural heritage, parks and recreation commission to increase appreciation of: HB 1530
 Cultural access programs, creating to fund cultural organizations: HB 2212
 School plant facilities, allocating artwork funds for instructional equipment and technology: HB 1054
 Transportation funds, using for artworks and artistic designs, prohibition: HB 2092

ARTS COMMISSION (See also ART AND ARTWORKS)

Artworks for school plant facilities, allocating funds for instructional equipment and technology: HB 1054

ASIAN PACIFIC AMERICAN AFFAIRS, COMMISSION

Rule making by commission, specific grant of legislative authority, requirement: HB 1163

ATTORNEY GENERAL

Assistant attorneys general, collective bargaining for: HB 2274
 Commercial information, filed with attorney general, public records exemption: ***SB 6141, CH 170 (2014)**
 Computer spyware, actions concerning unlawful use of, awarding costs and attorneys' fees when action brought by attorney general: HB 2055
 Consumer protection, actions brought by attorney general, awarding of attorneys' fees to attorney general when prevailing party: HB 2055
 Democratic participation principles, attorney general to implement training programs for public officials and employees: HB 1198
 Driving under the influence, creating statewide 24/7 sobriety program and 24/7 sobriety account, role of attorney general's office: HB 2030
 Environmental law violations, involving hazardous waste or fish and wildlife enforcement code, attorney general authority and power: HB 1655
 Federal property, condemnation by state and sale for private forestry uses, attorney general role: HB 1111
 Open public meetings, training concerning, attorney general role: HB 1714
 Service members civil relief, expanding protections, attorney general role: HB 2171
 Solid waste collection companies, commercial information filed with commission, exemption from disclosure: HB 1697
 State officers, legal actions or proceedings on behalf of, not requiring attorney general to institute or prosecute when related to fiscal appropriation level or sufficiency: HB 2024
 Superior court judges, actions or proceedings on behalf of, attorney general not required to institute or prosecute: ESB 5860
 Superior court judges, actions or proceedings on behalf of, provisions concerning attorneys' fees and costs and arbitration requirements: ESB 5860

ATTORNEYS

Bar association, repealing and recodifying state bar act: HB 1335
 Campaigns, certain attorney legal services for, removing from definitions of "contributions" and "expenditures": HB 2222
 Debt collection by attorneys, amending collection agency act: HB 1031
 Deeds of trust, reconveyances, involvement in: HB 1435
 Dependency proceedings, appointing an attorney for a child: HB 1285, ***E2SSB 6126, CH 108 (2014)**
 Legal service contractors, regulation of: HB 2691
 Legal service organizations, to cover legal expenses, regulation and registration of: HB 2287
 Motor vehicle owner information, requests by attorneys, notice requirements: HB 1308, ***SSB 5182, CH 232 (2013)**
 Practice of law, requiring that all regulatory and other functions reside in supreme court: HJR 4205
 Prosecuting attorneys, disposition of criminal cases, criminal history record information compliance audits to research: HB 1531, ***SB 5466, CH 62 (2013)**
 Right to counsel, commemorating 50th anniversary of Gideon v. Wainwright: ***HR 4638 (2013)**
 Workers' compensation claims, appeals, fixing of attorney's fees: HB 1354

BAIL AND BAIL BONDS

Agreements, general power of attorney in, prohibiting: HB 2265

Bail bond agents, amending miscellaneous provisions: HB 1098
 Bonds, property and surety, amending miscellaneous provisions: HB 1098
 Pretrial release, sex and violent offenses, prohibiting without payment of bail: HB 1171

BICYCLES (See also MOTOR VEHICLES; TRAFFIC)

Ayers, Chuck, recognizing: ***HR 4651 (2013)**
 Bicyclists, vehicles overtaking and passing, maintaining safe distance: HB 1743
 Electric-assisted bicycles, removing and modifying certain helmet use requirements: HB 1246
 Sales of certain bicycles, retail, levying retail sale fee on: HB 1954

BLIND

Aged, blind, or disabled program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
 Aged, blind, or disabled program, persons with disability eligible for, continuation of safety net benefits: HB 2069
 Dog guides, with reckless disregard causing harm to, class C felony: HB 1830
 High school transition services, for special education students, provision of: ***SSB 5958, CH 47 (2014)**
 High school transition services, for students with disabilities or section 504 plan, provision of: HB 1735
 High school transition services, for students with disabilities, provision of: E2SSB 5330
 Interpreters, educational, assessments and performance standards: HB 1144
 Service animals, with reckless disregard causing harm to, class C felony: HB 1830

BOATS (See also COMMERCIAL VESSELS AND SHIPPING; FERRIES)

Abandoned and derelict vessels, adding to and revising removal program, vessel deconstruction, marina, and related provisions: HB 2457
 Abandoned and derelict vessels, reducing numbers through preventive measures and proactive removal: HB 1245, ESSB 5663
 Financial responsibility, requiring owners of certain vessels to demonstrate: HB 1245
 Floating on-water residences, classifying as conforming preferred use and water-dependent use: HB 2581
 Floating on-water residences, classifying as conforming use: ***ESSB 6450, CH 56 (2014)**
 Inspections, prior to transferring vessel, requirements: HB 1245, ESSB 5663
 Invasive species, aquatic, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**
 Marinas, private, options for vessel disposal and eligibility for vessel turn-in program: HB 1245
 Marinas, private, vessel disposal and vessel turn-in program, modifying certain provisions: ESSB 5663
 Moorage facilities, fee immunity for: HB 2631, SSB 6207
 Moorage facilities, including private, various provisions involving abandoned and derelict vessels: HB 2457
 Moorage facilities, private, options for vessel disposal and eligibility for vessel turn-in program: HB 1245
 Moorage facilities, private, vessel disposal and vessel turn-in program, modifying certain provisions: ESSB 5663
 Permits, nonresident, revising certain provisions: HB 1366
 Ramps, boat ramps and adjacent parking lots, fee immunity for: HB 2631, SSB 6207
 Recreational vessels, large, removing certain sales and use tax disincentives for resident and nonresident owners: HB 1927
 Recreational vessels, operation under influence of THC or other drug: HB 2503, ***SSB 6014, CH 132 (2014)**
 Safety laws or rules, violations of, including drug, alcohol, and THC testing in connection with: HB 1758, ***SSB 5437, CH 278 (2013)**
 Under the influence, of THC or other drug, blood test and warrant waiver provisions: HB 2503, ***SSB 6014, CH 132 (2014)**
 Under the influence, operating vessel while, to include being under influence of marijuana: HB 1758, ***SSB 5437, CH 278 (2013)**
 Vehicle prowling, including vessels, second degree, class C felony in certain cases: HB 1305, ***ESB 5053, CH 267 (2013)**
 Vessel registrations, confidential, provisions concerning records: HB 1832, ***SSB 5591, CH 336 (2013)**
 Vessel turn-in program, department of natural resources to develop and administer: HB 1245, ESSB 5663
 Vessels for hire, person or employee who has, conditions for leasing or chartering: HB 1758, ***SSB 5437, CH 278 (2013)**

BOILERS AND UNFIRED PRESSURE VESSELS

Miniature hobby boilers, exemption from certain requirements: HB 2541, SSB 6290

BONDS (See also BUDGET)

Bond authorization bill, governor role in preparing for debt issuance proposed in budget documents: HB 1646, ESSB 5138
 Capital budget, appropriations from proceeds of general obligation bonds to fund public school capital projects: SSB 5445

Columbia river, I-5 bridge, authorizing general obligation bonds to finance Columbia river crossing project: HB 1975
 Debt, state, creating council on state debt: HB 1646
 Debt, state, debt affordability study: HB 1646, ESSB 5138
 Debt, state, disclosure of estimated debt service costs in capital appropriations bills: SB 5132
 Debt, state, including debt service information in budget documents: HB 1646, ESSB 5138
 Debt-limit general fund bond retirement account, payment of principal and interest on certain bonds: HB 1088, ***ESSB 5036, CH 20 (2013)**
 Flood hazard reduction bonds, authorization: HB 2356, HB 2357
 General obligation bonds, authorizing to finance Columbia river crossing project: HB 1975
 General obligation bonds, financing 2011-2013 and 2013-2015 capital and operating budget projects: ***ESSB 5036, CH 20 (2013)**
 General obligation bonds, financing 2013 connecting Washington projects and improvements in omnibus transportation appropriations act: HB 1956
 General obligation bonds, financing 2013-2015 capital and operating budget projects: HB 1088
 General obligation or revenue bonds, issued by a municipality, using certain lodging tax revenues to repay: HB 1695, HB 2650
 Irrigation districts, financing improvements with local improvement district bonds, requirements: HB 1416, SB 5824
 Lottery revenue bonds, for certain school construction assistance, authorizing: EHB 2797
 Passenger-only ferry service districts, authority to issue general obligation bonds: HB 2267
 Passenger-only ferry service districts, authority to issue special assessment or revenue bonds: HB 2267
 School district bonds, requiring simple majority of voters voting to authorize: HB 2441, HJR 4216
 Stadium and exhibition center bond issue, providing grants for community athletic facilities: HB 1187
 Stadium, baseball, construction bond issue repayment funding through state lottery account, terminating: HB 1428
 Storm water bonds, authorization: HB 2357
 Transportation, 2013 connecting Washington projects and improvements, general obligation bonds: HB 1956
 Transportation, bonds issued for purposes of, restricting term of: HB 1989
 Voter-approved, for school construction, architectural plans to be public property: HB 2132

BUDGET (See also BONDS; CITIES AND TOWNS; COUNTIES; ECONOMIC AND REVENUE FORECAST COUNCIL; LEGISLATURE; LOCAL GOVERNMENT)

Appropriations legislation, public and legislative review period for omnibus appropriations bills: HB 1721
 Balanced budget, constitutional amendment requiring debt proceeds be spent only for capital purposes: HJR 4202, HJR 4203
 Balanced budget, constitutional amendment to require: HJR 4202, HJR 4203
 Budget documents, including state debt service information: HB 1646, ESSB 5138
 Budget stabilization account, transferring certain funds from account to general fund: HB 2046
 Capital appropriations bills, disclosure of estimated state debt service costs: SB 5132
 Capital budget, directing that HB 2058 concerning budget transparency through geographic coding and searchable web site use be considered: ***HCR 4406 (2013)**
 Capital budget, project expenditure information, adding to searchable state information web site: EHB 1733, ***HB 2058, CH 327 (2013), *HCR 4406 (2013)**
 Capital budget, project investments, coding with geographic information: ***HB 2058, CH 327 (2013)**
 Capital budget, restoring school construction funds to: HB 2244
 Capital, 2013-2015: HB 1089, ***ESSB 5035, CH 19 (2013) PV**
 Capital, appropriations bills, requiring a summary for each legislative district with each: SB 5716
 Capital, appropriations from proceeds of general obligation bonds to fund public school capital projects: SSB 5445
 Capital, supplemental 2013-2015: HB 2224, ESSB 6020
 Debt issuances proposed in budget documents, preparing bond authorization bill in response: HB 1646, ESSB 5138
 Expenditures by state, modifying state expenditure limit to limit non-education expenditures: **2ESSB 5895**
 Expenditures by state, modifying state expenditure limit to reflect prototypical school funding formula enhancements: HB 2794
 Facilities review council, creation as advisory group to legislature to review leasing proposals, relation to fiscal stability: HB 2719
 Fiscal analysis, convening work group concerning establishment of nonpartisan fiscal analysis agency: HB 2252
 Forecasts, economic and revenue, shifting to same date during both long and short legislative sessions: HB 2062, SB 5910

General obligation bonds, financing 2011-2013 and 2013-2015 capital and operating budget projects: ***ESSB 5036, CH 20 (2013)**

General obligation bonds, financing 2013-2015 capital and operating budget projects: HB 1088

General obligation bonds, financing 2013-2015 public school capital projects: SSB 5445

Information technology expenditures in state budget process, evaluation and prioritization of: ***ESSB 5891, CH 33 (2013)**

Omnibus appropriations bills, higher education tuition, extending institution authority to adopt different levels: HB 1048

Omnibus appropriations bills, public and legislative review period: HB 1721

Omnibus operating appropriations act, adjusting certain food safety and animal health program fee increases in: HB 2749

Omnibus operating appropriations act, relationship of basic education appropriations legislation to act: HB 1174

Operating, 2013-2015: HB 1057

Operating, omnibus operating appropriations act, requiring three-fifths vote for approval: HJR 4211

Operating, omnibus operating appropriations act, to include tax expenditure budget: HB 2721

Operating, omnibus operating appropriations, 2013-2015 budget and 2011-2013 supplemental budget: ***3ESSB 5034, CH 4 (2013) PV**

Operating, supplemental 2013: HB 1058

Operating, supplemental 2014: HB 2185, ***ESSB 6002, CH 221 (2014) PV**

Tax exemption transparency and accountability act, requiring tax expenditure budget: HB 2721

Transportation budget, directing that HB 2058 concerning budget transparency through geographic coding and searchable web site use be considered: ***HCR 4406 (2013)**

Transportation budget, project expenditure information, adding to searchable state information web site: EHB 1733, ***HB 2058, CH 327 (2013), *HCR 4406 (2013)**

Transportation budget, project investments, coding with geographic information: ***HB 2058, CH 327 (2013)**

Transportation funding, additive, adoption and appropriations: HB 1955

Transportation, 2011-2013 and 2013-2015: HB 1864, ***ESSB 5024, CH 306 (2013) PV**

Transportation, supplemental 2013-2015: HB 2762, ***ESSB 6001, CH 222 (2014) PV**

Urban school turnaround initiative grant, expenditure limitations for appropriations: HB 1812

BUILDING CODE COUNCIL

Amendments to codes, substantial, allowing only at six-year intervals, exception for embodied energy: ESB 5378

Building code council account, using certain unexpended funds for an operating contingency fund: HB 1618

Carbon monoxide alarms, in residential occupancies, extending deadline: HB 1606, SSB 5494

Food and yard waste collection, space for containers for new residential occupancies, council rule making: HB 2481

Greenhouse gas emissions, state agency rules regulating, prohibiting without legislative authorization: HB 1169

Membership, expanding: HB 1605, ESB 5495

Schools, before- and after-school programs, council adoption of rules allowing students to be in school buildings for: HB 1852

Smoke alarms, long-life, council role in converting to: HB 2401

BUILDING CODES/PERMITS (See also HOMES AND HOUSING)

Building code enforcement officials, building permit fee to support apprenticeship program for: HB 2214

Carbon monoxide alarms, in residential occupancies, extending deadline: HB 1606, SSB 5494

Codes, substantial amendments to, allowing only at six-year intervals, exception for embodied energy: ESB 5378

Electrical code, joint legislative task force concerning, creating: HB 2213

Electrical industry, whistleblowers in, protections for: HB 2275

Energy code, shifting certain counties to climate zone 2: HB 2249

Food and yard waste collection, space for containers for new residential occupancies: HB 2481

Permits, fee, funding building code officials apprenticeship program: HB 2214

Schools, before- and after-school programs, building code council adoption of rules allowing students to be in school buildings for: HB 1852

Single-family residential buildings, limiting minimum square footage requirements: HB 2168

Smoke alarms, long-life, converting to: HB 2401

Toilets, efficiency standards for water closets and urinals: HB 1017

Toilets, high efficiency, requiring: HB 2414

BUSINESSES (See also ADVERTISING; ALCOHOLIC BEVERAGES; CONTRACTORS; DISCRIMINATION; DRIVERS AND DRIVERS' LICENSES; INSURANCE; LIQUOR CONTROL BOARD; MINORITY AND WOMEN'S

BUSINESS ENTERPRISES, OFFICE; MORTGAGES AND MORTGAGE BROKERS; PHARMACIES AND PHARMACISTS; REAL ESTATE AND REAL PROPERTY; SECURITIES; TAXES - BUSINESS AND OCCUPATION TAX; TAXES - EXCISE TAX; TECHNOLOGY; UTILITIES)

- Amusement services, simplifying taxation: HB 2539, ESSB 6472
- Apiarists, taxation, including exemptions: HB 1558, ***ESSB 5882, CH 13 (2013)**, 2SSB 6402
- Appraisal management companies, liens on property for unpaid balances: HB 2375
- Appraisal management companies, surety bond minimum penal sum: HB 1012
- Aquaculture, genetically engineered finfish, prohibiting production in state waters: HB 2143
- Aquaculture, geoduck operations, department of ecology duties concerning, repealing: HB 1894
- Aquaculture, geoduck, coordinating research with ocean acidification research: HB 1761
- Aquaculture, marine, authorizing inclusion of net pen facilities siting in shoreline master programs: HB 1599
- Aquaculture, shellfish, promoting research and establishing shellfish aquaculture public information center: HB 1894
- Bail bond agents, amending miscellaneous provisions: HB 1098
- Barbering, miscellaneous provisions, modifying: HB 2512
- Beekeeping and beekeepers, honey bee work group, creation: ***ESSB 5882, CH 13 (2013)**
- Beekeeping and beekeepers, taxation, including exemptions: HB 1558, ***ESSB 5882, CH 13 (2013)**, 2SSB 6402
- Bill of rights for businesses and others subject to state agency action, establishing: HB 2623
- Body art, body piercing, tattooing, and permanent cosmetics, modifying licensing and regulatory provisions: HB 2162
- Brunell, Don C., of Association of Washington Business, honoring: ***HR 4648 (2013)**
- Business license center act, renaming as business licensing service act: HB 1568
- Business license center, expanding required participation by certain cities or city-developed portal alternative: ESSB 5656
- Business license center, expanding required participation to additional agencies: HB 1403, E2SSB 5680
- Business licensing service program, administrative clean-up changes related to 2012 statutory changes: HB 1568
- Business regulatory efficiency program, establishing, department of commerce to regulate: ***HB 1818, CH 324 (2013)**
- Businesses, new job creation and capital investment, pilot program to provide incentives for: SSB 6515
- Call center services, procurement by state agency under personal services contract, prohibiting performance of services at location outside United States: HB 1995
- Car rental businesses, rental cars and processing of certain motor vehicle-related violations: HB 2470
- Caterers, liquor caterers, creating beer, spirits, and wine sales license for: HB 2680
- Charter boat operators, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
- Charter party and excursion service carriers, annual regulatory fees, modifying deadline for payment: HB 2642
- Cigar lounge special license endorsement for tobacco products retailer licensees: HB 1750
- Collection agencies, fair debt buyers practices act: HB 1069
- Collection agencies, regulating debt buyer collection practices: HB 1069, HB 1822
- Collection agency act, debt collection by attorneys: HB 1031
- Communication access real-time translation providers, certification and regulation: HB 1511
- Computer data centers, sales and use tax exemption for certain equipment, modifying provisions: HB 2769, ESB 6550
- Concessionaires, allowing motor vehicle access to Milwaukee Road corridor, conditions: HB 1939
- Cosmetology, barbering, manicuring, and esthetics, rules for online learning: HB 1038, SSB 5996
- Cosmetology, miscellaneous provisions, modifying: HB 2512
- Cosmetology, training and licensure requirements: HB 2237
- Cottage food operations, adding certain candies to list of cottage food products: HB 2698
- Cottage food operations, maximum annual gross sales limit for maintaining permit: SB 6047
- Cottage food operations, repealing annual gross sales limit for maintaining permit: HB 1135
- Court reporters and court reporting firms, contracts for services, prohibitions: HB 1511
- Credit cards, surcharge when cardholder uses card in lieu of other payment method, prohibiting: HB 1870
- Dancing, excluding charges made for opportunity to dance from sales taxes: HB 1994
- Dancing, exemption from sales tax for charges made for opportunity to dance: ***ESSB 5882, CH 13 (2013)**
- Day spas, offering of wine or beer to customers, creating day spa permit to allow: ***ESSB 5045, CH 199 (2014)**
- Debt adjusters, fiduciary relationship with debtors: HB 2385
- Debt adjusters, nonprofit, defining "fair share" paid by creditor: HB 1572
- Debt adjusters, stakeholder group to discuss compensation, including "fair share": ESSB 5338
- Debt adjusting services, nonprofit, licensing and regulation: HB 1491
- Debt adjusting services, regulating, various provisions: HB 2384
- Debt buyers, regulating debt buyer collection practices: HB 1069, HB 1822

Debt collection services, extending sales tax to include: HB 1273

Debt collection services, restrictions in cases of delinquent small consumer installment loans: HB 1657, ESSB 5312

Debt management services, uniform debt management services act: HB 1340

Debt settlement services, licensing of persons providing, debt settlements services act: HB 2670

Debt settlement services, registration of persons providing, debt settlements services act: HB 2142

Drug manufacturers, participation in prescription donation for uninsured persons, including immunity provisions: HB 1382, ***SSB 5148, CH 260 (2013)**

Emergency medical care and transportation services, ensuring direct payment to provider under health care service contract: HB 1263

Esthetics, miscellaneous provisions, modifying: HB 2512

Exchange facilitators, requirements and violations: ***ESSB 5082, CH 228 (2013)**

Excursion service and charter party carriers, annual regulatory fees, modifying deadline for payment: HB 2642

Farmers markets, beer and wine sampling and serving at qualifying markets: ***SB 6514, CH 105 (2014)**

Farmers markets, wine sampling conducted by wineries or beer sampling conducted by microbreweries, allowing in certain cases: ***SB 5674, CH 238 (2013)**

Firearms ammunition, parts, and accessories, manufacturers of, exemptions from various taxes and business licensing and corporation and limited liability company fees: HB 2020

Fishing guides, food fish or game fish, expanding information and other requirements for licensure: ***SSB 5786, CH 314 (2013)**

Fishing guides, food fish or game fish, western Washington steelhead guide stamp requirements for: HB 1917

Fishing guides, unlawfully acting as food or game fish guide, adding western Washington steelhead guide stamp requirement to statute: HB 1917

Fishing guides, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896

Florists, defining "florist" and "florist sales" for retail sales and use tax purposes: HB 1489

Food distributors, pass-through wholesale, establishing license for sellers of prepackaged food delivered directly to consumers: HB 1827

Food establishments, unfair practices related to service animals: HB 1024

Food sellers, direct seller license, prepackaged food delivered directly to consumers: ***ESSB 6388, CH 98 (2014)**

For hire vehicle businesses, industrial insurance coverage provisions: HB 1718

For hire vehicle businesses, vehicle operator permits and certificates, provisions concerning unfair competition practices: HB 1702

For hire vehicle businesses, work group to study use of personal transportation services: HB 2782

For hire vehicle owners and lessees, industrial insurance coverage provisions: HB 2152

Grocery stores, changing criteria for beer and wine tasting endorsement: HB 1422, ***SSB 5517, CH 52 (2013)**

Grocery stores, wine and beer licensees, sales of beer in purchaser's container: HB 2371

Hair design, miscellaneous provisions, modifying: HB 2512

Health care navigators, requesting health care information from persons seeking services, prohibitions: ***ESSB 6265, CH 220 (2014) PV**

Hotel management companies, moneys received by company for covered employee costs, business and occupation tax exemption: HB 1932

Hotels, valuables of guests and lodgers, specifying hotel's responsibilities: HB 2300

In-state businesses, bid preference in state purchasing competitive process, conditions: HB 1938

Interpreter services, integrating purchase by certain state agencies and modifying collective bargaining provisions: HB 1753, EHB 2617

Investment income, business and occupation tax deduction, eliminating for corporations and other business entities: HB 2048

Investment management companies, international, tax exemptions for financial information sales to and use by companies: HB 1567, ***ESSB 5882, CH 13 (2013)**

Janitorial services, commercial, clarifying retail sales tax exemption for: HB 2477

Janitorial services, commercial, sales tax on, imposing to provide basic education and higher education funding: HB 2038

Janitorial services, commercial, workload standards and a health and safety training program, establishment: HB 2477

Legal service contractors, regulation of: HB 2691

Legal service organizations, to cover legal expenses, regulation and registration of: HB 2287

Limousine businesses, chauffeurs for, modifying provisions concerning certain violations by: HB 1702

Limousine businesses, including chauffeurs, industrial insurance coverage provisions: HB 1718

Limousine businesses, work group to study use of personal transportation services: HB 2782
Limousine chauffeurs owning or leasing vehicle, industrial insurance coverage provisions: HB 2152
Log transportation businesses, public utility tax, reduction: SSB 6259
Manicuring, miscellaneous provisions, modifying: HB 2512
Massage therapy establishments, licensing of: HB 1981
Medical cannabis dispensaries, marijuana excise tax to be collected from: HB 1789
Minors, work permits for employing, master application procedures: ***SB 5056, CH 156 (2013)**
Mobile application-based personal transportation services, work group to study use of personal transportation services: HB 2782
Money transmitters, amending provisions of uniform money services act: HB 1327, HB 2523, ***SSB 6273, CH 206 (2014)**
New businesses in high growth sectors, business and occupation tax deduction for: HB 1693
Paymaster services by employer of record, B&O tax deduction for payroll cost reimbursements within affiliated group's centralized payroll reporting system: ***ESSB 5882, CH 13 (2013)**
Paymaster services by employer of record, B&O tax exemption for certain gross proceeds from affiliated business entity: HB 1958
Paymaster services by employer of record, B&O tax exemption for payroll cost reimbursements within affiliated group's centralized payroll reporting system: HB 2076
Permanent cosmetics, licensing and regulatory provisions: HB 2162
Permitting decisions by state agencies, enhancing transparency and predictability: HB 2192, SB 6045
Physical fitness services, simplifying taxation: HB 2539, ESSB 6472
Premises, business owner's, actions for trespass upon: HB 2353
Real estate appraisers, trainee applicants and existing credential holders, fingerprint-based background checks: HB 1740
Real estate brokers, independent contractor status when not under contract with firm: HB 1853
Real estate brokers, original license fee, extending: HB 2370, SB 6133
Real-time captioners, certification and regulation: HB 1511
Recreation services, simplifying taxation: HB 2539, ESSB 6472
Regulation of businesses by state agencies, regulatory freedom and accountability act: HB 1163
Regulatory assistance, bill of rights for businesses and others subject to state agency action: HB 2623
Regulatory processes, burden on businesses, certain state agencies to conduct rules review for streamlining purposes: HB 1591, ***SSB 5679, CH 30 (2013)**
Regulatory streamlining projects, multijurisdictional, establishment: ***HB 1818, CH 324 (2013)**
Restaurants associated with culinary arts educational institutions, creating culinary class restaurant wine specialty license and special event endorsement for: HB 1805
Restaurants, flavor-imparting cooking products, including charcoal, sales and use tax exemption: HB 1358, ***ESSB 5882, CH 13 (2013)**
Scrap metal businesses, scrap metal transaction and license requirements: HB 1552, HB 1756
Shooting ranges, sport, protecting ranges and range owners and operators: HB 1184
Signature gathering businesses for initiative, referendum, and recall petitions, provisions: HB 2552
Small business incubators, nonprofit, property tax exemption in certain cases: EHB 2447
Small business tax credit, increasing by repealing certain farm-related preferences: HB 2286
Small businesses, raising threshold for filing business and occupation and public utility tax returns: HB 2678
Small businesses, raising threshold for filing business and occupation tax return: HB 2520
Snack bars, adding wine by the glass to beer retailer's license for: HB 2302
Start-up businesses, business and occupation tax credit, eligibility and requirements: HB 2052
Start-up businesses, growth and development of, start-up Washington act: HB 2052
Start-up businesses, increasing flow of high-risk capital to aid start-up companies through exemption from securities act for certain offers or sales of securities by issuer: HB 2054
Stevedoring, preferential business and occupation tax rates, eliminating to provide basic education and higher education funding: HB 2038
Storage facilities, self-service, unpaid rent and lien on property, modifying provisions: HB 2424
Tanning facilities, prohibiting use of facilities by persons under age eighteen: HB 1585, ***SB 6065, CH 87 (2014)**
Taxicab businesses, industrial insurance coverage provisions: HB 1718
Taxicab businesses, work group to study use of personal transportation services: HB 2782
Taxicab operators owning or leasing vehicle, industrial insurance coverage provisions: HB 2152
Tenant screening service providers, information disclosure by, restrictions: HB 1529, ***SSB 5568, CH 54 (2013)**

Theaters, liquor license, beer and wine sales: HB 1001

Theaters, liquor license, beer, wine, and spirits sales: ***ESB 5607, CH 237 (2013)**

Tipped employees, requiring minimum wage for employees age eighteen and older and study group to assess effectiveness: HB 1346

Tobacconist shop, retail, special license endorsement for tobacco products retailer licensees: HB 1750

Tour operators, preferential business and occupation tax rates, eliminating to provide basic education and higher education funding: HB 2038

Tow truck operators, handling unmarked government vehicles, legal jeopardy in cases of, prohibiting: HB 2528

Tow truck operators, impound requirements and disclosure of charges and fees: HB 1625

Tow truck operators, lunch breaks: HB 1611

Tow truck operators, not regulated under chapter 46.55 RCW, regulation of: HB 2663

Training wage, allowing employers to pay for specified period: HB 1150

Transportation services, personal, work group to study use of: HB 2782

Travel agents, preferential business and occupation tax rates, eliminating to provide basic education and higher education funding: HB 2038

Travel, sellers of, modifying provisions: HB 2590

Uniform commercial code, article 9A, financing statements to perfect security interests, amending provisions: ESB 5183

Veteran-owned businesses, certification and listing by department of veterans affairs and awarding of contracts by state agencies: HB 1909, SSB 5834

Veteran-owned businesses, certification and listing by department of veterans affairs, modifying qualifications for: ***HB 2744, CH 182 (2014)**

Veterans, businesses hiring, business and occupation tax and public utility tax credits for: ESSB 6049

Violations by businesses of state laws or agency rules, allowing at least five days to correct: HB 1163

Washington businesses, one-stop state agency portal for, monitoring development of: HB 1757, ***SSB 5718, CH 31 (2013)**

CAMPAIGNS (See also ELECTIONS; PUBLIC DISCLOSURE COMMISSION)

Advertising, sponsored by same committee, providing top five contributors information: HB 1378, ***SB 5258, CH 138 (2013)**

Candidates, write-in, printing in general election ballot, conditions: HB 2750

Contributions, candidates for boards of commissioners of public hospital districts, extending contribution limits: ***SB 5748, CH 311 (2013)**

Contributions, requesting U.S. constitutional amendment to return regulatory authority to congress and state legislatures: HJM 4001

Contributions, soliciting or accepting, modifying time limit for state officials: HB 1385

Donors to candidates and ballot measure campaigns, printing public disclosure commission web address on voters' pamphlets and ballots: HB 1720, ***SSB 5507, CH 283 (2013)**

Finance reports, electronic filing requirement, supporting system with fees: HB 1005

Legal services, by attorney, removing certain services from definitions of "contributions" and "expenditures": HB 2222

Signs, political yard sign display in homeowners' associations: SB 5083

Supreme court, campaigns for, public funding through judicial election reform act: HB 2525

CAPITAL PROJECTS ADVISORY REVIEW BOARD

Membership, adding member representing public ports: HB 1466, SB 5349

Membership, expanding to include regional transit authority member: HB 1210

Membership, modifying: HB 1210, HB 1466, SB 5349

CAPITOL CAMPUS

Naming of facilities, authorizing sale of naming rights, exceptions: HB 1050

State capital historical museum, renaming as heritage outreach center: HB 2277

CASELOAD FORECAST COUNCIL

Abolishing council and transferring powers and duties to the office of the forecast council, provisions: HB 1940

Developmental disabilities, persons with, council to forecast no paid service case load of department of social and health services: HB 1546

Extended foster care services, council to forecast youth participating in: ***E2SSB 5405, CH 332 (2013)**

Students, enrollments, council to estimate for school district certificated instructional staff budgeting and hiring purposes: EHB 1900

CHARITABLE ORGANIZATIONS (See also ESTATES, TRUSTS, AND PROBATE; NONPROFIT ORGANIZATIONS)

Raffles, enhanced, authorizing charitable organizations serving persons with intellectual disabilities to conduct: HB 1835, ***ESSB 5723, CH 310 (2013)**

CHECKS AND CHECK CASHING

Small loans, borrowing, raising borrower twelve-month loan limit: HB 1658

Small loans, maximum interest rate: HB 1363, HB 1657, ESSB 5312

Small loans, regulating through small consumer installment loan act: HB 1657, ESSB 5312

CHIEF INFORMATION OFFICER, OFFICE OF THE

Cellular device usage by state employees, officer role in developing statewide cellular device policy: SSB 5381

Central services of state government, including office, conforming amendments prompted by reorganization and streamlining: HB 2098

Data, open data portal for public data sets, implementation and expansion: HB 2202

Electronic signatures on written communications, officer to adopt rules for state agencies: HB 2564

Information technology expenditures in state budget process, office to evaluate and prioritize: ***ESSB 5891, CH 33 (2013)**

Information technology expenditures, by higher education institutions and legislative and judicial agencies, evaluation and approval by office: ***ESSB 5891, CH 33 (2013)**

Information technology expenditures, office role in implementing information technology business management program: ***ESSB 5891, CH 33 (2013)**

Information technology networking equipment and services, agency purchases of, office role in developing statewide standards: ***ESSB 5891, CH 33 (2013)**

Information technology systems and infrastructure, information in, office role in establishing security standards: ***ESSB 5891, CH 33 (2013)**

Information technology systems, executive branch, inventorying, modernizing, and funding of, office reporting role: ***ESSB 5891, CH 33 (2013)**

Telecommunications and information services state agency network, assessment of model and consolidation of network into consolidated technology services agency, office role: ***ESSB 5891, CH 33 (2013)**

Telecommunications and information services state agency network, certain information within, public disclosure exemption: ***ESSB 5891, CH 33 (2013)**

Washington businesses, one-stop state agency portal for, office role in monitoring development of: HB 1757, ***SSB 5718, CH 31 (2013)**

CHILD CARE (See also EARLY LEARNING, DEPARTMENT)

Abuse or neglect of a child, suspected, interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**

Breastfeeding-friendly Washington designation, creating to recognize certain child day care centers: HB 2329

Care providers, fraud by, referral to department of social and health services for investigation and action: ***2ESSB 5157, CH 29 (2013)**

Child support, enforcement services, incentive for working connections child care subsidy applicant or recipient to seek: ESSB 6181

Consumers, child care consumer and provider bill of rights: HB 1671

Consumers, child care consumers and providers, requirements: ***2SSB 5595, CH 337 (2013)**

Early achievers program, enrollment of child care programs in: HB 1671, HB 1723, HB 2377

Early learning, funding for, authorizing capital gains tax to provide: HB 2087

Facilities, compliance with inspections of, limiting alterations required for: HB 2191

Family assessment response services, eligibility for child care in connection with: HB 2519

Family day care providers, children of, not included in staff-to-child ratio: HB 1172

Family day care providers, education requirements, exemption in certain cases: HB 1228, SB 5578

Fatality reviews, by department of early learning, requirements, including convening of child fatality review committee: HB 2165

Legislative task force on child care improvements for the future, establishment: HB 1671, ***2SSB 5595, CH 337 (2013)**

Neglect or abuse of a child, suspected, interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**

Obesity, prevention through early learning programs, including among duties of department of early learning : HB 1784

Preschool, integrating child care with: HB 2377

Providers, child care consumer and provider bill of rights: HB 1671

Providers, child care consumer and provider requirements: ***2SSB 5595, CH 337 (2013)**
 Providers, licensed and certified programs, enrollment in early achievers program: HB 1671
 Public records, inspection and copying exemption, personal information for child enrolled in license child care: ***HB 1203, CH 220 (2013)**, SB 5198
 Sleep practices, safe, department of early learning to provide information to licensure applicants: HB 2695
 Student child care in higher education account, state board for community and technical colleges to co-administer program: HB 1873
 Subsidy program, fraud, training of staff concerning: ESSB 6181
 Subsidy program, incentive for working connections child care applicant or recipient to seek child support enforcement services: ESSB 6181
 Subsidy program, provider fraud, referral to department of social and health services for investigation and action: ***2ESSB 5157, CH 29 (2013)**
 Working connections child care, Aclara group report on eligibility requirements, implementing recommendations: HB 1671, ***2SSB 5595, CH 337 (2013)**
 Working connections child care, contracted child care slots: HB 2377
 Working connections child care, eligibility in connection with family assessment response services: HB 2519
 Working connections child care, eligibility, limiting change of circumstance impact on: HB 2377
 Working connections child care, extending eligibility for benefits to certain additional educational activities: HB 1671
 Working connections child care, increasing subsidy rate to certain providers and returning copays to earlier levels: HB 1671
 Working connections child care, optional supplemental payment by parents to fund difference between provider rate and state rate: HB 1810
 Working connections program, incentive for subsidy applicant or recipient to seek child support enforcement services: ESSB 6181

CHILDREN (See also CHILD CARE; DOMESTIC RELATIONS; EARLY LEARNING, DEPARTMENT; FOSTER CARE; JUVENILE COURT AND JUVENILE OFFENDERS; SCHOOLS AND SCHOOL DISTRICTS; SEX OFFENSES AND OFFENDERS)

4-H members, educational opportunities at horse racing facilities, dedicated revenue to support: HB 1398
 4-H youth development program, recognizing: ***HR 4606 (2013), *HR 4670 (2014)**
 Abuse issues course for teachers, adding commercial sexual abuse of a minor and sexual exploitation of a minor to course: ***ESSB 5563, CH 10 (2013)**
 Abuse or neglect, by supervised persons, expanding reporting requirements to various organizations: ***SB 5359, CH 273 (2013)**
 Abuse or neglect, modifying requirements for information for parents: ESSB 5753
 Abuse or neglect, parent with founded finding of, work group to consider creating certificate of rehabilitation for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**
 Abuse or neglect, suspected, interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**
 Abuse or neglect, suspected, short-term emergency and crisis care for child removed from home: HB 1261
 Abuse, eligibility of child for early learning and child care: HB 2519
 Abuse, female genital mutilation, class B felony: HB 2190
 Abuse, physical abuse or sexual misconduct by school employee, reporting requirements for other school employees when aware that student is likely a victim: ***ESSB 5563, CH 10 (2013)**
 Background checks, persons employed to provide care for children, provisions: ***SSB 6095, CH 88 (2014)**
 Breastfeeding-friendly Washington designation, creating: HB 2329
 Child protective services, family assessment response services, eligibility of child for early learning and child care: HB 2519
 Child protective services, family assessment response, modifying requirements: HB 1844
 Child protective services, interviews of children, conducting at children's advocacy centers: HB 1594
 Child protective services, parent involved with, work group to consider creating certificate of rehabilitation for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**
 Child welfare services, assessing character, suitability, and competence for unsupervised access to children: ***SSB 5565, CH 162 (2013)**
 Child welfare services, caregiver prudent parent standard for childhood activities: HB 2699, ***ESSB 6479, CH 104 (2014)**
 Child welfare services, charging fee for child abuse and neglect history request by out-of-state jurisdiction: ***SSB 5565, CH 162 (2013)**
 Child welfare services, Indian children, purchase of care from tribes and tribal agencies: HB 1361, ***SB 5235, CH 32 (2013)**

Child welfare services, service delivery measurements using certain indicators of success, developing: HB 1774

Child welfare services, training and advancement program, collecting certain financial assistance payments: HB 1708

Child welfare services, youth in out-of-home care, improving educational outcomes: HB 1566

Child welfare system, advisory committee on disproportionate representation of children of color in, membership rules: HB 2665

Children's day, celebrating: ***HR 4621 (2013), *HR 4660 (2014)**

Children's products, limiting presence of TRIS and other flame retardants when products manufactured, sold, or distributed for use in state: HB 1294

Conception, Washington state life at conception act, declaring that right to life begins at conception: HB 1259

Custodial interference, first degree, in connection with court-ordered residential provisions for child, class C felony: HB 2624

Custody, Braden and Charlie Powell act of 2013: SSB 5162

Custody, implementing recommendations of Powell fatality team: ***SSB 5315, CH 254 (2013)**

Custody, parental abduction of child, educating parents concerning harmful effects: HB 1021

Custody, parenting plans, mediation: HB 1353

Custody, parenting plans, objections to relocation of child's residence: HB 2197

Custody, parenting plans, residential provisions for children: HB 1107, HB 1353, HB 2197

Custody, parenting plans, residential provisions for children of military parents: HB 1107

Custody, prohibiting child custody award to suspect in active homicide investigation: SSB 5162

Decisions regarding child, making decisions to be recognized as fundamental parental right: HB 2174

Disabilities, children from birth to age three with, department to be lead agency for early intervention services: HB 2598

Domestic violence against a child, modifying offender score provisions: HB 2194

Drivers' licenses and instruction permits, for minors, design to indicate age of holder: HB 2471

Fetal alcohol exposure, requiring posting of warning signs on premises serving alcohol: HB 2737

Fetal alcohol exposure, work group to address: HB 2737

Healthiest next generation, governor's council for, establishment and duties: HB 2643

Homeless children, pilot program to link homeless families with stable housing in student's school district: HB 2763

Homeless youth population, identifying characteristics of: HB 2610

Hunting, age limitations and requirements for licenses and hunting: HB 1199, HB 2459

Identicards, for minors, design to indicate age of holder: HB 2471

Immunization, making childhood immunization resources available to pregnant women: ESSB 6297

Marijuana, criminal acts by or with minors, new provisions: HB 2706

Marijuana, purchase by minors, using certain minors in controlled purchase compliance check programs: HB 2303

Military parents, dissolution of marriage, residential provisions for children: HB 1107

Minors, work permits for employing, master application procedures: ***SB 5056, CH 156 (2013)**

Missing and exploited children, task force on, repealing advisory board provision: HB 2712

Missing children clearinghouse, adding endangered persons: HB 1895, ***SSB 5556, CH 285 (2013)**

Murder, aggravated first degree, including certain child victims: SB 5015

Neglect or abuse, by supervised persons, expanding reporting requirements to various organizations: ***SB 5359, CH 273 (2013)**

Neglect or abuse, parent with founded finding of, work group to consider creating certificate of rehabilitation for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**

Neglect or abuse, suspected, interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**

Neglect, suspected, short-term emergency and crisis care for child removed from home: HB 1261

Newborn screening, hospitals to collect blood sample for certain screening tests: HB 2544

Obesity, prevention through early learning programs, including among duties of department of early learning : HB 1784

Parental rights, requesting that Congress propose parental rights amendment to states for ratification: HJM 4004

Receiving care centers, short-term emergency and crisis care for child removed from home due to suspected abuse or neglect: HB 1261

Return of child, service of writ of habeas corpus for, waiving of fees by sheriff: HB 1119

Runaway youths, overnight youth shelter or program, shelter procedures when child known to lack parental permission: HB 1250, ***SB 5147, CH 4 (2013)**

School attendance, compulsory, modifying requirements for children age six and seven: HB 1283

Sexual abuse and exploitation prevention training program, for school employees, development and implementation: HB 1869

Sexual abuse of a minor, commercial, adding to abuse issues course for teachers seeking certification: ***ESSB 5563, CH 10 (2013)**

Sexual exploitation of a minor, adding to abuse issues course for teachers seeking certification: ***ESSB 5563, CH 10 (2013)**

Sexual misconduct or physical abuse, by school employee, reporting requirements for other school employees when aware that student is likely a victim: ***ESSB 5563, CH 10 (2013)**

Sexual orientation change efforts, practice of, prohibiting when performed on patient under eighteen: HB 2451

Shelters or programs for runaway youths, procedures when child known to lack parental permission: HB 1250, ***SB 5147, CH 4 (2013)**

Smoking, prohibiting in moving or parked motor vehicle carrying a minor: HB 2086

Social investment steering committee, Washington, establishment of, duties to include pilot programs: HB 2337

Suicide, youth screening and referral training for school nurses, social workers, and counselors : HB 1336

Suicide, youth suicide prevention activities, assistance for schools: ***SSB 6431, CH 103 (2014)**

Tanning devices, ultraviolet, use by persons under age eighteen, prohibiting: HB 1585, ***SB 6065, CH 87 (2014)**

Tobacco products, selling to a minor, clarifying provisions: HB 2795

Visitation, grandparents of child, right to seek through courts: HB 1934

Visitation, persons with ongoing and substantial relationship with child, right to seek through courts: HB 1934

Visitation, seeking through courts, impact of criminal record on: HB 1934

Visitation, sibling visitation after dependency proceedings dismissed: HB 1140

Visitation, sibling visitation for children in foster care: HB 1204, ***E2SSB 5389, CH 316 (2013)**

Visitation, third-party, conditions and procedures: HB 1506

Voting, registration, motor voter preregistration for persons age sixteen and seventeen: EHB 1279

Youth, troubled, improving school districts' capacity to respond through training and planning: HB 1336

CITIES AND TOWNS (See also BUILDING CODES/PERMITS; CLEAN AIR AGENCIES; EMINENT DOMAIN; ENERGY; FIRE PROTECTION; GROWTH MANAGEMENT; LOCAL GOVERNMENT; RECORDS; STORM WATER CONTROL FACILITIES; SUBDIVISIONS; UTILITIES; WATER; WATER-SEWER DISTRICTS)

Abandoned or vacant properties in urban growth areas, loans to cities and towns for revitalizing: HB 1079

Alaskan Way viaduct replacement project, convening expert review panel for: HB 2070

Anacortes, honoring Richard Riddell, Anacortes town crier: ***HR 4668 (2014)**

Annexation of state property owned for military purposes, filing petition for annexation: HB 1158

Annexation, by code cities, submitting to voters in certain county bordering Columbia river in certain cases: HB 2637

Annexation, of unincorporated territory within a code city or town, modifying provisions: ***EHB 2068, CH 27 (2013)**

Annexation, of unincorporated territory within a code city or town, modifying provisions related to fire protection districts: ***EHB 2068, CH 27 (2013)**

Annexation, of unincorporated territory within a code city, modifying provisions: EHB 1539, ***SB 5417, CH 333 (2013)**

Annexation, preparing for, imposition of local sales and use tax by city for costs: HB 2681

Annexation, requiring approval of property owners or voters: HB 1854

Annexed territory, city to notify light and power and gas distribution businesses: HB 2433

Annexed territory, determining resident population of, exempting enumeration data from public disclosure: HB 1901

Apportionment districts, levying property tax for community redevelopment financing: HB 1967, HB 2349, HJR 4210, HJR 4214

Bags, retail carryout, regulation by cities and counties: HB 1310

Brownfield renewal authorities, authority of cities to establish: ***E2SSB 5296, CH 1 (2013)**

Budget modifications, removing transmittal requirement: HB 1274

Business license center, expanding required participation by certain cities or city-developed portal alternative: ESSB 5656

Cle Elum public library, honoring the one hundredth year of the: ***HR 4662 (2014)**

Code cities, public works projects, having city employees perform, conditions: EHB 2618

Collector vehicles, restoration of, regulation by local governments: ESB 5121

Community redevelopment financing, levying property tax in apportionment districts: HB 1967, HB 2349, HJR 4210, HJR 4214

Compostable waste, collected, modifying city and county responsibility for storage and processing of: HB 2072

Correctional employees, membership in public safety employees' retirement system: EHB 1923

Disability boards, city, membership: ***SB 5220, CH 213 (2013)**

Dogs, breed-based regulations, preventing: HB 2117

Elections, city or town option to authorize a district-based election: HB 1413

Environmental decision making, certain state agencies to include community organizations in highly impacted communities: HB 1434

Environmental impact statement, nonproject, recovering preparation costs: HB 1104, HB 1682, HB 1717

Everson, police chief Erik Ramstead, recognizing lasting legacy of: ***HR 4618 (2013)**

Federal Way high school, recognizing student Caleb Dawson as recipient of a Prudential spirit of community award: ***HR 4623 (2013)**

Genetically modified organisms, regulation by local legislative authorities: HB 1407

Granite Falls, Damascus Lodge No. 199 of free and accepted masons, commemorating centennial anniversary of: ***HR 4649 (2013)**

Growth management act, suspending for cities in counties with significant unemployment: HB 1619

Highly impacted communities, certain state agencies to include community organizations in environmental decision making: HB 1434

Infrastructure, local financing tool program, extending expiration dates: HB 1306

Infrastructure, local financing tool program, methods for evaluation program to include report: HB 2382

Infrastructure, technology, adding to "capital project" for tax revenue-use purposes: HB 2298

Issaquah, former mayor Ava Frisinger, honoring career achievements of: ***HR 4663 (2014)**

Lakes, with toxic algae blooms, allowing certain code cities to take action to address blooms in certain cases: ESB 5596

Lands and their resources, coordinated state and local management, city authority to demand: HB 1163

Liquor revolving fund, distribution of revenues to cities and towns: HB 1368, HB 2067, HB 2314

Litter and potentially dangerous litter, abatement of nuisance, city and town authority: SB 5323

Marijuana, local control over marijuana commerce act, authorizing prohibition of production and retail facilities: HB 2510

Marijuana, local control over marijuana use and possession act, authorizing prohibition of possession: HB 2509

Mosquito control, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**

Mosquito control, integrated pest management use by counties, cities, and certain districts: ***ESSB 5324, CH 209 (2013)**

Municipal courts, provision of security to courts by cities: HB 1365

Municipal employees, to be included in certain contract beneficial interest provisions of municipal officer code of ethics: HB 1867

Municipal officers, code of ethics for, modifying certain contract beneficial interest provisions to include municipal employees: HB 1867

Nuisance abatement, assessments for, city and town authority: EHB 1367

Nuisance abatement, litter and potentially dangerous litter, city and town authority: SB 5323

Payments, cities authorized to accept electronic payment methods: HB 1274

Petitions, signatures on, counting duplicate valid signatures once, conditions: HB 1847, ***HB 2296, CH 121 (2014)**

Political subdivisions of state, employee participation in state insurance or self-insurance programs, to include retirees: HB 1741

Population enumeration data, use limitation and public records exemption: ***HB 2515, CH 14 (2014)**

Public transportation zones, enhanced, imposition of local sales and use tax by legislative entity after establishing zone: HB 1954

Public transportation zones, enhanced, imposition of local sales tax by legislative entity after establishing zone: HB 1898

Redevelopment opportunity zones, authority of cities to designate: ***2E2SSB 5296, CH 1 (2013)**

Retirement systems of first class cities, authorizing investment of assets by state investment board: HB 1899

Retirement, seasonal employees of small cities, limiting eligibility for PERS: HB 2290

Sales and use tax, local, imposition by city for costs of preparing for annexation: HB 2681

Sales and use tax, local, imposition by city without authorizing proposition to voters: HB 1925

Seattle Seahawks, congratulating: ***HR 4622 (2013)**

Seattle Seahawks, mascot Taima the hawk, recognizing: ***HR 4685 (2014)**

Sewer systems, city selection of appropriate urban growth area systems: HB 1052, HB 2186

Signs, static digital outdoor advertising signs, allowing cities and towns to place along state highways: HB 1408

Snoqualmie, honoring Gloria McNeely: ***HR 4687 (2014)**

Speed limits, nonarterial highways, city or town establishment of maximum limit: ***HB 1045, CH 264 (2013)**

Spokane lilac festival, recognizing and honoring: ***HR 4642 (2013)**

Streets and roads, new construction or maintenance or repair activities following best management practices, removing limits and modification requirements: HB 2097

Streets and roads, new construction or maintenance or repair activities following best management practices, state environmental policy act exemption: HB 2097

Subversive activities, by officers and employees, repealing relevant statutes: HB 1062

Surplus real property, governmental, sale at discount by city or town for affordable low-income housing: HB 1563

Traffic impacts, mitigation fees imposed under SEPA for, limiting city authority to impose in certain cases: HB 2161

Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, role of local governments: HB 1978, HB 2070

Transportation projects, in local comprehensive plans subject to environmental analysis, state environmental policy act exemption: HB 2096

Vessels, publicly owned, transfer by city or town: HB 1245, ESSB 5663

Westport, 100th year anniversary, recognizing: ***HR 4672 (2014)**

Zoning, proposed rezoning, notice to property owners: HB 1053

CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS

Legislators' salaries, commission to fix at average starting salary of elementary school science teacher: HB 2655

CIVIL PROCEDURE (See also ACTIONS AND PROCEEDINGS; CONSTITUTION, STATE; CRIMINAL PROCEDURE; JUDGMENTS; MENTAL HEALTH)

Abandoned or derelict vessels, decisions or actions concerning, civil penalties: HB 1245, ESSB 5663

Adverse possession, twenty-year limit for land recovery actions and related provisions: HB 2292

Boating infractions, refusing to submit to alcohol or THC concentration or drug presence testing: HB 1758, ***SSB 5437, CH 278 (2013)**

Child passenger restraints in vehicles, failure to comply with requirements, admissibility in civil action: HB 1696

Cruelty to animals, failure to provide care: HB 1202

Cruelty to animals, prohibiting sale or auction of animals on public property, civil infraction: HB 1201

Cruelty to animals, unsafe confinement in vehicle or enclosed space: HB 1202

Cruelty to animals, veterinarian liability protections when reporting: HB 1186, ***SB 5102, CH 245 (2013)**

Debt buyers, actions and arbitration proceedings against debtors and debt buyers: HB 1069, HB 1822

Deeds of trust, civil infractions involving, to be class 1 civil infractions: HB 2656

Defamation, uniform correction or clarification of defamation act: HB 1406, ***ESB 5236, CH 294 (2013)**

Defensive force, including deadly force, person using to be immune from civil action in certain cases: HB 2324

Easements, private right-of-way maintenance agreements and civil actions: HB 1029

Fire damage, to public or private forested land, civil action to recover damages for: HB 2103, ***ESSB 5972, CH 81 (2014)**

Firearms and ammunition manufacturers, product liability provisions applicable to, adding further limits to: HB 2020

Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392

Government surveillance using extraordinary sensing devices, legal action for damages in certain cases: HB 2179, ***EHB 2789 (2014) V**

Health care peer review committees, information and records created for: ***ESB 5666, CH 301 (2013)**

Health care quality assurance committees, information and records created for: ***ESB 5666, CH 301 (2013)**

Health care quality improvement programs and committees, information and records created for: ***ESB 5666, CH 301 (2013)**

Immunity from liability, peace officers acting reasonably, to include using less lethal weapon: HB 1678

Liability, health care providers responding to emergencies, immunity in certain cases: HB 2492

Liability, joint and several in certain cases of contributory fault, exempting department of transportation in certain actions for damages: HB 1984

Liability, landowners, revising provisions to encourage recreational access: HB 2150, HB 2243

Liability, person operating unmanned aircraft in Washington airspace: HB 2178

Liability, product liability provisions applicable to firearms and ammunition manufacturers, adding further limits to: HB 2020

Liability, school district employees rendering emergency care, immunity in certain cases: ***SB 6128, CH 204 (2014) PV**

Marriage, solemnizations of, authorizing without requiring elected officials to perform, including civil immunity for refusal: HB 1589

Marriage, solemnizations of, requirements and procedures for surname changes, as well as exemption from certain name change requirements: HB 1838

Misclassification of employees, penalties under employee fair classification act: HB 1440, HB 2334

Moorage facilities, fee immunity for: HB 2631, SSB 6207

Parentage, adjudication of, provisions: HB 1446, ***SSB 5135, CH 246 (2013)**
 Prescription drug donation for uninsured persons, civil immunity provisions: HB 1382, ***SSB 5148, CH 260 (2013)**
 Primitive roads, actions for damages arising from vehicular traffic on, removing certain factors from consideration in: ***SB 6219, CH 205 (2014)**
 Prisoners, serious violent offenders, civil action against victim, authorization by judge: HB 2102
 Ramps, boat ramps and adjacent parking lots, fee immunity for: HB 2631, SSB 6207
 Real property, actions for damage to property, deadline for commencing: HB 2120, SSB 5031
 Safety belts, failure to comply with requirements, admissibility in civil action: HB 1696
 Service members civil relief, civil actions and proceedings: HB 2171
 Shooting ranges, sport, protecting ranges and range owners and operators from liability: HB 1184
 Social networking, accounts, prohibiting employer demand that employee provide information or access, civil action for violation: ***SSB 5211, CH 330 (2013)**
 State environmental policy act, judicial review of decisions made under, cause of action for persons adversely affected by: HB 2271
 Surname changes after solemnization of marriage, requirements, procedures, and exemption from certain name change requirements: HB 1838
 Tortious conduct by state, claims for damages, electronic presentment: HB 1762, ***SB 5136, CH 188 (2013)**
 Transportation, department of, exemption in actions for damages from certain joint and several liability provision in cases of contributory fault: HB 1984
 Trespass upon business owner's premises, actions for: HB 2353
 Unmanned aircraft, person operating in Washington airspace, liability for damages: HB 2178
 Wrongful conviction and imprisonment, claim for compensation: HB 1341

CLEAN AIR AGENCIES

Asbestos-containing building materials, labeling requirements, enforcement by department of ecology or local air authorities: HB 1926, ***ESSB 5458, CH 51 (2013)**
 Environmental decision making, agencies to include community organizations in highly impacted communities: HB 1434
 Permits, various, agencies to include community organizations in certain permit issuance processes: HB 1434

CLIMATE (See also AIR QUALITY AND POLLUTION; ENVIRONMENT)

Climate impacts group, codifying existence of: HB 2654
 Climate legislative and executive work group, creation, governor to chair: HB 1915, ***E2SSB 5802, CH 6 (2013)**

CODE REVISER

Liquor control board, renaming as state liquor and cannabis board, code reviser to prepare bill changing RCW references: E3SSB 5887
 RCW, gender-based terms, technical corrections: ***SSB 5077, CH 23 (2013) PV**
 RCW, technical corrections: HB 1064

COLLEGES AND UNIVERSITIES (See also COMMUNITY AND TECHNICAL COLLEGES; HIGHER EDUCATION FACILITIES AUTHORITY; STATE AGENCIES AND DEPARTMENTS; STUDENT ACHIEVEMENT COUNCIL)

Advising, establishing online higher education transfer and student advising system: HB 1320
 Alcohol tasting, allowing students under age 21 in viticulture and enology classes to taste wine: HB 1459
 Alternative credit degree program, online, Central Washington University to host: HB 2352
 Apprenticeships, higher education, earnings and employment data for those completing, web site publication of: HB 2443
 Bonuses and incentives for presidents and chancellors, restricting amounts: HB 1176
 Budgets of departments, posting on institution's web site: HB 2336
 Central Washington University, authority to offer educational specialist degrees: HB 1544, ***SSB 5559, CH 296 (2013)**
 Central Washington University, hosting online alternative credit degree program: HB 2352
 Chancellors, bonuses and incentives, restricting amounts: HB 1176
 Child care, funding in part with unclaimed prize money deposits from state lottery account into student child care in higher education account: HB 1873
 Civic educators, honoring: ***HR 4612 (2013), *HR 4678 (2014)**
 College credit, dual high school/college credit courses, reviewing higher education institution policies: HB 2285
 College in the high school program, authorizing earlier participation: HB 2621
 Construction, major capital projects, raising threshold for predesign requirements: HB 1769, HB 2613, SSB 6362

Construction, minor works projects, raising threshold for higher education institutions: HB 1769

Degree production, incentives for institutions: HB 2653

Degree programs, self-supporting and fee-based, committee to consider: HB 1669

Degrees and certificates, completers of, web site publication of earnings and employment data: HB 2443

Degrees, educational specialist, authorizing at Central Washington University and Western Washington University: HB 1544

Degrees, educational specialist, authorizing at Central Washington University, The Evergreen State College, and Western Washington University: ***SSB 5559, CH 296 (2013)**

Disabilities, students with, legislative task force on improving access to higher education for students with disabilities, establishing: ***SSB 5180, CH 231 (2013)**

Educational attainment goals, statewide, indicating: HB 2626

Electronic signatures, use by higher education institutions and agencies: ***HB 1736, CH 218 (2013)**

Employees, authority of institutions to pay biweekly: HB 2613, SSB 6362

Employees, four-year colleges and universities, review of exempt and civil service classification practices: HB 2788

Employees, part-time, eligibility for benefits, using Washington health benefit exchange: ESSB 5905

Enology and viticulture programs, students under age 21 in, allowing tasting of wine: HB 1459

Evergreen State College, The, authority to offer educational specialist degrees: ***SSB 5559, CH 296 (2013)**

Evergreen State College, The, real property financing contracts, authority to enter into, conditions: HB 1769

Faculty, eligibility for benefits, modifying provisions concerning: ESSB 5905

Faculty, eligibility for benefits, using Washington health benefit exchange for part-time employees: ESSB 5905

Faculty, part-time, eligibility for benefits, modifying provisions concerning: HB 1587, ESSB 5905

Faculty, part-time, health benefits for, using Washington health benefit exchange: ESSB 5905

Fees imposed by higher education institutions, inventorying as part of state fee inventory: ***SB 5751, CH 63 (2013)**

Financial aid, adding criteria to aid immigrant students granted deferred action for childhood arrival status: HB 1817, HB 1998

Financial aid, college bound scholarship program, adding criteria to aid immigrant students granted deferred action for childhood arrival status: HB 1817

Financial aid, college bound scholarship program, work group concerning, establishment: ***ESSB 6436, CH 215 (2014)**

Financial aid, college bound scholarship, modifying program and renaming as college bound pay it forward program: HB 2619

Financial aid, defining certain military members and their families as resident students for purpose of: HB 2726

Financial aid, extending state need grant eligibility to Western Governors University - Washington: HB 1322, ***SSB 5195, CH 248 (2013)**

Financial aid, federal, recognizing schools as institutions of postsecondary study for the sake of, conditions: ***HB 1683, CH 201 (2013)**

Financial aid, pay it forward program, creation: HB 2720

Financial aid, providing institution's policies to admitted and prospective students: ***SB 6358, CH 53 (2014)**

Financial aid, rules and regulations, monitoring compliance and performance of higher education institutions: HB 1843

Financial aid, state need grant eligibility: HB 1453

Financial aid, state need grant eligibility, certain immigrant students: HB 1817, HB 1998, ***SB 6523, CH 1 (2014)**

Financial aid, state need grant eligibility, prohibiting creation of priority status for any resident students: HB 2726

Financial aid, state need grant program, setting grant awards for certain private institutions at same level as public universities: HB 1878

Financial aid, state need grant renewal, modifying requirements: HB 2615

Financial aid, state need grant, application to be developed by office of student financial assistance: HB 1626

Financial aid, state need grant, authorizing capital gains tax to provide funding for: HB 2087

Financial aid, state need grant, modifying program and renaming as state need pay it forward programs: HB 2619

Financial aid, Washington advance higher education loan program, creating as pilot program: HB 2429

Funding for higher education access, education legacy trust account, preserving deposits to account through estate and transfer tax modifications: EHB 1920, HB 2064, ***EHB 2075, CH 2 (2013)**

Funding for higher education institutions, funding from estate tax increase: HB 1494

Funding for higher education, increasing by narrowing nonresident sales tax preference: EHB 2036

Funding for higher education, increasing by narrowing or eliminating certain tax preferences: HB 2038, HB 2465

Funding for higher education, modifying state expenditure limit to limit non-education expenditures: 2ESSB 5895

Gonzaga University, contributions to Washington state, recognizing: ***HR 4604 (2013)**

Gonzaga University, men's and women's basketball teams, honoring: ***HR 4703 (2014)**

Health professional loan repayment and scholarship program, extending participation to health care residents: ***SSB 5615, CH 298 (2013)**

Health professional loan repayment and scholarship program, increasing funding by contracting with fund-raiser: ***SSB 5615, CH 298 (2013)**

High employer demand programs, establishment of new economy scholars fund to expand: HB 2049

High-demand occupations, establishing meeting industry demand program to prepare students for: HB 1936

Higher education committee, joint, abolishing: HB 1048

Holidays, two unpaid for students, to include faith or conscience: ***SSB 5173, CH 168 (2014)**

Immigrant students, deferred action for childhood arrival status, financial aid: HB 1817, HB 1998, ***SB 6523, CH 1 (2014)**

Immigrant students, state need grant eligibility, expanding in certain cases: ***SB 6523, CH 1 (2014)**

Independent Colleges of Washington, commending: ***HR 4611 (2013)**

Information technology expenditures, by higher education institutions, evaluation and approval of: ***ESSB 5891, CH 33 (2013)**

Inmate postsecondary education degree programs, implementation by department of corrections: HB 1429, HB 2486

Institutional performance plans, including negotiated targets to determine performance incentive funding: HB 2613

Institutional quality, measurement of, requirements: HB 2613

Instructional materials, sales by college bookstores to students, sales and use tax exemptions: HB 1160

Instructional materials, school, tax exemption for sales of: HB 2640

Meeting industry demand program, establishing to prepare students for high demand occupations in industry: HB 1936

Mentoring and service learning, statewide public-private higher education consortium to increase K-12 and college opportunities: HB 2400

Military reserve members, rights as higher education students: ***SB 5343, CH 271 (2013)**

Military training, higher education credit for, awarding: HB 1858, ***SSB 5969, CH 186 (2014)**

Military, members and their families, defining as resident students for financial aid purposes: HB 2726

National guard members, early registration: ***HB 1109, CH 67 (2013)**

National guard members, rights as higher education students: ***SB 5343, CH 271 (2013)**

New economy scholars fund, establishment to expand high employer demand programs: HB 2049

Online higher education transfer and student advising system, establishing: HB 1320

Opportunity scholarship board, expanding membership: HB 1251, HB 2612, E2SSB 6423

Opportunity scholarship program, modifying provisions: HB 2612, E2SSB 6423

Peace Corps, top volunteer-producing colleges, 2013, recognizing: ***HR 4620 (2013)**

Presidents, bonuses and incentives, restricting amounts: HB 1176

Real property financing contracts, authority of regional universities and The Evergreen State College to enter into, conditions: HB 1769

Regional universities, real property financing contracts, authority to enter into, conditions: HB 1769

Reporting requirements for higher education institutions, reviewing and reporting for sake of streamlining and coordinating: ***HB 1736, CH 218 (2013)**

Revised code of Washington, higher education provisions, decodifications, expirations, and technical clarifications to: HB 2546

Scholarships offered by nonprofits, available to children and spouses of certain injured workers, information provided by department of labor and industries: ***HB 1863, CH 134 (2013)**

Seattle University, special license plates: ***HB 2100, CH 6 (2014)**

Student advisory committees, formation at four-year institutions: HB 1331, ***HB 1736, CH 218 (2013)**

Student completion, measurement of, requirements: SSB 6362

Student, resident, narrowing definition to exclude certain nonimmigrant status visa holders: HB 1881

Students, low-income, program to increase college applications from high-achieving low-income high school students: HB 2694

Students, percentages of resident, nonresident, and foreign, boards of regents and trustees to set guidelines for: HB 1739

Students, rights when national guard or military reserve member: ***SB 5343, CH 271 (2013)**

Students, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**

Transferring, establishing online higher education transfer and student advising systems: HB 1320

Tuition and fees, exemption for children and surviving spouses of certain highway workers: HB 2587

Tuition and fees, waiver for certain persons wrongfully convicted and imprisoned: HB 1341

Tuition, differential tuition, limiting: HB 1043

Tuition, establishing tuition support fund program: HB 1725
 Tuition, omnibus appropriations act levels, extending institution authority to adopt different levels: HB 1048
 Tuition, omnibus appropriations act levels, reporting when increased beyond: HB 2613, SSB 6362
 Tuition, resident undergraduates, requiring uniform reductions and increases: HB 1043
 Tuition, resident undergraduates, restricting increases at four-year universities: HB 1624
 Tuition, resident, active military members and veterans: EHB 1011, ***SB 5318, CH 183 (2014)**
 University of Washington, climate impacts group, university to administratively house: HB 2654
 University of Washington, financial audit of, state auditor to conduct: HB 2308
 University of Washington, health sciences library, online access for certain health care professionals: HB 1344, ***ESB 5206, CH 249 (2013)**
 University of Washington, partners for our children, developing child welfare service delivery measurements: HB 1774
 University of Washington, school of medicine, developing high quality family practice residency programs: HB 2109
 University of Washington, sea grant program, coordinating research on geoduck aquaculture and ocean acidification: HB 1761
 University of Washington, sea grant program, promoting shellfish aquaculture research and establishing shellfish aquaculture public information center: HB 1894
 Veterans, early registration: ***HB 1109, CH 67 (2013)**
 Viticulture and enology programs, students under age 21 in, allowing tasting of wine: HB 1459
 Washington advance higher education loan program, creating as pilot program: HB 2429
 Washington State University, administration of Washington research institute for teaching excellence: HB 2661
 Washington State University, authority to conduct research concerning industrial hemp production, conditions: HB 1888
 Washington State University, convening sustainable aviation biofuels work group: ***E2SSB 6518, CH 174 (2014)**
 Washington State University, cooperative extension service, establishing shellfish aquaculture public information center: HB 1761
 Washington State University, densified biomass wood fuel pilot project, development by university's energy program: ***ESSB 5709, CH 308 (2013)**
 Washington State University, financial audit of, state auditor to conduct: HB 2308
 Washington State University, Mount Vernon center, working with department of agriculture concerning underproducing agricultural land: HB 1188
 Washington State University, transferring innovate Washington's real property to: ***E2SSB 6518, CH 174 (2014)**
 Web site, higher education transparency, creating: HB 2651
 Western Governors University - Washington, extending state need grant eligibility to: HB 1322, ***SSB 5195, CH 248 (2013)**
 Western Washington University, authority to offer applied doctorate level degrees in audiology: HB 1614, ***SB 5472, CH 281 (2013)**
 Western Washington University, authority to offer educational specialist degrees: HB 1544, ***SSB 5559, CH 296 (2013)**
 Western Washington University, hosting statewide mentoring and service learning consortium: HB 2400

COMMERCE, DEPARTMENT

Aerospace industry, appropriations for permitting and training, department role: ***EHB 2088, CH 1 (2013)**
 Agricultural labor skills and safety grant program, department to create and administer: HB 1072
 Broadband office, Washington state, creating and using digital cross-system infrastructure maps for state economic development prioritizing, office role: HB 1819
 Business regulatory efficiency program, establishing, department to regulate: ***HB 1818, CH 324 (2013)**
 Central services of state government, including department, conforming amendments prompted by reorganization and streamlining: HB 2098
 Community empowerment zones, tax deferrals for investment projects in, apprentice utilization requirement: HB 1023
 Community empowerment zones, tax deferrals for investment projects in, prevailing wage requirement: HB 1025
 Community empowerment zones, tax deferrals for investment projects in, resident workers requirement: HB 1026
 Digital cross-system infrastructure maps, creating and using for state economic development prioritizing, department role: HB 1819
 Energy office, Washington state, creating and using digital cross-system infrastructure maps for state economic development prioritizing, office role: HB 1819
 Environmental justice, department efforts concerning disproportionately adverse health and environmental impacts on low-income and minority populations: HB 1434
 Essential needs and housing support program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
 Essential needs and housing support program, eligibility for, determining: HB 2069

Essential needs and housing support program, persons with disability eligible for, continuation of safety net benefits: HB 2069

Federal receipts, requiring that department report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**

Fuel, local government electricity or biofuel usage for vehicles, vessels, and construction equipment, department to convene advisory committee to develop rules: ***ESB 5099, CH 328 (2013)**

Greenhouse gas emissions, state agency rules regulating, prohibiting without legislative authorization: HB 1169

Homeless persons, temporary homeless status certification, creation by department: HB 2415

Housing trust fund, funding by, preference for school district-housing authority projects helping low-income children: HB 2462, SB 6338

Housing trust fund, revising provisions concerning administrative costs of department: HB 1617

Innovate Washington, eliminating of, transferring mission, powers, duties, functions, and property to department and creating innovate Washington program: ***E2SSB 6518, CH 174 (2014)**

Innovate Washington, eliminating of, transferring powers, duties, and functions to department: HB 2029

Local infrastructure financing tool program, methods for evaluating program to include report by department: HB 2382

Real property, surplus governmental, selling or leasing by agencies for affordable low-income housing, department role: HB 1563

Regulatory streamlining projects, multijurisdictional, establishment, department role: ***HB 1818, CH 324 (2013)**

Renewable energy system cost recovery incentive program, creation as new program, department to administer: HB 1105

Resource plans, integrated electric utility, updating requirements, including department role: ***EHB 1826, CH 149 (2013)**

Rule making by department, specific grant of legislative authority, requirement: HB 1163

Science or technology center, zoo, and aquarium facilities, competitive grant program for acquiring or constructing: HB 1405

Start-up economy, promoting and facilitating, department role: HB 2052

Statewide significance, projects of, designation by department: HB 1754

Transitional housing operating and rent program, eligible housing organizations, removing state quality award program application requirement: HB 1425

Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095

COMMERCIAL VESSELS AND SHIPPING (See also BOATS; OIL AND GAS)

Fishing fleet, Washington state commercial, 2013 blessing of the fleet: ***HR 4653 (2013)**

Fishing fleet, Washington state commercial, 2014 blessing of the fleet: ***HR 4679 (2014)**

Invasive species, aquatic, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**

Oil, crude oil and refined petroleum, measures to ensure safety when transporting: HB 2347

Stevedoring, preferential tax rates, eliminating to provide basic education and higher education funding: HB 2038

Vessels for hire, person or employee who has, conditions for leasing or chartering: HB 1758, ***SSB 5437, CH 278 (2013)**

Vessels, imposing fee for commercial vessel moorage at moorage facility, revenue to fund derelict vessel removal program: HB 2457

COMMUNITY AND TECHNICAL COLLEGES (See also COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES, STATE BOARD; HIGHER EDUCATION FACILITIES AUTHORITY; STATE AGENCIES AND DEPARTMENTS; STUDENT ACHIEVEMENT COUNCIL)

Advising, establishing online higher education transfer and student advising system: HB 1320

Aerospace industry, appropriations for permitting and training, role of colleges: ***EHB 2088, CH 1 (2013)**

Alcohol tasting, allowing students under age 21 in viticulture and enology classes to taste wine: HB 1459

Alcohol tasting, permit to allow students at least age 18 to taste alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

Applied science, honorary bachelor degrees, conferring by certain colleges: ***HB 2398, CH 158 (2014)**

Apprenticeships, higher education, earnings and employment data for those completing, web site publication of: HB 2443

Baccalaureate programs, high-demand applied, developing and aligning with high school STEM programs and career and technical education: ***2SSB 5624, CH 55 (2013)**

Boards of trustees, membership, removing requirement for member from business in certain districts: HB 1536

Budgets of departments, posting on institution's web site: HB 2336

Centers of excellence, revising provisions: HB 1823

Child care, funding in part with unclaimed prize money deposits from state lottery account into student child care in higher education account: HB 1873

Civic educators, honoring: ***HR 4612 (2013)**, ***HR 4678 (2014)**

College credit, dual high school/college credit courses, reviewing higher education institution policies: HB 2285

College in the high school program, authorizing earlier participation: HB 2621

Construction, major capital projects, raising threshold for predesign requirements: HB 1769, HB 2613, SSB 6362

Construction, minor works projects, raising threshold for higher education institutions: HB 1769

Degrees and certificates, completers of, web site publication of earnings and employment data: HB 2443

Digital college in the high school, establishment as pilot project: HB 1208

Disabilities, students with, legislative task force on improving access to higher education for students with disabilities, establishing: ***SSB 5180, CH 231 (2013)**

Educational attainment goals, statewide, indicating: HB 2626

Electronic signatures, use by higher education institutions and agencies: ***HB 1736, CH 218 (2013)**

Employees, academic, ongoing suspension of cost-of-living increases: ***HB 2043, CH 5 (2013)**

Employees, academic, receiving step increases through collective bargaining process: HB 1348

Employees, academic, restoring suspended cost-of-living increases: HB 2422, HB 2609

Employees, authority of institutions to pay biweekly: HB 2613, SSB 6362

Employees, classified technical college, ongoing suspension of cost-of-living increases: ***HB 2043, CH 5 (2013)**

Employees, classified technical college, restoring suspended cost-of-living increases: HB 2422, HB 2609

Employees, part-time, eligibility for benefits, using Washington health benefit exchange: ESSB 5905

Enology and viticulture programs, students under age 21 in, allowing tasting of wine: HB 1459

Faculty, eligibility for benefits, modifying provisions concerning: ESSB 5905

Faculty, eligibility for benefits, using Washington health benefit exchange for part-time employees: ESSB 5905

Faculty, ongoing suspension of cost-of-living increases: ***HB 2043, CH 5 (2013)**

Faculty, part-time, eligibility for benefits, modifying provisions concerning: HB 1587, ESSB 5905

Faculty, part-time, health benefits for, using Washington health benefit exchange: ESSB 5905

Faculty, restoring suspended cost-of-living increases: HB 2422

Faculty, tenured or probationary, repealing provision authorizing reduction in force due to financial emergency: HB 1535

Fees imposed by higher education institutions, inventorying as part of state fee inventory: ***SB 5751, CH 63 (2013)**

Financial aid, adding criteria to aid immigrant students granted deferred action for childhood arrival status: HB 1817, HB 1998

Financial aid, college bound scholarship program, adding criteria to aid immigrant students granted deferred action for childhood arrival status: HB 1817

Financial aid, college bound scholarship program, work group concerning, establishment: ***ESSB 6436, CH 215 (2014)**

Financial aid, college bound scholarship, modifying program and renaming as college bound pay it forward program: HB 2619

Financial aid, defining certain military members and their families as resident students for purpose of: HB 2726

Financial aid, federal, recognizing schools as institutions of postsecondary study for the sake of, conditions: ***HB 1683, CH 201 (2013)**

Financial aid, pay it forward program, creation: HB 2720

Financial aid, providing institution's policies to admitted and prospective students: ***SB 6358, CH 53 (2014)**

Financial aid, rules and regulations, monitoring compliance and performance of higher education institutions: HB 1843

Financial aid, state need grant eligibility: HB 1453

Financial aid, state need grant eligibility, certain immigrant students: HB 1817, HB 1998, ***SB 6523, CH 1 (2014)**

Financial aid, state need grant eligibility, prohibiting creation of priority status for any resident students: HB 2726

Financial aid, state need grant renewal, modifying requirements: HB 2615

Financial aid, state need grant, application to be developed by office of student financial assistance: HB 1626

Financial aid, state need grant, authorizing capital gains tax to provide funding for: HB 2087

Financial aid, state need grant, modifying program and renaming as state need pay it forward programs: HB 2619

Financial aid, Washington advance higher education loan program, creating as pilot program: HB 2429

Funding for higher education access, education legacy trust account, preserving deposits to account through estate and transfer tax modifications: EHB 1920, HB 2064, ***EHB 2075, CH 2 (2013)**

Funding for higher education institutions, funding from estate tax increase: HB 1494

Funding for higher education, increasing by narrowing nonresident sales tax preference: EHB 2036

Funding for higher education, increasing by narrowing or eliminating certain tax preferences: HB 2038, HB 2465

Funding for higher education, modifying state expenditure limit to limit non-education expenditures: 2ESSB 5895
 Green River Community College, computer reporting technologies program, recognizing: ***HR 4682 (2014)**
 High employer demand programs, establishment of new economy scholars fund to expand: HB 2049
 High-demand occupations, establishing meeting industry demand program to prepare students for: HB 1936
 Higher education committee, joint, abolishing: HB 1048
 Holidays, two unpaid for students, to include faith or conscience: ***SSB 5173, CH 168 (2014)**
 Immigrant students, deferred action for childhood arrival status, financial aid: HB 1817, HB 1998, ***SB 6523, CH 1 (2014)**
 Immigrant students, state need grant eligibility, expanding in certain cases: ***SB 6523, CH 1 (2014)**
 Information technology expenditures, by higher education institutions, evaluation and approval of: ***ESSB 5891, CH 33 (2013)**
 Inmate postsecondary education degree programs, implementation by department of corrections: HB 1429, HB 2486
 Instructional materials, sales by college bookstores to students, sales and use tax exemptions: HB 1160
 Instructional materials, school, tax exemption for sales of: HB 2640
 Meeting industry demand program, establishing to prepare students for high demand occupations in industry: HB 1936
 Mentoring and service learning, statewide public-private higher education consortium to increase K-12 and college opportunities: HB 2400
 Military reserve members, rights as higher education students: ***SB 5343, CH 271 (2013)**
 Military training, higher education credit for, awarding: HB 1858, ***SSB 5969, CH 186 (2014)**
 Military, members and their families, defining as resident students for financial aid purposes: HB 2726
 National guard members, early registration: ***HB 1109, CH 67 (2013)**
 National guard members, rights as higher education students: ***SB 5343, CH 271 (2013)**
 New economy scholars fund, establishment to expand high employer demand programs: HB 2049
 Online courses, expanding free access through digital college in the high school pilot project: HB 1208
 Online higher education transfer and student advising system, establishing: HB 1320
 Opportunity scholarship board, expanding membership: HB 1251, HB 2612, E2SSB 6423
 Opportunity scholarship program, modifying provisions: HB 2612, E2SSB 6423
 Paraeducators, work group concerning, membership and goals: HB 2365, ***SSB 6129, CH 136 (2014) PV**
 Placement for precollege courses, multiple measures for, encouraging colleges to use while informing students concerning: ***SB 5712, CH 57 (2013)**
 Precollege courses, multiple placement measures, encouraging colleges to use while informing students concerning: ***SB 5712, CH 57 (2013)**
 Real property financing contracts, authority of community and technical colleges to enter into, conditions: HB 1769
 Reporting requirements for higher education institutions, reviewing and reporting for sake of streamlining and coordinating: ***HB 1736, CH 218 (2013)**
 Revised code of Washington, higher education provisions, decodifications, expirations, and technical clarifications to: HB 2546
 Scholarships offered by nonprofits, available to children and spouses of certain injured workers, information provided by department of labor and industries: ***HB 1863, CH 134 (2013)**
 Student, resident, narrowing definition to exclude certain nonimmigrant status visa holders: HB 1881
 Students, low-income, program to increase college applications from high-achieving low-income high school students: HB 2694
 Students, rights when national guard or military reserve member: ***SB 5343, CH 271 (2013)**
 Students, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**
 Transferring, establishing online higher education transfer and student advising systems: HB 1320
 Tuition and fees, waiver for certain persons wrongfully convicted and imprisoned: HB 1341
 Tuition, differential models, removing authorization: HB 1043
 Tuition, establishing tuition support fund program: HB 1725
 Tuition, omnibus appropriations act levels, extending institution authority to adopt different levels: HB 1048
 Tuition, resident, active military members and veterans: EHB 1011, ***SB 5318, CH 183 (2014)**
 Veterans, early registration: ***HB 1109, CH 67 (2013)**
 Viticulture and enology programs, students under age 21 in, allowing tasting of wine: HB 1459
 Washington advance higher education loan program, creating as pilot program: HB 2429
 Web site, higher education transparency, creating: HB 2651

COMMUNITY AND TECHNICAL COLLEGES, STATE BOARD

Aerospace industry, appropriations for permitting and training, state board role: ***EHB 2088, CH 1 (2013)**

Career and college readiness, state board role in developing curricula to foster: HB 2383
 Career and technical education and STEM programs, state board to select colleges to offer two programs: ***2SSB 5624, CH 55 (2013)**
 Digital college in the high school, establishment as pilot project, role of state board: HB 1208
 High school equivalency certificates and tests, issuance by office of superintendent of public instruction and state board: HB 1686
 Job skills program, grants to educational institutions, board use of funds from job skills accounts: HB 1247
 New economy scholars fund, establishment to expand high employer demand programs, state board role: HB 2049
 Online higher education transfer and student advising system, board role in establishing: HB 1320
 STEM and career and technical education programs, state board to select colleges to offer two programs: ***2SSB 5624, CH 55 (2013)**
 Student child care in higher education account, state board to co-administer program: HB 1873

COMMUNITY ECONOMIC REVITALIZATION BOARD

Abandoned and vacant properties within incorporated areas, board to administer revitalization loan program for: HB 1648
 Committed private sector partner construction program, board to finance projects under: HB 1260
 Digital cross-system infrastructure maps, creating and using for state economic development prioritizing, board role: HB 1819
 Prospective development construction program, board to finance projects under: HB 1260
 Public facilities loans and grants, expanding board funding role through greater flexibility: HB 1260, SSB 5334
 Revitalization loan program for certain urban growth area properties, board role: HB 1079
 Rule making by board, specific grant of legislative authority, requirement: HB 1163

COMPOSTING

Collected compostable waste, storage and processing of, modifying city and county responsibility for: HB 2072
 Programs, using litter tax revenues to support: HB 1309

COMPUTERS

Computer data centers, sales and use tax exemption for certain equipment, modifying provisions: HB 2769, ESB 6550
 Computer science education in the schools, supporting through multiple approaches: HB 1472
 Digital goods and codes, nonresident sales tax exemption, repealing: HB 1890
 Digital world privacy rights act, individual's right to retain control of digital information: HB 2180
 Educators, Washington K-12 online professional development project, establishment: HB 1252
 Enterprise application software solutions, bid proposal requests, development by state or local government units: HB 1949
 Green River Community College, computer reporting technologies program, recognizing: ***HR 4682 (2014)**
 Information services and telecommunications state agency network, assessment of model and consolidation of network into consolidated technology services agency: ***ESSB 5891, CH 33 (2013)**
 Information services and telecommunications state agency network, certain information within, public disclosure exemption: ***ESSB 5891, CH 33 (2013)**
 Information technology expenditures in state budget process, evaluation and prioritization of: ***ESSB 5891, CH 33 (2013)**
 Information technology expenditures, by higher education institutions and legislative and judicial agencies, evaluation and approval of: ***ESSB 5891, CH 33 (2013)**
 Information technology expenditures, state agency, information technology business management program, implementing: ***ESSB 5891, CH 33 (2013)**
 Information technology for state agencies, establishing information technology investment pool: ***ESSB 5891, CH 33 (2013)**
 Information technology networking equipment and services, agency purchases of, developing statewide standards: ***ESSB 5891, CH 33 (2013)**
 Information technology purchases, competitive contracting for, exempting state agencies from: ***ESSB 5891, CH 33 (2013)**
 Information technology services, in county with naval base, preferential business and occupation tax rate: HB 2785
 Information technology systems, state executive branch, inventorying, modernizing, and funding of: ***ESSB 5891, CH 33 (2013)**
 Information technology, information in state's systems and infrastructure, establishing security standards: ***ESSB 5891, CH 33 (2013)**
 Internet advertisements, using to facilitate sex trafficking crimes, establishing enhanced penalty: ***SB 5488, CH 9 (2013)**

Internet gambling, unlawful, reducing penalty for person conducting in primary residence for recreational purposes: HB 1824

Internet lending, small consumer installment loans, regulation: HB 1657, ESSB 5312

Internet, distributing intimate images on, class C felony: HB 2250

Internet, scope and power of, requesting that Congress amend communications decency act: *SJM 8003 (2014)

Lottery, state, selling internet advertisements for display on lottery web site: HB 2279

Online courses, expanding free access through digital college in the high school pilot project: HB 1208

Online higher education transfer and student advising system, establishing: HB 1320

Online learning in public schools, modifying provisions to emphasize instructional interaction with certificated teacher: HB 1431, 2SSB 5794, *ESSB 5946, CH 18 (2013) PV

Online learning in public schools, modifying various provisions: *ESSB 5946, CH 18 (2013) PV

Online learning in public schools, standardizing: HB 1423

Social networking, accounts, prohibiting employer demand that employee provide information or access: *SSB 5211, CH 330 (2013)

Spyware, actions concerning unlawful use of: HB 2055

Technology infrastructure, adding to "capital project" for tax revenue-use purposes: HB 2298

Telework, international telework week, Thurston regional planning council's participation in, recognizing: *HR 4698 (2014)

Web camera surveillance systems, using to monitor processing of ballots: HB 2586

CONCURRENT RESOLUTIONS

Educational attainment goals, statewide, encouraging development and adoption: HCR 4416

Gardner, Booth, former Governor, joint legislative session to honor: *SCR 8403 (2013)

Gardner, William Booth, former Governor, life and legacy of: *HCR 4404 (2013)

HB 2056, correcting definition of marijuana THC concentration, directing that bill be considered: *HCR 4405 (2013)

HB 2058, capital and transportation budget transparency, directing that bill be considered: *HCR 4406 (2013)

Health care oversight, joint select committee on, establishing, with expiration date: *ESSCR 8401 (2013)

Health reform implementation, joint select committee on, abolishing: *ESSCR 8401 (2013)

High skills high wages plan, urging legislative approval of: *SCR 8409 (2014)

Legislature, 2013 first special session, adjourning SINE DIE: *HCR 4409 (2013)

Legislature, 2013 first special session, reintroduction of bills, memorials, and resolutions from 2013 regular session: *HCR 4407 (2013)

Legislature, 2013 first special session, returning bills, memorials, and resolutions to house of origin: *HCR 4408 (2013)

Legislature, 2013 regular session, adjourning SINE DIE: *SCR 8405 (2013)

Legislature, 2013 regular session, returning bills, memorials, and resolutions to house of origin: *SCR 8404 (2013)

Legislature, 2013 second special session, adjourning SINE DIE: *HCR 4412 (2013)

Legislature, 2013 second special session, reintroduction of bills, memorials, and resolutions from 2013 regular and first special sessions: *HCR 4410 (2013)

Legislature, 2013 second special session, returning bills, memorials, and resolutions to house of origin: *HCR 4411 (2013)

Legislature, 2013 third special session, adjourning SINE DIE: *SCR 8407 (2013)

Legislature, 2013 third special session, reintroduction of bills, memorials, and resolutions from 2013 regular and first and second special sessions: *HCR 4413 (2013)

Legislature, 2013 third special session, returning bills, memorials, and resolutions to house of origin: *SCR 8406 (2013)

Legislature, 2014 regular session, adjourning SINE DIE: *SCR 8411 (2014)

Legislature, 2014 regular session, returning bills, memorials, and resolutions to house of origin: *SCR 8410 (2014)

Legislature, bills and other legislation, cutoff dates: *HCR 4401 (2013)

Legislature, cutoff dates: *SCR 8408 (2014)

Legislature, cutoff resolution, amending to exclude matters affecting state revenue: *SCR 8402 (2013)

Legislature, joint rules, adoption: *HCR 4400 (2013)

Legislature, joint session, state of state message: *HCR 4414 (2014)

Legislature, joint sessions: *HCR 4402 (2013), *SCR 8400 (2013)

Legislature, reintroduction of bills, memorials, and resolutions from 2013 regular and special sessions for 2014 regular session: *HCR 4415 (2014)

Resolutions, memorials, and bills from 2013 first special session, returning to house of origin: *HCR 4408 (2013)

Resolutions, memorials, and bills from 2013 regular and first and second special sessions, reintroduction for 2013 third special session: *HCR 4413 (2013)

Resolutions, memorials, and bills from 2013 regular and first special sessions, reintroduction for 2013 second special session: ***HCR 4410 (2013)**

Resolutions, memorials, and bills from 2013 regular and special sessions, reintroduction for 2014 regular session: ***HCR 4415 (2014)**

Resolutions, memorials, and bills from 2013 regular session, reintroduction for 2013 first special session: ***HCR 4407 (2013)**

Resolutions, memorials, and bills from 2013 regular session, returning to house of origin: ***SCR 8404 (2013)**

Resolutions, memorials, and bills from 2013 second special session, returning to house of origin: ***HCR 4411 (2013)**

Resolutions, memorials, and bills from 2013 third special session, returning to house of origin: ***SCR 8406 (2013)**

Resolutions, memorials, and bills from 2014 regular session, returning to house of origin: ***SCR 8410 (2014)**

Workforce training, state comprehensive plan for, seeking approval of "high skills, high wages" plan: HCR 4403

CONSERVATION (See also ENERGY; UTILITIES)

Conservation districts, disbursement of employee salaries, wages, and other reimbursement by electronic deposit: ***SB 5770, CH 164 (2013)**

Conservation easements, authority of Indian tribes to hold or acquire: ***HB 1277, CH 120 (2013)**

CONSERVATION COMMISSION

Agricultural producers and state regulatory agencies, commission to initiate state forum to improve understanding and working relationships: SSB 5766

Natural resources management, streamlining through agency independence, commission administrative authority: HB 1384

Private property, recreational access, commission role in encouraging landowners to allow: HB 2243

Sediment from rivers, management strategies, demonstration projects to test, commission role: ESB 6549

Water quality trading program, developing, commission role: HB 2454

CONSOLIDATED TECHNOLOGY SERVICES AGENCY

Central services of state government, including agency, conforming amendments prompted by reorganization and streamlining: HB 2098

Information technology networking equipment and services, agency purchases of, agency role in developing statewide standards: ***ESSB 5891, CH 33 (2013)**

Telecommunications and information services state agency network, assessment of model and consolidation of network into agency: ***ESSB 5891, CH 33 (2013)**

CONSTITUTION, STATE (See also JOINT RESOLUTIONS)

Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392

Traffic violations by legislators, application of Article II, section 16: HB 2289

CONSUMER PROTECTION (See also HEALTH CARE; INSURANCE)

Actions brought by attorney general, awarding of attorneys' fees to attorney general when prevailing party: HB 2055

Child care consumer and provider bill of rights: HB 1671

Child care consumers and providers, requirements for: ***2SSB 5595, CH 337 (2013)**

Computer spyware, actions concerning unlawful use of, awarding costs and attorneys' fees when action brought by attorney general: HB 2055

Debt buyers, actions against buyer by debtor: HB 1069, HB 1822

Health care professionals, training and qualifications, requiring accurate presentation in advertisements and communications: HB 1586

Higher education, interstate distance delivery of, agreements to ensure consistent consumer protection: ***HB 1736, CH 218 (2013)**

Liquor sales, advertised selling price to include liquor taxes: HB 1066

Payday lenders, regulating through small consumer installment loan act: HB 1657, ESSB 5312

Tow truck operators, impound requirements and disclosure of charges and fees: HB 1625

CONTRACTORS (See also FIRE PROTECTION; PUBLIC WORKS)

Advertising, on contractor vehicles, to include contractor registration number: HB 2652

Apprentice utilization, public works requirements, modifying certain provisions: HB 2526

Apprentice utilization, subsidized public works: HB 1023

Bond, authority of water-sewer districts to determine, limitations: HB 1241, ***SB 5186, CH 28 (2013)**

Bridges, state boundary bridge, assigning steel fabrication inspector travel costs to contractor: HB 1288
 Construction agreements, voiding certain damage to property or death or bodily injury damage liability indemnification provisions: HB 2666
 Electrical contractors, licensed, allowing generator load bank testing without electrical work permit: HB 1855
 Electrical industry, whistleblowers in, protections for: HB 2275
 Heavy civil construction projects, alternative public works contracting procedures: ***HB 2208, CH 42 (2014)**
 Highway construction projects, use of design-build construction for, allocation of all risk to contractor: HB 1987
 Independent contractor exemption certificates, voluntary, creating and regulating: HB 2147
 Independent, excluding from definition of employee for various purposes, conditions: HB 2258
 Industrial insurance premiums, contractor liability, modifying provisions: HB 1616
 Infractions, administrative hearings, amending department of labor and industries appeal bonds provisions: HB 2146
 Liens against property of contractor by employee, provisions of employee fair classification act: HB 1440
 Misclassification of employees, penalties under employee fair classification act: HB 1440, HB 2334
 Payments for construction services, reporting requirements, violations, and penalties: EHB 1473
 Prevailing wages, public works, basing on nonpublic works data: HB 2209
 Prevailing wages, public works, determinations of prevailing wage rates, revising procedures and requirements: HB 1672
 Prevailing wages, public works, exempting certain workers who deliver materials from requirements: ESSB 5684
 Prevailing wages, public works, modifying prevailing wage survey provisions: SSB 5686
 Prevailing wages, public works, provisions of employee fair classification act: HB 1440, HB 2334
 Prevailing wages, public works, survey tracking: HB 2692
 Prevailing wages, public works, surveys to use stratified random sampling: HB 2210
 Prevailing wages, residential construction workers, public works requirements: SB 5107
 Prevailing wages, subsidized public works, requirements for affidavits of wages paid: HB 1025
 Public works, alternative public works contracting, heavy civil construction projects: ***HB 2208, CH 42 (2014)**
 Public works, alternative public works contracting, program expiration: HB 1210, ***HB 1768, CH 186 (2013)**
 Public works, alternative public works contracting, revising provisions and extending program expiration: HB 1466, SB 5349
 Public works, contracting and bidding, conducting electronically: HB 1841
 Public works, contracting, preserving union work jurisdictions: HB 2775
 Public works, disbursement of public funds, requiring contractors and subcontractors to submit certified payroll records: HB 2331
 Public works, lowest responsible bidder determinations, decreasing bid amount in connection with apprenticeship utilization: HB 2526
 Public works, subsidized, apprentice utilization requirements: HB 1023
 Registration requirements, expanding exemption for casual, minor, or inconsequential work: HB 2113
 Registration requirements, unemployment insurance account number and preregistration training program completion: HB 2501
 Reseller permits, fee to be imposed for: HB 1502
 Resident workers, requirements for use on public works: HB 1026
 Transportation projects, construction contracts for state highways, disclosure of conflicts of interest when bidding: HB 1801
 Underground economy, improving contractor compliance with wage-related laws: HB 1440, HB 2334

CONVENTION AND TRADE CENTERS

Convention and trade center tax, exemption for certain lodging services: HB 1598

CONVEYANCES

Dumbwaiters, exemption from safety requirements governing conveyances: HB 2145
 Elevators and other conveyances, safety of, notice in investigations of retaliation against whistleblowers: ***SSB 6046, CH 49 (2014)**
 Ski area conveyances, safety program, revising provisions: HB 2227, ***SB 6035, CH 133 (2014)**

CORPORATIONS

Firearms ammunition, parts, and accessories, manufacturers of, exemption from corporation fees: HB 2020
 Investment income, business and occupation tax deduction, eliminating for corporations: HB 2048
 Mergers, corporate entity conversions from or to limited liability companies: ***SB 5999, CH 83 (2014)**
 Nonprofit corporations, vanpool programs for agricultural workers, allowing nonprofits to provide: HB 2604

Nonprofit, cultural organizations, funding through cultural access programs: HB 2212

Shareholders, right to dissent, amending provisions: ***HB 1148, CH 97 (2013)**

Unemployment benefits for corporate officers, amending provisions of employment security act: ***SSB 5227, CH 250 (2013)**

Unemployment benefits, authorizing certain corporate officers to receive: ***HB 1056, CH 66 (2013)**

CORRECTIONS, DEPARTMENT (See also UNIFORMED PERSONNEL)

Confinement, total and partial offender options, modifying provisions: HB 1842

Costs, reducing by modifying certain earned release and hospital services contracting provisions: ***2ESSB 5892, CH 14 (2013)**

Education, inmate postsecondary degree programs, implementation by department: HB 1429, HB 2486

Employees, collective bargaining provisions: HB 1490

Employees, state correctional, membership in public safety employees' retirement system: EHB 1923

Health care services for incarcerated offenders, contracting of jails with department to participate in health care authority provider one system: ***2ESSB 5892, CH 14 (2013)**

Home detention, defining in connection with electronic offender monitoring and expanding requirements: HB 2543

Jail time served, certification of, modifying provisions to achieve correctional savings: HB 2050

Jails, contracting with department to participate in health care authority provider one system: HB 1911, ***2ESSB 5892, CH 14 (2013)**

Offenders, conditions for department to provide with housing rental vouchers: ***ESB 5105, CH 266 (2013)**

Parenting sentencing alternative, expanding categories of offenses eligible for: SB 6327

Psychologists and psychiatrists, employed by department, office of state human resources director to gather market salary data related to: ***ESSB 5551, CH 284 (2013)**

Real property, surplus governmental, selling or leasing by department for affordable low-income housing: HB 1563

Security threat group database, information contained in, exemption from public disclosure: HB 1715

Security threat group information, collection and analysis by department, exemption from public disclosure in certain cases: ***SB 5810, CH 315 (2013)**

Sex offenders, registered, conditions for department to provide with housing rental vouchers: HB 1232

Sex offenders, registered, felony, specifying distance from a school for residence approval: HB 2557

Sex offenders, registered, requirements involving department when residing in adult family home: HB 1125

Staff at department, safety of, comprehensive review of: HB 2421

Transitional housing program for offenders, reimbursement by offender, department role: HB 1842

Wrongful conviction and imprisonment, compensation for, access to department reentry programs and services: HB 1341

COUNSELORS AND COUNSELING (See also HEALTH CARE PROFESSIONS AND PROVIDERS)

Agency affiliated counselor, registration as: ***2SSB 5732, CH 338 (2013)**

Detention of certain persons who present substantial likelihood of serious harm or danger, standards: HB 1963

School counselors and social workers, youth suicide screening and referral training: HB 1336

Sexual orientation change efforts, practice of, establishing work group to make recommendations concerning: HB 1882

Sexual orientation change efforts, practice of, prohibiting when performed on patient under eighteen: HB 2451

Social workers and social work, modifying licensure provisions: ***HB 1213, CH 73 (2013)**

Social workers, school social workers, youth suicide screening and referral training: HB 1336

COUNTIES (See also BUILDING CODES/PERMITS; CLEAN AIR AGENCIES; ELECTIONS; EMINENT DOMAIN; ENERGY; FIRE PROTECTION; GROWTH MANAGEMENT; LOCAL GOVERNMENT; STORM WATER CONTROL FACILITIES; SUBDIVISIONS; TAXES - PROPERTY TAX; UTILITIES; WATER)

Abandoned or vacant properties in urban growth areas, loans to counties for revitalizing: HB 1079

Actions against county, movement of venue when defendant resides in county bringing the action: HB 2602

Assessors, annual appraisal of tax-exempt government properties, eliminating requirement: HB 1575, ***SSB 5444, CH 235 (2013)**

Assessors, authorizing electronic transmittal of various property tax notifications, conditions: ***HB 1576, CH 131 (2013)**

Auditors, collecting certain motor vehicle service fees for ferry replacement: HB 1129

Auditors, placing ballot drop boxes throughout county: HB 1290

Auditors, poll-site voting duties: HB 1317

Auditors, records search costs, equitable allocation: HB 1185

Bags, retail carryout, regulation by cities and counties: HB 1310

Benton, superior court, increasing number of judges jointly with Franklin county: ***HB 1175, CH 142 (2013)**, SB 5069

Brownfield renewal authorities, authority of counties to establish: ***2E2SSB 5296, CH 1 (2013)**

Budgets, open period for accounts after appropriations fiscal year lapse date, allowing certain appropriations: HB 2301, SB 5106

Census data for county, exempting enumeration data from public disclosure: HB 1901

Collector vehicles, restoration of, regulation by local governments: ESB 5121

Communities, fully contained, clarifying requirements for payment of infrastructure for: HB 2078

Compostable waste, collected, modifying city and county responsibility for storage and processing of: HB 2072

Convention and trade center tax, exemption for certain lodging services: HB 1598

Correctional employees, membership in public safety employees' retirement system: EHB 1923

County ferry districts, transfer of functions and taxing authority to county, conditions and process: HB 1324, HB 2182

Cultural access programs, creation by county to fund cultural organizations: HB 2212

District courts, provision of security to courts by counties: HB 1365

Dogs, breed-based regulations, preventing: HB 2117

Elections, county option to authorize a district-based election: HB 1413

Elections, filling unexpired term for partisan county office, canceling primary when just one candidate has filed: ***HB 2106, CH 7 (2014)**

Employees, salary and wage payments to, electronic payment methods to require approval by county legislative authority: EHB 2442

Environmental impact statement, nonproject, recovering preparation costs: HB 1104, HB 1682, HB 1717

Events, short-term major public, creating county special events tax program to increase revenue sharing: HB 2330

Ferry districts, county, assumption of administrative duties by a county: ***SSB 6216, CH 51 (2014)**

Ferry systems, county-owned and -operated, modifying deficit reimbursement agreement provisions: HB 2184

Flood control zone districts, functions and taxing authority, transfer to county, conditions and process: HB 1324

Forest land, merging of designated forest land program with open space timber land program, county authority: HB 1156

Forest land, merging of timber land classification with designated forest land program, county authority: ***SB 6180, CH 137 (2014)**

Franklin, superior court, increasing number of judges jointly with Benton county: ***HB 1175, CH 142 (2013)**, SB 5069

Fully contained communities, clarifying requirements for payment of infrastructure for: HB 2078

Genetically modified organisms, regulation by local legislative authorities: HB 1407

Growth management act, county authority to withdraw from planning under: ***EHB 1224, CH 147 (2014)**, ESB 6194

Growth management act, suspending in counties with significant unemployment: HB 1619

Health districts, finances and banking, district control as directed by health board: HB 1783

Home rule charter, counties not operating under, initiating ordinances or amendments through initiative process: HB 1595

Infrastructure, local financing tool program, extending expiration dates: HB 1306

Infrastructure, local financing tool program, methods for evaluation program to include report: HB 2382

Infrastructure, technology, adding to "capital project" for tax revenue-use purposes: HB 2298

Investment pools, county, modifying provisions: HB 2593, SB 6114

Land banks, industrial, designation by county: ***HB 1360, CH 149 (2014)**

Lands and their resources, coordinated state and local management, county authority to demand: HB 1163

Legal financial obligations of criminal offenders, county clerk collection system, collecting information to assess success: HB 1569

Legislative authorities, meetings, holding outside county seat: EHB 1013

Liquor revolving fund, distribution of revenues to counties: HB 1368, HB 2067, HB 2314

Marijuana, local control over marijuana commerce act, authorizing prohibition of production and retail facilities: HB 2510

Marijuana, local control over marijuana use and possession act, authorizing prohibition of possession: HB 2509

Mason, superior court, increasing number of judges: HB 2131, ***SB 5981, CH 169 (2014)**

Mosquito control, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**

Mosquito control, integrated pest management use by counties, cities, and certain districts: ***ESSB 5324, CH 209 (2013)**

Municipal employees, to be included in certain contract beneficial interest provisions of municipal officer code of ethics: HB 1867

Municipal officers, code of ethics for, modifying certain contract beneficial interest provisions to include municipal employees: HB 1867

Ordinances, in counties without home rule charter, initiating or amending through initiative process: HB 1595

Planning, voluntary under growth management act, legislative authority withdrawal: ***EHB 1224, CH 147 (2014)**, ESB 6194

Political subdivisions of state, employee participation in state insurance or self-insurance programs, to include retirees: HB 1741

Population enumeration data, use limitation and public records exemption: ***HB 2515, CH 14 (2014)**

Public transportation zones, enhanced, imposition of local sales and use tax by legislative entity after establishing zone: HB 1954

Public transportation zones, enhanced, imposition of local sales tax by legislative entity after establishing zone: HB 1898

Redevelopment opportunity zones, authority of counties to designate: ***2E2SSB 5296, CH 1 (2013)**

Road vacation, by county legislative authority when land abuts body of water, conditions: HB 2603

Rural counties, tax deferrals for investment projects in, apprentice utilization requirement: HB 1023

Rural counties, tax deferrals for investment projects in, prevailing wage requirement: HB 1025

Rural counties, tax deferrals for investment projects in, resident workers requirement: HB 1026

Rural county, definition for public facilities' sales and use tax purposes: HB 1553

Sales and use tax, local, county authority to impose by ordinance: HB 1919

Sales and use tax, local, county authority to impose to fund regional health and human services: HB 2073

Sales and use tax, local, imposition by county without authorizing proposition to voters: HB 1925

School siting, outside urban growth areas, criteria in context of county comprehensive planning: HB 1848, HB 2499

Sewer systems, county selection of appropriate urban growth area systems: HB 1052, HB 2186

Spokane, sheriff's office, honoring deputies Matt Spink and Mike Northway: ***HR 4646 (2013)**

Streets and roads, new construction or maintenance or repair activities following best management practices, removing limits and modification requirements: HB 2097

Streets and roads, new construction or maintenance or repair activities following best management practices, state environmental policy act exemption: HB 2097

Surplus real property, governmental, sale at discount by counties for affordable low-income housing: HB 1563

Television reception improvement districts, excise tax on owners, exemption, modifying provisions: HB 1068

Timber land, merging of timber land classification with designated forest land program, county authority: ***SB 6180, CH 137 (2014)**

Timber land, open space program, county option to merge with designated forest land program: HB 1156

Transportation benefit districts, annual local option transportation tax fee, distribution of revenues: HB 1485, HB 1892

Transportation benefit districts, annual local option transportation tax fee, impact of imposition on other fees: HB 1892

Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, role of local governments: HB 1978, HB 2070

Transportation projects, in local comprehensive plans subject to environmental analysis, state environmental policy act exemption: HB 2096

Treasurers and treasury practices, modifying various provisions: HB 2593, SB 6114

Treasurers, duties, clarifying for transparency and uniformity: HB 1312

Treasurers, state property tax collection, collecting foreclosure avoidance costs: HB 1797

Treasurers, state property tax collection, retaining portion to defray costs of collection: HB 1706

Vessels, publicly owned, transfer by county: HB 1245, ESSB 5663

Water banks, limited purpose local water banks, creation by ordinance: HB 1350

Water use quantity limits for single or group domestic use, establishment by ordinance: HB 1350

Whatcom, superior court, increasing number of judges: HB 1159, ***SB 5052, CH 210 (2013)**

Zoning, proposed rezoning, notice to property owners: HB 1053

COURTS (See also CIVIL PROCEDURE; CRIMES; CRIMINAL PROCEDURE; GUARDIANSHIP; JUDGES; SENTENCING; TRAFFIC OFFENSES)

Assaults in court proceedings areas, adding to assault in the third degree provisions: HB 1653, ***ESB 5484, CH 256 (2013)**

Bar association, repealing and recodifying state bar act: HB 1335

Communication access real-time translation providers, certification and regulation: HB 1511

Court marshals, adding to uniformed personnel for collective bargaining purposes: SB 6445

Court protection employees, adding to uniformed personnel for collective bargaining purposes: SB 6445

Court reporters and court reporting firms, contracts for services, prohibitions: HB 1511

Court reporting, Green River Community College computer reporting technologies program, recognizing: ***HR 4682 (2014)**

Criminal history record information, state patrol to audit criminal justice agencies for compliance: HB 1531, ***SB 5466, CH 62 (2013)**

District courts, indigent defense, assessing cost recovery fees: HB 2497, E2SSB 6249
 District courts, provision of security to courts by counties: HB 1365
 Drug courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Drug courts, definition of, including family treatment courts in: HB 1834
 DUI courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Family treatment courts, including in definition of drug courts: HB 1834
 Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392
 Gideon v. Wainwright, commemorating 50th anniversary of: ***HR 4638 (2013)**
 Global positioning system data showing criminal justice agency employee's or agent's residence, public records exemption for: HB 2128
 Indigent defense, revising provisions: ESSB 5020
 Interpreters for non-English-speaking persons, providing and reimbursing: HB 1542
 Judicial information system, court consultation prior to granting certain orders: HB 2196
 Judicial stabilization trust account, surcharges on court filing fees for deposit in, extending expiration dates for: HB 1961
 Jury duty, summons, returned as undeliverable, removing notification provision: HB 1446, ***SSB 5135, CH 246 (2013)**
 Justice, administration, requiring that all regulatory and other functions reside in supreme court: HJR 4205
 Limited jurisdiction, courts of, assessing indigent defense cost recovery fees: E2SSB 6249
 Mental health courts, expanding authority to establish to all jurisdictions: ***SB 5797, CH 257 (2013)**
 Municipal courts, provision of security to courts by cities: HB 1365
 Municipal courts, termination to be limited to end of current term: HB 2601
 Real-time captioners, certification and regulation: HB 1511
 Records, nonconviction, removing from public access: HB 1497
 Restoration of opportunity, certificates of, issuance to certain offenders by courts: HB 2399
 Search warrant applications, timely review by magistrates: HB 2235, ***SSB 6279, CH 93 (2014)**
 Specialty courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Specialty courts, encouraging establishment and incorporation of treatment court principles of best practices: ***SB 5797, CH 257 (2013)**
 Superior court judges, actions or proceedings on behalf of, attorney general not required to institute or prosecute: ESB 5860
 Superior court judges, actions or proceedings on behalf of, provisions concerning attorneys' fees and costs and arbitration requirements: ESB 5860
 Superior courts, commissioners, extending authority to issuance of wiretaps and related matters: ***SSB 5165, CH 27 (2013)**
 Superior courts, mental health commissioners, extending authority to procedures involving criminally insane: ***SSB 5165, CH 27 (2013)**
 Supreme court, campaigns for, public funding through judicial election reform act: HB 2525
 Supreme court, honoring life work of justice Vernon R. Pearson: ***HR 4619 (2013)**
 Supreme court, requiring that practice of law and administration of justice functions reside in supreme court: HJR 4205
 Therapeutic courts, authority to establish, expanding to include all jurisdictions: HB 2556, ***SB 5797, CH 257 (2013)**
 Therapeutic courts, authority to merge DUI, drug, and mental health courts, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Therapeutic courts, encouraging establishment and incorporation of treatment court principles of best practices: HB 2556, ***SB 5797, CH 257 (2013)**
 Therapeutic courts, funding for, authority of county to impose sales and use tax: HB 2556
 Tribal courts, solemnizing of marriages by judges: HB 1083

CREDIT AND DEBIT CARDS

Credit cards, surcharge when cardholder uses card in lieu of other payment method, prohibiting: HB 1870

CREDIT UNIONS

Capital, loans, and investments of credit unions, modifying provisions: HB 1582
 Corporate governance and investments of credit unions, amending provisions: ***SB 5302, CH 34 (2013)**
 Governance of credit unions, modifying provisions: HB 1582
 Merger of credit unions, board approval voting requirement: ***HB 2140, CH 8 (2014)**

CRIMES (See also CRIMINAL OFFENDERS; SENTENCING; SEX OFFENSES AND OFFENDERS; VICTIMS OF CRIMES)

Aggravating circumstances, revising provisions: HB 1061

Animal abuse, criminal animal abuse offenders, requiring registration: HB 1786
 Assault, first and second degree, expanding "destructive or noxious substance" definition: HB 1018, HB 1262
 Assault, first degree, expanding "destructive or noxious substance" definition: HB 2107
 Assault, third degree, to include assault of a state hospital worker: HB 2703, SB 6022
 Assault, third degree, to include assault of legal process servers: HB 1131
 Assault, third degree, to include assault of utility worker or other employee: HB 2464
 Assault, third degree, to include assaults in court proceedings areas: HB 1653, ***ESB 5484, CH 256 (2013)**
 Assault, third degree, to include certain random assaults: SB 6011
 Assault, vehicular, sentences: HB 1388
 Assaults, random and in public place without prior contact, class C felony: SB 6011
 Body armor, crimes committed while wearing, enhancement for sentencing purposes: HB 1907, HB 2704, SSB 5119, SB 6025
 Cannabis, medical use, lawful and unlawful actions: HB 1084, HB 1662, HB 2233
 Charter boat operators, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
 Child abuse, female genital mutilation, class B felony: HB 2190
 Child molestation, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100
 Children, domestic violence against, modifying offender score provisions: HB 2194
 Cigarettes, electronic, selling or giving to minor, gross misdemeanor: ***HB 1937, CH 47 (2013)**
 Clergy, indecent liberties by member of, felony: HB 2341
 Conducting investigation or detainment of U.S. citizen or resident alien, armed forces member prohibited from, class C felony: HB 1581
 Contraband, introducing in first, second, and third degrees, to include secure facilities for sexually violent predators: HB 1836
 Controlled substances, possession without prescription, downgrading to misdemeanor: HB 2116
 Cooperating with armed forces member conducting investigation or detainment of U.S. citizen or resident alien, class C felony: HB 1581
 Criminal assistance, rendering, revising provisions: HB 1080, SB 5059
 Cruelty to animals, animal fighting, to include causing minor to commit, class C felony: HB 1202
 Cruelty to animals, killing or harming another person's animals with malice, class C felony: HB 1202
 Cruelty to animals, pet animals, taking or killing, etc., modifying provisions: HB 1202
 Cruelty to animals, prohibiting sale or auction of animals on public property: HB 1201
 Cruelty to animals, requiring registration of criminal animal abuse offenders: HB 1786
 Cruelty to animals, second degree, modifying provisions: HB 1202
 Cruelty to animals, unsafe confinement in vehicle or enclosed space, authority to enter vehicle or space: HB 1202
 Cruelty to animals, veterinarian liability protections when reporting: HB 1186, ***SB 5102, CH 245 (2013)**
 Custodial interference, first degree, in connection with court-ordered residential provisions for child, class C felony: HB 2624
 Deeds of trust, trustee's foreclosure sale, false declarations by beneficiary, class C felony: HB 2658
 DNA sample, refusal to provide as sex offender, gross misdemeanor: ESSB 5735
 Dog guides, with reckless disregard causing harm to, class C felony: HB 1830
 Drive-by shooting, adding to list of most serious offenses: HB 1730
 Driving under the influence, blood and breath tests, modifying provisions: HB 2728
 Driving under the influence, eliminating ten-year look back periods from class C felony criteria: HB 2085
 Driving under the influence, establishing Washington impaired driving work group: ***E2SSB 5912, CH 35 (2013)**
 Driving under the influence, extending time periods for relevance of prior offenses: HB 2701
 Driving under the influence, felony, converting to class B felony: HB 2506
 Driving under the influence, ignition interlock requirements, provisions concerning imposing, tampering with, or defeating: HB 2728
 Driving under the influence, in connection with various crimes: HB 1482, HB 2030, ***E2SSB 5912, CH 35 (2013)**
 Driving under the influence, prior offense, expanding definition for sentencing: ***SB 6413, CH 100 (2014)**
 Driving under the influence, reducing prior offense threshold for class C felony: HB 2084
 Driving under the influence, serving certain sentences consecutively with ignition-interlock device-related violations: ***SB 6415, CH 101 (2014)**
 Drug offenses, sentencing alternatives, modifying: HB 2484
 Drug offenses, sentencing enhancement for attempting to elude police vehicle, to be mandatory: HB 2549

Felony, scoring as class C felony equivalent: HB 1060
Female genital mutilation, class B felony: HB 2190
Financial fraud, unlawful possession of instruments of, class C felony: ESB 6248
Finfish, genetically engineered, production in state waters, gross misdemeanor: HB 2143
Firearms, drive-by shooting, adding to list of most serious offenses: HB 1730
Firearms, failure to register as a firearm offender, gross misdemeanor: HB 1612
Firearms, juvenile firearms and weapons crimes, provisions: HB 1096
Firearms, storing or leaving loaded firearm where child can and does gain access to it, to constitute reckless endangerment: HB 1676
Firearms, surrender requirements and prohibitions, certain persons subject to certain protection or related orders: HB 1840
Firearms, unlawful possession in first degree, adding to list of most serious offenses: HB 1731
Firearms, unlawful possession in first degree, amending provisions: HB 1147, HB 1729, HB 1731
Firearms, unlawful possession in second degree, to include certain persons subject to certain protection or related orders: HB 1840
Fish and wildlife department privileges, violating a suspension of, in first and second degrees: ***HB 1218, CH 102 (2013)**
Fish, food fish or shellfish, unlawful misbranding of: HB 1200
Fishing guides, unlawfully acting as game or food fish guide, adding western Washington steelhead guide stamp requirement to statute: HB 1917
Fishing guides, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
Fishing, by Indian tribal members, vacating convictions prior to 1975 for certain tribal fishing activities: HB 2080
Gambling, unlawful internet gambling, reducing penalty for person conducting in primary residence for recreational purposes: HB 1824
Gangs, criminal street gang activity at rental properties, law enforcement agency provisions: HB 1799
Gangs, criminal street gang associate or member, including in unlawful possession of firearm in first degree provisions: HB 1729
Gangs, criminal street gang-related sentencing enhancement: HB 1732
Gangs, criminal street gangs, marijuana excise tax revenues to be used for additional law enforcement officers monitoring: HB 2732
HIV, removing specific mention in criminal statutes for certain crimes: HB 1262, HB 2107
HIV, sexual intercourse prohibition when partner not informed: HB 1018
Homicide, vehicular, due to alcohol or drugs, offender to pay child support for victim's children: HB 1151
Homicide, vehicular, sentences: HB 1388, HB 2507
Human remains, person with knowledge of location, failure to report to law enforcement, gross misdemeanor: HB 1980
Human trafficking, at rental properties, law enforcement agency provisions: HB 1799
Ignition interlock devices, circumventing installation and use by acquiring new vehicle, gross misdemeanor: HB 2344
Ignition interlock devices, provisions concerning imposing, tampering with, or defeating: HB 2728
Incest, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100
Indecent liberties, by member of clergy, felony: HB 2341
Indecent liberties, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**
Indecent liberties, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100
Intimate images, distributing on internet, class C felony: HB 2250
Intimate images, distributing, class C felony: HB 2257
Involuntary servitude, coercion of, to include coercing to perform labor or services in certain cases, class C felony: HB 2644, ***SSB 6339, CH 52 (2014)**
Juveniles, offenses committed before age eighteen, sentencing and release: ***SSB 5064, CH 130 (2014)**
Keys, altered or shaved, possession to be gross misdemeanor: SB 6010
Knockout game, random assault in public place without prior contact, to be assault in third degree and class C felony: SB 6011
Liquor, furnishing to minors, exemption from statute when college or vocational student under age 21 tastes wine in viticulture and enology classes: HB 1459
Marijuana, criminal acts by or with minors, new provisions: HB 2706
Marijuana, medical, lawful and unlawful actions: HB 1084, HB 1662, HB 2233
Marijuana, misdemeanor offenses, vacating of, conditions and exceptions: HB 1661
Marijuana, purchase by minors, specifying criminal acts and penalties: HB 2303
Metal property, theft in first and second degrees: HB 1552

Metal, scrap metal businesses, doing business without scrap metal license, gross misdemeanor and class C felony provisions: HB 1756

Mischief, changing crime of riot to crime of criminal mischief: ***SSB 5021, CH 20 (2013)**

Misdemeanor or gross misdemeanor offenses, vacation of conviction record in multiple cases: HB 1087

Murder, aggravated first degree, eliminating death penalty for: HB 1504

Murder, aggravated first degree, including certain child victims: SB 5015

Murder, aggravated first degree, sentencing when committed before age eighteen: ***2SSB 5064, CH 130 (2014)**

Murder, aggravated first degree, sentencing, incarceration, and early release when crime committed before age eighteen: HB 1338

Official oppression by a public servant, class C felony: HB 1454

Pharmacy, robbery of, as special allegation for robbery in first or second degree: HB 1931, ***SB 5149, CH 270 (2013)**

Police vehicle, attempting to elude, sentencing enhancement for, to be mandatory: HB 2549

Process servers, assault in third degree to include assault of legal process servers: HB 1131

Profiteering, criminal, adding certain commercial sexual abuse of minor crimes to definition of: HB 1793

Rape, third degree, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**

Rape, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100

Reckless endangerment, storing or leaving loaded firearm where child can and does gain access to it: HB 1676

Rendering criminal assistance, revising provisions: HB 1080, SB 5059

Riot, crime of, changing to crime of criminal mischief: ***SSB 5021, CH 20 (2013)**

Robbery in first and second degree, with robbery of a pharmacy as special allegation: HB 1931, ***SB 5149, CH 270 (2013)**

Scrap metal businesses, doing business without scrap metal license, gross misdemeanor and class C felony provisions: HB 1756

Search and rescue dogs, on-duty, with reckless disregard causing harm to, class C felony: HB 1830

Service animals, with reckless disregard causing harm to, class C felony: HB 1830

Sexual exploitation of a minor, modifying statute of limitations: SSB 5100

Shark fins, unlawful trade in second degree, prohibiting all commercial activities: SB 5081

Stalking, protection and no-contact orders, provisions: SSB 5452

Stalking, protection orders, stalking protection order act: HB 1383

Subversive activities, repealing statutes: HB 1062

Tax evasion by electronic means, prohibitions, revocation of taxpayer registration, and penalties: HB 1427, ***SB 5715, CH 309 (2013)**

Theft in first and second degrees, to include metal property: HB 1552

Theft of alcoholic spirits from retailers, liquor control board authority to reduce: HB 2155

Theft of metal property, creating Washington metal theft prevention authority: HB 1552

Theft with extenuating circumstances, retail, changing to retail theft with special circumstances: ***SSB 5022, CH 153 (2013)**

Theft with extenuating circumstances, retail, modifying definition: HB 2077

Theft, organized retail theft, modifying provisions to include making or receiving electronic communication: HB 1906, HB 2702, ESSB 5178

Tobacco products, selling to a minor, clarifying provisions: HB 2795

Trespass in first degree, criminal, at rental properties, protections for tenants: HB 1799

Trespass on private property, criminal, ensuring uniform statutory application by eliminating most special immunities from prosecution: HB 1681

Trespass upon business owners' premises, civil actions for: HB 2353

Trespass, notice against, posting in a conspicuous manner: HB 2480, ***ESB 5048 (2014) V**

Unmanned aircraft, with sensing device, operation in Washington airspace to be gross misdemeanor: HB 2178

Vapor products, selling or giving to minor, gross misdemeanor: ***HB 1937, CH 47 (2013)**

Vehicle prowling, second degree, class C felony in certain cases: HB 1305, ***ESB 5053, CH 267 (2013)**

Vehicles, license plates, switching or flipping, gross misdemeanor: HB 1944

Vehicles, registration, falsifying, gross misdemeanor: HB 1944

Vehicular assault, sentences: HB 1388

Vehicular homicide, due to alcohol or drugs, offender to pay child support for victim's children: HB 1151

Vehicular homicide, sentences: HB 1388, HB 2507

Weapons, juvenile firearms and weapons crimes, provisions: HB 1096

CRIMINAL JUSTICE TRAINING COMMISSION

Criminal justice training commission firing range maintenance account, creation: HB 1613, SB 5516

Criminal justice training, funding through traffic infraction penalty moneys deposited in criminal justice training commission account: HB 1315

Crisis intervention training for law enforcement officers, commission to provide: HB 1559

Liquor control board, peace or enforcement officers of, law enforcement academy training provisions, commission role: HB 1876, HB 2394

Reserve peace officers, commissioned, evaluation and data collection concerning, commission role: HB 2705

Rule making by commission, specific grant of legislative authority, requirement: HB 1163

School district employees, commission to establish firearms training and education program for certain employees: HB 1788

State park rangers, vesting with police powers, including law enforcement academy training provisions, commission role: HB 1875

CRIMINAL OFFENDERS (See also BAIL AND BAIL BONDS; CRIMINAL PROCEDURE; JUVENILE COURT AND JUVENILE OFFENDERS; SENTENCING; SEX OFFENSES AND OFFENDERS)

Animal abuse, criminal animal abuse offenders, requiring registration: HB 1786

Basic Food, terminating benefits to incarcerated persons, strategies for: SSB 6211

Chemical dependency, arrest of individual suffering from, police officer options: HB 2627

Child support, vehicular homicide due to alcohol or drugs, offender to pay support for victim's children: HB 1151

Commercial sale of sex, fines to be paid to fund offender education programs: HB 1291

Commercial sexual abuse of minor crimes, adding to seizure and forfeiture provisions: HB 1792

Community custody, conditions, marijuana use by offender: SSB 5010

Community placement or supervision, amending mental status evaluation and treatment requirements: HB 2205

Competency to stand trial, evaluations of, requirements: HB 1627, ***ESSB 5551, CH 284 (2013)**

Competency to stand trial, evaluations, reimbursement of county for certain costs in certain cases: ***ESSB 5551, CH 284 (2013)**

Confinement, total and partial options, modifying provisions: HB 1842

Conviction records, fees for dissemination by state patrol: HB 2138

Court records, nonconviction, removing from public access: HB 1497

Criminally insane, competency restoration in county jail: HB 2649

Criminally insane, statute restricting outings from state facilities, repealing: HB 1458

Cruelty to animals, requiring registration of criminal animal abuse offenders: HB 1786

DNA sample, collecting from adults arrested for any criminal offense: HB 2669

DNA sample, refusal to provide as sex offender, gross misdemeanor: ESSB 5735

Drug offenders, sentencing alternatives, modifying: HB 2484

Early release time, barring offender from receiving when sentence resulted from body armor enhancement: HB 1907, HB 2704, SSB 5119, SB 6025

Early release, petitioning after certain period, procedures: HB 2316

Earned release, credits and procedures, modifying to reduce costs: ***2ESSB 5892, CH 14 (2013)**

Education, inmate postsecondary degree programs, implementation by department: HB 1429, HB 2486

Firearm offender, failure to register as, gross misdemeanor: HB 1612

Good time credit, barring offender from receiving when sentence resulted from body armor enhancement: HB 1907, HB 2704, SSB 5119, SB 6025

Health care for jail inmates, contracting with department of corrections to participate in health care authority provider one system: ***2ESSB 5892, CH 14 (2013)**

Health care for jail inmates, facility requirements when contracting with hospitals: ***2ESSB 5892, CH 14 (2013)**

Health care for jail inmates, hospitals to contract with jails as condition of licensure: HB 1911, ***2ESSB 5892, CH 14 (2013)**

Home detention, defining in connection with electronic offender monitoring and expanding requirements: HB 2543

Identical cards, for incarcerated offenders, pilot program: HB 2518

Incompetency, criminal, amending civil commitment and related procedures: HB 1114, ESSB 5176

Incompetent to stand trial, competency restoration in county jail: HB 2649

Incompetent to stand trial, offender release instead of civil commitment, notification of release: ***ESB 5221, CH 214 (2013)**

Jail time served, certification of, modifying provisions to achieve correctional savings: HB 2050

Juveniles, crimes committed before age eighteen, sentencing, incarceration, and early release provisions: HB 1338

Legal financial obligations of offenders, county clerk collection system, collecting information to assess success: HB 1569

Legal financial obligations of offenders, failure of homeless or mentally ill to pay not willful noncompliance: HB 2231

Legal financial obligations, system of, improving through restitution first act: HB 2751

Mental disability, guilty but with a mental disability, plea or finding of: HB 2496
 Offender score, domestic violence against a child, modifying provisions: HB 2194
 Offender score, revising aggravating circumstances provisions: HB 1061
 Offender score, scoring certain felonies as class C felony equivalent: HB 1060
 Pretrial release, prohibiting for violent offenses without payment of bail: HB 1171
 Public assistance, prohibiting persons fleeing justice system or violating parole or probation from receiving: HB 2683
 Registered sex or kidnapping offenders, comprehensive provisions concerning, modifying: ESSB 5735
 Restitution, restitution first act, improving system of legal financial obligations: HB 2751
 Restoration of opportunity, certificates of, issuance to certain offenders by courts: HB 2399
 School employees, certificated, when charged with certain felony crimes, adding compulsory administrative leave and compensation trust account provisions: HB 1850
 Transitional housing program for offenders, reimbursement by offender: HB 1842
 Violent offenses, prohibiting pretrial release without payment of bail: HB 1171
 Violent offenses, serious, prisoner civil action against victim, authorization by judge: HB 2102
 Wrongful conviction and imprisonment, claim for compensation: HB 1341
 Youthful offenders, sentence completed before age 21, access to rehabilitative and reentry services: HB 2714

CRIMINAL PROCEDURE (See also BAIL AND BAIL BONDS; CIVIL PROCEDURE; CRIMES; CRIMINAL OFFENDERS; JUVENILE COURT AND JUVENILE OFFENDERS; SENTENCING; SEX OFFENSES AND OFFENDERS; TRAFFIC OFFENSES)

Alcohol poisoning, involving person under age 21, limited immunity when seeking medical assistance: ***HB 1404, CH 112 (2013)**
 Animal abuse, criminal animal abuse offenders, requiring registration: HB 1786
 Arresting without warrant, modifying provisions: HB 2057
 Biological material from criminal investigations, preservation, requirements and study of standards for: HB 2468
 Border patrol, employee or agent of, restricting interviews of certain persons in custody by, conditions: HB 1874
 Braden and Charlie Powell act of 2013, prohibiting child custody award to suspect in active homicide investigation: SSB 5162
 Chemical dependency, arrest of individual suffering from, police officer options: HB 2627
 Competency to stand trial, evaluations of, requirements: HB 1627, ***ESSB 5551, CH 284 (2013)**
 Competency to stand trial, evaluations, reimbursement of county for certain costs in certain cases: ***ESSB 5551, CH 284 (2013)**
 Court records, nonconviction, removing from public access: HB 1497
 Criminal history record information, state patrol to audit criminal justice agencies for compliance: HB 1531, ***SB 5466, CH 62 (2013)**
 Criminally insane, competency restoration in county jail: HB 2649
 Criminally insane, involuntary medication to maintain competency, authorization: HB 2195
 Criminally insane, statute restricting outings from state facilities, repealing: HB 1458
 Cruelty to animals, requiring registration of criminal animal abuse offenders: HB 1786
 Death penalty, eliminating: HB 1504
 Defense, materials provided to prosecutor by, public records inspection and copying exemption: HB 1449
 Defensive force, including deadly force, person using to be immune from prosecution in certain cases: HB 2324
 Disposition of criminal cases, criminal history record information compliance audits to research: HB 1531, ***SB 5466, CH 62 (2013)**
 DNA sample, collecting from adults arrested for any criminal offense: HB 2669
 Domestic violence, nonfelonious, responding officer placement options for certain juveniles arrested for: HB 2455, HB 2722
 Driving under the influence, probable cause for arresting and taking into custody without warrant: HB 2083
 Evidence, preservation of, establishing work group on preservation of evidence for criminal justice purposes: HB 2468
 Homicide investigations, prohibiting child custody award to suspect in active investigation: SSB 5162
 Immigration detainer, detaining individual on basis of, prohibiting law enforcement officers from, exception: HB 1874
 Immigration warrant, administrative, arresting or detaining individual based on, prohibiting law enforcement officers from: HB 1874
 Immigrations and customs enforcement agency, employee or agent of, restricting interviews of certain persons in custody by, conditions: HB 1874
 Incompetency, criminal, amending civil commitment and related procedures: HB 1114, ESSB 5176

Incompetent to stand trial, competency restoration in county jail: HB 2649
 Incompetent to stand trial, offender release instead of civil commitment, notification of release: ***ESB 5221, CH 214 (2013)**
 Indigent defense, cost recovery fees: HB 2497, E2SSB 6249
 Indigent defense, revising provisions: HB 2497, ESSB 5020, E2SSB 6249
 Juveniles, crimes committed before age eighteen, sentencing, incarceration, and early release provisions: HB 1338
 Juveniles, mental health diversion and disposition, strategies: HB 1524
 Legal financial obligations, county clerk collection system, collecting information to assess success: HB 1569
 Legal financial obligations, system of, improving through restitution first act: HB 2751
 Marijuana, misdemeanor offenses, vacating of, conditions and exceptions: HB 1661
 Mental disability, guilty but with a mental disability, plea or finding of: HB 2496
 No-contact orders, certain persons subject to, firearm provisions: HB 1840
 No-contact stalking orders, provisions: SSB 5452
 Prescription drug donation for uninsured persons, criminal immunity provisions: HB 1382, ***SSB 5148, CH 260 (2013)**
 Prostitution convictions, vacating for victims of certain trafficking and related crimes: HB 1292
 Protection orders, certain persons subject to, firearm provisions: HB 1840
 Protection orders, sexual assault, provisions: HB 1307
 Protection orders, stalking protection order act: HB 1383
 Protection orders, stalking protection orders, provisions: SSB 5452
 Restitution, restitution first act, improving system of legal financial obligations: HB 2751
 Restraining orders, certain persons subject to, firearm provisions: HB 1840
 Search warrant applications, timely review by magistrates: HB 2235, ***SSB 6279, CH 93 (2014)**
 Sex offenses with victim under age eighteen, modifying statute of limitation provisions: HB 1352, SSB 5100
 Stalking, protection and no-contact orders, provisions: SSB 5452
 Stalking, protection orders, stalking protection order act: HB 1383
 Statute of limitations, sex offenses with victim under age eighteen, modifying provisions: HB 1352, SSB 5100
 Tax evasion by electronic means, seizure and forfeiture of property: HB 1427, ***SB 5715, CH 309 (2013)**
 Victims, rights of victims, statement of rights to be read at all criminal proceedings: HB 1389

CURRENCY

Constitutional currency restoration act, use of gold and silver as legal tender: HB 2542

DEAF

Dog guides, with reckless disregard causing harm to, class C felony: HB 1830
 Hearing aids, including in health care coverage: HB 1356
 High school transition services, for special education students, provision of: ***2SSB 5958, CH 47 (2014)**
 High school transition services, for students with disabilities or section 504 plan, provision of: HB 1735
 High school transition services, for students with disabilities, provision of: E2SSB 5330
 Interpreter services, authorizing purchase by certain agencies for sensory-impaired injured workers, crime victims, or public assistance applicants and recipients: HB 1753
 Interpreters, educational, assessments and performance standards: HB 1144
 Service animals, with reckless disregard causing harm to, class C felony: HB 1830

DENTAL QUALITY ASSURANCE COMMISSION (See also DENTISTS AND DENTISTRY)

Advanced function dental auxiliaries, licensing requirements and scope of practice, commission role: HB 1514
 Credentials, renewal of, commission authority to adopt requirements: HB 2379, SB 6138
 Dental hygiene practitioners, commission to serve as disciplining authority: HB 1516, HB 2321
 Dental practitioners, commission to serve as disciplining authority: HB 1516, HB 2321
 Expanded function dental auxiliaries, expanding scope of practice: HB 1514
 Impaired dentist program, increasing license surcharge: ***HB 1534, CH 129 (2013)**
 Membership, expanding to include dental practitioner and dental hygiene practitioner: HB 1516, HB 2321
 Membership, modifying to include dental auxiliaries: HB 1514

DENTISTS AND DENTISTRY (See also DENTAL QUALITY ASSURANCE COMMISSION; HEALTH CARE; INSURANCE)

Advanced function dental auxiliaries, licensing requirements and scope of practice: HB 1514
 Credentials, renewal of, adoption of requirements: HB 2379, SB 6138
 Dental assistants, applying topical anesthetic agents under dentist's supervision: ***HB 1330, CH 87 (2013)**

Dental benefits, Washington state health benefit exchange, allowing offering separately or in health plan: HB 2467
 Dental health aide services, for Indian tribes, authorization to train, employ, or contract for: HB 2466
 Dental hygiene practitioners, licensing and scope of dental therapy practice: HB 1516, HB 2321
 Dental hygienists, creating board of dental hygiene to be disciplining authority: HB 2445
 Dental practitioners, licensing and scope of dental therapy practice: HB 1516, HB 2321
 Dentists, licensure status, modifying provisions concerning expiration and late renewal fees: HB 1603
 Denturists, expanding services included in practice of denturism: HB 1271
 Denturists, licensed, establishing board of denturism as disciplining authority: HB 1270
 Denturists, licensed, providing documentation of certain training to the board of denturists: HB 1271
 Expanded function dental auxiliaries, continuing education requirements for licensure: HB 2379, SB 6138
 Health professional loan repayment and scholarship program, extending participation to health care residents: ***SSB 5615, CH 298 (2013)**
 Health professional loan repayment and scholarship program, increasing funding by contracting with fund-raiser: ***SSB 5615, CH 298 (2013)**
 Hygienists, applying topical anesthetic agents under dentist's supervision: ***HB 1330, CH 87 (2013)**
 Impaired dentist program, increasing license surcharge: ***HB 1534, CH 129 (2013)**
 Pediatric oral services, stand-alone coverage through Washington health benefit exchange: HB 1846

DEVELOPMENTAL DISABILITIES, PERSONS WITH (See also SOCIAL AND HEALTH SERVICES, DEPARTMENT)

Adult patients with development disabilities, grant program for training medical professionals to work with: HB 2611
 Aging and disability issues, joint legislative executive committee on, establishment: HB 1631
 Background checks, persons employed to provide care and treatment for persons with developmental disabilities, modifying provisions: ***SSB 6095, CH 88 (2014)**
 Commitment, civil, amending provisions concerning offenders found incompetent to stand trial: HB 1114, ESSB 5176
 Community access services, accessing of, allowing at same time as accessing of employment services: HB 2734
 Community developmental disability services, determining amount of property tax levy allocation for: HB 1432
 Community residential services and supports, funding investigations of vulnerable adult mistreatment with provider certification fees: HB 1574
 Community residential services and supports, provider certification fees: HB 1574
 Community residential services providers, reimbursement rate, adjusting rates by inflation factor: HB 1333
 Dependency proceedings, parents with intellectual or developmental disabilities involved in: HB 2616
 Developmental disabilities service system task force, recommendations: HB 1928
 Employment services, accessing of, allowing at same time as accessing of community access services: HB 2734
 Future needs of persons with intellectual and developmental disabilities, stakeholder work groups to examine: HB 2432, SB 6122
 High school transition services, for special education students, provision of: ***SSB 5958, CH 47 (2014)**
 Hiring individuals with developmental disabilities, business and occupation tax credit for employers, conditions: HB 1622, HB 2660, SSB 6057
 Home and community-based services, basic plus waiver program, client caseload: ***SSB 6387, CH 139 (2014)**
 Home and community-based services, eligibility of recipients for Washington telephone assistance program: HB 2696
 Incompetency, criminal, amending civil commitment and related procedures: HB 1114, ESSB 5176
 Individual and family services program, medicaid program to replace: ***SSB 6387, CH 139 (2014)**
 Informing families building trust communication project, department of social and health services to expand: HB 1546
 Medicaid personal care services, refinancing under community first choice option: HB 2746
 Medicaid, eligibility for programs and services, requesting assessment for: ***SSB 6387, CH 139 (2014)**
 Medicaid, prioritizing of services to medicaid-eligible clients: ***SSB 6387, CH 139 (2014)**
 Missing endangered persons, including persons with developmental disabilities, adding to missing children clearinghouse: HB 1895, ***SSB 5556, CH 285 (2013)**
 Morningside's fiftieth anniversary, celebrating: ***HR 4645 (2013)**
 Personal care services, medicaid, refinancing under community first choice option: HB 2746
 Raffles, enhanced, authorizing charitable and nonprofit organizations serving persons with intellectual disabilities to conduct: HB 1835, ***ESSB 5723, CH 310 (2013)**
 Residential habilitation centers, discharge plans for residents: HB 1527
 Residential habilitation centers, various provisions: HB 1527, HB 1928
 Residential services and support account, creation: HB 2634

Residential services and supports, funding investigations of vulnerable adult mistreatment with provider certification fees: HB 1574

Residential services and supports, provider certification fees: HB 1574

Residential services and supports, providers, application of enforcement standards to: HB 2634

Respite care, for persons on no paid service case load, department of social and health services to provide: HB 1546

Respite care, providing in residential habilitation centers and in the community: HB 1928

Service options, allowing accessing of community access services and employment services at same time: HB 2734

Service request list database, department of social and health services to maintain: ***SSB 6387, CH 139 (2014)**

Special education, for students with disabilities, funding for: HB 2051

Special education, high school transition services for students with disabilities: ***2SSB 5958, CH 47 (2014)**

Special education, training requirements for teachers of, including high school transition services for students with disabilities: E2SSB 5330

Supported living facilities, contracting and contractors, instituting comprehensive provisions, including debarment of contractors: HB 1747

Vulnerable adult, definition of, expanding to include persons with developmental disabilities for investigation purposes: HB 2633

DIKING AND DRAINAGE

Diking and drainage special districts, elections, allowing legal entities to vote: HB 1269

Diking districts, annexation of certain territory outside district: HB 2188

DISABILITIES, PERSONS WITH (See also DEAF; DEVELOPMENTAL DISABILITIES, PERSONS WITH)

Accessible van rental companies, application for special parking privileges by: HB 2463

Adult day health programs, encouraging expansion through challenge grant program: HB 1983

Aged, blind, or disabled program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**

Aged, blind, or disabled program, persons with disability eligible for, continuation of safety net benefits: HB 2069

Aging and disability issues, joint legislative executive committee on, establishment: HB 1631

Alzheimer's or dementia, senior citizens with, development and implementation of silver alert plan: HB 1689

Children, from to birth to age three, early intervention services, department of early learning to be lead agency: HB 2598

City disability boards, membership: ***SB 5220, CH 213 (2013)**

Dog guides, with reckless disregard causing harm to, class C felony: HB 1830

Electric personal assistive mobility device, expanding definition to include certain devices with one wheel: HB 2404

Hearing aids, including in disability health care coverage: HB 1356

Higher education students with disabilities, legislative task force on improving access to higher education, establishing: ***SSB 5180, CH 231 (2013)**

Hodde, Bryan, coach, honoring achievements of: ***HR 4675 (2014)**

Insurance, disability, prohibiting discrimination in medical eye care and vision care in benefits or providers: HB 1942

Insurance, eosinophilia gastrointestinal associated disorders treatment, providing coverage: HB 1216

Insurance, wellness programs, allowing offering of programs with inducements or incentives: HB 1410

Missing endangered persons, including persons with disabilities, adding to missing children clearinghouse: HB 1895, ***SSB 5556, CH 285 (2013)**

Morningside's fiftieth anniversary, celebrating: ***HR 4645 (2013)**

Motorcycles, with stabilizing conversion kits, excluding from definition of motorcycle for sake of persons with disabilities: HB 1334

Parking placards and special license plates, provisions concerning improper display illegal obtainment, and unauthorized use: HB 1946

Parking placards and special license plates, provisions concerning improper display, illegal obtainment, and unauthorized use: HB 2463

Parking placards and special license plates, work group to develop plan to end abuse of: HB 1946

Parking privileges, special, defining satisfactory proof for renewal purposes: SB 5957

Parking, wheeled all-terrain vehicles in recreation areas, Americans with disabilities act sticker: HB 2773

Property tax deferral, persons retired due to physical disability, raising qualifying income thresholds: HB 1170

Property tax exemption, persons retired due to physical disability, raising qualifying income thresholds: HB 1170

Property tax exemption, persons retired due to physical disability, to include property leased to mobile home owner: HB 1479

Property tax exemption, veterans with disabilities, raising qualifying income thresholds: HB 1170

Property tax relief programs, modifying disposable income calculation: HB 1728
 Safety net benefits, continuation for certain persons with a disability: HB 2069
 Sales and use tax exemption, add-on automotive adaptive equipment for veterans and armed forces members with disabilities: HB 1831, ***SSB 5072, CH 211 (2013)**
 Service animals, unfair practices related to: HB 1024
 Service animals, with reckless disregard causing harm to, class C felony: HB 1830
 Sidewalks, not accessible, persons with disabilities in wheelchairs, using adjacent roadway: HB 2599
 Silver alert plan, development and implementation by state patrol for recovering senior citizens with Alzheimer's or dementia: HB 1689
 Special education students, high school transition services for: ***SSB 5958, CH 47 (2014)**
 Special education, for students with disabilities, funding for: HB 2051
 State employment disability parity act, increasing hiring of persons with disabilities by state agencies: HB 2450
 Students, high school transition services for special education students, provision by certain agencies: ***SSB 5958, CH 47 (2014)**
 Students, high school transition services, provision by certain agencies: HB 1735, E2SSB 5330
 Veterans with disabilities, discounted hunting and fishing licenses to include nonresidents: HB 1192

DISCRIMINATION (See also EMPLOYMENT AND EMPLOYEES; HUMAN RIGHTS COMMISSION; LABOR)

Employees, discrimination and retaliation against, protections: HB 2333
 Japanese-American World War II internees, recognizing: ***HR 4617 (2013), *HR 4684 (2014)**
 Service animals, unfair practices related to: HB 1024

DOMESTIC PARTNERS

Retirement, survivors of PERS plan 2 and 3 members in domestic partnerships, benefits for: HB 2485
 State employees, eligibility for health care benefits, technical changes relevant to domestic partnerships: HB 2437

DOMESTIC RELATIONS (See also ADOPTION; CHILDREN; COUNSELORS AND COUNSELING; DOMESTIC VIOLENCE; FOSTER CARE; JUVENILE COURT AND JUVENILE OFFENDERS; PUBLIC ASSISTANCE)

Abduction of child by parent, educating parents concerning harmful effects: HB 1021
 Child support, child support schedule work group recommendations: HB 1027
 Child support, enforcement services, incentive for working connections child care subsidy applicant or recipient to seek: ESSB 6181
 Child support, mandatory, for postsecondary education of adult children, prohibiting: HB 2504
 Child support, noncompliance-based suspension of fishing and hunting licenses, violations of suspension: ***HB 1218, CH 102 (2013)**
 Child support, noncompliance-based suspension of licenses, sending notice to responsible parent: HB 1227
 Child support, residential schedule adjustment for support obligation determinations: HB 1694
 Child support, revising uniform interstate family support act to include foreign support orders: HB 1118
 Child support, support obligation credit for veteran's benefits paid for veteran's child: HB 1145
 Child support, vehicular homicide due to alcohol or drugs, offender to pay support for victim's children: HB 1151
 Children, decisions regarding, making decisions to be recognized as fundamental parental right: HB 2174
 Custodial interference, first degree, in connection with court-ordered residential provisions for child, class C felony: HB 2624
 Divorce, provisions: HB 1021, HB 1107, HB 1353
 Family and medical leave insurance program, implementing by amending provisions of family leave insurance program: HB 1457
 Family assessment response services, eligibility of child for early learning and child care in connection with: HB 2519
 Family engagement coordinators in schools, funding allocation: HB 1560, HB 2051
 Family leave insurance program, delaying implementation until funding and benefits payment authorized in law: ***HB 2044, CH 26 (2013)**
 Family leave insurance program, establishing joint legislative task force on family and medical leave insurance: ESB 5903
 Family leave insurance program, repealing family and medical leave insurance act if not funded: ESB 5903
 Family treatment courts, including in definition of drug courts: HB 1834
 Grandparents, visitation with grandchild, right to seek through courts: HB 1934
 Home visiting and parent and caregiver support, department of early learning to reserve funds for: HB 1723
 Incarcerated, parental rights when: HB 1284

Indecent liberties, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**
 Marriage, dissolution, court to consider domestic violence history when ordering maintenance: HB 2444
 Marriage, dissolution, harmful effects of parental child abduction during custody disputes: HB 1021
 Marriage, dissolution, maintenance order that leads to public assistance eligibility, not granting: HB 2483
 Marriage, dissolution, mediation for parenting plan issues: HB 1353
 Marriage, dissolution, parenting plan modification, objection to relocation of child's residence: HB 2197
 Marriage, dissolution, residential provisions for children of military parents: HB 1107
 Marriage, legal separation, maintenance order that leads to public assistance eligibility, not granting: HB 2483
 Marriage, solemnizations of, authorizing without requiring certain judges and elected officials to perform: HB 1589
 Marriage, solemnizations of, requirements and procedures for surname changes, as well as exemption from certain name change requirements: HB 1838
 Marriage, solemnizing by tribal court judges: HB 1083
 Parent involved with dependency system, work group to consider creating certificate of suitability for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**
 Parent with founded finding of child abuse or neglect, work group to consider creating certificate of rehabilitation for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**
 Parentage, adjudication of, public inspection of final order and subsequent records: ***SSB 5135, CH 246 (2013)**
 Parentage, adjudication of, public inspection of judicial proceeding documents and pleadings: HB 1446
 Parental rights, making decisions regarding child to be recognized as fundamental right: HB 2174
 Parental rights, requesting that Congress propose parental rights amendment to states for ratification: HJM 4004
 Parental rights, termination of, court-ordered filing of petition in certain cases of parental noncompliance: EHB 2582
 Parental rights, when incarcerated or in residential substance abuse treatment: HB 1284
 Parenting plans, dissolution of marriage, residential provisions for children: HB 1107, HB 1353
 Parenting sentencing alternative, expanding categories of offenses eligible for: SB 6327
 Rape, pregnant survivor of, assistance of court to avoid parenting interactions with rapist: HB 2559
 Rape, third degree, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**
 School, child's success in, analyzing data on effect of family factors on: HB 2739
 Schools, public, developing model language access policy and procedure for adoption by districts to aid diverse parents: HB 1815
 Stillbirth, certificates of, issuance by county registrar to mother or father: HB 1137
 Substance abuse treatment, participating in, parental rights when: HB 1284
 Support, child and spousal, revising uniform interstate family support act to include foreign support orders: HB 1118
 Surname changes after solemnization of marriage, requirements, procedures, and exemption from certain name change requirements: HB 1838
 Threats against family members, mental status evaluation and treatment for individual who threatens to kill: HB 2508
 Uniform interstate family support act, revising to include foreign support orders: HB 1118
 Visitation, grandparents of child, right to seek through courts: HB 1934
 Visitation, persons with ongoing and substantial relationship with child, right to seek through courts: HB 1934
 Visitation, seeking through courts, impact of criminal record on: HB 1934
 Visitation, sibling visitation after dependency proceedings dismissed: HB 1140
 Visitation, sibling visitation for children in foster care: HB 1204, ***E2SSB 5389, CH 316 (2013)**
 Visitation, third-party, conditions and procedures: HB 1506
 Working families' tax exemption for eligible low-income persons, for certain sales taxes paid, modifying provisions: HB 1890

DOMESTIC VIOLENCE

Children's services caseworkers, requiring domestic violence training for: SSB 5162, ***SSB 5315, CH 254 (2013)**
 Children, domestic violence against, modifying offender score provisions: HB 2194
 Juveniles, arrested for nonfelonious domestic violence, responding officer placement options for certain juveniles: HB 2455, HB 2722
 Marriage, dissolution, court to consider domestic violence history when ordering maintenance: HB 2444
 Powell fatality team, implementing recommendations: ***SSB 5315, CH 254 (2013)**
 Victims, paid sick and safe leave, establishing minimum standards: HB 1313
 Victims, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726
 Victims, paid sick and safe leave, state preemption of local leave regulation: HB 1780

Wounds, bullet and stab, requiring hospitals to follow their established procedures when patient indicates domestic violence caused their injury: ***ESB 5305, CH 252 (2013)**

DRIVERS AND DRIVERS' LICENSES (See also IDENTIFICATION; LICENSING, DEPARTMENT; MOTOR VEHICLES; TRAFFIC; TRAFFIC OFFENSES; TRAFFIC SAFETY EDUCATION)

Ambulances, requirements for driver training: HB 2255
 Commercial drivers, license applicants, allowing chiropractors to conduct physical examinations for: HB 1573
 Commercial drivers, license holders, employer notification when license suspended: HB 1070
 Commercial drivers, licenses and learner's permits, modifying provisions: HB 1752
 Commercial drivers, licenses, issuance to certain veterans with truck-driving experience: HB 2453
 Commercial drivers, licenses, modifying fee provisions: ESSB 5857
 Commercial drivers, texting or use of hand-held mobile telephone by, adding to list of serious traffic violations: HB 1752
 Community trip reduction plans, creation and implementation by cities and counties: HB 2688
 Commute trip reduction tax credit, modifying provisions: HB 2687
 Commute trip reduction, tax credit, extending expiration date for: HB 1974, HB 2687
 Drayage truck operators, provisions concerning contracts with port districts: HB 1719
 Fees, various, modifying distribution to improve transportation system revenue: HB 1954
 For hire vehicle operators, industrial insurance coverage provisions: HB 1718
 For hire vehicles and for hire vehicle operators, provisions: HB 1702
 Instruction permits, applying for, proof of Washington residency: HB 1041
 Instruction permits, fee for, modifying distribution of moneys to improve transportation system revenue: HB 1954
 Instruction permits, for minors, design to indicate age of holder: HB 2471
 Insurance and financial responsibility program, modifying provisions: HB 2713
 Insurance and financial responsibility program, transferring: HB 2448
 Insurance, liability and financial responsibility, modifying provisions: HB 2448, HB 2713
 Insurance, proof of financial security, to include proof on portable electronic device: ***ESSB 5095, CH 157 (2013)**
 Insurance, proof of sufficient liability policy, random sampling program to determine financial responsibility of vehicle owners, establishment: HB 1803
 Insurance, proof of sufficient liability policy, to include proof on mobile electronic device: HB 1813
 Licenses, applying for, charging fee for driver licensing examination and vision test: HB 1973
 Licenses, applying for, proof of Washington residency: HB 1041
 Licenses, authorizing veteran designation on driver's license, application process: HB 2343, ***SB 5775, CH 185 (2014)**
 Licenses, confidential, issuance for certain law enforcement purposes, including records provisions: HB 1832, ***SSB 5591, CH 336 (2013)**
 Licenses, enhanced, for crossing state border with Canada, setting fee for: ESSB 5857
 Licenses, examination and vision test, charging fee: HB 1973
 Licenses, for minors, design to indicate age of holder: HB 2471
 Licenses, issuance and renewal of, modifying distribution of fees to improve transportation system revenue: HB 1954
 Licenses, public employee, public records exemption for license number: HB 2376, ***ESSB 6517, CH 106 (2014)**
 Limousine businesses, chauffeurs for, modifying provisions concerning certain violations by: HB 1702
 Limousine businesses, including chauffeurs, industrial insurance coverage provisions: HB 1718
 Limousine chauffeurs owning or leasing vehicle, industrial insurance coverage provisions: HB 2152
 Off-road vehicles, including nonhighway and wheeled all-terrain vehicles, driver provisions: HB 2675
 Records, driving records and juvenile traffic charges, modifying distribution of fees to improve transportation system revenue: HB 1954
 Studded tires, use of, issuance of permit and payment of permit fee: ESSB 5857
 Taxicab businesses, industrial insurance coverage provisions: HB 1718
 Taxicab operators owning or leasing vehicle, industrial insurance coverage provisions: HB 2152

DRUGS (See also MEDICINE AND MEDICAL DEVICES; PHARMACIES AND PHARMACISTS)

Cannabis products, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
 Cannabis, medical use, amending provisions: HB 1084, HB 1662, HB 2233, E3SSB 5887
 Cannabis, medical use, levying marijuana excise tax to be collected from medical cannabis dispensaries: HB 1789
 Cannabis, medical use, Ric Smith memorial act: HB 1084
 Cannabis, recreational and medical, state cannabis industry coordinating committee, establishment: ESSB 6542
 Controlled substances act, certain provisions, state preemption of local government laws and ordinances: HB 2638

Controlled substances, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206

Controlled substances, possession without prescription, downgrading to misdemeanor: HB 2116

Dextromethorphan, finished drug products containing, retail sale requirements: HB 2163

Driving under the influence, comprehensive amendments to provisions, including adding of marijuana and THC in certain cases: HB 1482, HB 2030, ***E2SSB 5912, CH 35 (2013)**

Driving under the influence, creating statewide 24/7 sobriety program and 24/7 sobriety account: HB 2030

Driving under the influence, creating statewide 24/7 sobriety program and pilot project and 24/7 sobriety account: ***E2SSB 5912, CH 35 (2013)**

Driving under the influence, eliminating ten-year look back periods from class C felony criteria: HB 2085

Driving under the influence, extending time periods for relevance of prior offenses: HB 2701

Driving under the influence, prior offense, expanding definition for sentencing: ***SB 6413, CH 100 (2014)**

Driving under the influence, probable cause for arresting and taking into custody without warrant: HB 2083

Driving under the influence, reducing prior offense threshold for class C felony: HB 2084

Driving under the influence, serving certain sentences consecutively with ignition-interlock device-related violations: ***SB 6415, CH 101 (2014)**

Drug courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**

Drug courts, authority to merge with DUI and mental health courts, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**

Drug courts, definition of, including family treatment courts in: HB 1834

Family treatment courts, including in definition of drug courts: HB 1834

Health departments, local, drug and device dispensing policies and procedures: EHB 1538

Hydrocodone combination products, allowing use by optometrists: HB 2173

Marijuana, adding marijuana and THC to various driving under the influence provisions: HB 1482, HB 2030, ***E2SSB 5912, CH 35 (2013)**

Marijuana, crime-related cannabis product use or possession prohibitions, role in general sentencing provisions: HB 2206

Marijuana, criminal acts by or with minors, new provisions: HB 2706

Marijuana, dedicated local jurisdiction marijuana fund, creation: HB 2566

Marijuana, definitions, clarifying to clearly exclude industrial hemp: HB 2767

Marijuana, environmental impacts of various means of producing, liquor control board to consult with department of ecology to examine: HB 1992

Marijuana, excise tax revenues, distribution for Puget Sound ferries and Tacoma Narrows toll bridge facility: HB 2772

Marijuana, excise tax revenues, distribution to cities and counties: HB 2566, HB 2732, HB 2772

Marijuana, excise tax revenues, redirecting certain revenues to low-income health care: HB 2793

Marijuana, exhibiting effects of having consumed, including in negligent driving in first degree provisions: HB 2028

Marijuana, legal marketplace for, regulation by liquor control board, deleting certain fees and fines: HB 2000

Marijuana, legal marketplace for, technical changes to facilitate liquor control board creation of regulatory scheme: HB 2000

Marijuana, licensed commercial recreational marijuana businesses, prohibiting local governments from impeding: HB 2322

Marijuana, local control over marijuana commerce act, authorizing prohibition of production and retail facilities: HB 2510

Marijuana, local control over marijuana use and possession act, authorizing prohibition of possession: HB 2509

Marijuana, marijuana excise tax, from marijuana sales, depositing revenue in dedicated local jurisdiction marijuana fund: HB 2144

Marijuana, medical marijuana system, aligning with recreational marijuana system: E3SSB 5887

Marijuana, medical use, provider and patient permits to grow or provide: HB 2511

Marijuana, medical use, sales and use tax exemptions for purchases by qualifying patients: HB 2198

Marijuana, medical, amending provisions: HB 1084, HB 1662, HB 2233, E3SSB 5887

Marijuana, medical, legal amounts left at retail stores holding pharmacy license, notification and disposal requirements: ***EHB 1808, CH 133 (2013)**

Marijuana, medical, levying marijuana excise tax to be collected from medical cannabis dispensaries: HB 1789

Marijuana, medical, revising and renaming Washington state medical use of cannabis act: HB 2149

Marijuana, misdemeanor offenses, vacating of, conditions and exceptions: HB 1661

Marijuana, production and producers, exemption from certain agricultural statutes: ***SB 6505, CH 140 (2014)**

Marijuana, prohibiting purchases of marijuana and marijuana paraphernalia with public assistance electronic benefit cards: ESSB 5279

Marijuana, property taxation of marijuana-related trademarks, trade names, brand names, patents, and copyrights: HB 1976

Marijuana, purchase by minors, specifying criminal acts and penalties: HB 2303
 Marijuana, purchase by minors, using certain minors in controlled purchase compliance check programs: HB 2303
 Marijuana, recreational and medical, state cannabis industry coordinating committee, establishment: ESSB 6542
 Marijuana, recreational sales of, creating system for taxation and tracking of sales: HB 2786
 Marijuana, recreational use industry, delaying use of tax preferences by: HB 2409, ***SB 6505, CH 140 (2014)**
 Marijuana, recreational use system, aligning medical marijuana system with: E3SSB 5887
 Marijuana, recreational, tax stamp system for sale of: HB 2411
 Marijuana, regulating licensing of producers, preferring and incentivizing rural area production operations on unenclosed outdoor agricultural lands: HB 1991
 Marijuana, retail licenses, endorsement to sell to medical and recreational marijuana users: E3SSB 5887
 Marijuana, retail licenses, to include processing and processors: HB 2304
 Marijuana, statutory provisions, state preemption of local government laws and ordinances: HB 2638
 Marijuana, technical corrections to marijuana law: HB 1597
 Marijuana, THC concentration, correcting definition of: ***EHB 2056, CH 116 (2013)**
 Marijuana, THC concentration, directing that HB 2056 correcting definition be considered: ***HCR 4405 (2013)**
 Marijuana, use by offender during community custody: SSB 5010
 Prescription drug manufacturers, participation in prescription donation for uninsured persons, including immunity provisions: HB 1382, ***SSB 5148, CH 260 (2013)**
 Prescription drugs and supplies, donated, authorizing dispensing to uninsured persons: HB 1382, ***SSB 5148, CH 260 (2013)**
 Prescription drugs, controlled substances, electronic communication of prescription or refill authorization: HB 1155, ***SSB 5416, CH 276 (2013)**
 Prescription drugs, direct patient-provider practices: HB 1480
 Prescription drugs, insurer or utilization review entity clinical review criteria, allowing off-label uses and repeat prescriptions: HB 1943
 Prescription drugs, legend drug act, including pharmacists: ***HB 1182, CH 71 (2013)**
 Prescription drugs, ninety-day supply limit, placing conditions on dispensing in keeping with: HB 1583, ***SSB 5459, CH 262 (2013)**
 Prescription drugs, prior authorization process, work group to develop criteria for streamlining: ***E2SSB 5267, CH 215 (2013)**
 Prescription drugs, through medicaid managed care, enrollee comprehensive medication management: ***2SSB 5213, CH 261 (2013)**
 Prescription drugs, through medicaid managed care, enrollee comprehensive medication management process: HB 1637
 Prescription drugs, warehousing and reselling, repealing preferential business and occupation tax rate to provide basic education and higher education funding: HB 2038
 Prescription drugs, warehousing and reselling, repealing preferential business and occupation tax rate to provide basic education funding: HB 2796
 Prescription monitoring database, access for clinical laboratories: EHB 1593
 Prescription monitoring program, department of health, funding program entirely from medicaid fraud penalty account: ***HB 1565, CH 36 (2013)**
 Prescriptions written by physician and osteopathic physician assistants in other states, authorizing pharmacies to fill: HB 1596, ***SSB 5524, CH 12 (2013)**
 Uniform controlled substances act, revising definition of THC concentration for purposes of: ***EHB 2056, CH 116 (2013)**

EARLY LEARNING, DEPARTMENT (See also CHILD CARE)

Background check clearance cards, issued by department, use by educational employees and their contractors: HB 2350, ***SB 6093, CH 50 (2014)**
 Business license center, participation by department: HB 1403, E2SSB 5680
 Care providers, fraud by, referral to department of social and health services for investigation and action: ***2ESSB 5157, CH 29 (2013)**
 Child care consumer and provider bill of rights, department role: HB 1671
 Child care consumer and provider requirements, department role: ***2SSB 5595, CH 337 (2013)**
 Child care facilities, compliance with inspections of, limiting alterations department can require for: HB 2191
 Child care providers and facilities, department recovery of final debt through office of financial recovery: HB 1708
 Child care subsidy fraud, training of staff concerning: ESSB 6181

- Child care subsidy program, incentive for working connections applicant or recipient to seek child support enforcement services: ESSB 6181
- Child care subsidy program, provider fraud, referral to department of social and health services for investigation and action: ***2ESSB 5157, CH 29 (2013)**
- Child care, integrating preschool with: HB 2377
- Disabilities, children from birth to age three with, department to be lead agency for early intervention services: HB 2598
- Early achievers program, data collection and evaluation: HB 2377
- Early achievers program, enrollment of child care programs in, department role: HB 1671, HB 2377
- Early achievers program, for licensed or certified child care centers and homes, implementation: HB 1723
- Early childhood education and assistance program, department to develop implementation plan for increasing enrollments: ***SB 5904, CH 16 (2013)**
- Early childhood education and assistance program, eligibility for children in connection with family assessment response services: HB 2519
- Early childhood education and assistance program, evaluating program outcomes and analyzing return on investment: ***SB 5904, CH 16 (2013)**
- Early childhood education and assistance program, expanding to serve more children: E2SSB 5237, ***SB 5904, CH 16 (2013)**
- Early childhood education and assistance program, licensing standards, aligning with child care standards: HB 2377
- Early learning advisory council, duties and membership, modifying: HB 2282
- Early start act, aligning early learning and child care: HB 2377
- Early start program, integrated high quality continuum of early learning program, phasing in: HB 1723
- Early start program, integrated high quality continuum of early learning, prioritizing funding for: HB 2065
- Educational or recreational programming for school-aged children, requirements for entities providing: ***HB 1547, CH 130 (2013)**
- Family assessment response services, eligibility for child care and early learning services in connection with: HB 2519
- Family day care providers, children of, not included in staff-to-child ratio required by department: HB 1172
- Family day care providers, education requirements, exemption in certain cases: HB 1228, SB 5578
- Fatality reviews, by department, requirements, including convening of child fatality review committee: HB 2165
- Federal receipts, requiring that department report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**
- Funding for early learning, authorizing capital gains tax to provide: HB 2087
- Home visiting and parent and caregiver support, department to reserve funds for: HB 1723
- Home visiting services account, modifying provisions: ***SB 5809, CH 165 (2013)**
- Home visiting system development, department to be lead agency and oversee home visiting services account: ***SB 5809, CH 165 (2013)**
- Indian tribes, department to convene working group for pilot birth-to-kindergarten programs: HB 1134
- Legislative task force on early learning and technical working group, establishment: HB 1723
- Obesity, prevention through early learning programs, including among duties of department: HB 1784
- Outcomes for education, improving through high quality learning opportunities and integration of funding for birth-to-five services: HB 1723
- Preschool, integrating child care with: HB 2377
- Public records, inspection and copying exemption, personal information in department files for child enrolled in license child care: ***HB 1203, CH 220 (2013)**, SB 5198
- Recreational or educational programming for school-aged children, requirements for entities providing: ***HB 1547, CH 130 (2013)**
- Sleep practices, safe, department to provide information to child care licensure applicants: HB 2695
- Student programs, before- and after-school, department to adopt licensing standards to allow students to be in school buildings for: HB 1968
- Working connections child care, Aclara group report on eligibility requirements, implementing recommendations, department role: HB 1671, ***2SSB 5595, CH 337 (2013)**
- Working connections child care, contracted child care slots, department duties: HB 2377
- Working connections child care, eligibility for children in connection with family assessment response services: HB 2519
- Working connections child care, eligibility, limiting change of circumstance impact on: HB 2377
- Working connections child care, extending eligibility for benefits to certain additional educational activities: HB 1671
- Working connections child care, increasing subsidy rate to certain providers and returning copays to earlier levels: HB 1671

Working connections child care, optional supplemental payment by parents to fund difference between provider rate and state rate: HB 1810

Working connections program, incentive for subsidy applicant or recipient to seek child support enforcement services: ESSB 6181

ECOLOGY, DEPARTMENT (See also AIR QUALITY AND POLLUTION; WATER POLLUTION; WATER RIGHTS)

Administration of various programs, modifying to create flexibility: HB 1206, HB 1948, HB 1952

Agricultural land, pollution violation due to livestock, adding determination and voluntary compliance to penalty process: HB 2478

Ammunition components, manufacturing of, limited regulation of chemicals used in process to department and Washington state: HB 2020

Appeals of department decisions, excluding certain appeals from pollution control hearings board jurisdiction: HB 1206, HB 1948, HB 1952

Applications submitted to department, requiring prompt action: HB 1163, HB 1236

Applications, water rights, changes in water right certificates to reflect certain changes in water right uses: E2SSB 5199

Applications, water rights, department processing role: HB 1548, HB 1549

Architectural paint recovery program, creation, department to enforce: HB 1579

Asbestos-containing building materials, labeling requirements, enforcement by department or local air authorities: HB 1926, ***ESSB 5458, CH 51 (2013)**

Batteries, small rechargeable battery stewardship act, department role: HB 1364

Brownfield properties, cleanup and reuse, using prioritized revenues under model toxics control act, department role: ***E2SSB 5296, CH 1 (2013)**

Business license center, participation by department: HB 1403, E2SSB 5680

Clean-up plans, department to include community organizations in certain permit issuance processes: HB 1434

Composting, using litter tax revenues to support programs: HB 1309

Diesel fuel, diesel idle reduction account and loan and grant program, creating, department role: HB 2569

Environmental justice, department efforts concerning disproportionately adverse health and environmental impacts on low-income and minority populations: HB 1434, HB 2312

Environmental policy, department to include community organizations in permit issuance and clean-up plan adoption: HB 1434

Environmental reports, by department, modifying provisions to streamline: ***EHB 2636, CH 76 (2014)**

Environmental statutes of department, technical changes: HB 2438

Environmental statutes of department, updating various for efficiency and local government flexibility: HB 2439

Federal receipts, requiring that department report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**

Flame retardants, limiting presence in upholstered furniture and children's products, department role: HB 1294

Geoduck clams, aquaculture operations, repealing department of ecology duties concerning: HB 1894

Greenhouse gas emissions, rules regulating, prohibiting without legislative authorization: HB 1169

Health programs of department, funding through use of public utility tax collected from water distribution businesses: HB 1685

Litter reduction, using litter tax revenues to support programs: HB 1309

Local economy trust water account, transferring state agency water rights to account, department role: E2SSB 5219

Marijuana, environmental impacts of various means of producing, liquor control board to consult with department to examine: HB 1992

Mercury-containing light product stewardship program, repealing program and account: SB 5658

Mercury-containing lights, producers to pay registration and administration fees for reimbursing documented recycling and administrative costs: SB 5658

Mercury-containing lights, product stewardship organizations, department role: HB 1444, HB 2246

Natural resources management, streamlining through agency independence, department administrative authority: HB 1384

Oil, crude oil and refined petroleum, measures to ensure safety when transporting, department role: HB 2347

Permits, various, department to include community organizations in certain permit issuance processes: HB 1434

Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

Pollutant discharge elimination permit system applications and reports, department to provide for electronic filing: SB 5407

Recycling, using litter tax revenues to support programs: HB 1309

Rule making by department, specific grant of legislative authority, requirement: HB 1163

Rules, review of, department to conduct for streamlining purposes: HB 1591, ***SSB 5679, CH 30 (2013)**

Scientific literature, peer-reviewed, use by department: ***HB 1113, CH 69 (2013)**, HB 2262
 Sediment from rivers, management strategies, demonstration projects to test, department role: ES 6549
 Shellfish aquaculture regulatory committee, shifting emphasis from regulation to research: HB 1894
 Solid waste management, amending certain statutes: HB 2439
 Steam electric generating plants, repealing statutes: HB 2439
 Storm water, competitive grant program to reduce pollution, department role: ***HB 2079, CH 28 (2013)**
 Storm water, compliance pilot project, department to conduct: HB 1237
 Storm water, department of ecology storm water pollution account, creation: HB 1954
 Storm water, financial assistance for management of runoff, prioritizing: HB 1235
 Storm water, new requirements for phase I jurisdictions, department to delay: HB 1234
 Toxic waste sites, cleanup of, prioritizing spending of revenues under model toxics control act, department role: ***2ESSB 5296, CH 1 (2013)**
 Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095
 Transportation projects, environmental review and permitting, department to convene work group: HB 2070
 Transportation projects, environmental review and permitting, prohibiting adoption or maintaining of requirements by department when more stringent: HB 1996
 Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, department role: HB 1978, HB 2070
 Transportation projects, environmental review and protection, applying federal requirements: HB 2093
 Vessels, abandoned and derelict, department authority to board in certain cases: HB 1245, ESSB 5663
 Waste reduction and management programs, various, modifying to create administrative flexibility: HB 1206, HB 1948, HB 1952
 Water pollution control facilities, loans for, department authority to include publicly owned industrial wastewater treatment facilities: HB 1557
 Water quality determinations by department, basing on preponderance of site-based, source-specific testing: HB 2472
 Water quality trading program, developing, department role: HB 2454
 Watershed planning grants, modifying provisions, including role of department: HB 1924
 Yakima river basin, integrated water resource management plan, department role in implementing plan: HB 1196, HB 1414, ***2SSB 5367, CH 11 (2013)**

ECONOMIC AND REVENUE FORECAST COUNCIL

Abolishing council and transferring powers and duties to the office of the forecast council, provisions: HB 1940
 Forecasts, economic and revenue, shifting to same date during both long and short legislative sessions: HB 2062, SB 5910
 Reports, state revenue collections, role in state agency rule making moratorium: HB 1163, HB 1478

ECONOMIC DEVELOPMENT (See also GROWTH MANAGEMENT; LAND USE PLANNING AND DEVELOPMENT)

Abandoned or vacant properties in urban growth areas, loans to municipalities for revitalizing: HB 1079
 Business regulatory efficiency program, establishing, department of commerce to regulate: ***HB 1818, CH 324 (2013)**
 Community redevelopment financing, levying property tax in apportionment districts: HB 1967, HB 2349, HJR 4210, HJR 4214
 Digital cross-system infrastructure maps, creating and using for state economic development prioritizing: HB 1819
 Economic resilience of manufacturing in Washington, joint task force on, establishment: HB 2580
 Industrial/manufacturing facilities, new construction on undeveloped or underutilized lands, property tax exemption: HB 1443, 2SSB 6096
 Projects of statewide significance, involving economic development, mechanism for governments to perform project reviews: HB 1754
 Public facilities loans and grants, expanding community economic revitalization board funding role: HB 1260, SSB 5334
 Regulatory streamlining projects, multijurisdictional, establishment: ***HB 1818, CH 324 (2013)**
 State lands, consideration of economic development by managing agencies: HB 1111

ECONOMIC DEVELOPMENT COMMISSION

Eliminating commission and economic development commission account: HB 2029

ECONOMIC DEVELOPMENT FINANCE AUTHORITY

Members from legislature, to be nonvoting members: HB 2417

Rule making by authority, specific grant of legislative authority, requirement: HB 1163

EDUCATION OMBUDS, OFFICE

Foreign language interpreters, K-12 public schools, office role: HB 1709

Schools, public, developing model language policy and procedure for adoption by districts, office role: HB 1815

EDUCATION, BOARD

Accountability framework, board to develop Washington achievement index for schools and districts: ***E2SSB 5329, CH 159 (2013)**

Accountability system, phases I and II, modifying to provide assistance and intervention, board role: HB 1177

Assessments of learning, high school, board to establish performance scores for new assessments: ***EHB 1450, CH 22 (2013)**

Career and college ready graduation proposal, implementing requirements: HB 1692, HB 2051, HB 2181, HB 2242, HB 2792

Financial education public-private partnership, board role: HB 1173

Grading of schools and districts, performance-based, board to grade using accountability index: ESSB 5328

Grading of schools and districts, performance-based, board to grade using accountability index for pilot program: ESSB 5328

Graduation requirements, career and college ready graduation proposal, implementing requirements: HB 1692, HB 2051, HB 2181, HB 2242, ***E2SSB 6552, CH 217 (2014) PV**

Graduation requirements, credit and course distribution requirements, modifying: HB 1656

Graduation requirements, twenty-four credits, implementing career and college ready graduation requirement proposal: ***E2SSB 6552, CH 217 (2014) PV**

High school and beyond plan, board role in improving value for career and college pathways: HB 2383

Indicators of educational system health, statewide, establishment as basis for performance goals and measurements, board role: ***ESSB 5491, CH 282 (2013)**

Occupational education requirement, board to redesignate as career and technical education requirement and adopt associated rules: HB 1650

Opportunity gaps, districts failing to close, board to identify: ESSB 5242

Private schools, offering online school programs, approval by board: HB 1304, ***SB 5496, CH 161 (2013)**

Renewal school district, statewide, board role: HB 1641

Required action districts, districts with a lowest-achieving school to be designated as, board role in requirements and options: ***E2SSB 5329, CH 159 (2013)**

ELECTIONS (See also CAMPAIGNS; INITIATIVE AND REFERENDUM; PUBLIC DISCLOSURE COMMISSION; REDISTRICTING COMMISSION)

Ballots, drop boxes, auditors to place throughout county: HB 1290

Ballots, mail in ballot deadline act: HB 2561

Ballots, prepaid postage: HB 1278

Ballots, printing public disclosure commission web address on: HB 1720, ***SSB 5507, CH 283 (2013)**

Ballots, processing and counting on day of election: HB 1102

Ballots, processing of, monitoring using web camera surveillance systems: HB 2586

Ballots, replacement, providing by telephone or mail or in person, conditions: SB 5500

Ballots, uniform ballot design: HB 1103

Candidates, nonpartisan offices, choosing between top two candidates in general elections: ***HB 1474, CH 143 (2013)**

Candidates, positions with one candidate, excluding from ballot: HB 1509

Candidates, write-in, filing declaration of candidacy: HB 1510

Candidates, write-in, printing in general election ballot, conditions: HB 2750

Costs and inefficiencies in elections, reducing: HB 1966

County partisan offices, filling unexpired term, canceling primary when just one candidate has filed: ***HB 2106, CH 7 (2014)**

Districts, various, authorizing district-based elections: HB 1413

Election laws, nonsubstantive changes: HB 1157, ***SSB 5518, CH 11 (2013) PV**

Election laws, reconciling: HB 2215

House of representatives, members, house and legislative district population and location provisions: HB 1121

Mail in ballot deadline act: HB 2561

Motor voter registration, preregistration for persons age sixteen and seventeen: EHB 1279
 Political parties, state committees for, naming chair and vice chair: HB 2263
 Presidential elections, provisions concerning electors: HB 1091
 Presidential electors, compensation: ***HB 1639, CH 38 (2013)**
 Primaries, positions with one candidate, excluding from ballot: HB 1509, ***HB 2106, CH 7 (2014)**
 Recall petitions, signatures on, provisions concerning gatherers, gathering businesses, and petitions: HB 2552
 Redistricting and new elections, requiring in some cases: HB 1413
 School district bonds, requiring simple majority of voters voting to authorize: HB 2441, HJR 4216
 Signs, political yard sign display in homeowners' associations: SB 5083
 Special districts, diking and drainage and flood control, allowing legal entities to vote in elections: HB 1269
 Unexpired terms, filling, repealing provisions: HB 1195
 Voters' pamphlets, primary elections, modifying provisions: HB 1211
 Voters' pamphlets, printing public disclosure commission web address on: HB 1720, ***SSB 5507, CH 283 (2013)**
 Voters' pamphlets, removing requirement that complete text of initiatives be included in printed version of: HB 2033, HB 2066
 Voting, for write-in candidate, conditions: HB 1510
 Voting, lack of voter opportunity, cause of action to redress: HB 1413
 Voting, poll-site voting and identification procedures: HB 1317
 Voting, registration, extending time period, including online registration: EHB 1267
 Voting, registration, motor voter preregistration for persons age sixteen and seventeen: EHB 1279
 Voting, registration, Washington voting rights act of 2013, enacting: HB 1413
 Voting, registration, young voter registration equality act: EHB 1279
 Water-sewer districts, assumption by city or town, requiring voter approval: HB 2413, ESSB 6008

ELECTRONIC PRODUCTS

Amusement machines, electronic or electromechanical, use and possession, excluding from definition of gambling: HB 2673
 Appliances, like-in-kind replacement, exempting use of certified HVAC/refrigeration specialty electrician from various requirements: HB 1760
 Battery charger systems, efficiency standards: HB 1017
 Computer data centers, sales and use tax exemption for certain equipment, modifying provisions: HB 2769, ESB 6550
 Insurance for portable electronics, issued on commercial inland marine policy: HB 1032, ***SSB 5008, CH 152 (2013)**
 Insurance for portable electronics, program provisions: HB 1032, ***SSB 5008, CH 152 (2013)**
 Recycling program, excluding licensors from required participation: HB 1507
 Recycling program, improving electronic waste collection reporting: HB 1498
 Recycling program, revising provisions: ***ESB 5699, CH 305 (2013)**
 Tax evasion by electronic means, seizure and forfeiture of automated sales suppression devices, phantom-ware, etc.: HB 1427, ***SB 5715, CH 309 (2013)**
 Televisions, reception improvement district excise tax, exemption for owners, modifying provisions: HB 1068

EMERGENCY SERVICES (See also FIRE PROTECTION; HEALTH CARE PROFESSIONS AND PROVIDERS; HOSPITALS; UNIFORMED PERSONNEL)

Ambulance services, interlocal agreements with fire protection districts, removing rural limitation: EHB 2278
 Ambulances, requirements for seat belts, air bags, and driver training: HB 2255
 Call location, wireless providers to provide location information to law enforcement responding to emergency: HB 1897
 Emergency medical care and transportation services, ensuring direct payment to provider under health care service contract: HB 1263
 Emergency medical services, property tax levy, adjusting levy cap to increase funding: HB 1136
 Emergency medical services, property tax levy, modifying requirements for placing countywide proposal on ballot: HB 2428
 Emergency medical technician, extending physician-patient privilege to: HB 1772
 Enhanced 911 emergency communications services, excise tax for: HB 1971
 Enhanced 911 emergency communications system, exempting caller identity from disclosure: HB 2239
 First responder, extending physician-patient privilege to: HB 1772
 Kelsey Smith act, providing wireless communications call location information to law enforcement responding to emergency: HB 1897

Medical program directors, clarifying authority in relation to certain emergency medical personnel: HB 2127
 Missing endangered persons, adding to missing children clearinghouse: HB 1895, ***SSB 5556, CH 285 (2013)**
 Physician's trained emergency medical service intermediate life support technician and paramedic, extending physician-patient privilege to: HB 1772
 Privilege, physician-patient, extending to emergency responders: HB 1772
 Receiving care centers, licensing of, short-term emergency and crisis care for child removed from home: HB 1261
 Schools, emergency response systems for, designing: ***SSB 5197, CH 233 (2013)**
 Signs, static digital outdoor advertising signs, use along state highways for emergency information: HB 1408
 Yellow dot program for motor vehicles: HB 1002

EMINENT DOMAIN

Federal property, condemnation by state and sale for private forestry uses: HB 1111
 Private property to be transferred to governmental agency of another state, prohibiting taking or damaging of: SB 6125
 Transportation property, surplus, former owner repurchase right in cases of earlier condemnation: HB 1092

EMPLOYMENT AND EMPLOYEES (See also DEVELOPMENTAL DISABILITIES, PERSONS WITH; DISABILITIES, PERSONS WITH; LABOR; PUBLIC EMPLOYMENT AND EMPLOYEES; RETIREMENT AND PENSIONS; UNEMPLOYMENT COMPENSATION; WAGES AND HOURS; WORKERS' COMPENSATION)

Agricultural employees, vanpool programs for, allowing nonprofits and certain transit providers to provide: HB 2604
 Applications for employment, prohibiting employers from asking about or using nonconviction information: HB 2545
 Asbestos abatement projects, employee respirator requirements: HB 1110
 Breastfeeding-friendly Washington designation, creating to recognize certain workplaces: HB 2329
 Court records, nonconviction, removing from public access to remove employment and housing barriers: HB 1497
 Discrimination against employees, protections for employees: HB 2333
 Employee fair classification act, improving compliance with wage-related laws: HB 1440, HB 2334
 Employer responsibility for medical assistance costs of employees act of 2014: HB 2588
 Employment laws and contracts, local, preemption by state of Washington: HB 2591
 Expenses, work-related, employer reimbursement of employees: HB 2230
 Family and medical leave insurance program, implementing by amending provisions of family leave insurance program: HB 1457
 Family leave insurance program, delaying implementation until funding and benefits payment authorized in law: ***HB 2044, CH 26 (2013)**
 Family leave insurance program, establishing joint legislative task force on family and medical leave insurance: ESB 5903
 Family leave insurance program, repealing family and medical leave insurance act if not funded: ESB 5903
 Health care facility employees, mandatory overtime provisions: HB 1153
 Health care facility employees, meal and rest break requirements: HB 1152
 Homeless persons, temporary homeless status certification to facilitate access to employment, creation by department: HB 2415
 Horse racing employees, grooms, industrial insurance premium assessment for, payment: ***HB 1469, CH 80 (2013)**
 Industrial safety and health act, increasing employee protections under: EHB 1891
 Janitorial services, commercial, workload standards and a health and safety training program, establishment: HB 2477
 Leave, paid sick and safe leave, establishing minimum standards: HB 1313
 Leave, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726
 Leave, paid sick and safe leave, state preemption of local leave regulation: HB 1780
 Leave, paid vacation leave: HB 2238
 Legislators, state, job leave provision for legislative service, requirements: HB 2473
 Liens against property of employer by employee, provisions of employee fair classification act: HB 1440
 Minors, work permits for employing, master application procedures: ***SB 5056, CH 156 (2013)**
 New employees, training wages for, authorizing: HB 2614
 Political and religious views of employers, prohibiting required employee meeting attendance or responses to communications: HB 2031
 Retaliation against employees, protections for employees: HB 2333
 Retaliation, protecting employees from, for conduct promoting public policy: HB 2710
 Social networking, accounts, prohibiting employer demand that employee provide information or access: ***SSB 5211, CH 330 (2013)**

Tipped employees, requiring minimum wage for employees age eighteen and older and study group to assess effectiveness: HB 1346
 Tow truck operators, lunch breaks: HB 1611
 Underground economy, improving employer compliance with wage-related laws: HB 1440, HB 2334
 Unions, information concerning union membership and dues rights, placement in workplace posters: HB 1461
 Wage-related laws, employer compliance with, improving: HB 1440, HB 2333, HB 2334
 Working families' tax exemption for eligible low-income persons, for certain sales taxes paid, modifying provisions: HB 1890

EMPLOYMENT SECURITY DEPARTMENT (See also UNEMPLOYMENT COMPENSATION)

Unemployment compensation, department's settlement authority, modifying: *EHB 1394, CH 122 (2013)
 Unemployment compensation, implementing certain unemployment insurance integrity provisions, including commissioner role: EHB 1395, *SB 5355, CH 189 (2013)
 Unemployment compensation, overpayment recovery, disclosure of personally identifying information from fish and wildlife licenses to department: HB 1393
 Unemployment compensation, shared work program, adopting certain short-time compensation provisions: *EHB 1396, CH 79 (2013)
 Unemployment compensation, suitable work, modifying requirements to include work with minimum age requirements: HB 1684

ENERGY (See also AIR QUALITY AND POLLUTION; CLIMATE; ENERGY FACILITY SITE EVALUATION COUNCIL; HAZARDOUS WASTE; UTILITIES)

Biomass facilities, value of, including in property tax levy limit calculation: HB 1634
 Biomass, densified biomass wood fuel, pilot project at Washington State University, to be developed by university's energy program: *ESSB 5709, CH 308 (2013)
 Biomass, from certain liquid organic fuels, as qualified alternative energy resource: HB 2223, *HB 2708, CH 129 (2014)
 Coal transition power, kilowatt-hours from, subtracting from utility's overall load: HB 1221
 Coal transition power, use by qualifying utilities complying with annual targets: HB 1222, *SB 5297, CH 158 (2013)
 Efficiency, including information in residential home inspection reports: HB 1181
 Efficiency, standards for battery charger systems: HB 1017
 Electric transmission line siting compact, adoption: HB 1030
 Electricity generation from certain sources, extending expiration of sales and use tax exemptions for machinery and equipment: HB 1910, *ESSB 5882, CH 13 (2013)
 Electricity generation from certain sources, sales and use tax exemptions for machinery and equipment, adding survey, review, and reporting provisions: *ESSB 5882, CH 13 (2013)
 Electricity, utility net metering provisions: HB 1106
 Energy storage facilities, using to meet annual renewable energy conservation targets: HB 1289
 Energy storage systems, assessment by electric utilities, including in integrated resource plans: HB 1296
 Energy supply and energy conservation, joint committee on, role in shaping state energy policy: HB 2183
 Geothermal facilities, value of, including in property tax levy limit calculation: HB 1634
 Geothermal resources, distribution of funds from geothermal account: *SSB 5369, CH 274 (2013)
 Geothermal resources, use for commercial electricity production: *SSB 5369, CH 274 (2013)
 Hog fuel, extending sales and use tax exemptions when used for production of electricity, steam, heat, or biofuel: HB 1663, *ESSB 5882, CH 13 (2013)
 Hydroelectric generation, as renewable energy resource: HB 1347, HB 1415, HB 1950, HB 2112, HB 2676, *EHB 2733, CH 45 (2014), HJR 4200, ESSB 5290, SSB 6058
 Nonpower attributes, in energy independence act, definition: *HB 1154, CH 99 (2013), SB 5408
 Nuclear power, creating joint select task force on nuclear energy to study: SSB 5991
 Projects of statewide significance, involving energy development, conservation, or efficiency, mechanism for governments to perform project reviews: HB 1754
 Renewable energy system cost recovery incentive program, adding certain solar energy systems to definition of customer-generated electricity: HB 1690
 Renewable energy system cost recovery incentive program, creation as new program: HB 1105
 Renewable energy system cost recovery, allowing participation by qualifying utility-owned distributed solar energy systems on certain premises: HB 1977

- Renewable energy system cost recovery, excluding new applicants for existing program and initiating phase II program: HB 1301
- Renewable energy system cost recovery, incentives, measuring effectiveness through performance milestones: HB 1301
- Renewable energy systems, customer access via low-cost loan or lease program offered by electric utility or third-party vendor: HB 2176
- Renewable energy systems, ten-year annual investment cost recovery incentive payment: HB 1138
- Renewable energy targets, annual, use of qualifying utility-owned distributed solar energy system to help meet: HB 1977
- Renewable energy, annual conservation targets, using energy storage facility to meet targets: HB 1289
- Renewable energy, hydroelectric generation as renewable resource: HJR 4200
- Renewable energy, qualifying utilities complying with annual targets, modifying certain compliance requirements: HB 1699
- Renewable energy, qualifying utilities complying with annual targets, use of coal transition power: HB 1222, ***SB 5297, CH 158 (2013)**
- Renewable energy, qualifying utilities complying with annual targets, use of conservation acquired in excess of biennial target: HB 1699
- Renewable energy, qualifying utilities, subtracting coal transition power from utility's overall load: HB 1221
- Renewable resources, complying by using utility's BPA-marketed hydroelectric electricity output share: HB 1347, HB 2112, HB 2676, SSB 6058
- Renewable resources, eligible, customer- or investor-owned utility customer purchase of, creating tariff schedule or contract to allow: HB 2059
- Renewable resources, eligible, to include electricity from certain solid waste combustion facilities: SSB 6028
- Renewable resources, hydroelectric generation by irrigation districts, qualifying as eligible renewable resource: HB 1415, HB 1950
- Renewable resources, hydroelectric generation in irrigation pipes and canals and water and wastewater pipes, qualifying as eligible renewable resource: ***EHB 2733, CH 45 (2014)**, ESSB 5290
- Renewable resources, within other states, allowing utilities to use in certain cases: ***SSB 5400, CH 61 (2013)**
- Renewable resources, within western electricity coordinating council area, allowing utilities to use: HB 1426
- Resource plans, integrated electric utility, updating requirements: ***EHB 1826, CH 149 (2013)**
- Siting multi-state electric transmission lines, adopting compact and creating commission: HB 1030
- Solar energy machinery and equipment, heat-generating, sales and use tax exemptions: HB 1705, ***ESSB 5882, CH 13 (2013)**
- Solar energy systems, adding to definition of customer-generated electricity for sake of cost recovery incentives: HB 1690
- Solar energy systems, distributed, allowing qualifying utility-owned system to participate in renewable energy system cost recovery incentive program: HB 1977
- Solar energy systems, distributed, helping to meet annual renewable energy targets when qualifying utility-owned: HB 1977
- Solar energy systems, including community projects, modifying renewable energy system cost recovery program: HB 1301
- Solar energy systems, installation, promoting through creation of green jobs tax credit account within sustainable energy trust program: HB 1301
- Solar energy systems, manufacture and wholesale, extending business and occupation tax rate to solar grade silicon: ***ESSB 5882, CH 13 (2013)**
- Solar energy systems, manufacture and wholesale, extending expiration date for business and occupation tax rate: HB 1912, ***ESSB 5882, CH 13 (2013)**
- Solar facilities, value of, including in property tax levy limit calculation: HB 1634
- State energy policy, joint committee on energy supply and energy conservation role: HB 2183
- Sustainable energy trust account, creation, including certain tax credit for contributions to account: HB 1856
- Sustainable energy trust program, green jobs tax credit account within program for promoting renewable energy system installation: HB 1301
- Sustainable energy trust program, green jobs tax credit account within program, measuring effectiveness through performance milestones: HB 1301
- Washington state energy freedom act, prohibiting state agency regulation of greenhouse gas emissions without legislative authorization: HB 1169
- Wind turbines, applications to construct, notifying landowners: HB 1193

ENERGY FACILITY SITE EVALUATION COUNCIL

Composition and duties of council, comprehensive changes: HB 1374

Deposits and cost reimbursements of council, administrative processes for: HB 2406

Energy facilities, council to adopt standards for siting, construction, operation, and decommissioning: HB 1374

ENTERPRISE SERVICES, DEPARTMENT (See also CAPITAL PROJECTS ADVISORY REVIEW BOARD)

Central services of state government, including department, conforming amendments prompted by reorganization and streamlining: HB 2098

Contracts, for capital and transportation projects, providing information online, department role: HB 2104

Contracts, outsourcing services, requiring impact statement: HB 2743

Enterprise services account, modifying provisions: HB 1972

Fuel, local government usage, department recommendations for purchasing decisions: HB 1602

Interpreter services, defining "language access providers" for state agency purchasing purposes, including department role: HB 1753, EHB 2617

Outsourcing services to private sector or nonprofit, establishing taxpayer protection act concerning: HB 2743

Personnel service fund, discontinuing use by department of enterprise services: HB 1972

Polychlorinated biphenyls (PCBs), state purchasing preference for products not containing, department role: ***SSB 6086, CH 135 (2014)**

Procurement by state or local government, contract length limitation and termination prohibition: HB 1143

Procurement by state or local government, nonsubstantive changes to statutes: HB 2374

Procurement by state, reasons for debarment of contractors to include fraud and false medicaid claims: ***SB 5948, CH 34 (2013)**

Purchasing of goods and services, competitive bid process, preference for in-state businesses, department role: HB 1938

Real property, surplus governmental, selling or leasing by department for affordable low-income housing: HB 1563

Risk management office, claims for damages due to tortious conduct, electronic presentment: HB 1762, ***SB 5136, CH 188 (2013)**

Rule making by department, specific grant of legislative authority, requirement: HB 1163

State agency employees, payroll parking and transit fee deductions, authorizing pretax payment, conditions: HB 1456

Surveillance using extraordinary sensing devices, department to convene work group: ***EHB 2789 (2014) V**

Vessels, publicly owned, transfer by department: HB 1245, ESSB 5663

ENVIRONMENT (See also CLIMATE; COMPOSTING; ECOLOGY, DEPARTMENT; LITTERING; RECYCLING)

Cultural resources of Washington state, protecting, relationship to state environmental policy act: HB 1809, HB 2709

Energy facility site certification, energy facility site evaluation council environmental review and impact statement: HB 1374

Environmental decision making by certain state agencies, including community organizations in permit issuance and clean-up plan adoption: HB 1434

Environmental impact statement, nonproject, recovery of preparation costs by city or county: HB 1104, HB 1682, HB 1717

Environmental impact statement, transportation projects, expedited process for review and approval: HB 2070

Environmental justice, state agency efforts concerning disproportionately adverse health and environmental impacts on low-income persons and minorities: HB 1434, HB 2312

Environmental legacy stewardship account, using moneys for competitive grant program to reduce storm water pollution: ***HB 2079, CH 28 (2013)**

Environmentally designated land, existing, satisfying mitigation requirements for public infrastructure projects with: HB 2269

Green jobs tax credit account, promoting installation of renewable energy systems through incentive payments from account: HB 1301

Marijuana, environmental impacts of various means of producing, liquor control board to consult with department to examine: HB 1992

Mercury-containing light product stewardship program, repealing program and account: SB 5658

Mercury-containing lights, producers to pay registration and administration fees for reimbursing documented recycling and administrative costs: SB 5658

Mercury-containing lights, product stewardship organizations, provisions: HB 1444, HB 2246

Off-road vehicles, increasing safe, legal, and environmentally acceptable recreation opportunities for: HB 1632

Private property rights, protecting from United Nations Agenda 21 policies: HB 1165

State environmental policy act, categorical exemption for certain short plat and subdivision actions: HB 2595

State environmental policy act, categorical exemptions for certain development proposals: HB 2090

State environmental policy act, environmental impact statement provisions: HB 1104, HB 1682, HB 1717, HB 2090, HB 2096

State environmental policy act, exemption for street, highway, or ferry facility construction or maintenance implementing best management practices: HB 2097

State environmental policy act, judicial review of decisions made under, cause of action for persons adversely affected by: HB 2271

State environmental policy act, traffic impacts mitigation fees imposed under, limiting city authority to impose in certain cases: HB 2161

State environmental policy act, wireless communications structures: HB 1183, SB 5098

Transportation projects, environmental and compensatory mitigation, meeting requirements with existing environmentally designated land: HB 2095

Transportation projects, environmental review and permitting, minimizing permit delays for compensatory mitigation projects: HB 1999, HB 2070

Transportation projects, environmental review and permitting, prohibiting adoption or maintaining of requirements by certain agencies when more stringent: HB 1996

Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making: HB 1978, HB 2070

Transportation projects, environmental review and protection, applying federal requirements: HB 2093

Transportation projects, in local comprehensive plans subject to environmental analysis, state environmental policy act exemption: HB 2096

Transportation projects, new construction or maintenance activities using best management practices, removing certain limits and environmental requirements: HB 2097

Violations of environmental law, involving hazardous waste or fish and wildlife enforcement code, attorney general authority and power: HB 1655

Wireless communications structures, modifying requirements for exemption from certain environmental policies: HB 1183, SB 5098

ESTATES, TRUSTS, AND PROBATE (See also TAXES - ESTATE TAX)

Dispute resolution, judicial proceeding commenced as new action: HB 1446, *SSB 5135, CH 246 (2013)

Guardians or limited guardians, of incapacitated persons with estates, requirements: HB 1508

Guardians, for incapacitated adults, improving protections for adults by modifying guardianship provisions: HB 1816

Guardians, standby or standby limited, modifying provisions: *SB 5692, CH 304 (2013)

Real property transfer, Washington uniform real property transfer on death act: HB 1117

Trusts and trustees, revising various statutes: *SB 5344, CH 272 (2013)

ETHICS IN GOVERNMENT (See also EXECUTIVE ETHICS BOARD; LEGISLATIVE ETHICS BOARD; PUBLIC DISCLOSURE COMMISSION)

Complaints and investigations, modifying provisions: *ESSB 5577, CH 190 (2013)

Ethics advisor or advisors, each agency to designate, requirements: *ESSB 5577, CH 190 (2013)

Investigation records, identity of state employee or officer filing ethics board complaint, exemption from public inspection and copying: *ESSB 5577, CH 190 (2013)

Municipal employees, to be included in certain contract beneficial interest provisions of municipal officer code of ethics: HB 1867

Municipal officers, code of ethics for, modifying certain contract beneficial interest provisions to include municipal employees: HB 1867

State employees, state facility de minimis use for communicating health care, insurance, or retirement information to: *HB 1785, CH 28 (2014)

Whistleblowers, prohibiting reprisals or retaliatory actions: *ESSB 5577, CH 190 (2013)

EXECUTIVE ETHICS BOARD

Complaints and investigations, modifying provisions: *ESSB 5577, CH 190 (2013)

Eliminating board and transferring duties to public disclosure commission: HB 1005

FAMILY AND CHILDREN'S OMBUDSMAN, OFFICE

Adoption process improvements, implementing certain recommendations of report by ombudsman and department of social and health services: HB 1675

Rule making by office, specific grant of legislative authority, requirement: HB 1163

FARMS (See also AGRICULTURE; LIVESTOCK)

- Commercial crops, damage by wildlife, payment of claims for compensation: SSB 5760
- Dairies, inspection program assessment on milk, extending expiration date: HB 2354, SB 6079
- Dropout prevention through farm engagement pilot project, establishing: EHB 1276
- Employees, establishment of farm internship pilot project: ***SSB 5123, CH 131 (2014)**
- Farm internship pilot project, establishment: ***SSB 5123, CH 131 (2014)**
- Farm laborers, vanpool programs for, allowing nonprofits and certain transit providers to provide: HB 2604
- Farmers markets, beer and wine sampling and serving at qualifying markets: ***SB 6514, CH 105 (2014)**
- Farmers markets, wine sampling conducted by wineries or beer sampling conducted by microbreweries, allowing in certain cases: ***SB 5674, CH 238 (2013)**
- Fertilizers, turf, excluding exceptional quality biosolids from definition: HB 1314
- Fire sprinkler systems, in agricultural structures, prohibiting mandatory installation: HB 1390
- Greenhouses, propane or natural gas used to heat, sales and use tax exemptions: HB 1722
- Hops, harvesting equipment, eligibility for sales tax exemption: HB 2597
- Horticulture, land used for commercial, current use property tax program: HB 2493, ESSB 6286
- Lands, farm and agricultural land, current use property tax program: HB 2493, ESSB 6286
- Lands, farm and agricultural land, penalty for removing land from current use property tax classification as, allowing prepayment: HB 2584
- Lands, farm and agricultural land, revising definition for current use property tax program purposes: HB 2306
- Lands, small farms within current use farm and agricultural lands property tax program: HB 1437
- Small farms, current use farm and agricultural lands property tax program: HB 1437
- Tax preferences, certain farm-related, repealing to increase small business tax credit: HB 2286
- Vehicles, allowing farm vehicles on public highways in certain cases: ***ESB 5616, CH 299 (2013)**
- Vehicles, owned by certain farmers, exemption from department of transportation number requirements: SSB 6280

FERRIES (See also MARINE EMPLOYEES' COMMISSION)

- Accidents and incidents, comprehensive investigation procedures for, process for developing: HB 2756
- Administration of ferry system, limiting department of transportation authority in some cases: HB 1880
- Advisory board, creating ferries advisory board, including membership and duties: HB 2758
- Advisory committee system, expanding role of executive committee of state ferry users to annual ferry fare setting, duties of committee: HB 1879
- Alteration, contracts for, awarding for projects using design-build procedure: HB 1993
- Alteration, contracts for, requiring that department of transportation obtain at least three bids: HB 1990
- Budgets, state ferries to develop improved online ferry system operating budget display: HB 1879
- Capital vessel replacement account, deposit of vehicle registration renewal service fee revenues: HB 1954
- Construction of auto ferries, modifying provisions concerning planning, construction, purchase, analysis, and design work: HB 2759
- Construction or maintenance or repair activities involving facilities, following best management practices, removing limits and modification requirements: HB 2097
- Construction or maintenance or repair activities involving facilities, following best management practices, state environmental policy act exemption: HB 2097
- Construction, contracts for, awarding for projects using design-build procedure: HB 1993
- Construction, contracts for, requiring that department of transportation obtain at least three bids: HB 1990
- Construction, issuance of proposals for, removing in-state construction requirement statement from: HB 1990
- Construction, of new small ferry vessels, repealing certain provision concerning: HB 1990
- County ferry districts, assumption of administrative duties by a county: ***SSB 6216, CH 51 (2014)**
- Deficit reimbursement agreements with counties, modifying reimbursement limits: HB 2184
- Fares, modifying roles of transportation commission and executive committee of state ferry users in annual ferry fare setting: HB 1879
- Fares, transportation commission role in reducing: HB 1082
- Ferry districts, county, transfer of functions and taxing authority to county, conditions and process: HB 1324, HB 2182
- Funding for ferries, distribution of marijuana excise tax revenues to department of transportation for: HB 2772
- Passenger-only ferry service districts, establishment by public transportation benefit areas, including revenue sources and related authority: HB 2267
- Replacement of ferries, funding with certain motor vehicle service fees: HB 1129

Vessels and terminals, state forces working on, removing time period limitations on dollar threshold for permissible work by: EHB 2684

FINANCE COMMITTEE, STATE

Debt, state, levels and types to be authorized for capital and transportation projects, committee to governor and legislature concerning: ESSB 5138

Debt, state, repealing certain capital bond budget development working debt limit provision: HB 1646

General obligation bonds, authorizing to finance Columbia river crossing project, committee role: HB 1975

General obligation bonds, financing 2011-2013 and 2013-2015 capital and operating budget projects, committee role:

***ESSB 5036, CH 20 (2013)**

General obligation bonds, financing 2013 connecting Washington projects and improvements in omnibus transportation appropriations act: HB 1956

General obligation bonds, financing 2013-2015 capital and operating budget projects, committee role: HB 1088

Lottery revenue bonds, for certain school construction assistance, committee role: EHB 2797

Rule making by committee, specific grant of legislative authority, requirement: HB 1163

FINANCIAL INSTITUTIONS (See also CHECKS AND CHECK CASHING; CREDIT UNIONS; FINANCIAL INSTITUTIONS, DEPARTMENT; LOANS; MORTGAGES AND MORTGAGE BROKERS)

Banks, amending various provisions: HB 1325, ESSB 5208

Banks, comprehensive amending of existing laws: HB 2141, ***SB 6135, CH 37 (2014)**

Banks, in-state and out-of-state, defining "loan" for business and occupation tax apportionable income purposes: HB 1751

Banks, in-state and out-of-state, providing equal tax treatment of investment securities for: HB 1751

Banks, Washington commercial bank act: HB 2141, ***SB 6135, CH 37 (2014)**

Financial information, disclosure, implementing sunshine committee recommendations: HB 1298

Lenders, appraisal services, liens on property for unpaid balances: HB 2375

Money transmitters, amending provisions of uniform money services act: HB 1327, HB 2523, ***SSB 6273, CH 206 (2014)**

Nondepository institutions, regulatory provisions: HB 2452, ***SB 6134, CH 36 (2014)**

Savings associations and banks, amending various provisions: HB 1325, ESSB 5208

Savings associations and banks, comprehensive amending of existing laws: HB 2141, ***SB 6135, CH 37 (2014)**

Savings associations, renaming RCW Title 33 as Washington savings association act: HB 2141, ***SB 6135, CH 37 (2014)**

Savings banks, renaming RCW Title 32 as Washington savings bank act: HB 2141, ***SB 6135, CH 37 (2014)**

Trust businesses, comprehensive amending of existing laws: HB 2141, ***SB 6135, CH 37 (2014)**

Trust companies, amending various provisions: HB 1325, ESSB 5208

Trust institutions, Washington trust institutions act: HB 2141, ***SB 6135, CH 37 (2014)**

FINANCIAL INSTITUTIONS, DEPARTMENT (See also FINANCIAL INSTITUTIONS; LOANS; MORTGAGES AND MORTGAGE BROKERS)

Banks, savings banks and associations, and trust companies, amending various provisions, department role: HB 1325, ESSB 5208

Banks, savings banks and associations, and trust companies, comprehensive changes: HB 2141, ***SB 6135, CH 37 (2014)**

Business license center, participation by department: HB 1403, E2SSB 5680

Debt adjusting services, nonprofit, licensing and regulation by department: HB 1491

Debt management services, uniform debt management services act, department role: HB 1340

Debt settlement services act, licensing of persons providing services, department role: HB 2670

Debt settlement services act, registration of persons providing services, department role: HB 2142

Licensing and enforcement, payday lenders, regulating through small consumer installment loan act: HB 1657, ESSB 5312

Money transmitters, amending provisions of uniform money services act: HB 1327, HB 2523, ***SSB 6273, CH 206 (2014)**

Mortgage brokers, department regulation of, amending provisions: HB 1328, ***SSB 5210, CH 30 (2013)**

Mortgage loans, residential loan modification services, department regulatory authority: HB 1328, ***SSB 5210, CH 30 (2013)**

Nondepository institutions, regulatory provisions, department role: HB 2452, ***SB 6134, CH 36 (2014)**

Rule making by department, specific grant of legislative authority, requirement: HB 1163

FINANCIAL MANAGEMENT, OFFICE

Corrections, department of, review staff safety, office role: HB 2421

Education data center, contracting with nonprofit to analyze data on effect of family factors on student success: HB 2739

Education data center, data-sharing and research agreements with office of the courts, researching juvenile educational and workforce outcomes: HB 1680

Education data center, educational and workforce outcomes of youth in juvenile justice system, center to report on: HB 1680

Education data center, reporting on postsecondary education and employment outcomes of state public high school graduates: HB 1650

Education data center, special education students, monitoring educational outcomes: ***2SSB 5958, CH 47 (2014)**

Education data center, students with disabilities, center to monitor educational outcomes after graduation: E2SSB 5330

Education data center, web site publication of higher education completers' earnings and employment data: HB 2443

Education funding, modifying allocation rates, maximum levy percentages, and local effort assistance provisions to increase education funding, role of office: SSB 5898

Expenditure information web site, searchable state, links or access to annual state fee inventory, office role: ***SB 5751, CH 63 (2013)**

Facilities review council, creation as advisory group to legislature, duties to include six-year plans recommended by office: HB 2719

Fees imposed by state agencies, inventorying as part of state fee inventory, office role: ***SB 5751, CH 63 (2013)**

Fiscal analysis, convening work group concerning establishment of nonpartisan fiscal analysis agency: HB 2252

Fiscal notes, dealing with corrections, child welfare, and mental health issues, to include fiscal impacts on other program expenditures: HB 2252

Greenhouse gas emissions, office to contract with independent organization for evaluation of emissions reduction approaches: ***E2SSB 5802, CH 6 (2013)**

Health care innovation plan for state, public and private implementation, role of office: HB 2572

Higher education institutions, reporting requirements, office role in reviewing and reporting for sake of streamlining and coordinating: ***HB 1736, CH 218 (2013)**

Human resources director, position of, eliminating: HB 2514, SSB 6005

Information technology for state agencies, establishing information technology investment pool, office role: ***ESSB 5891, CH 33 (2013)**

Land, habitat and recreation, acquisition by state, office role: ESSB 6052

Oil, transportation by railcars, office to study state's preparedness and accident-response capacity: HB 2347

Paramount duty trust fund, office to audit: HB 1545

Parks and recreation commission, fiscal opportunity cost incurred via fee reductions and exemptions, office to deliver report: HB 1530

Population enumeration data, limiting use and retention in certain cases: ***HB 2515, CH 14 (2014)**

State agency innovation and efficiency council, creation, office to provide administrative support: SSB 5872

State agency innovation and efficiency grant program, creation, role of office: SSB 5872

State employees, four-year colleges and universities, office to review exempt and civil service classification practices of: HB 2788

State lands, occupied or under jurisdiction of state agency, modifying duties of director of office: HB 2516

STEM education, office to contract with statewide nonprofit organization to promote and support: HB 1872, SSB 5755

Student enrollment enumeration data, limiting use and retention and exempting from public inspection and copying: ***HB 2515, CH 14 (2014)**

FIRE PROTECTION (See also FIREFIGHTERS; UNIFORMED PERSONNEL)

Annexation, of unincorporated territory within a code city or town, modifying provisions related to fire protection districts: ***EHB 2068, CH 27 (2013)**

Fire departments, authority to develop community assistance referral and education services program: EHB 1554, ***SB 5145, CH 247 (2013)**

Fire departments, local, wildfire individualized community-wide protection plans: HB 1127

Fire departments, use of personnel in small public works projects: HB 2266

Fire marshal, state, consultative role in adoption of licensing standards to allow students to be in school buildings for before- and after-school programs: HB 1968

Fire marshal, state, statewide prefire mitigation plan duties: HB 1127

Fire protection districts, ambulance service interlocal agreements with cities, removing rural limitation: EHB 2278

Fire protection districts, imposition of benefit charges by, voter approval: HB 1488, ***SSB 5332, CH 49 (2013)**

Fire protection districts, partial mergers, modifying provisions: ***HB 1264, CH 25 (2014)**

Fire sprinkler systems, dwelling unit, professional licensing and certification provisions: HB 2260

Fire sprinkler systems, in agricultural structures, prohibiting mandatory installation: HB 1390
 Flame retardants, limiting presence in upholstered furniture and children's products manufactured, sold, or distributed for use in state: HB 1294
 Funding for fire protection, distribution of marijuana excise tax revenues to cities and counties for: HB 2772
 Indian tribes, land owned by, fire protection services when located within fire protection district or regional service authority: EHB 1287
 Regional fire protection service authorities, establishment within boundaries of single city: HB 1654
 Regional fire protection service authorities, imposition of benefit charges by, voter approval: HB 1486
 Regional fire protection service authorities, use of personnel in small public works projects: HB 2266
 Smoke alarms, long-life, converting to: HB 2401
 Smoke detection devices, in dwelling units, requiring installation of certain lithium battery devices: HB 2053
 State fire service, mobilization, to include all risk resources: HB 1126
 Student programs, before- and after-school, director of fire protection role in adopting standards to allow students to be in school buildings for: HB 1968
 Water, fire suppression water facilities and services, provision for critical public services by water purveyors: HB 1512, SB 5606
 Wildfires, caused by incendiary devices, certain device prohibitions: ***SSB 6199, CH 90 (2014)**
 Wildfires, caused by incendiary devices, discharging devices during or outside closed season, prohibiting: HB 2427
 Wildfires, public works wildfire damage repair projects, exemption from prevailing wage requirements in certain cases: HB 1249
 Wildfires, statewide prefire mitigation plan: HB 1127

FIREARMS (See also HUNTING)

Ammunition, parts, and accessories, increasing availability through Washington state firearms ammunition, parts, and accessories jobs act: HB 2020
 Animals, attacks by aggressive violent animals, right of self-defense: HB 2664
 Background checks, consolidating statewide involuntary commitment information for firearm background check purposes, work group to make proposal: ***SSB 5282, CH 216 (2013)**
 Background checks, extending to all gun sales and transfers: HI 594
 Background checks, prohibiting without uniform national standard: HI 591
 Background checks, various provisions: HB 1588, HB 1839, ***SSB 5282, CH 216 (2013)**, HI 591, HI 594
 Clay targets, purchased and provided by nonprofit gun clubs, sales and use tax exemptions: ***ESSB 5882, CH 13 (2013)**
 Confiscation of firearms, prohibiting without due process: HI 591
 Dealers, firearm deliveries to law enforcement officers, requirements: HB 2502
 Defensive force, including deadly force, right to use in certain cases: HB 2324
 Drive-by shooting, adding to list of most serious offenses: HB 1730
 Emergency, state of, prohibiting placing of restrictions on firearm possession, sale, or use during: HB 2551
 Firearm-related injury and death prevention education program, creation, with funding from firearm retail sale fee: HB 1703
 Firearms accident prevention, Eddie Eagle GunSafe program, use in schools of instructional materials from: SJM 8006
 Gangs, criminal street gang associate or member, including in unlawful possession in first degree provisions: HB 1729
 Gun locks, sales and use tax exemptions: HB 1703
 Juvenile firearm offenders, evidence- and research-based interventions: HB 2164
 Juvenile firearms and weapons crimes, provisions: HB 1096
 Less lethal weapon, peace officers using, immunity from liability: HB 1678
 Manufacturers of ammunition, parts, and accessories, exemption from business license and corporation and limited liability company fees: HB 2020
 Offenders, registration requirements and crime of failure to register as firearm offender: HB 1612
 Pistols, concealed pistol license, renewal notice procedures: HB 1318
 Possession, surrender requirements and prohibitions, certain persons subject to certain protection or related orders: HB 1840
 Reckless endangerment, storing or leaving loaded firearm where child can and does gain access to it: HB 1676
 Rifles, short-barreled, possessing, transporting, acquiring, or transferring when legal under federal law: HB 1561, ***SB 5956, CH 201 (2014)**
 Rifles, short-barreled, state and federal law consistency: HB 2475
 Safe storage, requirements for dealers in connection with, violations and penalties: HB 1676

Safe storage, requirements for, in relation to reckless endangerment: HB 1676
 Safer schools act of 2013, authorizing permanent employees to possess firearms on school grounds in some cases: HB 1788
 Sale of firearms, by unlicensed person to another unlicensed person, background check requirements: HB 1588
 Sale or transfer, exempting purchaser from criminal background check when producing valid concealed pistol license: HB 1839
 Sales of firearms, fee on each retail sale, levying and collecting: HB 1703
 Sales, firearms and ammunition, sales and use tax exemptions: HB 2529
 Schools, prohibiting firearms on school premises or transportation, expanding exemptions: HB 1908
 Sentencing for crimes, certain firearm sentencing enhancements to be doubled if body armor was worn: HB 1907, HB 2704, SSB 5119, SB 6025
 Shooting ranges, sport, protecting ranges and range owners and operators: HB 1184
 Shotguns, short-barreled, state and federal law consistency: HB 2475
 Unlawful possession in first degree, adding to list of most serious offenses: HB 1731
 Unlawful possession in first degree, amending provisions: HB 1147, HB 1729, HB 1731
 Unlawful possession in second degree, to include certain persons subject to certain protection or related orders: HB 1840
 Washington state firearms ammunition, parts, and accessories jobs act: HB 2020
 Washington state firearms freedom act of 2013: HB 1371
 Washington state gun and ammunition sales tax exemption act: HB 2529

FIREFIGHTERS (See also FIRE PROTECTION; RETIREMENT AND PENSIONS)

Chaplains for volunteer fire departments, retirement system membership: HB 1120
 Occupational disease, firefighters, workers' compensation mandatory exposure reporting requirement for: HB 2576

FISH (See also FOOD AND FOOD PRODUCTS; SALMON; STEELHEAD)

Aquaculture, genetically engineered finfish, prohibiting production in state waters: HB 2143
 Aquaculture, marine, authorizing inclusion of net pen facilities siting in shoreline master programs: HB 1599
 Barriers to fish passage associated with transportation, removal of, fish habitat enhancement projects: HB 2765
 Barriers to fish passage associated with transportation, removal or correction of: HB 2251, HB 2346
 Environmental law violations, involving fish and wildlife enforcement code, attorney general authority and power: HB 1655
 Family forest fish passage program, distributions from forest and fish support account: HB 2747
 Family forest fish passage program, distributions from forest landowners incentive programs account: ESSB 6478
 Finfish, genetically engineered, prohibiting production in state waters: HB 2143
 Forest and fish support account, distributions to and use of funds from: HB 2747, ESSB 6478
 Habitat, department of transportation fish habitat enhancement projects, limiting regulatory requirements for: HB 2765
 Invasive species, integrated management approach and enforcement: HB 2458, *ESSB 6040, CH 202 (2014)
 Property improvements benefitting habitat, property tax exemption: HB 1570, *SB 5593, CH 236 (2013)
 Shark fins, unlawful trade in second degree, prohibiting all commercial activities: SB 5081
 Transgenic salmon or salmon products, labeling as, during sale: HB 2630

FISH AND WILDLIFE COMMISSION

Advisory committee on hunters and fishers with disabilities, extending discounted licenses to nonresident veterans: HB 1192
 Endangered predator species, gray wolf, permitting livestock owner to kill gray wolf without a permit, conditions: SSB 5187
 Endangered predator species, permitting livestock owner to kill any predator without a permit, conditions: HB 1191
 Hunting, hunter education training courses and certificates, related commission rule making: HB 1199, HB 2459
 Land, habitat and recreation, process for acquisition by commission: SSB 5054
 Members, ensuring balanced representation of interests: HB 1189
 Rule making by commission, specific grant of legislative authority, requirement: HB 1163
 Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095
 Wildlife, damage to crops and livestock by, payment of claims for compensation, commission rule making concerning: HB 1219, *E2SSB 5193, CH 329 (2013)
 Wolves, conservation and management plan, funding source for: HB 1501
 Wolves, gray wolf, permitting livestock owner to kill gray wolf without a permit, conditions: SSB 5187

Wolves, restricting commission classification of gray wolf as threatened or endangered, conditions: HB 1337

FISH AND WILDLIFE, DEPARTMENT (See also FISH; FISHING, COMMERCIAL; FISHING, RECREATIONAL; OUTDOOR RECREATION; PUBLIC LANDS; SALMON; STEELHEAD)

Applications submitted to department, requiring prompt action: HB 1163, HB 1236

Aquatic invasive species, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**

Aquatic invasive species, integrated management approach and enforcement, department role: HB 2458, ***ESSB 6040, CH 202 (2014)**

Bighorn sheep, damage to commercial crops by, payment of claims for compensation by department: SSB 5760

Day-use permit, requiring for motor vehicle operation, exempting certain department-managed roads: ***ESSB 5897, CH 15 (2013)**

Discover pass, bulk sales at reduced rate in certain cases: SSB 5289, ***ESSB 5897, CH 15 (2013)**

Discover pass, complimentary pass for department customers spending certain amount: HB 2199

Discover pass, complimentary, for spouses doing collective agency-sanctioned volunteer work: SSB 5097

Discover pass, requiring for motor vehicle operation, exempting certain department-managed roads: ***ESSB 5897, CH 15 (2013)**

Enforcement actions against Indian tribal members, hunting-related, referring action to tribal enforcement authority in certain cases: HB 1496

Enforcement, merging department of natural resources officers with fish and wildlife enforcement: HB 1849

Enforcement, of fish and wildlife law provisions, various violations : HB 2460, ***ESSB 6041, CH 48 (2014)**

Environmental justice, department efforts concerning disproportionately adverse health and environmental impacts on low-income and minority populations: HB 1434

Environmental law violations, involving fish and wildlife enforcement code, attorney general authority and power: HB 1655

Federal receipts, requiring that department report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**

Fish habitat, department of transportation fish habitat enhancement projects, limiting regulatory requirements, department role: HB 2765

Fish passage barrier removal task force, renaming as board: HB 2251

Fish passage barriers associated with transportation, removal of, fish habitat enhancement projects, department role: HB 2765

Game lands owned by department, property tax on, in lieu payments provisions: HB 2045, ***SSB 6446, CH 55 (2014)**

Game lands owned by department, property tax on, repealing in lieu payments provisions: HB 1073

Hatcheries, salmonid, department-partner management agreements: HB 1071

Hunting, hunter education training courses and certificates, department role: HB 1199, HB 2459

Hydraulic permits and projects, environmental review when involving transportation, prohibiting adoption or maintaining of requirements by department when more stringent: HB 1996

Hydraulic permits and projects, prospecting, suction dredge use and mineral prospecting and mining permit: HB 2579

Hydraulic permits and projects, removal of sediment from freshwater by volunteers, exemption from permit requirement under certain conditions: HB 2021

Indian tribal members, hunting-related enforcement actions against, referring action to tribal enforcement authority in certain cases: HB 1496

Invasive species, aquatic, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**

Invasive species, integrated management approach and enforcement, department role: HB 2458, ***ESSB 6040, CH 202 (2014)**

Land management, department consideration of economic development: HB 1111

Land, habitat and recreation, process for acquisition by department: SSB 5054, ESSB 6052

Lands acquired by fish and wildlife commission, department authority to manage using best available management techniques: HB 1372

Lands and their resources, coordinated state and local management, department role: HB 1163

Lands managed by department, exempting certain roads from motor vehicle operation day-use permit, discover pass, or vehicle access pass requirement: ***ESSB 5897, CH 15 (2013)**

Lands managed by department, recreation access, waiving penalty for failure to display day-use permit, discover pass, or vehicle access pass: HB 2156

Lands, department-owned game lands, property tax on, in lieu payments: HB 2045, ***SSB 6446, CH 55 (2014)**

Lands, department-owned game lands, property tax on, repealing in lieu payments provisions: HB 1073
 Lands, department-purchased, retaining water rights for later transfer to local economy trust water account: E2SSB 5219
 Licenses, child support noncompliance-based suspension, additional suspension due to violation of suspension: ***HB 1218, CH 102 (2013)**
 Licenses, commercial and recreational, various provisions: HB 2460, ***ESSB 6041, CH 48 (2014)**
 Licenses, commercial fishing, charter boat operators unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
 Licenses, commercial fishing, food fish or game fish guide licensees, western Washington steelhead guide stamp requirements for: HB 1917
 Licenses, commercial fishing, food fish or game fish guides licensing, expanding information and other requirements: ***SSB 5786, CH 314 (2013)**
 Licenses, commercial fishing, guides unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
 Licenses, geoduck clam diver licenses, provisions: HB 1764, HB 2574
 Licenses, hunting and fishing, personally identifying information from, disclosure for unemployment compensation overpayment recovery: HB 1393
 Licenses, veterans with disabilities, discounted hunting and fishing licenses to include nonresidents: HB 1192
 Livestock damage by wolves, payment by department of claims for compensation: HB 1501
 Natural resource management, department use of best available land management techniques: HB 1372
 Natural resources management, streamlining through agency independence, department administrative authority: HB 1384
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045
 Scientific literature, peer-reviewed, use by department: ***HB 1112, CH 68 (2013)**, HB 2261
 Sediment from rivers, management strategies, demonstration projects to test, department role: ESB 6549
 Sediment, removal from freshwater by volunteers, exemption from hydraulic project permit requirement under certain conditions: HB 2021
 Trails, official recreational trail policy, department to develop and implement: HB 2151
 Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095
 Transportation projects, environmental review and permitting, prohibiting adoption or maintaining of requirements by department when more stringent: HB 1996
 Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, department role: HB 1978, HB 2070
 Vehicle access pass, requiring for motor vehicle operation, exempting certain department-managed roads: ***ESSB 5897, CH 15 (2013)**
 Vessels, publicly owned, transfer by department: HB 1245, ESSB 5663
 Wildlife, bighorn sheep, damage to commercial crops by, payment of claims for compensation by department: SSB 5760
 Wildlife, damage to crops and livestock by, additional personalized license plate registration fee to be used for payment of claims for compensation: ***E2SSB 5193, CH 329 (2013)**
 Wildlife, damage to crops and livestock by, expenditures from wildlife conflict account for: HB 2517
 Wildlife, damage to crops and livestock by, payment of claims for compensation: HB 1219, ***E2SSB 5193, CH 329 (2013)**
 Wolves, department management of, use of Washington's wolves license plate fees: HB 1219, HB 1500, HB 1501
 Wolves, gray wolf translocation to western Washington, department to institute program: HB 1258
 Wolves, livestock damage caused by, payment of claims for compensation: HB 1501

FISHING, COMMERCIAL (See also FOOD AND FOOD PRODUCTS; SALMON)

Aquaculture, geoduck operations, department of ecology duties concerning, repealing: HB 1894
 Aquaculture, geoduck, coordinating research with ocean acidification research: HB 1761
 Aquaculture, marine, authorizing inclusion of net pen facilities siting in shoreline master programs: HB 1599
 Aquaculture, shellfish aquaculture regulatory committee, shifting emphasis from regulation to research: HB 1894
 Aquaculture, shellfish, promoting research and establishing shellfish aquaculture public information center: HB 1894
 Charter boat operators, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
 Crab, Puget Sound Dungeness crab fishery, number of licenses per vessel: HB 1075
 Enforcement, of fish and wildlife law provisions, various violations : HB 2460, ***ESSB 6041, CH 48 (2014)**
 Environmental law violations, involving fish and wildlife enforcement code, attorney general authority and power: HB 1655
 Geoduck clams, aquaculture operations, repealing department of ecology duties concerning: HB 1894
 Geoduck clams, aquaculture, coordination of research on geoducks with ocean acidification research: HB 1761

Geoduck clams, diver licenses, provisions: HB 1764, HB 2574
 Geoduck safety advisory committee, establishment by department of natural resources: HB 1764
 Guides, food fish or game fish, expanding information and other requirements for licensure: ***SSB 5786, CH 314 (2013)**
 Guides, food fish or game fish, western Washington steelhead guide stamp requirements for: HB 1917
 Guides, unlawfully acting as food or game fish guide, adding western Washington steelhead guide stamp requirement to statute: HB 1917
 Guides, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
 Indian tribal members, convictions prior to 1975 for certain tribal fishing activities, vacating: HB 2080
 Licenses, child support noncompliance-based suspension, additional suspension due to violation of suspension: ***HB 1218, CH 102 (2013)**
 Licenses, commercial and recreational, various provisions: HB 2460, ***ESSB 6041, CH 48 (2014)**
 Licenses, personally identifying information from, disclosure for unemployment compensation overpayment recovery: HB 1393
 Oysters, *Ostrea lurida*, designating as official state oyster: HB 2387, ***SSB 6145, CH 146 (2014)**
 Sea cucumbers, dive fishery license surcharges, modifying provisions: HB 1323
 Shark fins, unlawful trade in second degree, prohibiting all commercial activities: SB 5081
 Shellfish aquaculture regulatory committee, shifting emphasis from regulation to research: HB 1894
 Shellfish, aquaculture, promoting research and establishing shellfish aquaculture public information center: HB 1894
 Unemployment compensation, excluding services by certain persons on boat catching fish from definition of employment: ***HB 1311, CH 75 (2013)**
 Washington state commercial fishing fleet, 2013 blessing of the fleet: ***HR 4653 (2013)**
 Washington state commercial fishing fleet, 2014 blessing of the fleet: ***HR 4679 (2014)**
 Westport, 100th year anniversary, recognizing: ***HR 4672 (2014)**

FISHING, RECREATIONAL (See also SALMON; STEELHEAD)

Enforcement, of fish and wildlife law provisions, various violations : HB 2460, ***ESSB 6041, CH 48 (2014)**
 Environmental law violations, involving fish and wildlife enforcement code, attorney general authority and power: HB 1655
 Indian tribal members, convictions prior to 1975 for certain tribal fishing activities, vacating: HB 2080
 Licenses, child support noncompliance-based suspension, additional suspension due to violation of suspension: ***HB 1218, CH 102 (2013)**
 Licenses, commercial and recreational, various provisions: HB 2460, ***ESSB 6041, CH 48 (2014)**
 Licenses, personally identifying information from, disclosure for unemployment compensation overpayment recovery: HB 1393
 Licenses, veterans with disabilities, discounted licenses to include nonresidents: HB 1192
 Oysters, *Ostrea lurida*, designating as official state oyster: HB 2387, ***SSB 6145, CH 146 (2014)**
 Westport, 100th year anniversary, recognizing: ***HR 4672 (2014)**

FLOOD CONTROL

Flood control districts, administration and contracts: HB 1049, HB 2189
 Flood control districts, elections, allowing legal entities to vote: HB 1269
 Flood control zone districts, controlling mosquitos using integrated pest management: ***ESSB 5324, CH 209 (2013)**
 Flood control zone districts, district supervisor per diem: HB 1039, HB 2157
 Flood control zone districts, functions and taxing authority, transfer to county, conditions and process: HB 1324
 Flood control zone districts, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**
 Flood hazard reduction bonds, authorization: HB 2356, HB 2357
 Sediment from rivers, management strategies, demonstration projects to test: ESB 6549
 Water supply and integrated water management, flood control, and storm water projects, financing options for, joint legislative task force on, establishing: SSB 6516

FOOD AND FOOD PRODUCTS (See also BUSINESSES)

Bisphenol A, in food and food and beverage packaging and containers, restrictions: HB 2779
 Breakfast after the bell programs in certain public schools, implementing: HB 2536
 Caterers, liquor caterers, creating beer, spirits, and wine sales license for: HB 2680
 Cottage food operations, adding certain candies to list of cottage food products: HB 2698

Cottage food operations, maximum annual gross sales limit for maintaining permit: SB 6047
 Cottage food operations, repealing annual gross sales limit for maintaining permit: HB 1135
 Dairy products, business and occupation tax deduction for value of products or gross proceeds of sales in certain cases:
 ***ESSB 5882, CH 13 (2013)**
 Dairy products, business and occupation taxation of, provisions: HB 1748, ***ESSB 5882, CH 13 (2013)**
 Dairy products, preferential business and occupation tax rate for dairy producers: ***ESSB 5882, CH 13 (2013)**
 Direct sellers, license for, prepackaged food delivered directly to consumers: ***ESSB 6388, CH 98 (2014)**
 Distributors, pass-through wholesale, establishing license for sellers of prepackaged food delivered directly to consumers:
 HB 1827
 Energy drinks, prohibiting selling or giving away to person under age eighteen: HB 1807
 Fish, food fish and shellfish, labeling for sale, requirements and penalties: HB 1200
 Fish, transgenic salmon or salmon products, labeling as, during sale: HB 2630
 Food safety and animal health programs, fee increases for: HB 2748, HB 2749
 Genetically engineered foods, disclosure for retail sale: HI 522
 Honey bee products, defining as agricultural product for excise tax purposes: 2SSB 6402
 Milk and milk products, examination of, requirements and penalties for violations: HB 1220, ***SB 5139, CH 7 (2013)**
 Milk, processed in state, extending expiration of dairy inspection program assessment on: HB 2354, SB 6079
 Phthalates, in food and food and beverage packaging and containers, restrictions: HB 2779
 State agencies, food and beverage provision and service standards, adoption and implementation: HB 1321

FOREST LAND (See also FIRE PROTECTION; FOREST PRACTICES AND PRODUCTS; TAXES - PROPERTY TAX)

Community forest land trust, purchase of land for trust to help protect Yakima river basin: ***2SSB 5367, CH 11 (2013)**
 Community forest trust account, creation: HB 2126, ***2SSB 5973, CH 32 (2014)**
 Designated forest land program, county option to merge with open space timber program: HB 1156
 Designated forest land program, merging timber land classification with, option: ***SB 6180, CH 137 (2014)**
 Federal forest lands, counties with, discontinuing reduction of basic education allocation to districts in: HB 2207
 Fire damage, to public or private forested land, civil action to recover damages for: HB 2103, ***ESSB 5972, CH 81 (2014)**
 Small forest landowners, prohibiting participation in forestry riparian easement program when conducting certain harvests:
 HB 1600
 Small forest landowners, providing with incentives to keep land in long-term forestry: HB 1600
 State lands, divestiture, sale of land not being used for forestry: HB 1111
 Timber land, classification, merging with designated forest land program, option: ***SB 6180, CH 137 (2014)**
 Timber land, open space program, county option to merge with designated forest land program: HB 1156
 Timber on public land, credit against property taxes paid on, repealing: ***SB 5806, CH 240 (2013)**
 Timber sale program, department of natural resources, modifying expiration dates: HB 1243, ***SB 5337, CH 255 (2013)**
 Timber, privately owned, purchaser reporting requirements expiration date: ***HB 2099, CH 152 (2014)**

FOREST PRACTICES AND PRODUCTS (See also FOREST LAND; FOREST PRACTICES BOARD)

Applications, denials of, restrictions and procedures when archaeological object is present: HB 1223
 Christmas tree grower licensure, extending program: ***HB 1209, CH 72 (2013)**, SB 5377
 Family forest fish passage program, distributions from forest and fish support account: HB 2747
 Family forest fish passage program, distributions from forest landowners incentive programs account: ESSB 6478
 Forest harvest excise tax, distributing proceeds through various accounts: HB 2747, ESSB 6478
 Forestry riparian easement program, distributions from forest and fish support account: HB 2747
 Forestry riparian easement program, distributions from forest landowners incentive programs account: ESSB 6478
 Industrial insurance, logger safety initiative, department of labor and industries to report concerning: ***ESSB 5744, CH 339 (2013)**
 Log transportation businesses, public utility tax, reduction: SSB 6259
 Logging operations, industrial insurance, department of labor and industries to report concerning logger safety initiative:
 ***ESSB 5744, CH 339 (2013)**
 Pulp and paper mill workers, thanking: ***HR 4610 (2013)**
 Riparian open space and critical habitat program, distributions from forest and fish support account: HB 2747
 Riparian open space and critical habitat program, distributions from forest landowners incentive programs account: ESSB
 6478
 Timber tax distribution account, distributions to forest and fish support account: HB 2747, ESSB 6478

Trees, Washington state tree special license plates, creating: EHB 2752

FOREST PRACTICES BOARD (See also FOREST PRACTICES AND PRODUCTS)

Natural resources management, streamlining through agency independence, board authority: HB 1384

Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095

FOSTER CARE

Extended foster care services, provision for certain nonminor dependents: HB 1302, *EHB 2335, CH 122 (2014), *E2SSB 5405, CH 332 (2013)

Passport to college promise program, eligibility of student formerly in foster care: HB 1566

Schooling support for youth residing in foster family home, provision of: HB 1566

Sibling visitation for children in foster care: HB 1204, *E2SSB 5389, CH 316 (2013)

FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Project funding from board, modifying provisions: HB 1256, SSB 5239

FUELS (See also OIL AND GAS; TAXES - AIRCRAFT FUEL TAX; TAXES - MOTOR VEHICLE FUEL TAX; TAXES - SPECIAL FUEL TAX)

Alternative fuel-powered vehicles, clarifying application of retail sales and use tax exemption: HB 2671

Alternative fuel-powered vehicles, extending retail sales and use tax exemption: HB 2418

Biodiesel blend or E85 motor fuel-related sales and services, apprentice utilization requirement for tax exemptions: HB 1023

Biodiesel blend or E85 motor fuel-related sales and services, prevailing wage requirement for tax exemptions: HB 1025

Biodiesel blend or E85 motor fuel-related sales and services, resident workers requirement for tax exemptions: HB 1026

Biofuel and biodiesel, state agency use requirements, exemptions: HB 2091

Biofuels, sales and use tax exemptions for use of hog fuel to produce: HB 1663, *ESSB 5882, CH 13 (2013)

Biofuels, sustainable aviation biofuels work group, convening: *E2SSB 6518, CH 174 (2014)

Diesel fuel, diesel idle reduction account and loan and grant program, creating: HB 2569

Excise tax, distribution of taxable fuel, imposing for student transportation: HB 1122

Extracted fuels, use tax exemption for, modifying in connection with biomass fuel and refinery fuel gas: HB 2465, HB 2796

Extracted fuels, use tax exemption for, modifying in connection with hog fuel and refinery fuel gas: HB 2038

Fossil fuel carbon pollution tax, levying and imposing for basic education funding: HB 2803

Gas distribution businesses, sales of compressed or liquefied natural gas for transportation use, B&O taxation of: HB 2753, *ESSB 6440, CH 216 (2014)

Gas distribution businesses, sales of compressed or liquefied natural gas for transportation use, public utility tax exemption: HB 2753, *ESSB 6440, CH 216 (2014)

Landfill gas, companies producing pipeline-quality natural gas using, sales and use tax treatment of machinery and equipment used by: 2SSB 6215

Natural gas or propane used to heat greenhouses, sales and use tax exemptions: HB 1722

Natural gas, compressed or liquefied, various excise taxation provisions concerning use as transportation fuel: HB 2753, *ESSB 6440, CH 216 (2014)

Oil and gas, property tax exemption for certain reserves and leases on development and operation rights: HB 1856

Oil and gas, severance and conservation excise tax, including related exemption and credit: HB 1856

Oil or oils, definition of, modifying for purposes of petroleum transportation and oil spill prevention and response: HB 2440

Taxes on fuel, simplifying and updating of fuel tax administration through comprehensive revisions and consolidation: HB 1883

Taxes, motor vehicle fuel tax, deduction for handling losses, repealing: HB 2041

Taxes, motor vehicle fuel tax, tax rate used for calculating distribution to certain accounts, revising: HB 2001

GAMBLING

Amusement machines, electronic or electromechanical, use and possession, excluding from definition of gambling: HB 2673

Devices, unlawfully transporting and possessing, legal exemptions for manufacturers of class III tribal lottery system equipment: HB 2283

Fees, authorizing gambling commission to increase: HB 2754

Internet gambling, unlawful, reducing penalty for person conducting in primary residence for recreational purposes: HB 1824

Legislature to retain sole authority to approve expansion of gambling activities: HB 1295

Raffles, enhanced, authorizing charitable and nonprofit organizations serving persons with intellectual disabilities to conduct: HB 1835, ***ESSB 5723, CH 310 (2013)**

GAMBLING COMMISSION

Business license center, participation by commission: HB 1403, E2SSB 5680

Fees, authorizing commission to increase: HB 2754

Legislature to retain sole authority to approve expansion of gambling activities: HB 1295

Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

Powers and duties of commission, limitations in relation to legislative authority: HB 1295

Raffles, enhanced, authorizing charitable and nonprofit organizations serving persons with intellectual disabilities to conduct, commission role: HB 1835, ***ESSB 5723, CH 310 (2013)**

GENETICALLY MODIFIED ORGANISMS

Regulation by local legislative authorities in cities, towns, and counties: HB 1407

GEOLOGY AND GEOLOGISTS

Seismic scenario catalog, state geologist to improve and update for manufacturing industrial centers: HB 2580

GLOBAL HEALTH TECHNOLOGIES AND PRODUCT DEVELOPMENT COMPETITIVENESS PROGRAM

Board of directors of program, eliminating: HB 2029

GOVERNOR (See also BUDGET; GUBERNATORIAL APPOINTMENTS; PUBLIC EMPLOYMENT AND EMPLOYEES)

Accountability and performance, office of, establishing multijurisdictional regulatory streamlining projects, office role: ***HB 1818, CH 324 (2013)**

Bond authorization bill, governor role in preparing for debt issuance proposed in budget documents: HB 1646, ESSB 5138

Climate legislative and executive work group, creation, governor to chair: HB 1915, ***E2SSB 5802, CH 6 (2013)**

Commercially sexually exploited children statewide coordinating committee, establishing: ***SSB 5308, CH 253 (2013)**

Emergencies and disasters, continuity of government and operations in the event of, role of governor: HB 2124

Gardner, Booth, former Governor, joint legislative session to honor: ***SCR 8403 (2013)**

Gardner, William Booth, former Governor, celebrating the life and legacy of: ***HCR 4404 (2013)**

Governor's council for the healthiest next generation, establishment and duties: HB 2643

Greenhouse gas emissions, governor to contract with independent organization for evaluation of emissions reduction approaches: HB 1915

Greenhouse gas emissions, office of financial management to contract with independent organization for evaluation of emissions reduction approaches: ***E2SSB 5802, CH 6 (2013)**

Inaugural ball, governor's official inaugural ball committee, creation: HB 1205

Quality award program, applying to, removing requirement for housing organizations eligible for transitional housing operating and rent program: HB 1425

Rule making, significant legislative rules, requirement that governor sign: SB 5641

State of emergency, proclamation of, effective upon governor's signature: HB 1059, ***SB 5025, CH 21 (2013)**

State of emergency, prohibiting placing of restrictions on firearm possession, sale, or use during: HB 2551

State of state message, joint legislative session for: ***HCR 4414 (2014)**

Tax exemption transparency and accountability act, creating tax expenditure budget requirement, role of governor: HB 2721

Washington coastal marine advisory council, establishment in office of governor: ***ESB 5603, CH 318 (2013)**

Washington marine resources advisory council, creation in office of governor: ***ESB 5603, CH 318 (2013)**

Wellness programs for state employee health care benefit plans, governor to appoint health and wellness advisory committee: ESSB 5811

GROWTH MANAGEMENT (See also ECONOMIC DEVELOPMENT; LAND USE PLANNING AND DEVELOPMENT; TRANSPORTATION)

Agricultural activities, critical areas used for, extending voluntary stewardship program county regulations review date: HB 2187

Communities, fully contained, clarifying requirements for payment of infrastructure for: HB 2078
 Community development policies, prohibiting when based on international accords infringing on private property rights: HB 1164
 Comprehensive plans and development regulations, cities and counties, allowing more time before certain penalties are possible: HB 1401, ***SSB 5399, CH 275 (2013)**
 Comprehensive plans and development regulations, development proposals consistent with, SEPA categorical exemptions for: HB 2090
 Comprehensive plans and development regulations, parts found invalid, invalidity of permitting under: HB 2234
 Comprehensive plans, certain water purveyor facilities as essential public facilities: HB 1016
 Comprehensive plans, encouraging development along transit lines and at major transit stations: HB 2804
 Comprehensive plans, impact fee collection delays, impact on timing of certain improvements and strategies: HB 1652, HB 2498, HB 2677
 Comprehensive plans, infill development, SEPA categorical exemption extended to certain short plat and subdivision actions: HB 2595
 Comprehensive plans, modifying certain requirements to reduce greenhouse gas emissions: HB 2804
 Development proposals, SEPA categorical exemptions in certain cases: HB 2090
 Development regulations, parts found invalid, invalidity of permitting under: HB 2234
 Environmentally designated land, existing, satisfying mitigation requirements for public infrastructure projects with: HB 2269
 Fully contained communities, clarifying requirements for payment of infrastructure for: HB 2078
 Greenhouse gas emissions, reducing through land use and transportation requirement modifications: HB 2804
 Growth management act, changing timing of certain penalties under: HB 1401, ***SSB 5399, CH 275 (2013)**
 Growth management act, county authority to withdraw from planning under: ***EHB 1224, CH 147 (2014)**, ESB 6194
 Growth management act, repealing: HB 1167
 Growth management act, suspending in counties with significant unemployment: HB 1619
 Hearings board, authority to hear petitions challenging regulation of permit exempt wells, limiting: HB 2288
 Hearings board, comprehensive plan or development regulation parts found invalid by, invalidity of permitting under: HB 2234
 Land banks, industrial, designation by county: ***HB 1360, CH 149 (2014)**
 Private property rights, protecting from United Nations Agenda 21 policies: HB 1165
 School siting, outside urban growth areas, criteria in context of county comprehensive planning: HB 1848, HB 2499
 Sewer systems, local government selection of appropriate urban growth area systems: HB 1052, HB 2186
 Streets and roads, new construction or maintenance or repair activities following best management practices, removing limits and modification requirements: HB 2097
 Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095
 Transportation projects, in local comprehensive plans subject to environmental analysis, state environmental policy act exemption: HB 2096
 Urban growth areas, territory added to, vesting of land use activity applications: HB 2245

GUARDIANSHIP

Guardian ad litem, appointment for a child in dependency proceedings: HB 1285
 Guardian ad litem, appointment for woman under age eighteen seeking abortion: HB 1257
 Guardian ad litem, dependency proceedings, sunshine committee recommendations concerning disclosure of background information record: HB 1297
 Guardian ad litem, persons under age sixteen, in connection with sexual assault protection orders: HB 1307
 Guardians or limited guardians, of incapacitated persons with estates, requirements: HB 1508
 Incapacitated adults, guardians for, improving protections for adults by modifying guardianship provisions: HB 1816
 Professional and lay guardians, publication of information concerning: HB 1816
 Standby guardians and standby limited guardians, modifying provisions: ***SB 5692, CH 304 (2013)**
 Vulnerable adults, records from abuse and other investigations, use in certain guardianship contexts: HB 1523, ***SB 5510, CH 263 (2013)**

HAZARDOUS MATERIALS (See also HAZARDOUS WASTE; OIL AND GAS)

Antifreeze and coolant, denatonium benzoate exemption for vehicle sale: HB 1010
 Asbestos, abatement projects, employee respirator requirements: HB 1110

Asbestos-containing building materials, labeling requirements: HB 1926, ***ESSB 5458, CH 51 (2013)**
 Bisphenol A, in food and food and beverage packaging and containers, restrictions: HB 2779
 Flame retardants, limiting presence in upholstered furniture and children's products manufactured, sold, or distributed for use in state: HB 1294
 Motor carriers, regulation by state patrol in connection with hazardous materials: ***HB 2137, CH 154 (2014)**, SB 5979
 Paint, architectural, producers to establish paint stewardship program: HB 1579
 PCBs, contamination at public used oil recycling collection sites, best management practices for dealing with: HB 2745, ***ESB 6501, CH 173 (2014)**
 Phthalates, in food and food and beverage packaging and containers, restrictions: HB 2779
 Transportation of oil and hazardous materials, safety measures for tank rail cars, requesting that Congress implement: SJM 8015

HAZARDOUS WASTE (See also HAZARDOUS MATERIALS; WATER POLLUTION)

Asbestos, abatement projects, employee respirator requirements: HB 1110
 Batteries, small rechargeable battery stewardship act: HB 1364
 Brownfield properties, cleanup and reuse, using prioritized revenues under model toxics control act: ***2E2SSB 5296, CH 1 (2013)**
 Electronic products recycling program, excluding licensors from required participation: HB 1507
 Electronic products recycling program, improving waste collection reporting: HB 1498
 Electronic products recycling program, revising provisions: ***ESB 5699, CH 305 (2013)**
 Environmental law violations, involving hazardous waste, attorney general authority and power: HB 1655
 Highly impacted communities, including community organizations in permit issuance and clean-up plan adoption: HB 1434
 Highly impacted communities, permit violation enforcement actions, settlement provisions: HB 2312
 Mercury-containing light product stewardship program, repealing program and account: SB 5658
 Mercury-containing lights, producers to pay registration and administration fees for reimbursing documented recycling and administrative costs: SB 5658
 Mercury-containing lights, product stewardship organizations, provisions: HB 1444, HB 2246
 Paint, architectural, producers to establish paint stewardship program: HB 1579
 PCBs, contamination at public used oil recycling collection sites, best management practices for dealing with: HB 2745, ***ESB 6501, CH 173 (2014)**
 Reduction and management of hazardous waste, various programs, modifying to create administrative flexibility: HB 1206, HB 1948, HB 1952
 Toxic waste sites, cleanup of, prioritizing spending of revenues under model toxics control act: ***2E2SSB 5296, CH 1 (2013)**

HEALTH CARE (See also DENTISTS AND DENTISTRY; DRUGS; EMERGENCY SERVICES; HEALTH CARE AUTHORITY; HEALTH CARE PROFESSIONS AND PROVIDERS; HOSPITALS; LONG-TERM CARE; MEDICINE AND MEDICAL DEVICES; MENTAL HEALTH; PUBLIC ASSISTANCE; PUBLIC HEALTH AND SAFETY; WORKERS' COMPENSATION)

Alcohol poisoning, involving person under age 21, limited immunity when seeking medical assistance: ***HB 1404, CH 112 (2013)**
 Alzheimer's disease, convening working group to develop state Alzheimer's plan: ***SSB 6124, CH 89 (2014)**
 Behavioral health services, adult, using evidence- and research-based and promising practices to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
 Birth control, requiring dispensing of contraceptive drugs for medicaid enrollees: HB 2022
 Blood, tissue, or blood and tissue banks, business and occupation tax exemption for, modifying definitions, including "qualifying blood bank": HB 1766, ***ESSB 5882, CH 13 (2013)**
 Brain injury awareness organizations and individuals, honoring the efforts of: ***HR 4637 (2013)**
 Cannabis, medical use, amending provisions: HB 1084, HB 1662, HB 2233, E3SSB 5887
 Cannabis, medical use, levying marijuana excise tax to be collected from medical cannabis dispensaries: HB 1789
 Cannabis, medical use, Ric Smith memorial act: HB 1084
 Cardiopulmonary resuscitation, requiring instruction for high school graduation: HB 1556
 Chemical dependency services, adult, using evidence- and research-based and promising practices to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
 Co-occurring chemical dependency and mental disorders, authorizing services rule compliance waiver renewal for certain mental health agencies: ***ESSB 5681, CH 303 (2013)**

Co-occurring chemical dependency and mental disorders, developing integrated rule for treatment by an agency: HB 1930
 Community health centers, use of certain funds for health care services and maintenance of health security trust: HB 1085
 Defibrillators, medical emergency response and automated external defibrillator program for high schools: HB 1556
 Diabetes epidemic, agency collaboration to identify goals and develop agency plans: HB 1795
 East Asian medicine, adding reflexology to definition: HB 1339
 Electronic health record technology, donation by certain health care entities: HB 1636, ***SSB 5601, CH 297 (2013)**
 Eosinophilic gastrointestinal associated disorders, insurance coverage for medically necessary elemental formula in cases of: HB 2153
 EPI pens, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**
 EPI pens, placing in schools: ***ESB 5104, CH 268 (2013)**
 Epinephrine autoinjectors, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**
 Epinephrine autoinjectors, placing in schools: HB 1578, ***ESB 5104, CH 268 (2013)**
 Facilities, disclosure of records related to mental health services and sexually transmitted diseases, expanding statutes: HB 1679
 Facilities, donation of electronic health record technology by certain health care entities: HB 1636, ***SSB 5601, CH 297 (2013)**
 Facilities, employee meals and rest breaks, requirements: HB 1152
 Facilities, employees, mandatory overtime provisions: HB 1153
 Facilities, hospital safety net assessment and fund, modifying assessment and fund provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Facilities, hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**
 Facilities, hospital safety net assessments, adjusting timelines: HB 2790, HB 2791, ***ESSB 6570, CH 143 (2014)**
 Facilities, hospitals and ambulatory surgery centers, requests for information from providers: ***ESB 5666, CH 301 (2013)**
 Facilities, hospitals, business and occupation surtax on, extending to provide basic education and higher education funding: HB 2037, HB 2038
 Facilities, hospitals, contracting with health care authority each fiscal biennium: ***ESSB 5913, CH 17 (2013)**
 Facilities, hospitals, contracting with jails for inmate health care as condition of licensure: HB 1911, ***2ESSB 5892, CH 14 (2013)**
 Facilities, hospitals, requirements for jails when contracting with and reimbursing: ***2ESSB 5892, CH 14 (2013)**
 Facilities, hospitals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
 Facilities, noncritical access hospitals, designing system of hospital quality incentive payments for: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Facilities, patient-authorized health care information disclosure by, determining reasonable fee for: HB 2074
 Facilities, process for reviewing medical staff, other employees, and associated providers: HB 1436
 Facilities, rural hospitals that are sole community hospitals, enhanced medicaid payment rates for: HB 1916, ***SSB 5859, CH 57 (2014)**
 Good samaritans, exposed to infectious disease, free testing of source patient: HB 2530
 Health care implementation and oversight, joint select committee on, establishing: HB 2568
 Health care innovation plan for state, public and private implementation: HB 2572
 Health care oversight, joint select committee on, abolishing: HB 2568
 Health care oversight, joint select committee on, establishing, with expiration date: ***ESSCR 8401 (2013)**
 Health reform implementation, joint select committee on, abolishing: ***ESSCR 8401 (2013)**
 Health security trust, creation: HB 1085
 Hearing aids, replacing hearing instrument fitter/dispenser license with hearing aid specialist license: ***EHB 2108, CH 189 (2014)**
 Hearing aids, reviewing opportunity to add interim work-based learning permit or apprenticeship: ***EHB 2108, CH 189 (2014)**
 Information, related to health care, disclosure: HB 2339, ***ESSB 6265, CH 220 (2014) PV**
 Injuries due to provider negligence, actions based on, removing intention to commence notice requirement: ***HB 1533, CH 82 (2013)**
 Insurance, access to, for certain LEOFF plan 2 members catastrophically disabled in line of duty: HB 1868
 Insurance, allowing out-of-state carriers to offer insurance products in state: HB 2221, SB 6464
 Insurance, association or member-governed group health benefit plans: HB 1700, SSB 5605

- Insurance, basic health plan, limiting enrollment to citizens of United States and qualified aliens: HB 1391
- Insurance, basic health plan, marijuana excise tax revenues for, redirecting to low-income health care: HB 2793
- Insurance, carriers offering health benefit plans outside health benefit exchange, clarifying requirements: HB 2061, ***SB 5931, CH 31 (2014)**
- Insurance, coverage for voluntary termination of pregnancy, plan requirements and right of objection: EHB 1044, HB 2148
- Insurance, creation of Washington health security trust: HB 1085
- Insurance, direct patient-provider practices, prescription drugs: HB 1480
- Insurance, disability, allowing offering of wellness programs with inducements or incentives: HB 1410
- Insurance, disability, hearing aid coverage: HB 1356
- Insurance, disability, prohibiting discrimination in medical eye care and vision care in benefits or providers: HB 1942
- Insurance, eligibility of separated members of PERS, SERS, and TRS plan 2 for insurance plans and contracts: HB 1668
- Insurance, emergency medical care and transportation services, ensuring direct payment to provider: HB 1263
- Insurance, employee wellness programs, governor to appoint health and wellness advisory committee: ESSB 5811
- Insurance, eosinophilia gastrointestinal associated disorders treatment, providing coverage: HB 1216
- Insurance, essential health benefits benchmark plan, modifying provisions in connection with affordable care act implementation: HB 1712
- Insurance, family and medical leave insurance program, implementing by amending provisions of family leave insurance program: HB 1457
- Insurance, family leave insurance program, delaying implementation until funding and benefits payment authorized in law: ***HB 2044, CH 26 (2013)**
- Insurance, family leave insurance program, establishing joint legislative task force on family and medical leave insurance: ESB 5903
- Insurance, family leave insurance program, repealing family and medical leave insurance act if not funded: ESB 5903
- Insurance, federal basic health program, health care authority to develop blueprint for: HB 2594
- Insurance, health and dental, for enlisted members of Washington national guard: HB 2668
- Insurance, health benefit plan rate review, including carrier surplus: HB 1349
- Insurance, health care innovation plan for state, public and private implementation: HB 2572
- Insurance, health care navigators associated with benefit exchange, requesting of health care information, prohibitions: ***ESSB 6265, CH 220 (2014) PV**
- Insurance, health maintenance organizations, prohibiting discrimination in medical eye care and vision care in benefits or providers: HB 1942
- Insurance, hearing aid coverage: HB 1356
- Insurance, long-term care, requiring prompt payment and denials: HB 1441, ***SB 5216, CH 8 (2013)**
- Insurance, medical eye care and vision care, participation of optometrists: HB 1942
- Insurance, medical eye care and vision care, prohibiting discrimination in benefits or providers: HB 1942
- Insurance, medically necessary elemental formula coverage in cases of eosinophilic gastrointestinal disorders: HB 2153
- Insurance, out-of-state carriers, allowing purchase of health care coverage from foreign insurers that are qualifying reciprocal plans: E2SSB 5540
- Insurance, plans to include consumer transparency tools with price and quality information: ***ESSB 6228, CH 224 (2014) PV**
- Insurance, prescribing of drugs, insurer or utilization review entity clinical review criteria, allowing off-label uses and repeat prescriptions: HB 1943
- Insurance, prior authorization forms and procedures, requirements: HB 1380
- Insurance, prior authorization process, work group to develop criteria for streamlining: ***E2SSB 5267, CH 215 (2013)**
- Insurance, prior authorization requirements, lead organization and work group to make recommendations: ***ESSB 6511, CH 141 (2014)**
- Insurance, provider compensation, instituting filing and public disclosure requirements: HB 1543, ***SSB 5434, CH 277 (2013)**
- Insurance, public school employees' benefits, health care authority to report concerning: SB 6519
- Insurance, reciprocal interstate insurance policy sales agreements: HB 2220
- Insurance, requiring wellness programs in state employee health care benefits: ESSB 5811
- Insurance, retirees of political subdivisions of state, participation in state insurance or self-insurance programs: HB 1741
- Insurance, rule making concerning, requiring notice by insurance commissioner: ***ESB 6458 (2014) V**
- Insurance, state employee collective bargaining concerning health care benefits, modifying provisions: ESSB 5811
- Insurance, telemedicine health plan coverage, provider reimbursement: HB 1448

Insurance, third-party reimbursement programs, prohibiting provider participation as a licensure condition: ***E2SSB 5215, CH 293 (2013)**

Insurance, unfair and deceptive contracting and delivery practices, prohibiting: HB 2550

Insurance, uninsured persons, authorizing receiving of donated prescription drugs and supplies: HB 1382, ***SSB 5148, CH 260 (2013)**

Insurance, Washington health benefit exchange, allowing dental benefits to be offered separately or in health plan: HB 2467

Insurance, Washington health benefit exchange, allowing plans outside exchange: HB 2220, HB 2221, SB 6464

Insurance, Washington health benefit exchange, business and occupation tax exemption: HB 1517

Insurance, Washington health benefit exchange, carriers offering health benefit plans outside of, clarifying requirements: HB 2061, ***SB 5931, CH 31 (2014)**

Insurance, Washington health benefit exchange, continuity of care during grace periods: HB 2571

Insurance, Washington health benefit exchange, creation as state agency: HB 2340

Insurance, Washington health benefit exchange, funding exchange operations with insurance carrier assessment: HB 1947

Insurance, Washington health benefit exchange, limiting information provided by in connection with affordable care act implementation: HB 1712

Insurance, Washington health benefit exchange, notification of grace period and premium nonpayment during grace period: ***ESSB 6016, CH 84 (2014)**

Insurance, Washington health benefit exchange, requesting waiver to authorize enrollment in exchange rather than medicaid: HB 1713

Insurance, Washington health benefit exchange, stand-alone pediatric oral services coverage: HB 1846

Insurance, Washington health benefit exchange, using for school district, state agency, and higher education part-time employees' health benefits: ESSB 5905

Insurance, Washington state health care freedom act of 2013, prohibiting required participation in a health care system: HB 1168

Insurance, Washington state health insurance pool, administrative provisions: HB 2328

Insurance, Washington state health insurance pool, providing limited access for some residents: ***ESSB 5449, CH 279 (2013)**

Insurance, wellness programs, allowing offering of programs with inducements or incentives: HB 1410, HB 1776

Jail inmates, contracting of jails with department of corrections to participate in health care authority provider one system: ***2ESSB 5892, CH 14 (2013)**

Jail inmates, hospitals to contract with jails as condition of licensure: HB 1911, ***2ESSB 5892, CH 14 (2013)**

Malpractice, state's standard of care for, protecting through standard of care protection act: HB 2419

Mammograms, patient mammographic breast density information notice: SSB 6050

Marijuana, medical marijuana system, aligning with recreational marijuana system: E3SSB 5887

Marijuana, medical use, provider and patient permits to grow or provide: HB 2511

Marijuana, medical use, sales and use tax exemptions for purchases by qualifying patients: HB 2198

Marijuana, medical, amending provisions: HB 1084, HB 1662, HB 2233, E3SSB 5887

Marijuana, medical, legal amounts left at retail stores holding pharmacy license, notification and disposal requirements: ***EHB 1808, CH 133 (2013)**

Marijuana, medical, levying marijuana excise tax to be collected from medical cannabis dispensaries: HB 1789

Marijuana, medical, revising and renaming Washington state medical use of cannabis act: HB 2149

Marijuana, medical, technical corrections to marijuana law: HB 1597

Newborn screening, hospitals to collect blood sample for certain screening tests: HB 2544

Nutrition, prenatal, making resources available to pregnant women: ***SB 6299, CH 38 (2014)**

Ophthalmic-related services, allowing physician assistants to perform, conditions: HB 1584

Pain awareness month, recognizing: ***HR 4614 (2013)**

Patient information, inadvertently received by agencies, requirements: ***ESSB 6265, CH 220 (2014) PV**

Patients, designating July 25th as patient safety day: HB 1101

Patients, discharge data in comprehensive hospital abstract reporting system, maintaining confidentiality: HB 2380, ***ESSB 6265, CH 220 (2014) PV**

Patients, Washington state patient safety act: HB 1095

Phototherapy, used by licensed physicians, exempting from ultraviolet tanning device prohibition for persons under eighteen: HB 1585, ***SB 6065, CH 87 (2014)**

Physical examinations, student athletes and commercial driver's license applicants, allowing chiropractors to conduct: HB 1573

Quality assurance committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 Quality improvement programs and committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 Records, disclosure when related to mental health services and sexually transmitted diseases, expanding statutes: HB 1679
 Records, electronic health record technology, donation by certain health care entities: HB 1636, ***SSB 5601, CH 297 (2013)**
 Records, patient-authorized disclosure by provider or facility, determining reasonable fee for: HB 2074
 Service coordination organizations, establishing accountability measures: HB 1519
 Social investment steering committee, Washington, establishment of, duties to include pilot programs: HB 2337
 Spinal manipulation, authority of physical therapists to perform: HB 2160
 State employees, de minimis use of state facilities to communicate certain health care information to: ***HB 1785, CH 28 (2014)**
 Telemedicine, health plan coverage, provider reimbursement: HB 1448
 Telemedicine, physicians providing through hospitals, requirements and conditions: HB 1448
 Traumatic brain injury, honoring the efforts of brain injury awareness organizations and individuals: ***HR 4637 (2013)**
 Washington global health technologies and product development competitiveness program, eliminating board of directors: HB 2029
 Washington health security trust, creation: HB 1085
 Washington state health care freedom act of 2013, prohibiting required participation in a health care system: HB 1168
 Wounds, bullet and stab, requirements when patient indicates domestic violence caused their injury: ***ESB 5305, CH 252 (2013)**
 Wounds, bullet and stab, requiring hospitals to follow their established procedures when patient indicates domestic violence caused their injury: ***ESB 5305, CH 252 (2013)**

HEALTH CARE AUTHORITY (See also HEALTH CARE; INSURANCE; PUBLIC ASSISTANCE)

Abolishing authority and replacing with Washington health security trust: HB 1085
 Adult behavioral health system, improvement of, role of authority: ***2SSB 5732, CH 338 (2013)**
 Basic health plan, limiting enrollment to citizens of United States and qualified aliens: HB 1391
 Basic health plan, marijuana excise tax revenues for, redirecting to low-income health care: HB 2793
 Behavioral health services, combined mental health and chemical dependency services, state purchasing of, authority role: HB 2639, ***2SSB 6312, CH 225 (2014)**
 Birth control, requiring dispensing of contraceptive drugs for medicaid enrollees: HB 2022
 Dental health aide services, for Indian tribes, health care authority role: HB 2466
 Diabetes epidemic, agency collaboration to identify goals and develop agency plans, authority involvement: HB 1795
 Federal basic health program, health care authority to develop blueprint for: HB 2594
 Federal receipts, requiring that authority report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**
 Health benefit exchange, Washington, allowing dental benefits to be offered separately or in health plan: HB 2467
 Health benefit exchange, Washington, allowing plans outside exchange: HB 2220, HB 2221, SB 6464
 Health benefit exchange, Washington, business and occupation tax exemption for certain amounts received: HB 1517
 Health benefit exchange, Washington, carriers offering health plans outside of, clarifying requirements: HB 2061, ***SB 5931, CH 31 (2014)**
 Health benefit exchange, Washington, continuity of care during grace periods: HB 2571
 Health benefit exchange, Washington, creation as state agency: HB 2340
 Health benefit exchange, Washington, funding exchange operations with insurance carrier assessment deposited in health benefit exchange account: HB 1947
 Health benefit exchange, Washington, limiting information provided by in connection with affordable care act implementation: HB 1712
 Health benefit exchange, Washington, notification of grace period and premium nonpayment during grace period: ***ESSB 6016, CH 84 (2014)**
 Health benefit exchange, Washington, requesting waiver to authorize enrollment in exchange rather than medicaid: HB 1713
 Health benefit exchange, Washington, stand-alone pediatric oral services coverage: HB 1846
 Health benefit exchange, Washington, using for school district, state agency, and higher education part-time employees: ESSB 5905
 Health care innovation plan for state, authority role in public and private implementation: HB 2572
 Hearing aids, including coverage in state-purchased health care: HB 1356
 Hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**

Hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**

Hospitals, contracting with health care authority each fiscal biennium: ***ESSB 5913, CH 17 (2013)**

Interpreter services, authorizing purchase by authority for limited-English speaking or sensory-impaired public assistance applicants and recipients: HB 1753

Interpreter services, authorizing purchase by authority for limited-English speaking public assistance applicants and recipients: EHB 2617

Managed care organizations, contracts with authority, including performance measures for service coordination organizations: HB 1519

Medicaid enrollees, services to, allowing nurses and physicians to satisfy continuing education credits by performing: HB 1628

Medicaid, contraceptive drugs, requiring dispensing of: HB 2022

Medicaid, enrollees in border communities, access to care through contractual agreements across state border, authority role: ***SB 6419, CH 39 (2014)**

Medicaid, false claims, reasons for debarment of state procurement contractors to include: ***SB 5948, CH 34 (2013)**

Medicaid, hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**

Medicaid, hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**

Medicaid, managed care, enrollee comprehensive medication management: ***2SSB 5213, CH 261 (2013)**

Medicaid, managed care, enrollee comprehensive medication management process: HB 1637

Medical assistance program, complex rehabilitation technology products and services, authority to establish separate recognition for: HB 1445

Medical assistance, authority to establish low-income disproportionate share hospital payment mechanism: HB 1635

Medical assistance, hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**

Medical assistance, hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**

Medical assistance, managed care health systems, payments by authority to: ***HB 2798, CH 198 (2014)**

Medical assistance, noncritical access hospitals, designing system of hospital quality incentive payments for: HB 2016, ***ESSB 5913, CH 17 (2013)**

Medical care services, restricting eligibility to certain legal immigrants: HB 2069

Part-time employees of school districts, state agencies, and higher education institutions, using Washington health benefit exchange for: ESSB 5905

Political subdivisions of state, employee participation in state insurance or self-insurance programs, to include retirees: HB 1741

Provider one system, jails contracting with department of corrections to participate in system for inmate health care: HB 1911, ***2ESSB 5892, CH 14 (2013)**

Public employees' benefits board, creating public employees' benefits board benefits account: HB 2436

Public employees' benefits board, eligibility for health care benefits, technical changes relevant to domestic partnerships: HB 2437

Public employees' benefits board, eligibility of separated members of PERS, SERS, and TRS plan 2 for insurance plans and contracts: HB 1668

Public employees' benefits board, employee eligibility for benefits, modifying board provisions concerning: HB 1587, HB 2437, ESSB 5905

Public employees' benefits board, employee eligibility for benefits, modifying provisions to be consistent with patient protection and affordable care act: ESSB 5905

Public employees' benefits board, pilot project for uniform medical plan enrollees testing mutual accountability model: HB 2565

School employees' insurance benefits, districts and insurance commissioner to provide data to health care authority for reporting purposes: SB 6519

Service coordination organizations, accountability measures, authority to incorporate into contracts: HB 1519

State employee wellness programs, governor to appoint health and wellness advisory committee: ESSB 5811

State employee wellness programs, to be required in all state employee health care benefit plans: ESSB 5811

Telemedicine, health plan coverage, provider reimbursement: HB 1448

HEALTH CARE PROFESSIONS AND PROVIDERS (See also COUNSELORS AND COUNSELING; DENTISTS AND DENTISTRY; HEALTH, DEPARTMENT; MEDICINE AND MEDICAL DEVICES; PHARMACIES AND PHARMACISTS; PSYCHIATRY AND PSYCHIATRISTS; PSYCHOLOGISTS; PUBLIC HEALTH AND SAFETY)

- Athletic trainers, modifying provisions: HB 2430
- Audiologists, applied doctorate level degrees in audiology, Western Washington University authority to offer: HB 1614, ***SB 5472, CH 281 (2013)**
- Breastfeeding-friendly Washington designation, creating to recognize certain providers: HB 2329
- Cannabis, medical use, health care professional responsibilities and immunities: HB 1084, HB 1662
- Chemical dependency professionals and trainees, treatment of patients outside chemical dependency programs: HB 2378
- Chiropractors, conducting physical examinations for school athletes and commercial driver's license applicants: HB 1573
- Chiropractors, suicide assessment, treatment, and management training: HB 2315
- Development disabilities, adult patients with, grant program for training medical professionals to work with: HB 2611
- Dietitians and nutritionists, online access to University of Washington health sciences library: ***ESB 5206, CH 249 (2013)**
- Direct patient-provider practices, prescription drugs: HB 1480
- East Asian medicine practitioners, adding reflexology to definition and removing written plan requirement: HB 1339
- Emergencies, providers responding to, immunity from liability in certain cases: HB 2492
- Emergency life-sustaining treatment, providing or withholding, medical order form requirement: HB 1000
- Emergency life-sustaining treatment, providing or withholding, provider immunity: HB 1000
- Emergency medical care and services, clarifying authority of medical program directors: HB 2127
- Emergency medical care and transportation services, ensuring direct payment to provider under health care service contract: HB 1263
- Emergency medical technician, extending physician-patient privilege to: HB 1772
- Emergency responders, extending physician-patient privilege to: HB 1772
- First responder, extending physician-patient privilege to: HB 1772
- Foreign medical school graduates, licensing as allopathic physicians, requirements: HB 1409
- Health care assistants, discontinuing certifications and certifying as medical assistants, modifying provisions: HB 1515
- Health care insurance, contracting networks, prohibiting unfair and deceptive practices insurer practices: HB 2550
- Health care peer review committees, information and records created for: ***ESB 5666, CH 301 (2013)**
- Health professional loan repayment and scholarship program, extending participation to health care residents: ***SSB 5615, CH 298 (2013)**
- Health professional loan repayment and scholarship program, increasing funding by contracting with fund-raiser: ***SSB 5615, CH 298 (2013)**
- Hearing aids, reviewing opportunity to add interim work-based learning permit or apprenticeship: ***EHB 2108, CH 189 (2014)**
- Hearing instrument fitter/dispenser, replacing licensing category with hearing aid specialist: ***EHB 2108, CH 189 (2014)**
- Hospital medical staff, other employees, and associated providers, review process requirements: HB 1436
- Insurance, medical malpractice, removing exemption for various data filed in connection with claims and actions: HB 1299
- Involuntary treatment act, evaluations and detentions under, decisions by mental health professionals and physicians: HB 1778, ***SSB 5456, CH 334 (2013)**
- Malpractice, state's standard of care for, protecting through standard of care protection act: HB 2419
- Marijuana, medical, health care professional responsibilities and immunities: HB 1084, HB 1662, E3SSB 5887
- Marijuana, medical, provider and patient permits to grow or provide: HB 2511
- Marijuana, medical, secure and confidential medical marijuana registry, creation: E3SSB 5887
- Massage therapy, licensing massage therapy establishments: HB 1981
- Medical assistant-certified, duties, modifying: HB 1515
- Medical assistant-phlebotomist, duties, modifying: HB 2532, ***SSB 6283, CH 138 (2014)**
- Medical assistant-registered, duties, modifying: HB 1515
- Medical assistants, delegation of functions to, modifying health care practitioner requirements: HB 1515
- Medical assistants, duties, modifying: HB 1515
- Medical program directors, clarifying authority in relation to certain emergency medical personnel: HB 2127
- Medical specialty technicians, registration and duties: HB 1623
- Mental health professionals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
- Midwifery, duties and licensing requirements, modifying: HB 1773
- Naturopaths, suicide assessment, treatment, and management training: HB 2315

Negligence resulting in health care injuries, actions based on, removing intention to commence notice requirement: ***HB 1533, CH 82 (2013)**

Nurses at schools, authority to practice nursing without supervision of person who is not licensed nurse: HB 1664

Nurses, adult day services, delegation: HB 1630

Nurses, continuing education requirements, satisfying through providing services to medicaid enrollees or the uninsured: HB 1628

Nurses, hospital staffing practices, requirements: HB 1095

Nurses, licensed practical, online access to University of Washington health sciences library: ***ESB 5206, CH 249 (2013)**

Nurses, long-term care, credentialing and continuing education requirements: HB 1629

Nurses, registered and licensed practical, removing additional licensing surcharge expiration date: HB 1343

Nurses, registered public health, safe dispensing of certain drugs and devices: EHB 1538

Nurses, registered, exemptions from continuing competency requirements when seeking advanced nursing degree: ***SB 5092, CH 229 (2013)**

Nurses, school nurses, youth suicide screening and referral training: HB 1336

Nurses, standardized clinical affiliation agreements for clinical placements, work group to study: HB 1660

Nurses, suicide assessment, treatment, and management training: HB 2315

Nutritionists and dietitians, online access to University of Washington health sciences library: ***ESB 5206, CH 249 (2013)**

Occupational therapists, online access to University of Washington health sciences library: HB 1344, ***ESB 5206, CH 249 (2013)**

Occupational therapy assistants, online access to University of Washington health sciences library: ***ESB 5206, CH 249 (2013)**

Ophthalmic-related services, allowing physician assistants to perform, conditions: HB 1584

Optometrists, allowing use of hydrocodone combination products by: HB 2173

Optometrists, participation in medical eye care and vision care insurance plans: HB 1942

Osteopathic physician assistants, in other states, authorizing pharmacies to fill prescriptions written by: HB 1596, ***SSB 5524, CH 12 (2013)**

Osteopathic physician assistants, provisions concerning physician practice arrangements with assistants, utilization at remote sites, and delegation agreements: HB 1737

Osteopathic physicians and surgeons, standardized clinical affiliation agreements for clinical placements, work group to study: HB 1660

Osteopathic physicians, assistants, and surgeons, requiring suicide assessment, treatment, and management training: HB 2315

Out-of-state health care professionals, limiting practice in-state to limited voluntary basis: ***EHB 2351, CH 126 (2014)**

Parking, special privileges for persons with disabilities, provider role in authorizing: HB 2463

Peer review bodies, provider lawsuits for actions taken by, limitations on remedies: HB 1436

Physical therapist assistants, exemption from licensure in certain cases when supervised by a licensed physical therapist assistant: HB 1230, ***SB 5465, CH 280 (2013)**

Physical therapists and assistants, suicide assessment, treatment, and management training: HB 2315

Physical therapists, authority to perform spinal manipulation: HB 2160

Physical therapists, exemption from licensure in certain cases when supervised by a licensed physical therapist assistant: ***SB 5465, CH 280 (2013)**

Physical therapists, suicide screening and referral training: HB 1376

Physical therapy, expanding definition to include chiropractic spinal adjustments: HB 1551

Physician assistants, allowing performance of ophthalmic-related services, conditions: HB 1584

Physician assistants, in other states, authorizing pharmacies to fill prescriptions written by: HB 1596, ***SSB 5524, CH 12 (2013)**

Physician assistants, licensing, requiring submission of current professional practice information at time of renewal: HB 2389

Physician assistants, provisions concerning physician practice arrangements with assistants, utilization at remote sites, and delegation agreements: HB 1737

Physician assistants, quality improvement program, establishment: HB 2139

Physician assistants, suicide assessment, treatment, and management training: HB 2315

Physician's trained emergency medical service intermediate life support technician and paramedic, extending physician-patient privilege to: HB 1772

Physicians, allopathic, licensing of foreign medical school graduates by medical quality assurance commission: HB 1409

- Physicians, continuing education requirements, satisfying through providing services to medicaid enrollees or the uninsured: HB 1628
- Physicians, family practice residency programs, developing through hospital partnerships with medical school: HB 2109
- Physicians, licensing, requiring submission of current professional practice information at time of renewal: HB 2389
- Physicians, quality improvement program, establishment: HB 2139
- Physicians, standardized clinical affiliation agreements for clinical placements, work group to study: HB 1660
- Physicians, suicide assessment, treatment, and management training: HB 2315
- Privilege, physician-patient, extending to emergency responders: HB 1772
- Professionals, training and qualifications, requiring accurate presentation in advertisements and communications: HB 1586
- Provider compensation by insurance carriers, instituting filing and public disclosure requirements: HB 1543, *SSB 5434, CH 277 (2013)
- Providers, staff privileges for, hospital requests for certain information from facilities and provider: *ESB 5666, CH 301 (2013)
- Quality assurance committees, information and records created for: *ESB 5666, CH 301 (2013)
- Quality improvement program for physicians and physician assistants, establishment: HB 2139
- Quality improvement programs and committees, information and records created for: *ESB 5666, CH 301 (2013)
- Records, disclosure when related to mental health services and sexually transmitted diseases, expanding statutes: HB 1679
- Records, patient-authorized disclosure by provider or facility, determining reasonable fee for: HB 2074
- Records, providers with staff privileges at hospitals and ambulatory surgery centers: *ESB 5666, CH 301 (2013)
- Reimbursement programs, third-party, prohibiting provider participation as a licensure condition: *E2SSB 5215, CH 293 (2013)
- Scope of practice, changing or interpreting, requiring disciplining authorities to use rule-making process: HB 2338, HB 2742
- Sexual orientation change efforts, practice of, establishing work group to make recommendations concerning: HB 1882
- Sexual orientation change efforts, practice of, prohibiting when performed on patient under eighteen: HB 2451
- Speech-language pathologists, online access to University of Washington health sciences library: *ESB 5206, CH 249 (2013)
- Suicide assessment, treatment, and management training for health care providers, modifying requirements: HB 1376, HB 2315
- Surgical technologists, registration, education requirements, and authorized duties: HB 1555
- Telemedicine health plan coverage, provider reimbursement: HB 1448
- Vulnerable adult care, license suspension and practice prohibition: *HB 1003, CH 86 (2013)

HEALTH DEPARTMENTS, LOCAL

- Drug and device dispensing, local health officer to establish policies and procedures: EHB 1538
- Health districts, finances and banking, district control as directed by health board: HB 1783

HEALTH, DEPARTMENT (See also COUNSELORS AND COUNSELING; DENTISTS AND DENTISTRY; HEALTH CARE PROFESSIONS AND PROVIDERS)

- Adjudicatory proceedings, before the secretary, using office of administrative hearings: HB 1381
- Adjudicatory proceedings, by health agency disciplining authorities, using office of administrative hearings: HB 1381
- Applications submitted to department, requiring prompt action: HB 1163, HB 1236
- Birth certificates, provisions: HB 1525, ESSB 5118
- Birth certificates, provisions concerning adopted persons and birth parents: HB 1525, ESSB 5118
- Bisphenol A, in food and food and beverage packaging and containers, department role in restricting: HB 2779
- Chiropractic quality assurance commission, additional authority over budget development, spending, staffing, and other matters, modifying provisions: HB 1518
- Community health alert notification plans, department guidance for local health jurisdictions: HB 1139
- Dental hygiene practitioners, licensing by department: HB 1516, HB 2321
- Dental practitioners, licensing by department: HB 1516, HB 2321
- Dentists, licensure status, modifying provisions concerning expiration and late renewal fees, department role: HB 1603
- Diabetes epidemic, agency collaboration to identify goals and develop agency plans, department involvement: HB 1795
- Disciplining authorities, adjudicatory proceedings, mandatory use of office of administrative hearings: HB 1381
- Federal receipts, requiring that department report concerning federal financial assistance: *SSB 5804, CH 32 (2013)
- Firearm-related injury and death prevention education program, creation, department to administer: HB 1703
- Food and beverage provision and service standards for agencies, department to submit report summarizing: HB 1321

Foreign medical school graduates, licensing as allopathic physicians, requirements: HB 1409
 Health care provider peer review bodies, provider lawsuits for actions taken by, limitations on remedies: HB 1436
 Health programs of department, funding through use of public utility tax collected from water distribution businesses: HB 1685
 Hearing instrument fitter/dispenser, replacing licensing category with hearing aid specialist, department role: ***EHB 2108, CH 189 (2014)**
 Immunization, making childhood immunization resources available to pregnant women, department role: ESSB 6297
 Licensing, third-party reimbursement programs, prohibiting provider participation as a licensure condition: ***E2SSB 5215, CH 293 (2013)**
 Marijuana, medical, department to convene work group: E3SSB 5887
 Marijuana, medical, revising Washington state medical use of cannabis act, expanding department role: HB 2149
 Massage therapy, licensing massage therapy establishments: HB 1981
 Medical quality assurance commission, additional authority over budget development, spending, staffing, and other matters, modifying provisions: HB 1518
 Medical quality assurance commission, allopathic physicians, licensing of foreign medical school graduates: HB 1409
 Medical quality assurance commission, authority over budget development, spending, and staffing: HB 1564
 Medical quality assurance commission, quality improvement program for physicians and physician assistants, establishing: HB 2139
 Medical quality assurance commission, requiring current professional practice information from physicians and physician assistants for license renewal: HB 2389
 Medical quality assurance commission, term limits for members: HB 2570
 Medical specialty technicians, registration and duties, department role: HB 1623
 Newborn screening, hospitals to collect blood sample for certain screening tests, department role: HB 2544
 Notifiable health conditions, public notification guidelines, department to establish work group: HB 1139
 Nursing care quality assurance commission, additional authority over budget development, spending, staffing, and other matters, modifying provisions: HB 1518
 Patients, discharge data in comprehensive hospital abstract reporting system, maintaining confidentiality, department role: HB 2380, ***ESSB 6265, CH 220 (2014) PV**
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045
 Phthalates, in food and food and beverage packaging and containers, department role in restricting: HB 2779
 Physicians and nurses, standardized clinical affiliation agreements for clinical placements, department to convene work group to study: HB 1660
 Pregnant women, making prenatal nutrition resources available to, department role: ***SB 6299, CH 38 (2014)**
 Prescription drugs and supplies, donated, authorizing dispensing to uninsured persons, department role: HB 1382, ***SSB 5148, CH 260 (2013)**
 Prescription monitoring database, access for clinical laboratories, department role: EHB 1593
 Prescription monitoring program, funding entirely from medicaid fraud penalty account: ***HB 1565, CH 36 (2013)**
 Public health supplemental account, use of funds to include paying for staff: HB 2388, ***SB 6284, CH 94 (2014)**
 Quality assurance committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 Quality improvement program for physicians and physician assistants, establishment: HB 2139
 Quality improvement programs and committees, information and records created for: ***ESB 5666, CH 301 (2013)**
 Rule making by department, specific grant of legislative authority, requirement: HB 1163
 Rules, review of, department to conduct for streamlining purposes: HB 1591, ***SSB 5679, CH 30 (2013)**
 Selecky, Mary C., recognizing contribution of: ***HR 4636 (2013)**
 Sexual orientation change efforts, practice of, department to establish work group to make recommendations concerning: HB 1882
 Suicide prevention, Washington plan for, department to develop: HB 2315
 Water supply, treatment of raw groundwater to potable level, department role: HB 2620

HEALTH, LOCAL BOARDS AND DEPARTMENTS

Community health alert notification plans, adoption by local boards of health: HB 1139
 Notifiable health conditions, public notification by local health jurisdictions: HB 1139

HEALTH, STATE BOARD

Administrative adjudicatory proceedings, mandatory use of office of administrative hearings, board rule making role: HB 1381

HEATING (See also BOILERS AND UNFIRED PRESSURE VESSELS)

Hog fuel, extending sales and use tax exemptions when used for production of electricity, steam, heat, or biofuel: HB 1663, ***ESSB 5882, CH 13 (2013)**
 Solid fuel burning devices, bans on use, narrowing geographic scope in nonattainment areas: HB 1918

HIGHER EDUCATION COMMITTEE, JOINT

Abolishing committee: HB 1048

HIGHER EDUCATION COORDINATING BOARD

Replacing references to board with student achievement council: HB 1048

HIGHER EDUCATION FACILITIES AUTHORITY

Indebtedness, increased total outstanding bonded indebtedness of authority: HB 2434
 Membership, increasing: ***HB 1645, CH 217 (2013)**, SB 5787

HISPANIC AFFAIRS, COMMISSION

Rule making by commission, specific grant of legislative authority, requirement: HB 1163

HISTORICAL SOCIETY, WASHINGTON STATE

Heritage capital projects, modifying role of historical society: HB 2277
 State capital historical museum, renaming as heritage outreach center and modifying use provisions: HB 2277

HOLIDAYS AND OBSERVANCES

Agriculture, department of, celebrating one hundredth anniversary: ***HR 4627 (2013)**
 Black history month, recognizing: ***HR 4686 (2014)**
 Blessing of the fleet, 2013: ***HR 4653 (2013)**
 Blessing of the fleet, 2014: ***HR 4679 (2014)**
 Catholic schools week, celebrating: ***HR 4641 (2013)**
 Children's day, celebrating: ***HR 4621 (2013)**, ***HR 4660 (2014)**
 Civic education day, honoring civic educators: ***HR 4612 (2013)**, ***HR 4678 (2014)**
 Cle Elum public library, honoring the one hundredth year of the: ***HR 4662 (2014)**
 Cowboy, national day of the, celebrating: ***HR 4644 (2013)**, ***HR 4690 (2014)**
 Day of remembrance, 2014, for Japanese-American World War II internees: ***HR 4684 (2014)**
 Dr. Martin Luther King, Jr., honoring: ***HR 4603 (2013)**, ***HR 4661 (2014)**
 Enabling act, 125th anniversary, commemorating: ***HR 4680 (2014)**
 Former prisoners of war recognition day, display of national league of families' POW/MIA flag on: HB 1893
 Gideon v. Wainwright, 50th anniversary of: ***HR 4638 (2013)**
 Gifted education day, celebrating: ***HR 4640 (2013)**
 International telework week, Thurston regional planning council's participation in, recognizing: ***HR 4698 (2014)**
 King, Dr. Martin Luther, Jr., honoring: ***HR 4603 (2013)**, ***HR 4661 (2014)**
 Longmire-Biles wagon train anniversary, commemorating: ***HR 4692 (2014)**
 Masons, free and accepted, Damascus Lodge No. 199, commemorating centennial anniversary of: ***HR 4649 (2013)**
 Morningside's fiftieth anniversary, celebrating: ***HR 4645 (2013)**
 Motorcycle safety awareness month, recognizing: ***HR 4615 (2013)**
 Mt. Everest, 1963 American expedition, celebrating 50th anniversary: ***HR 4650 (2013)**
 National day of the cowboy, celebrating: ***HR 4644 (2013)**
 Native American heritage day, state legal holiday: HB 1014, ***SSB 6078, CH 177 (2014)**
 Pain awareness month, recognizing: ***HR 4614 (2013)**
 Parks, state, celebrating 100th birthday of: ***HR 4630 (2013)**
 Patient safety day, designating July 25th as: HB 1101
 Pearl Harbor remembrance day, display of national league of families' POW/MIA flag: HB 1893
 Presidents' day, celebrating: ***HR 4616 (2013)**, ***HR 4677 (2014)**
 State employees, receiving two unpaid holidays, including specific days for reason of faith or conscience: HB 1744
 State employees, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**
 Statehood day, recognizing: HB 2423
 Students, receiving two unpaid holidays, including specific days for reason of faith or conscience: HB 1744
 Students, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**

Welcome home Vietnam veterans day, observing: ***HB 1319, CH 5 (2013), *HR 4643 (2013)**
 Westport, 100th year anniversary: ***HR 4672 (2014)**

HOMELESS PERSONS

Children, pilot program to link homeless families with stable housing in student's school district: HB 2763
 Essential needs and housing support program, eligibility for, determining: HB 2069
 Essential needs and housing support program, persons with disability eligible for, continuation of safety net benefits: HB 2069
 Housing, local homeless housing and assistance, extending document recording surcharge to provide funding: ***ESSB 5875, CH 200 (2014)**
 Housing, local homeless housing and assistance, making document recording surcharge permanent to provide funding: HB 2368
 Legal financial obligations of criminal offenders, failure of homeless to pay not willful noncompliance: HB 2231
 Students, homeless, strategies for improving educational outcomes for: HB 2373, ***SSB 6074, CH 212 (2014)**
 Temporary homeless identification card, issuance by department of licensing: HB 2416
 Temporary homeless status certification, creation: HB 2415
 Youths, identifying characteristics of homeless youth population: HB 2610

HOMES AND HOUSING (See also LANDLORD AND TENANT; MANUFACTURED HOUSING; MOBILE HOMES; REAL ESTATE AND REAL PROPERTY; TAXES - PROPERTY TAX)

Affordable housing, disposing tax foreclosed property to city for: EHB 2558
 Affordable housing, property tax incentive for creating in urban growth areas: HB 2738, ***SSB 6330, CH 96 (2014)**
 Apartment houses, food and yard waste collection containers, space for: HB 2481
 Apartment owners' associations, speed limit enforcement within communities: ***SB 5113, CH 269 (2013)**
 Apartment owners, associations of, speed limit enforcement within communities: HB 1592
 Carbon monoxide alarms, in residential occupancies, extending deadline: HB 1606, SSB 5494
 Condominium associations, reserve studies: HB 2240
 Condominium associations, speed limit enforcement within communities: HB 1592, ***SB 5113, CH 269 (2013)**
 Court records, nonconviction, removing from public access to remove employment and housing barriers: HB 1497
 Essential needs and housing support program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
 Essential needs and housing support program, eligibility for, determining: HB 2069
 Essential needs and housing support program, persons with disability eligible for, continuation of safety net benefits: HB 2069
 Fire sprinkler systems, dwelling unit, professional licensing and certification provisions: HB 2260
 Floating homes, classifying as water-dependent use: HB 2581
 Floating on-water residences, classifying as conforming preferred use and water-dependent use: HB 2581
 Floating on-water residences, classifying as conforming use: ***ESSB 6450, CH 56 (2014)**
 Food and yard waste collection, space for containers for new residential occupancies: HB 2481
 Homeless children, pilot program to link homeless families with stable housing in student's school district: HB 2763
 Homeless persons, local homeless housing and assistance, extending document recording surcharge to provide funding: ***ESSB 5875, CH 200 (2014)**
 Homeless persons, local homeless housing and assistance, making document recording surcharge permanent to provide funding: HB 2368
 Homeowners' associations, minutes from annual meetings, approval of: HB 2567
 Homeowners' associations, notice requirements for meetings: HB 1370
 Homeowners' associations, political yard sign display: SB 5083
 Housing trust fund, funding by, preference for school district-housing authority projects helping low-income children: HB 2462, SB 6338
 Housing trust fund, revising provisions concerning administrative costs: HB 1617
 Inspection, including home energy efficiency information in residential home inspection reports: HB 1181
 Insurance related to a residence, prohibiting use of credit history to deny coverage or determine rates, etc.: HB 1212
 Low-income housing, affordable, sale or lease of surplus governmental property for: HB 1563
 Offenders, conditions for providing with housing rental vouchers: ***ESB 5105, CH 266 (2013)**
 Service animals, unfair practices when selling or renting real property: HB 1024
 Service contracts, provisions: ***HB 1036, CH 117 (2013)**
 Sex offenders, registered, conditions for providing with housing rental vouchers: HB 1232

Single-family homeownership, down payment assistance: HB 1861, ***SB 5558, CH 13 (2013)**
 Single-family residential buildings, limiting minimum square footage requirements: HB 2168
 Smoke detection devices, in dwelling units, requiring installation of certain lithium battery devices: HB 2053
 Transitional housing operating and rent program, eligible housing organizations, removing state quality award program application requirement: HB 1425
 Transitional housing program for offenders, reimbursement by offender: HB 1842
 Workforce housing, affordable, use of certain lodging tax revenues for grants or loans to nonprofit organizations or public housing authorities for: HB 1695, HB 2650

HORSE PARK AUTHORITY, STATE (See also HORSE RACING; HORSE RACING COMMISSION)

Board of the authority, expanding membership: HB 1419, ***SB 5212, CH 31 (2013)**

HORSE RACING (See also HORSE PARK AUTHORITY, STATE; HORSE RACING COMMISSION)

Fines, depositing in class C purse fund account, removing requirement: HB 2125
 Grooms, industrial insurance premium assessment for, payment: ***HB 1469, CH 80 (2013)**
 Parimutuel wagering at satellite location(s), increasing number per county the commission may approve: ***HB 1442, CH 18 (2013)**

HORSE RACING COMMISSION (See also HORSE PARK AUTHORITY, STATE; HORSE RACING)

Business license center, participation by commission: HB 1403, E2SSB 5680
 Fines, depositing in class C purse fund account, removing requirement: HB 2125
 Grooms, industrial insurance premium assessment for, commission role: ***HB 1469, CH 80 (2013)**
 Horse racing commission operating account, earnings from account: ***HB 1006, CH 88 (2013)**
 Parimutuel wagering at satellite location(s), increasing number per county the commission may approve: ***HB 1442, CH 18 (2013)**
 Youth opportunities involving horses and horse racing, dedicated revenue to support: HB 1398

HOSPITALS (See also EMERGENCY SERVICES; HEALTH CARE PROFESSIONS AND PROVIDERS; MENTAL HEALTH; SOCIAL AND HEALTH SERVICES, DEPARTMENT)

Breastfeeding-friendly Washington designation, creating to recognize certain hospitals: HB 2329
 Bullet and gunshot wounds, requirements when patient indicates domestic violence caused their injury: ***ESB 5305, CH 252 (2013)**
 Business and occupation surtax on hospitals, extending to provide basic education and higher education funding: HB 2037, HB 2038
 Disproportionate share hospitals, health care authority payment rates for medical assistance recipients, establishing low-income payment mechanism: HB 1635
 Employees, health care facilities, mandatory overtime provisions: HB 1153
 Employees, health care facilities, meal and rest break requirements: HB 1152
 Health care authority, contracting of hospitals with authority each fiscal biennium: ***ESSB 5913, CH 17 (2013)**
 Health care providers, staff privileges for, hospital requests for certain information from facilities and provider: ***ESB 5666, CH 301 (2013)**
 Health care-associated infections, reporting, aligning state requirements with federal requirements: ***HB 1471, CH 319 (2013) PV**
 Hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**
 Hospital safety net assessments, adjusting timelines: HB 2790, HB 2791, ***ESSB 6570, CH 143 (2014)**
 Jail inmates, hospitals to contract with jails as condition of licensure: HB 1911, ***2ESSB 5892, CH 14 (2013)**
 Jail inmates, jail requirements when contracting with hospitals: ***2ESSB 5892, CH 14 (2013)**
 Newborn screening, hospitals to collect blood sample for certain screening tests: HB 2544
 Noncritical access hospitals, designing system of hospital quality incentive payments for: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Nurses, hospital staffing practices, requirements: HB 1095
 Patients, discharge data in comprehensive hospital abstract reporting system, maintaining confidentiality: HB 2380, ***ESSB 6265, CH 220 (2014) PV**
 Patients, Washington state patient safety act: HB 1095

Public hospital districts, commissioners, election of boards of, modifying provisions: SB 5747
 Public hospital districts, commissioners, extending contribution limits for candidates for boards of: ***SB 5748, CH 311 (2013)**
 Public hospital districts, commissioners, health coverage provisions: SB 5450
 Quality incentive payments, designing system of payments for noncritical access hospitals: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Residency programs, for primary care physicians, developing through partnerships with University of Washington: HB 2109
 Review of medical staff, other employees, and associated providers, process requirements: HB 1436
 Rural hospitals that are sole community hospitals, enhanced medicaid payment rates for: HB 1916, ***SSB 5859, CH 57 (2014)**
 Stab wounds, requirements when patient indicates domestic violence caused their injury: ***ESB 5305, CH 252 (2013)**
 Telemedicine, physicians providing, requirements and conditions: HB 1448

HOUSE RESOLUTIONS

4-H youth development program: ***HR 4606 (2013), *HR 4670 (2014)**
 Agriculture, department of, one hundredth anniversary: ***HR 4627 (2013)**
 Alexander, Gary, representative: ***HR 4669 (2014)**
 Ayers, Chuck: ***HR 4651 (2013)**
 Black history month: ***HR 4686 (2014)**
 Blessing of the fleet, 2013: ***HR 4653 (2013)**
 Blessing of the fleet, 2014: ***HR 4679 (2014)**
 Brain injury awareness organizations and individuals: ***HR 4637 (2013)**
 British Columbia parliamentary internship program: ***HR 4628 (2013), *HR 4676 (2014)**
 Brunell, Don C., Association of Washington Business: ***HR 4648 (2013)**
 Buckingham, Bonnie "Guitar": ***HR 4688 (2014)**
 Bush, George Washington: ***HR 4686 (2014)**
 Carrell, Mike, Senator: ***HR 4656 (2013)**
 Carter, Ty Michael, Staff Sergeant: ***HR 4701 (2014)**
 Catholic schools week: ***HR 4641 (2013)**
 Celski, J.R.: ***HR 4696 (2014)**
 Charbonneau, Jeff, 2013 national teacher of the year: ***HR 4652 (2013)**
 Chiawana High School football team: ***HR 4666 (2014)**
 Children's day: ***HR 4621 (2013), *HR 4660 (2014)**
 Civic educators and civic education day: ***HR 4612 (2013), *HR 4678 (2014)**
 Cle Elum public library, one hundredth year: ***HR 4662 (2014)**
 Cleveland High School women's basketball team: ***HR 4632 (2013)**
 Colton High School Wildcats girls basketball team: ***HR 4633 (2013)**
 Consul general Gao Zhansheng: ***HR 4626 (2013)**
 Cowboy, national day of the: ***HR 4644 (2013), *HR 4690 (2014)**
 Crellin, Glenn: ***HR 4694 (2014)**
 Crouse, Larry, representative: ***HR 4697 (2014)**
 Daffodil festival: ***HR 4635 (2013), *HR 4695 (2014)**
 Dawson, Caleb, recipient of a Prudential spirit of community award: ***HR 4623 (2013)**
 Day of remembrance, 2014, for Japanese-American World War II internees: ***HR 4684 (2014)**
 Deputies Matt Spink and Mike Northway, Spokane county sheriff's office: ***HR 4646 (2013)**
 Dom Cooks: ***HR 4691 (2014)**
 Dr. Martin Luther King, Jr.: ***HR 4603 (2013), *HR 4661 (2014)**
 Enabling act, 125th anniversary: ***HR 4680 (2014)**
 Filipino Americans: ***HR 4613 (2013), *HR 4665 (2014)**
 Foley, Thomas S.: ***HR 4689 (2014)**
 Freeman High School Scotties football team: ***HR 4671 (2014)**
 Frisinger, Ava, former mayor of Issaquah: ***HR 4663 (2014)**
 Gideon v. Wainwright, 50th anniversary of: ***HR 4638 (2013)**
 Gifted education day: ***HR 4640 (2013)**
 Gonzaga University: ***HR 4604 (2013)**

Gonzaga University men's and women's basketball teams: ***HR 4703 (2014)**
Green River Community College computer reporting technologies program: ***HR 4682 (2014)**
Greene, Trevor, 2013 national high school principal of the year: ***HR 4654 (2013)**
Hayward, Allen: ***HR 4605 (2013)**
Hodde, Bryan, coach: ***HR 4675 (2014)**
Hope, Mike, representative: ***HR 4702 (2014)**
House business during interims, conducting: HR 4655, ***HR 4704 (2014)**
House members, voting of, member statements in house journal concerning votes and absences: ***HR 4659 (2014)**
House organized, notification of governor: ***HR 4601 (2013)**
House rules, permanent: ***EHR 4608 (2013)**, ***HR 4659 (2014)**
House rules, temporary: ***HR 4600 (2013)**
Independent Colleges of Washington: ***HR 4611 (2013)**
Japanese-American internees and World War II veterans: ***HR 4617 (2013)**, ***HR 4684 (2014)**
King, Dr. Martin Luther, Jr.: ***HR 4603 (2013)**, ***HR 4661 (2014)**
Kline, Brent, Mariner High School principal: ***HR 4639 (2013)**
Legislative session, interim periods, conducting house business during: HR 4655, ***HR 4704 (2014)**
Longmire-Biles wagon train anniversary: ***HR 4692 (2014)**
Masons, free and accepted, Damascus Lodge No. 199, centennial anniversary of: ***HR 4649 (2013)**
McNeely, Gloria: ***HR 4687 (2014)**
Montesano High School football team: ***HR 4607 (2013)**
Morningside's fiftieth anniversary: ***HR 4645 (2013)**
Motorcycle safety awareness month: ***HR 4615 (2013)**
Mt. Everest, 1963 American expedition, 50th anniversary: ***HR 4650 (2013)**
National day of the cowboy: ***HR 4644 (2013)**
National guard: ***HR 4609 (2013)**, ***HR 4667 (2014)**
Navy: ***HR 4699 (2014)**
Northway, Mike, Spokane county sheriff's deputy: ***HR 4646 (2013)**
O'Connell, Trooper Sean M., Jr.: ***HR 4657 (2013)**
Olympic athletes from North Central Washington: ***HR 4693 (2014)**
Pain awareness month: ***HR 4614 (2013)**
Parks, state, 100th anniversary of: ***HR 4630 (2013)**
Peace Corps volunteers: ***HR 4620 (2013)**
Peace Corps, top volunteer-producing colleges, 2013: ***HR 4620 (2013)**
Pearson, Vernon R., state supreme court justice: ***HR 4619 (2013)**
Presidents George Washington and Abraham Lincoln: ***HR 4616 (2013)**, ***HR 4677 (2014)**
Presidents' day: ***HR 4616 (2013)**, ***HR 4677 (2014)**
Pulp and paper mill workers: ***HR 4610 (2013)**
Rainier Beach High School men's basketball team: ***HR 4634 (2013)**
Ramstead, Erik, chief of police of Everson: ***HR 4618 (2013)**
Representative Gary Alexander: ***HR 4669 (2014)**
Representative Larry Crouse: ***HR 4697 (2014)**
Representative Mary Helen Roberts: ***HR 4700 (2014)**
Representative Mike Hope: ***HR 4702 (2014)**
Riddell, Richard, Anacortes town crier: ***HR 4668 (2014)**
Roberts, Mary Helen, representative: ***HR 4700 (2014)**
Rowe, Allyson, Miss Washington: ***HR 4673 (2014)**
Seattle Seahawks: ***HR 4622 (2013)**
Seattle Seahawks' mascot Taima the hawk: ***HR 4685 (2014)**
Selecky, Mary C.: ***HR 4636 (2013)**
Senator Carrell, Mike: ***HR 4656 (2013)**
Skagit Valley tulip festival: ***HR 4631 (2013)**
Spink, Matt, Spokane county sheriff's deputy: ***HR 4646 (2013)**
Spokane lilac festival: ***HR 4642 (2013)**
Stover, Christopher, Captain: ***HR 4681 (2014)**
Swenson, William, Captain: ***HR 4683 (2014)**

Third Stryker Brigade: ***HR 4624 (2013)**
 Thurston regional planning council, participation in international telework week by: ***HR 4698 (2014)**
 Traumatic brain injury, brain injury awareness organizations and individuals: ***HR 4637 (2013)**
 Tretwold, Jerry: ***HR 4625 (2013)**
 United States flag: ***HR 4664 (2014)**
 Vietnam veterans, Washington state veterans who served in Vietnam: ***HR 4643 (2013)**
 Vietnam veterans, welcome home Vietnam veterans day: ***HR 4643 (2013)**
 Washington state commercial fishing fleet, 2013 blessing of the fleet: ***HR 4653 (2013)**
 Washington state commercial fishing fleet, 2014 blessing of the fleet: ***HR 4679 (2014)**
 Westport's 100th year anniversary: ***HR 4672 (2014)**
 Zhansheng, consul general Gao: ***HR 4626 (2013)**

HOUSING FINANCE COMMISSION

Green jobs tax credit account, measuring effectiveness through performance milestones: HB 1301
 Green jobs tax credit account, promoting installation of renewable energy systems through incentive payments from account: HB 1301
 Natural gas infrastructure, in rural or underserved areas, commission issuance of bonds to finance: HB 2177
 Renewable energy systems, promoting installation, awarding tax credits from green jobs tax credit account: HB 1301
 Single-family homeownership, down payment assistance, commission loan-making authority: HB 1861, ***SB 5558, CH 13 (2013)**
 Sustainable energy trust account, commission to administer, including acceptance of contributions to account: HB 1856

HUMAN REMAINS

Autopsies and postmortems, findings, removing confidentiality requirement for coroners and medical examiners for deaths in certain correctional and law enforcement contexts: ***SSB 5256, CH 295 (2013)**
 Autopsies and postmortems, long-term care settings, disclosure concerning to residents and legal representatives: HB 2730
 Cemetery districts, modifying formation requirements: ***HB 1207, CH 167 (2013)**
 Cemetery districts, restricting sales of memorial markers by districts: HB 1300
 Location, reporting to law enforcement by person with actual knowledge of, requirements: HB 1980
 Memorial markers, restricting sales by cemetery districts: HB 1300
 Stillbirth, certificates of, issuance by county registrar to mother or father: HB 1137

HUMAN RIGHTS COMMISSION

Elevators and other conveyances, safety of, notice in investigations of retaliation against whistleblowers: ***SSB 6046, CH 49 (2014)**

HUNTING (See also FIREARMS)

Age limitations and requirements for licenses and hunting, modifying provisions: HB 1199, HB 2459
 Enforcement, of fish and wildlife law provisions, various violations : HB 2460, ***ESSB 6041, CH 48 (2014)**
 Environmental law violations, involving fish and wildlife enforcement code, attorney general authority and power: HB 1655
 Hunter education training course, requirements: HB 1199, HB 2459
 Indian tribal members, hunting-related enforcement actions against, referring action to tribal enforcement authority in certain cases: HB 1496
 Licenses, age limitations and hunter education training course requirements: HB 1199, HB 2459
 Licenses, child support noncompliance-based suspension, additional suspension due to violation of suspension: ***HB 1218, CH 102 (2013)**
 Licenses, commercial and recreational, various provisions: HB 2460, ***ESSB 6041, CH 48 (2014)**
 Licenses, personally identifying information from, disclosure for unemployment compensation overpayment recovery: HB 1393
 Licenses, veterans with disabilities, discounted licenses to include nonresidents: HB 1192
 Wolves, gray wolf, listing as big game species: HB 1219

IDENTIFICATION

Identicards, applying for, proof of Washington residency: HB 1041
 Identicards, authorizing veteran designation on, application process: HB 2343, ***SB 5775, CH 185 (2014)**

Identical cards, confidential, issuance for certain law enforcement purposes, including records provisions: HB 1832, ***SSB 5591, CH 336 (2013)**

Identical cards, enhanced, for crossing state border with Canada, setting fee for: ESSB 5857

Identical cards, fee for, modifying distribution to improve transportation system revenue: HB 1954

Identical cards, for incarcerated offenders, pilot program: HB 2518

Identical cards, for minors, design to indicate age of holder: HB 2471

Poll-site voting identification procedures: HB 1317

Public agency employees, identicard numbers, public records exemption: HB 2376, ***ESSB 6517, CH 106 (2014)**

Temporary homeless identification card, issuance by department of licensing: HB 2416

IMMIGRATION AND IMMIGRANTS

Immigration detainer, detaining individual on basis of, prohibiting law enforcement officers from, exception: HB 1874

Immigration warrant, administrative, arresting or detaining individual based on, prohibiting law enforcement officers from: HB 1874

Immigrations and customs enforcement agency or border patrol, employee or agent of, restricting interviews of certain persons in custody by, conditions: HB 1874

INDETERMINATE SENTENCE REVIEW BOARD

Early release, petitioning board after certain period, procedures: HB 2316

INDIANS

Adult and child behavioral health system, improvement of, creating tribal-centric behavioral health system: ***2SSB 5732, CH 338 (2013)**

Archaeological resources and traditional cultural places, certain information concerning, exemption from public disclosure: HB 2724

Child welfare services for Indian children, purchase of care by agencies from tribes and tribal agencies: HB 1361, ***SB 5235, CH 32 (2013)**

Child welfare system, advisory committee on disproportionate representation of children of color in, membership rules: HB 2665

Conservation easements, authority of tribes to hold or acquire: ***HB 1277, CH 120 (2013)**

Cultural resources of Washington state, protecting, relationship to state environmental policy act: HB 1809, HB 2709

Dental health aide services, for Indian tribes, authorization to train, employ, or contract for: HB 2466

Extracurricular activities, interschool, eligibility of tribal students to participate in: HB 2538

Fishing, convictions prior to 1975 for certain tribal fishing activities, vacating: HB 2080

Gambling devices, unlawfully transporting and possessing, legal exemptions for manufacturers of class III tribal lottery system equipment: HB 2283

Health security trust, involvement of tribes in trust: HB 1085

Hunting-related enforcement actions against tribal members, referring action to tribal enforcement authority in certain cases: HB 1496

Land, department of transportation authority to transfer unused land to Indian tribes: HB 1286

Land, owned exclusively by Indian tribes, eliminating property tax and adding leasehold excise tax: EHB 1287

Land, owned exclusively by Indian tribes, fire protection services when located within fire protection district or regional service district: EHB 1287

Native American heritage day, state legal holiday: HB 1014, ***SSB 6078, CH 177 (2014)**

Procurement by tribes, contract length limitation and termination prohibition: HB 1143

Public facilities loans and grants, assistance to tribes, expanding board funding role through greater flexibility: SSB 5334

Public facilities loans and grants, assistance to tribes, expanding community economic revitalization board funding role through greater flexibility: HB 1260

Renewable energy system cost recovery program, to include certain solar energy systems on tribal property: HB 1105

Schools, state-tribal education compact schools, authorization and operation: HB 1134

Schools, transportation, state funds allocation distribution formula, relation to state-tribal compact schools: HB 2715, SB 6340

State lands, closed, access by tribes with federally recognized hunting rights in spite of closure: HB 1495

Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, role of Indian tribes: HB 1978, HB 2070

Tribal courts, solemnizing of marriages by judges: HB 1083

INDUSTRIAL INSURANCE APPEALS, BOARD

Claims, appeals in certain cases, board to set attorney's fees and fix costs for reimbursement: HB 1354

INITIATIVE AND REFERENDUM (See also ELECTIONS)

Donors to ballot measure campaigns, printing public disclosure commission web address on voters' pamphlets and ballots:

HB 1720, ***SSB 5507, CH 283 (2013)**

Initiative 517, protect the initiative act, protections for initiative and referendum participants: HI 517

Initiative 522, genetically engineered foods, disclosure for retail sale: HI 522

Initiative 591, protecting gun rights, prohibiting firearm confiscation without due process and background checks without uniform national standard: HI 591

Initiative 594, background checks for gun sales and transfers: HI 594

Initiative measure no. 502, marijuana, correcting definition of THC concentration in initiative: ***EHB 2056, CH 116 (2013)**

Initiative measure no. 502, marijuana, directing that HB 2056 correcting definition of THC concentration in initiative be considered: ***HCR 4405 (2013)**

Initiative measure no. 502, revenues for basic health plan, redirecting to low-income health care: HB 2793

Initiatives, text of, removing requirement that complete text be included in printed version of voters' pamphlets: HB 2033, HB 2066

Ordinances, in counties without home rule charter, initiating or amending through initiative process: HB 1595

Petitions, signatures on, counting duplicate valid signatures once, conditions within towns, cities, and code cities: HB

1847, ***HB 2296, CH 121 (2014)**

Petitions, signatures on, protecting personal voter signatures: SSB 5676

Petitions, signatures on, provisions concerning gatherers, gathering businesses, and petitions: HB 2552

INNOVATE WASHINGTON

Eliminating innovate Washington and transferring mission, powers, duties, functions, and property to department of commerce and creating innovate Washington program: ***E2SSB 6518, CH 174 (2014)**

Eliminating innovate Washington and transferring powers, duties, and functions to department of commerce: HB 2029

INSECTS (See also PEST CONTROL AND PESTICIDES)

Mosquitos, controlling with integrated pest management: ***SSB 5002, CH 208 (2013)**, ***ESSB 5324, CH 209 (2013)**

Mosquitos, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**

INSURANCE (See also HEALTH CARE AUTHORITY; INSURANCE COMMISSIONER)

Agencies, effective date of practice, policy, or procedure used when administering, interpreting, enforcing, or implementing law: HB 1775

Agents, preferential business and occupation tax rates, eliminating to provide basic education and higher education funding: HB 2038

Alien insurers, adopting insurer state of entry model act: HB 1402

Casualty insurance, standard, electronic notices and document delivery of policies, authorizing: HB 2662

Dental coverage, pediatric oral services, stand-alone coverage through Washington health benefit exchange: HB 1846

Disability insurance, eosinophilia gastrointestinal associated disorders treatment, providing coverage: HB 1216

Dwelling property coverage, prohibiting use of credit history to deny coverage or determine rates, etc.: HB 1212

Earthquake coverage, prohibiting use of credit history to deny coverage or determine rates, etc.: HB 1212

Electronic notices and document delivery of certain insurance products, authorizing: HB 2662

Electronics, portable electronics insurance programs, provisions: HB 1032, ***SSB 5008, CH 152 (2013)**

Health care, access to, for certain LEOFF plan 2 members catastrophically disabled in line of duty: HB 1868

Health care, allowing out-of-state carriers to offer insurance products in state: HB 2221, SB 6464

Health care, association or member-governed group health benefit plans: HB 1700, SSB 5605

Health care, basic health plan, limiting enrollment to citizens of United States and qualified aliens: HB 1391

Health care, basic health plan, marijuana excise tax revenues for, redirecting to low-income health care: HB 2793

Health care, carriers offering health benefit plans outside health benefit exchange, clarifying requirements: HB 2061, ***SB 5931, CH 31 (2014)**

Health care, coverage for voluntary termination of pregnancy, plan requirements and right of objection: EHB 1044, HB 2148

Health care, creation of Washington health security trust: HB 1085

Health care, direct patient-provider practices, prescription drugs: HB 1480

- Health care, disability, hearing aid coverage: HB 1356
- Health care, disability, prohibiting discrimination in medical eye care and vision care in benefits or providers: HB 1942
- Health care, eligibility of separated members of PERS, SERS, and TRS plan 2 for insurance plans and contracts: HB 1668
- Health care, emergency medical care and transportation services, ensuring direct payment to provider: HB 1263
- Health care, employee wellness programs, governor to appoint health and wellness advisory committee: ESSB 5811
- Health care, eosinophilia gastrointestinal associated disorders treatment, providing coverage: HB 1216
- Health care, essential health benefits benchmark plan, modifying provisions in connection with affordable care act implementation: HB 1712
- Health care, family and medical leave insurance program, implementing by amending provisions of family leave insurance program: HB 1457
- Health care, family leave insurance program, delaying implementation until funding and benefits payment authorized in law: ***HB 2044, CH 26 (2013)**
- Health care, family leave insurance program, establishing joint legislative task force on family and medical leave insurance: ESB 5903
- Health care, family leave insurance program, repealing family and medical leave insurance act if not funded: ESB 5903
- Health care, federal basic health program, health care authority to develop blueprint for: HB 2594
- Health care, health and dental, for enlisted members of Washington national guard: HB 2668
- Health care, health benefit plan rate review, including carrier surplus: HB 1349
- Health care, health care innovation plan for state, public and private implementation: HB 2572
- Health care, health care navigators associated with benefit exchange, requesting of health care information, prohibitions: ***ESSB 6265, CH 220 (2014) PV**
- Health care, health maintenance organizations, prohibiting discrimination in medical eye care and vision care in benefits or providers: HB 1942
- Health care, hearing aid coverage: HB 1356
- Health care, long-term care, requiring prompt payment and denials: HB 1441, ***SB 5216, CH 8 (2013)**
- Health care, medical eye care and vision care, participation of optometrists: HB 1942
- Health care, medical eye care and vision care, prohibiting discrimination in benefits or providers: HB 1942
- Health care, medically necessary elemental formula coverage in cases of eosinophilic gastrointestinal disorders: HB 2153
- Health care, out-of-state carriers, allowing purchase of health care coverage from foreign insurers that are qualifying reciprocal plans: E2SSB 5540
- Health care, plans to include consumer transparency tools with price and quality information: ***ESSB 6228, CH 224 (2014) PV**
- Health care, prescribing of drugs, insurer or utilization review entity clinical review criteria, allowing off-label uses and repeat prescriptions: HB 1943
- Health care, prior authorization forms and procedures, requirements: HB 1380
- Health care, prior authorization process, work group to develop criteria for streamlining: ***E2SSB 5267, CH 215 (2013)**
- Health care, prior authorization requirements, lead organization and work group to make recommendations: ***ESSB 6511, CH 141 (2014)**
- Health care, provider compensation, instituting filing and public disclosure requirements: HB 1543, ***SSB 5434, CH 277 (2013)**
- Health care, public school employees' benefits, health care authority to report concerning: SB 6519
- Health care, reciprocal interstate insurance policy sales agreements: HB 2220
- Health care, requiring wellness programs in state employee health care benefits: ESSB 5811
- Health care, retirees of political subdivisions of state, participation in state insurance or self-insurance programs: HB 1741
- Health care, rule making concerning, requiring notice by insurance commissioner: ***ESB 6458 (2014) V**
- Health care, state employee collective bargaining concerning health care benefits, modifying provisions: ESSB 5811
- Health care, telemedicine health plan coverage, provider reimbursement: HB 1448
- Health care, third-party reimbursement programs, prohibiting provider participation as a licensure condition: ***E2SSB 5215, CH 293 (2013)**
- Health care, unfair and deceptive contracting and delivery practices, prohibiting: HB 2550
- Health care, uninsured persons, authorizing receiving of donated prescription drugs and supplies: HB 1382, ***SSB 5148, CH 260 (2013)**
- Health care, Washington health benefit exchange, allowing dental benefits to be offered separately or in health plan: HB 2467
- Health care, Washington health benefit exchange, allowing plans outside exchange: HB 2220, HB 2221, SB 6464

Health care, Washington health benefit exchange, business and occupation tax exemption: HB 1517

Health care, Washington health benefit exchange, carriers offering health benefit plans outside of, clarifying requirements: HB 2061, ***SB 5931, CH 31 (2014)**

Health care, Washington health benefit exchange, continuity of care during grace periods: HB 2571

Health care, Washington health benefit exchange, creation as state agency: HB 2340

Health care, Washington health benefit exchange, funding exchange operations with insurance carrier assessment: HB 1947

Health care, Washington health benefit exchange, limiting information provided by in connection with affordable care act implementation: HB 1712

Health care, Washington health benefit exchange, notification of grace period and premium nonpayment during grace period: ***ESSB 6016, CH 84 (2014)**

Health care, Washington health benefit exchange, requesting waiver to authorize enrollment in exchange rather than medicaid: HB 1713

Health care, Washington health benefit exchange, stand-alone pediatric oral services coverage: HB 1846

Health care, Washington health benefit exchange, using for school district, state agency, and higher education part-time employees' health benefits: ESSB 5905

Health care, Washington state health care freedom act of 2013, prohibiting required participation in a health care system: HB 1168

Health care, Washington state health insurance pool, administrative provisions: HB 2328

Health care, Washington state health insurance pool, providing limited access for some residents: ***ESSB 5449, CH 279 (2013)**

Health care, wellness programs, allowing offering of programs with inducements or incentives: HB 1410, HB 1776

Homeowners insurance, prohibiting use of credit history to deny coverage or determine rates, etc.: HB 1212

Insurance code, authority and means of implementing, revisions and updates: HB 1638, SSB 5471

Insurance companies, financial solvency of, insurer holding company act: HB 2461

Insurance companies, financial solvency of, risk management and solvency assessment act: HB 2461

Insurer holding company act, concerning financial solvency of insurance companies: HB 2461

Insurers, examinations of, implementation of sunshine committee recommendations concerning disclosure of reports: HB 1298

Legal service contractors, regulation of: HB 2691

Legal service organizations, to cover legal expenses, regulation and registration of: HB 2287

Life insurance, minimum death benefit, when less than cumulative premiums: HB 2082

Life insurance, netting agreements, settling certain derivative transactions: HB 1033

Life insurance, notices to policy owners, revising provisions concerning term life insurance: HB 2134

Life insurance, reserve requirements, modernizing: HB 2801

Long-term care insurance coverage, feasibility study of options for: HB 2777

Long-term care, premium rate changes, notices and information for policy and certificate holders: HB 2449

Marine, portable electronics insurance issued on commercial inland marine policy: HB 1032, ***SSB 5008, CH 152 (2013)**

Medical malpractice insurance, removing exemption for various data filed in connection with claims and actions: HB 1299

Motor vehicle financial security, proof of, to include proof on portable electronic device: ***ESSB 5095, CH 157 (2013)**

Motor vehicle liability insurance, proof of sufficient, random sampling program to determine financial responsibility of vehicle owners, establishment: HB 1803

Motor vehicle liability insurance, proof of sufficient, to include proof on mobile electronic device: HB 1813

Motor vehicle service contracts, expanding included services in connection with protection products: HB 2135, ***SSB 5977, CH 82 (2014)**

Motor vehicle service contracts, revising application of provisions to certain providers: HB 2136

Motor vehicles, impounded, redemption by insurer or vendor on behalf of insurer: HB 1130

Motor vehicles, insurance and financial responsibility program, modifying provisions: HB 2713

Motor vehicles, insurance and financial responsibility program, transferring: HB 2448

Motor vehicles, insurer unfair practices, payment by insurer of certain damage claims in certain cases: HB 2600

Motor vehicles, liability insurance and financial responsibility, modifying provisions: HB 2448

Netting agreements, settling certain insurer transactions in cases of insolvency, delinquency, etc.: HB 1033

Property insurance, standard, electronic notices and document delivery of policies, authorizing: HB 2662

Qualified financial contracts, settling certain insurer transactions in cases of insolvency, delinquency, etc.: HB 1033

Residence, coverage related to a, prohibiting use of credit history to deny coverage or determine rates, etc.: HB 1212

Risk management and solvency assessment act, concerning financial solvency of insurance companies: HB 2461

Service contracts, for motor vehicles, expanding included services in connection with protection products: HB 2135, *SSB 5977, CH 82 (2014)

Service contracts, for motor vehicles, revising application of provisions to certain providers: HB 2136

Service contracts, provisions: *HB 1036, CH 117 (2013), HB 2135, HB 2136, *SSB 5977, CH 82 (2014)

Standard valuation law, modernizing life insurance reserve requirements: HB 2801

State employees, de minimis use of state facilities to communicate certain insurance information to: *HB 1785, CH 28 (2014)

Surety bonds, on public contracts, clarifying certain provisions: SSB 6110

Surplus line insurance, contract and premium tax provisions: HB 2211

Third party claims, defining "third party claimant" for purposes of fair conduct act: HB 2060

Title insurance, agents and companies, involvement in reconveyances of deeds of trust: HB 1435

Title insurance, insurer statistical reporting and public disclosure: *HB 1035, CH 65 (2013)

INSURANCE COMMISSIONER (See also INSURANCE)

Agencies, effective date of practice, policy, or procedure used when administering, interpreting, enforcing, or implementing law, commissioner role: HB 1775

Alien insurers, adopting insurer state of entry model act: HB 1402

Business license center, participation by office of insurance commissioner: HB 1403, E2SSB 5680

Health care implementation and oversight, commissioner to report to joint select committee on health care implementation and oversight: HB 2568

Health care insurance, commissioner role in purchase of coverage from foreign insurers that are qualifying reciprocal plans: E2SSB 5540

Health care insurance, commissioner role in reciprocal interstate insurance policy sales agreements: HB 2220

Health care insurance, prior authorization forms, commissioner to develop and implement: HB 1380

Health care insurance, rule making concerning, requiring notice by commissioner: *ESB 6458 (2014) V

Insurance code, authority and means of implementing, revisions and updates: HB 1638, SSB 5471

Insurer holding company act, concerning financial solvency of insurance companies, commissioner role: HB 2461

Legal service contractors, regulation of, commissioner rule-making authority: HB 2691

Life insurance, reserve requirements, commissioner role in modernizing: HB 2801

Long-term care insurance, commissioner to adopt rules for prompt payment requirements: HB 1441, *SB 5216, CH 8 (2013)

Risk management and solvency assessment act, concerning financial solvency of insurance companies, commissioner role: HB 2461

Rule making by commissioner, concerning health care insurance, notice requirements: *ESB 6458 (2014) V

Rule making by commissioner, specific grant of legislative authority, requirement: HB 1163

School employees' insurance benefits, commissioner to provide data to health care authority for reporting purposes: SB 6519

Standard valuation law, modernizing life insurance reserve requirements, commissioner role: HB 2801

Title insurance, commissioner to designate statistical reporting agent for insurers: *HB 1035, CH 65 (2013)

INVESTMENT BOARD

First class cities, retirement systems of, authorizing agreements for investment of assets by board: HB 1899

Rule making by board, specific grant of legislative authority, requirement: HB 1163

Start retirement savings plan, board role: HB 2474

State lands, divestiture, board role: HB 1111

JAILS (See also CRIMINAL OFFENDERS; CRIMINAL PROCEDURE; PRISONS AND PRISONERS; UNIFORMED PERSONNEL)

Basic Food, terminating benefits to incarcerated persons, role of jails in strategies for: SSB 6211

Health care for inmates, facility requirements when contracting with hospitals: *2ESSB 5892, CH 14 (2013)

Health care for inmates, hospitals to contract with jails as condition of licensure: HB 1911, *2ESSB 5892, CH 14 (2013)

Health care for inmates, provider one system, contracting with department of corrections to participate in: HB 1911, *2ESSB 5892, CH 14 (2013)

Incompetent to stand trial, competency restoration in county jail: HB 2649

Jail register data, use for research purposes: SSB 6094

Jail time served, certification of, modifying provisions to achieve correctional savings: HB 2050

Medication, involuntary, maintaining competency restoration of criminally insane: HB 2195
 Parents, rights when incarcerated: HB 1284

JOINT MEMORIALS

Communications decency act, requesting that Congress amend to reflect scope and power of the internet: ***SJM 8003 (2014)**
 Eddie Eagle GunSafe program for firearms accident prevention, promoting use in schools: SJM 8006
 Election campaign contributions, requesting U.S. constitutional amendment to return regulatory authority to congress and state legislatures: HJM 4001
 Harbor maintenance tax, requesting that Congress pass and the president sign legislation reforming the tax: ***SSJM 8007 (2014)**
 Interstate 5 over Skagit river, requesting renaming as the Trooper No. 1076, Sean M. O'Connell Memorial Bridge: HJM 4003
 Interstate 5, requesting naming as "purple heart trail": HJM 4000, ***SJM 8001 (2013)**
 Israel, requesting that federal government stand firmly with: HJM 4002
 Legislature, 2013 first special session, reintroduction of bills, memorials, and resolutions from 2013 regular session: ***HCR 4407 (2013)**
 Legislature, 2013 first special session, returning bills, memorials, and resolutions to house of origin: ***HCR 4408 (2013)**
 Legislature, 2013 regular session, returning bills, memorials, and resolutions to house of origin: ***SCR 8404 (2013)**
 Legislature, 2013 second special session, reintroduction of bills, memorials, and resolutions from 2013 regular and first special sessions: ***HCR 4410 (2013)**
 Legislature, 2013 second special session, returning bills, memorials, and resolutions to house of origin: ***HCR 4411 (2013)**
 Legislature, 2013 third special session, reintroduction of bills, memorials, and resolutions from 2013 regular and first and second special sessions: ***HCR 4413 (2013)**
 Legislature, 2013 third special session, returning bills, memorials, and resolutions to house of origin: ***SCR 8406 (2013)**
 Legislature, 2014 regular session, returning bills, memorials, and resolutions to house of origin: ***SCR 8410 (2014)**
 Legislature, reintroduction of bills, memorials, and resolutions from 2013 regular and special sessions for 2014 regular session: ***HCR 4415 (2014)**
 Memorials, resolutions, and bills from 2013 first special session, returning to house of origin: ***HCR 4408 (2013)**
 Memorials, resolutions, and bills from 2013 regular and first and second special sessions, reintroduction for 2013 third special session: ***HCR 4413 (2013)**
 Memorials, resolutions, and bills from 2013 regular and first special sessions, reintroduction for 2013 second special session: ***HCR 4410 (2013)**
 Memorials, resolutions, and bills from 2013 regular and special sessions, reintroduction for 2014 regular session: ***HCR 4415 (2014)**
 Memorials, resolutions, and bills from 2013 regular session, reintroduction for 2013 first special session: ***HCR 4407 (2013)**
 Memorials, resolutions, and bills from 2013 regular session, returning to house of origin: ***SCR 8404 (2013)**
 Memorials, resolutions, and bills from 2013 second special session, returning to house of origin: ***HCR 4411 (2013)**
 Memorials, resolutions, and bills from 2013 third special session, returning to house of origin: ***SCR 8406 (2013)**
 Memorials, resolutions, and bills from 2014 regular session, returning to house of origin: ***SCR 8410 (2014)**
 Oil and hazardous materials transportation, safety measures for tank rail cars, requesting that Congress implement: SJM 8015
 Parental rights, requesting that Congress propose parental rights amendment to states for ratification: HJM 4004
 Skagit river bridge, requesting renaming as the Trooper No. 1076, Sean M. O'Connell Memorial Bridge: HJM 4003
 State route number 117, designating as POW/MIA memorial highway: ***SJM 8005 (2013)**

JOINT RESOLUTIONS

Agency rule making, constitutional amendment to require legislative approval of certain rules: HJR 4204
 Balanced budget, constitutional amendment requiring debt proceeds be spent only for capital purposes: HJR 4202, HJR 4203
 Balanced budget, constitutional amendment to require: HJR 4202, HJR 4203
 Community redevelopment financing, constitutional amendment to allow levying of property tax in apportionment districts: HJR 4210, HJR 4214
 Emergencies and disasters, continuity of government and operations in the event of, constitutional amendment to clarify: HJR 4212
 Hydroelectric generation, constitutional amendment to classify as renewable resource: HJR 4200

Legislative sessions, constitutional amendment to limit regular sessions in odd-numbered years to ninety days: HJR 4208
 Legislature, 2013 first special session, reintroduction of bills, memorials, and resolutions from 2013 regular session: ***HCR 4407 (2013)**
 Legislature, 2013 first special session, returning bills, memorials, and resolutions to house of origin: ***HCR 4408 (2013)**
 Legislature, 2013 regular session, returning bills, memorials, and resolutions to house of origin: ***SCR 8404 (2013)**
 Legislature, 2013 second special session, reintroduction of bills, memorials, and resolutions from 2013 regular and first special sessions: ***HCR 4410 (2013)**
 Legislature, 2013 second special session, returning bills, memorials, and resolutions to house of origin: ***HCR 4411 (2013)**
 Legislature, 2013 third special session, reintroduction of bills, memorials, and resolutions from 2013 regular and first and second special sessions: ***HCR 4413 (2013)**
 Legislature, 2013 third special session, returning bills, memorials, and resolutions to house of origin: ***SCR 8406 (2013)**
 Legislature, 2014 regular session, returning bills, memorials, and resolutions to house of origin: ***SCR 8410 (2014)**
 Legislature, constitutional amendment to remove certain limitation on journal publication and opening of house doors: HJR 4217
 Legislature, reintroduction of bills, memorials, and resolutions from 2013 regular and special sessions for 2014 regular session: ***HCR 4415 (2014)**
 Local government infrastructure, constitutional amendment requiring use of certain funds for public works projects: HJR 4215
 Operating budget, omnibus operating appropriations act, requiring three-fifths vote for approval: HJR 4211
 Resolutions, memorials, and bills from 2013 first special session, returning to house of origin: ***HCR 4408 (2013)**
 Resolutions, memorials, and bills from 2013 regular and first and second special sessions, reintroduction for 2013 third special session: ***HCR 4413 (2013)**
 Resolutions, memorials, and bills from 2013 regular and first special sessions, reintroduction for 2013 second special session: ***HCR 4410 (2013)**
 Resolutions, memorials, and bills from 2013 regular and special sessions, reintroduction for 2014 regular session: ***HCR 4415 (2014)**
 Resolutions, memorials, and bills from 2013 regular session, reintroduction for 2013 first special session: ***HCR 4407 (2013)**
 Resolutions, memorials, and bills from 2013 regular session, returning to house of origin: ***SCR 8404 (2013)**
 Resolutions, memorials, and bills from 2013 second special session, returning to house of origin: ***HCR 4411 (2013)**
 Resolutions, memorials, and bills from 2013 third special session, returning to house of origin: ***SCR 8406 (2013)**
 Resolutions, memorials, and bills from 2014 regular session, returning to house of origin: ***SCR 8410 (2014)**
 School district bonds and levies, constitutional amendment to require simple majority of voters voting to authorize: HJR 4216
 Searching students, constitutional amendment to apply reasonable suspicion standard to searches on school grounds: HJR 4209
 Superior court judges, constitutional amendment to require residence in county served by the court: HJR 4207
 Supreme court, constitutional amendment requiring that practice of law and administration of justice functions reside in supreme court: HJR 4205
 Tax increase legislation, constitutional amendment to require two-thirds majority vote for approval: HJR 4201, HJR 4206
 Term limits for representatives and senators, constitutional amendment to impose: HJR 4213

JUDGES

District judges, retirement provision: HB 1266, ***SB 5046, CH 22 (2013)**
 Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392
 Judicial information system, court consultation prior to granting certain orders: HB 2196
 Judicial stabilization trust account, surcharges on court filing fees for deposit in, extending expiration dates for: HB 1961
 Marriage, solemnizations of, authorizing judges of courts of limited jurisdiction to perform: HB 1589
 Search warrant applications, timely review by magistrates: HB 2235, ***SSB 6279, CH 93 (2014)**
 Superior court judges, Benton and Franklin counties jointly, increasing number of judges: ***HB 1175, CH 142 (2013)**, SB 5069
 Superior court judges, Mason county, increasing number of judges: HB 2131, ***SB 5981, CH 169 (2014)**
 Superior court judges, requiring residence in county served by the court: HB 1386, HJR 4207
 Superior court judges, Whatcom county, increasing number of judges: HB 1159, ***SB 5052, CH 210 (2013)**
 Supreme court, campaigns for, public funding through judicial election reform act: HB 2525

JUDGMENTS

- Defendants under landlord-tenant acts, notified by alternative means of service, entering monetary judgments against: **SB 5425**
- Legal financial obligations of criminal offenders, county clerk collection system, collecting information to assess success: **HB 1569**
- Legal financial obligations, system of, improving through restitution first act: **HB 2751**
- Real property, sale under execution or order of sale, distribution of proceeds: ***ESB 6553, CH 107 (2014)**
- Real property, sold subject to redemption, modifying redemption by creditor provision: ***SB 5541, CH 53 (2013)**

JUVENILE COURT AND JUVENILE OFFENDERS (See also CHILDREN; DOMESTIC RELATIONS)

- Alcohol poisoning, involving person under age 21, limited immunity when seeking medical assistance: ***HB 1404, CH 112 (2013)**
- Chemical dependency treatment assessments or screenings, admissibility: ***HB 1724, CH 110 (2014)**
- Chemical dependency, arrest of individual suffering from, police officer options: **HB 2627**
- Dependency proceedings, disclosure of guardian ad litem background information record: **HB 1297**
- Dependency proceedings, identifying educational liaison for youth subject to, responsibilities of liaison: **HB 1566**
- Dependency proceedings, implementing recommendations of Powell fatality team: ***SSB 5315, CH 254 (2013)**
- Dependency proceedings, parent or sibling visitation during active criminal investigation, law enforcement consultation: **SSB 5162, *SSB 5315, CH 254 (2013)**
- Dependency proceedings, parents with intellectual or developmental disabilities involved in: **HB 2616**
- Dependency proceedings, psychosexual evaluation of parent and consequent reassessment of visitation: **SSB 5162, *SSB 5315, CH 254 (2013)**
- Dependency proceedings, representation of children, appointing attorney: ***E2SSB 6126, CH 108 (2014)**
- Dependency proceedings, representation of children, appointing attorney, guardian ad litem, and/or special advocate: **HB 1285**
- Dependency proceedings, shelter care hearing, placement of child with relative or other suitable person, timing of criminal history background check: ***SSB 5565, CH 162 (2013)**
- Dependency proceedings, sibling visitation: **HB 1140**
- Dependency proceedings, sibling visitation for children in foster care: **HB 1204, *E2SSB 5389, CH 316 (2013)**
- Dependency proceedings, third-party visitation: **HB 1506**
- Dependency system, work group to consider creating certificate of rehabilitation for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**
- Detention facilities for juveniles, educational programs for residents, operation by educational service districts: ***HB 2276, CH 157 (2014)**
- Domestic violence, nonfelonious, responding officer placement options for certain juveniles arrested for: **HB 2455, HB 2722**
- Firearms and weapons crimes, provisions: **HB 1096**
- Firearms, juvenile firearm offenders, evidence- and research-based interventions: **HB 2164**
- Foster care services, extended, court jurisdiction over proceedings involving eligible nonminor dependents: **HB 1302, *E2SSB 5405, CH 332 (2013)**
- Juvenile offenders, records, confidentiality, exceptions: **HB 1651**
- Mental health diversion and disposition, strategies for juveniles: **HB 1524**
- Mental health treatment assessments or screenings, admissibility of statements: ***HB 1724, CH 110 (2014)**
- Missing children clearinghouse, adding endangered persons: **HB 1895, *SSB 5556, CH 285 (2013)**
- Murder, aggravated first degree, sentencing, incarceration, and early release when crime committed before age eighteen: **HB 1338**
- Offenses committed before age eighteen, various, sentencing and release provisions: ***2SSB 5064, CH 130 (2014)**
- Parental rights, termination of, court-ordered filing of petition in certain cases of parental noncompliance: **EHB 2582**
- Parental rights, when incarcerated or in residential substance abuse treatment: **HB 1284**
- Permanency planning hearings, revising definition of good cause exception: **HB 1821**
- Permanency planning hearings, revising department of social and health services responsibility to provide services to parents: **HB 1821**
- Rehabilitative and reentry services, access for offenders completing sentence before age 21: **HB 2714**
- Runaway youths, overnight youth shelter or program, shelter procedures when child known to lack parental permission: **HB 1250, *SB 5147, CH 4 (2013)**

Shelters or programs for runaway youths, procedures when child known to lack parental permission: HB 1250, ***SB 5147, CH 4 (2013)**

Social investment steering committee, Washington, establishment of, duties to include pilot programs: HB 2337

Youth camp placement, for minimum-risk offenders, at Naselle youth camp: HB 1433

LABOR (See also CONTRACTORS; DISCRIMINATION; EMPLOYMENT AND EMPLOYEES; LABOR AND INDUSTRIES, DEPARTMENT; PUBLIC EMPLOYMENT AND EMPLOYEES; UNEMPLOYMENT COMPENSATION; WAGES AND HOURS; WORKERS' COMPENSATION)

Applications for employment, prohibiting employers from asking about or using nonconviction information: HB 2545

Asbestos abatement projects, employer compliance with respirator requirements: HB 1110

Discrimination against employees, protections for employees: HB 2333

Employee fair classification act, improving compliance with wage-related laws: HB 1440, HB 2334

Employment laws and contracts, local, preemption by state of Washington: HB 2591

Expenses, work-related, employer reimbursement of employees: HB 2230

Family and medical leave insurance program, implementing by amending provisions of family leave insurance program: HB 1457

Family leave insurance program, delaying implementation until funding and benefits payment authorized in law: ***HB 2044, CH 26 (2013)**

Family leave insurance program, establishing joint legislative task force on family and medical leave insurance: ESB 5903

Family leave insurance program, repealing family and medical leave insurance act if not funded: ESB 5903

Farm internship pilot project, establishment: ***SSB 5123, CH 131 (2014)**

Health care facility employees, mandatory overtime provisions: HB 1153

Health care facility employees, meal and rest break requirements: HB 1152

Industrial safety and health act, increasing employee protections under: EHB 1891

Janitorial services, commercial, workload standards and a health and safety training program, establishment: HB 2477

Leave, job leave provision for state legislators, requirements: HB 2473

Leave, paid sick and safe leave, establishing minimum standards: HB 1313

Leave, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726

Leave, paid sick and safe leave, state preemption of local leave regulation: HB 1780

Leave, paid vacation leave: HB 2238

Liens against property of employer by employee, provisions of employee fair classification act: HB 1440

Minors, work permits for employing, master application procedures: ***SB 5056, CH 156 (2013)**

News business, independent contractors in, employment status: HB 1659, ***SB 5476, CH 141 (2013)**

Political and religious views of employers, prohibiting required employee meeting attendance or responses to communications: HB 2031

Real estate brokers, independent contractor status when not under contract with firm: HB 1853

Retaliation against employees, protections for employees: HB 2333

Retaliation, protecting employees from, for conduct promoting public policy: HB 2710

Social networking, accounts, prohibiting employer demand that employee provide information or access: ***SSB 5211, CH 330 (2013)**

Underground economy, improving employer compliance with wage-related laws: HB 1440, HB 2334

Unions, information concerning union membership and dues rights, placement in workplace posters: HB 1461

Unions, work jurisdictions of, preserving in public works contracting: HB 2775

Wage-related laws, employer compliance with, improving: HB 1440, HB 2333, HB 2334

LABOR AND INDUSTRIES, DEPARTMENT (See also CONTRACTORS; LABOR; WAGES AND HOURS; WORKERS' COMPENSATION)

Contractor infractions, administrative hearings, amending department of labor and industries appeal bonds provisions: HB 2146

Contractors, voluntary independent contractor exemption certificates, department role in creating and regulating: HB 2147

Electrical industry, whistleblowers in, protections for: HB 2275

Electricians, journeyman or residential specialty certificate of competency, apprenticeship program requirement: HB 2500

Electricians, limited energy specialty certification, using telecommunications work experience for: ***HB 2253, CH 156 (2014)**, HB 2254

Electricians, proof of licensing and identification, altering department display requirements: HB 2323

Electricians, with certain license or certificate, department to allow generator load bank testing without electrical work permit: HB 1855

Employee fair classification act, department enforcement role: HB 1440, HB 2334

Farm internship pilot project, establishment: ***SSB 5123, CH 131 (2014)**

Interpreter services, authorizing purchase by department for doctors providing services to limited-English speaking or sensory-impaired injured workers or crimes victims: HB 1753

Interpreter services, authorizing purchase by department for providers providing services to limited-English speaking injured workers or crimes victims: EHB 2617

Minimum wage, adjusted, increasing annually by rate of inflation, department role: HB 2032

News business, independent contractors in, employment status for minimum wage and unemployment and worker's compensation purposes: HB 1659, ***SB 5476, CH 141 (2013)**

Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

Prevailing wages, exemption from paying, certain filings no longer required by department when exempt: HB 1254

Prevailing wages, public works, basing on nonpublic works data: HB 2209

Prevailing wages, public works, department to track surveys: HB 2692

Prevailing wages, public works, determinations of prevailing wage rates, revising department role: HB 1672

Prevailing wages, public works, industrial statistician to base on collective bargaining agreements or other methods: HB 2527

Prevailing wages, public works, modifying prevailing wage survey provisions, department role: SSB 5686

Prevailing wages, public works, surveys to use stratified random sampling: HB 2210

Rules, review of, department to conduct for streamlining purposes: HB 1591, ***SSB 5679, CH 30 (2013)**

Scholarships offered by nonprofits, available to children and spouses of certain injured workers, information provided by department: ***HB 1863, CH 134 (2013)**

Training wage, director to establish procedures allowing employers to pay for specified period: HB 1150

Unions, information concerning union membership and dues rights, placement in workplace posters by department: HB 1461

Wage complaints and claims, collection procedures, department role: HB 1467

Wage-related laws, employer compliance with, department role in improving: HB 1440, HB 2333, HB 2334

Wages, unpaid, alternative collection procedures, department role: ***SSB 5360, CH 210 (2014)**

Worker's compensation, auditing employers for industrial insurance compliance, restricting department's authority: HB 2731

Workers' compensation, logger safety initiative, department to report concerning: ***ESSB 5744, CH 339 (2013)**

Workers' compensation, self-insurance plans, authorizing group plans, department role: SSB 6179

Workers' compensation, studies of, department to contract for multiple independent studies: HB 1463, ESSB 5128

Workers' compensation, vocational rehabilitation subcommittee recommendations, department role: EHB 1470, ***SSB 5362, CH 331 (2013)**

LAKES AND RESERVOIRS

Docks, "substantial development" exceptions, amending fair market value limit: HB 1090

Hydraulic permits and projects, removal of sediment from freshwater by volunteers, exemption from permit requirement under certain conditions: HB 2021

Invasive species, aquatic, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**

Invasive species, integrated management approach and enforcement: HB 2458, ***ESSB 6040, CH 202 (2014)**

Lake and beach management districts, modifying provisions: HB 2218, ***ESB 6031, CH 85 (2014)**

Lakes, with toxic algae blooms, allowing certain code cities to take action to address blooms in certain cases on state lands: ESB 5596

Public land adjacent to body of water, access to water by way of: HB 2342

Sediment, removal from freshwater by volunteers, exemption from hydraulic project permit requirement under certain conditions: HB 2021

LAND USE PLANNING AND DEVELOPMENT (See also BUILDING CODES/PERMITS; ECONOMIC DEVELOPMENT; GROWTH MANAGEMENT)

Agricultural activities, critical areas used for, extending voluntary stewardship program county regulations review date: HB 2187

Brownfield properties, cleanup and reuse, using prioritized revenues under model toxics control act: ***2E2SSB 5296, CH 1 (2013)**

Communities, fully contained, clarifying requirements for payment of infrastructure for: HB 2078

Comprehensive plans and development regulations, cities and counties, allowing more time before certain penalties are possible: HB 1401, ***SSB 5399, CH 275 (2013)**

Comprehensive plans and development regulations, development proposals consistent with, SEPA categorical exemptions for: HB 2090

Comprehensive plans and development regulations, parts found invalid, invalidity of permitting under: HB 2234

Comprehensive plans, modifying certain requirements to reduce greenhouse gas emissions: HB 2804

Development proposals, SEPA categorical exemptions in certain cases: HB 2090

Development regulations, parts found invalid, invalidity of permitting under: HB 2234

Fully contained communities, clarifying requirements for payment of infrastructure for: HB 2078

Greenhouse gas emissions, reducing through land use and transportation requirement modifications: HB 2804

Growth management act, county authority to withdraw from planning under: ***EHB 1224, CH 147 (2014)**, ESB 6194

Growth management act, repealing: HB 1167

Infill development, comprehensive plans, SEPA categorical exemption extended to certain short plat and subdivision actions: HB 2595

Land use decisions, certain preliminary short plats, decision and application notice requirements: HB 2311

Private property rights, protecting from United Nations Agenda 21 policies: HB 1165

Undeveloped or underutilized lands, new industrial/manufacturing facility construction on, property tax exemption: HB 1443, 2SSB 6096

Urban growth areas, territory added to, vesting of land use activity applications: HB 2245

LANDLORD AND TENANT (See also HOMES AND HOUSING; MANUFACTURED HOUSING; MOBILE HOMES; REAL ESTATE AND REAL PROPERTY)

Defective conditions, residential rental premises, tenant remedies in cases of: SB 6143

Defendants under landlord-tenant acts, notified by alternative means of service, entering monetary judgments against: SB 5425

Gangs, criminal street gang activity at rental properties, law enforcement agency provisions: HB 1799

Human trafficking, at rental properties, law enforcement agency provisions: HB 1799

Keys, leased premises, landlord to maintain and safeguard master and duplicate keys: HB 1647

Manufactured housing communities, manager training and certification requirements: HB 1590

Manufactured/mobile home communities, expanding duties and obligations of landlords: HB 2232

Manufactured/mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**

Mobile and manufactured homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**

Mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: SSB 5523

Tenant screening service providers, information disclosure by, restrictions: HB 1529, ***SSB 5568, CH 54 (2013)**

Tenants, at-will tenancies, when guilty of unlawful detainer: HB 1532

Tenants, deceased, personal property in leased premises, landlord procedures before and after tenant's death: HB 1520

Tenants, screening reports, provisions: HB 2537

Trespass in first degree, criminal, at rental properties, protections for tenants: HB 1799

Unlawful detainer, alternative means of service for plaintiff, procedures: ***HB 1607, CH 3 (2014)**

Unlawful detainer, outcomes from action of a tenant or applicant, restricting disclosure by tenant screening company: HB 1529

Unlawful detainer, tenants and at-will tenancies, provisions: HB 1532

LAW ENFORCEMENT AND LAW ENFORCEMENT OFFICERS (See also CRIMINAL JUSTICE TRAINING COMMISSION; FIREARMS; RETIREMENT AND PENSIONS; UNIFORMED PERSONNEL)

Abuse or neglect of a child, by supervised persons, requiring various organizations to report to DSHS or law enforcement: ***SB 5359, CH 273 (2013)**

Agencies, criminal history record information compliance audits of criminal justice agencies: HB 1531, ***SB 5466, CH 62 (2013)**

Aircraft systems, public unmanned, establishing standards, protecting citizens, and reducing liability: HB 1771

Alcohol poisoning, involving person under age 21, limited immunity when seeking medical assistance: ***HB 1404, CH 112 (2013)**

Apartment owners' associations, speed limit enforcement by law enforcement personnel within communities: ***SB 5113, CH 269 (2013)**

Apartment owners, associations of, speed limit enforcement by law enforcement personnel within communities: HB 1592

Arresting without warrant, modifying provisions: HB 2057

Biological material from criminal investigations, preservation, requirements and study of standards for: HB 2468

Border patrol, employee or agent of, restricting interviews of certain persons in custody by, conditions: HB 1874

Call location, wireless providers to provide location information to law enforcement responding to emergency: HB 1897

Chaplains for volunteer fire departments, retirement system membership: HB 1120

Chemical dependency, arresting individual suffering from, police officer options: HB 2627

Condominium associations, speed limit enforcement by law enforcement personnel within communities: HB 1592, ***SB 5113, CH 269 (2013)**

Crisis intervention training for law enforcement officers, criminal justice training commission to provide: HB 1559

Deaths in law enforcement contexts, removing confidentiality requirement for coroners and medical examiners concerning autopsy and postmortem findings: ***SSB 5256, CH 295 (2013)**

Domestic violence, nonfelonious, responding officer placement options for certain juveniles arrested for: HB 2455, HB 2722

Drivers' licenses, confidential, issuance for certain law enforcement purposes, including records provisions: HB 1832, ***SSB 5591, CH 336 (2013)**

Emergency law enforcement information, allowing use of digital outdoor advertising signs along state highways: HB 1408

Endangered persons, missing, adding to missing children clearinghouse: HB 1895, ***SSB 5556, CH 285 (2013)**

Explosive actuated tactical devices, transportation and storage, exemption from Washington state explosives act requirements: ***SSB 5264, CH 140 (2013)**

Firearms, background checks, law enforcement role: HB 1588, HB 1839, ***SSB 5282, CH 216 (2013)**

Firearms, delivery to law enforcement officer, requirements: HB 2502

Firearms, sale by unlicensed person to another unlicensed person, law enforcement role in background check requirements: HB 1588

Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392

Funding for law enforcement, distribution of marijuana excise tax revenues to cities and counties for: HB 2772

Gangs, criminal street gang activity at rental properties, law enforcement agency provisions: HB 1799

Gangs, criminal street gangs, marijuana excise tax revenues to be used for additional officers monitoring: HB 2732

Gangs, gang data bases, exemption from public inspection and copying: HB 1299

Global positioning system data showing criminal justice agency employee's or agent's residence, public records exemption for: HB 2128

Human remains, person with knowledge of location, failure to report to law enforcement, gross misdemeanor: HB 1980

Human trafficking, at rental properties, law enforcement agency provisions: HB 1799

Identicards, confidential, issuance for certain law enforcement purposes, including records provisions: HB 1832, ***SSB 5591, CH 336 (2013)**

Immigration detainer, detaining individual on basis of, prohibiting officers from, exception: HB 1874

Immigration warrant, administrative, arresting or detaining individual based on, prohibiting officers from: HB 1874

Immigrations and customs enforcement agency, employee or agent of, restricting interviews of certain persons in custody by, conditions: HB 1874

License plate automated recognition systems, restricting use to law enforcement agencies: HB 2606

Liquor control board, peace or enforcement officers of, law enforcement academy training provisions: HB 1876, HB 2394

Marijuana, excise tax revenues, distribution to cities and counties for additional officers monitoring criminal street gangs: HB 2732

Metal theft, ongoing electronic statewide no-buy list database program, implementation by Washington association of sheriffs and police chiefs: HB 1552

Missing children clearinghouse, adding endangered persons: HB 1895, ***SSB 5556, CH 285 (2013)**

Natural resources investigators, granting general law enforcement authority: HB 1399

Natural resources law enforcement, merging department of natural resources officers with department of fish and wildlife enforcement: HB 1849

Northway, Mike, Spokane county sheriff's deputy, honoring: ***HR 4646 (2013)**

O'Connell, Trooper Sean M., Jr., commending for his exemplary service: ***HR 4657 (2013)**

Peace officers, reimbursement of training agency by hiring agency for basic law enforcement training received by officer:
 HB 1802

Peace officers, removal or discharge for illegal act or act of dishonesty or untruthfulness, just cause provisions: HB 1825

Peace officers, using less lethal weapon, immunity from liability: HB 1678

Police officers, collective bargaining, interest arbitration panel determinations for uniformed personnel: HB 1540

Police vehicle, attempting to elude, sentencing enhancement for, to be mandatory: HB 2549

Ramstead, Erik, Everson police chief, recognizing lasting legacy of: ***HR 4618 (2013)**

Reserve peace officers, commissioned, evaluation and data collection concerning: HB 2705

Sex crimes, exploitation of children and promoting prostitution, agency seizure and forfeiture of property connected with,
 use of proceeds: SSB 6017

Sheriffs and police chiefs, Washington association of, 24/7 sobriety program pilot project to be conducted by: ***E2SSB 5912, CH 35 (2013)**

Sheriffs and police chiefs, Washington association of, 24/7 sobriety program to be co-administered by: ***E2SSB 5912, CH 35 (2013)**

Sheriffs and police chiefs, Washington association of, jail register data to be available to: SSB 6094

Sheriffs, duplicate receipts for payments, repealing requirement: HB 1274

Sheriffs, Spokane county sheriff's office, honoring deputies Matt Spink and Mike Northway: ***HR 4646 (2013)**

Sheriffs, waiving fees for service of writ of habeas corpus for return of child: HB 1119

Silver alert plan, development and implementation by state patrol: HB 1689

Spink, Matt, Spokane county sheriff's deputy, honoring: ***HR 4646 (2013)**

State park rangers, vesting with police powers, including law enforcement academy training provisions: HB 1875

State patrol, academy, admitting peace or enforcement officers of liquor control board: HB 1876

State patrol, academy, admitting state park rangers from parks and recreation commission: HB 1875

State patrol, biofuel and biodiesel use requirements, exemption: HB 2091

State patrol, central registry of firearm offenders, provisions concerning information forwarding and maintaining of registry:
 HB 1612

State patrol, consolidating mental health involuntary commitment information for firearm background check purposes,
 work group to make proposal: ***SSB 5282, CH 216 (2013)**

State patrol, conviction records, fees for disseminating: HB 2138

State patrol, electricity use requirements, exemption: HB 2091

State patrol, establishing safety standards and performance requirements for operation of autonomous vehicles on public
 roads: HB 1439

State patrol, identification and criminal history section, criminal history record information compliance audits of criminal
 justice agencies: HB 1531, ***SB 5466, CH 62 (2013)**

State patrol, officer salary and benefits, comparability with other law enforcement agencies: HB 2487

State patrol, participation in business license center: HB 1403, E2SSB 5680

State patrol, regulation of motor carriers transporting hazardous materials: ***HB 2137, CH 154 (2014)**, SB 5979

State patrol, requesting renaming of Skagit river bridge as the Trooper No. 1076, Sean M. O'Connell Memorial Bridge:
 HJM 4003

State patrol, role of chief in adopting standards to allow students to be in school buildings for before- and after-school
 programs: HB 1968

State patrol, services provided for demonstration highway projects, overtime compensation to count as salary for retirement
 purposes: HB 1904

State patrol, task force on missing and exploited children, repealing advisory board provision: HB 2712

State patrol, to develop and implement "silver alert plan" for recovering certain senior citizens: HB 1689

State patrol, Trooper Sean M. O'Connell Jr., commending for his exemplary service: ***HR 4657 (2013)**

Students, searching on school grounds, applying reasonable suspicion standard: HJR 4209

Students, searching on school grounds, warrantless search exception, to include school resource officers and local police
 school liaison officers: SB 5618

LEGISLATIVE AUDIT AND REVIEW COMMITTEE, JOINT

Aerospace industry, certain sales and use tax exemption expansion and certain tax preference extensions, committee to
 review: HB 2089, ***ESSB 5952, CH 2 (2013)**

Agency expenditures, for advertising and marketing, committee to conduct analysis: HB 1373

Back-to-school clothing and school supply items sales and use tax exemptions, committee to conduct economic impact
 study: HB 1329

Beekeepers, tax relief for, committee to evaluate: ***ESSB 5882, CH 13 (2013)**
 Federal funding programs requiring changes in state law, joint committee to report concerning: ESSB 6512
 Hog fuel, sales and use tax exemptions, committee to review performance of preference: ***ESSB 5882, CH 13 (2013)**
 K-12 professional development for teachers and principals, committee to analyze: HB 1252
 New businesses, business and occupation tax credit, committee to review and report concerning: HB 2052
 Outsourcing services to private sector or nonprofit, establishing taxpayer protection act concerning, joint committee role: HB 2743
 Student assessments, multistate consortia-developed, committee role in examining student records privacy issues: HB 2133
 Tax preferences, creating, expanding, or extending various, role of committee in connection with: ***ESSB 5882, CH 13 (2013)**
 Workers' compensation audit, including certain retrospective rating plan scheduling authority: HB 1316, SB 5112

LEGISLATIVE ETHICS BOARD

Complaints and investigations, modifying provisions: ***ESSB 5577, CH 190 (2013)**
 Eliminating board and transferring duties to public disclosure commission: HB 1005

LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

Contracts, for capital and transportation projects, providing information online, committee role: HB 2104
 Expenditure information web site, searchable state, links or access to annual state fee inventory, committee role: ***SB 5751, CH 63 (2013)**
 State expenditure information web site, searchable, adding current and future capital project and transportation project investments: EHB 1733, ***HB 2058, CH 327 (2013)**, ***HCR 4406 (2013)**

LEGISLATURE (See also BONDS; BUDGET; LEGISLATIVE AUDIT AND REVIEW COMMITTEE, JOINT; LEGISLATIVE ETHICS BOARD; LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE; NAMED ACTS; REDISTRICTING COMMISSION)

Administrative rules review committee, joint, increasing rule review responsibilities: HB 2293
 Adult behavioral health services, reform of, task force convened by legislature to examine: ***SSB 5732, CH 338 (2013)**
 Agency rule making, legislature to provide specific grants of legislative authority through legislation: HB 1163
 Agency rule making, regulating of greenhouse gas emissions, prohibiting without legislative authorization: HB 1169
 Agency rule making, requiring legislative approval of certain rules: HJR 4204
 Agency rule making, specified economic impact notification by agency and enactment into law by legislature: HB 1162, HB 1163
 Aging and disability issues, joint legislative executive committee on, establishment: HB 1631
 Agreements between agencies and federal government, reporting to legislature: HB 1094
 Appropriations legislation, public and legislative review period for omnibus appropriations bills: HB 1721
 Basic education, appropriations, relationship of legislation to omnibus operating appropriations act: HB 1174
 Bills and other legislation, cutoff dates: ***HCR 4401 (2013)**
 Bills and resolutions, requiring citation of constitutional authority: HB 1163
 Bills, capital appropriations, disclosure of estimated state debt service costs: SB 5132
 Bills, capital appropriations, requiring a summary for each legislative district with each: SB 5716
 Bills, creating new tax preferences, requiring tax preference performance statement: ***ESSB 5882, CH 13 (2013)**
 Bills, creating or extending tax preferences, requiring legislative intent provisions: ESB 5843
 Bills, memorials, and resolutions from 2013 first special session, returning to house of origin: ***HCR 4408 (2013)**
 Bills, memorials, and resolutions from 2013 regular and first and second special sessions, reintroduction for 2013 third special session: ***HCR 4413 (2013)**
 Bills, memorials, and resolutions from 2013 regular and first special sessions, reintroduction for 2013 second special session: ***HCR 4410 (2013)**
 Bills, memorials, and resolutions from 2013 regular and special sessions, reintroduction for 2014 regular session: ***HCR 4415 (2014)**
 Bills, memorials, and resolutions from 2013 regular session, reintroduction for 2013 first special session: ***HCR 4407 (2013)**
 Bills, memorials, and resolutions from 2013 regular session, returning to house of origin: ***SCR 8404 (2013)**
 Bills, memorials, and resolutions from 2013 second special session, returning to house of origin: ***HCR 4411 (2013)**
 Bills, memorials, and resolutions from 2013 third special session, returning to house of origin: ***SCR 8406 (2013)**
 Bills, memorials, and resolutions from 2014 regular session, returning to house of origin: ***SCR 8410 (2014)**

Bills, notice and waiting periods: HB 2369
Bills, title-only, prohibiting: HB 2369
Bond authorization bill, governor role in preparing for debt issuance proposed in budget documents: HB 1646, ESSB 5138
British Columbia parliamentary internship program, recognizing: ***HR 4628 (2013)**, ***HR 4676 (2014)**
Career education, legislative task force on career education opportunities, establishment: HB 2051
Child care improvements for the future, legislative task force on, establishment: HB 1671, ***SSB 5595, CH 337 (2013)**
Committees, opening to the public: HB 2369
Constitutional authority, federal or state, requiring citation in legislation: HB 1163
Cutoff dates: ***SCR 8408 (2014)**
Cutoff resolution, amending to exclude matters affecting state revenue: ***SCR 8402 (2013)**
Doors of each house, requiring that they always be open: HJR 4217
Early learning, legislative task force on, establishment along with associated technical working group: HB 1723
Economic development finance authority, legislative members to be nonvoting: HB 2417
Economic resilience of manufacturing in Washington, joint task force on, establishment: HB 2580
Education financing reform, local, joint task force on, creation: ESSB 6499
Election campaign contributions, requesting U.S. constitutional amendment to return regulatory authority to congress and state legislatures: HJM 4001
Electrical code, joint legislative task force concerning, creating: HB 2213
Emergencies and disasters, continuity of government and operations in the event of, constitutional amendment to clarify: HJR 4212
Emergencies and disasters, continuity of government and operations in the event of, role of legislature: HB 2124, HJR 4212
Energy supply and energy conservation, joint committee on, role in shaping state energy policy: HB 2183
Facilities review council, creation as advisory group to legislature: HB 2719
Family leave insurance program, establishing joint legislative task force on family and medical leave insurance: ESB 5903
Fiscal analysis, convening work group concerning establishment of nonpartisan fiscal analysis agency on behalf of legislature: HB 2252
Fiscal notes, dealing with corrections, child welfare, and mental health issues, to include fiscal impacts on other program expenditures: HB 2252
Forecasts, economic and revenue, shifting to same date during both long and short legislative sessions: HB 2062, SB 5910
Gambling in state, legislature to retain sole authority to approve expansion of gambling activities: HB 1295
Gardner, Booth, former Governor, joint legislative session to honor: ***SCR 8403 (2013)**
Gifts from lobbyists, food and refreshments, reporting requirements for lobbyists and their employers: HB 2727, HB 2768
Hayward, Allen, honoring: ***HR 4605 (2013)**
HB 2056, correcting definition of marijuana THC concentration, directing that bill be considered: ***HCR 4405 (2013)**
Health care implementation and oversight, joint select committee on, establishing: HB 2568
Health care oversight, joint select committee on, abolishing: HB 2568
Health care oversight, joint select committee on, establishing, with expiration date: ***ESSCR 8401 (2013)**
Health reform implementation, joint select committee on, abolishing: ***ESSCR 8401 (2013)**
Higher education access for students with disabilities, legislative task force on improving, establishing: ***SSB 5180, CH 231 (2013)**
Higher education committee, joint, abolishing: HB 1048
House business during interims, conducting: HR 4655, ***HR 4704 (2014)**
House members, voting of, member statements in house journal concerning votes and absences: ***HR 4659 (2014)**
House organized, notification of governor: ***HR 4601 (2013)**
House rules, permanent: ***EHR 4608 (2013)**, ***HR 4659 (2014)**
House rules, temporary: ***HR 4600 (2013)**
House, election of members, house and legislative district population and location provisions: HB 1121
Information technology expenditures, by legislative agencies, evaluation and approval of: ***ESSB 5891, CH 33 (2013)**
Joint rules, adoption: ***HCR 4400 (2013)**
Joint session to honor former Governor Booth Gardner: ***SCR 8403 (2013)**
Joint session, state of state message: ***HCR 4414 (2014)**
Joint sessions: ***HCR 4402 (2013)**, ***SCR 8400 (2013)**
Journal, requiring publication of all proceedings: HJR 4217
Legislators, job leave provision for legislative service, requirements: HB 2473
Legislators, to be voting members of certain local transportation boards: HB 2648

Legislators, traffic violations by, application of Article II, section 16 of state constitution: HB 2289
 Local education financing reform, joint task force on, establishing: HB 2792
 Marriage, solemnizations of, authorizing without requiring elected officials to perform: HB 1589
 Nuclear power, creating joint select task force on nuclear energy to study: SSB 5991
 Omnibus appropriations bills, public and legislative review period: HB 1721
 Omnibus operating appropriations act, requiring three-fifths vote for approval: HJR 4211
 Preferences, legislative intent, review, and expiration provisions: ESB 5843
 Preferences, tax preference performance statement, review, and expiration provisions: ***ESSB 5882, CH 13 (2013)**
 Representative Gary Alexander, honoring: ***HR 4669 (2014)**
 Representative Larry Crouse, recognizing: ***HR 4697 (2014)**
 Representative Mary Helen Roberts, saluting: ***HR 4700 (2014)**
 Representative Mike Hope, recognizing: ***HR 4702 (2014)**
 Salaries of legislators, fixing at average starting salary of elementary school science teacher: HB 2655
 Senator Carrell, Mike, remembering life and legacy of: ***HR 4656 (2013)**
 Session, 2013 first special, adjourning SINE DIE: ***HCR 4409 (2013)**
 Session, 2013 first special, reintroduction of bills, memorials, and resolutions from 2013 regular session: ***HCR 4407 (2013)**
 Session, 2013 first special, returning bills, memorials, and resolutions to house of origin: ***HCR 4408 (2013)**
 Session, 2013 regular, adjourning SINE DIE: ***SCR 8405 (2013)**
 Session, 2013 regular, returning bills, memorials, and resolutions to house of origin: ***SCR 8404 (2013)**
 Session, 2013 second special, adjourning SINE DIE: ***HCR 4412 (2013)**
 Session, 2013 second special, reintroduction of bills, memorials, and resolutions from 2013 regular and first special sessions: ***HCR 4410 (2013)**
 Session, 2013 second special, returning bills, memorials, and resolutions to house of origin: ***HCR 4411 (2013)**
 Session, 2013 third special, adjourning SINE DIE: ***SCR 8407 (2013)**
 Session, 2013 third special, reintroduction of bills, memorials, and resolutions from 2013 regular and first and second special sessions: ***HCR 4413 (2013)**
 Session, 2013 third special, returning bills, memorials, and resolutions to house of origin: ***SCR 8406 (2013)**
 Session, 2014 regular, adjourning SINE DIE: ***SCR 8411 (2014)**
 Session, 2014 regular, cutoff dates: ***SCR 8408 (2014)**
 Session, 2014 regular, reintroduction of bills, memorials, and resolutions from 2013 regular and special sessions: ***HCR 4415 (2014)**
 Session, 2014 regular, returning bills, memorials, and resolutions to house of origin: ***SCR 8410 (2014)**
 Sessions, house business during interims: HR 4655, ***HR 4704 (2014)**
 Sessions, regular sessions in odd-numbered years, limiting to ninety days: HJR 4208
 Sine Die, 2013 first special session: ***HCR 4409 (2013)**
 Sine Die, 2013 regular session: ***SCR 8405 (2013)**
 Sine Die, 2013 second special session: ***HCR 4412 (2013)**
 Sine Die, 2013 third special session: ***SCR 8407 (2013)**
 Sine Die, 2014 regular session: ***SCR 8411 (2014)**
 Social investment steering committee, Washington, establishment by legislature: HB 2337
 Tax increase legislation, two-thirds majority for approval: HJR 4201, HJR 4206
 Term limits for representatives and senators, imposing: HJR 4213
 Transfer of public lands, joint select committee on, establishment: HB 2268
 Transportation committee, joint, convening work group to study personal transportation services: HB 2782
 Water supply and integrated water management, flood control, and storm water projects, financing options for, joint legislative task force on, establishing: SSB 6516

LIBRARIES

Cle Elum public library, honoring the one hundredth year of the: ***HR 4662 (2014)**
 Fund-raising activity, certain personal property purchased or received as prize from library as part of, use tax exemption: ***ESSB 5882, CH 13 (2013)**
 Librarians, selection process for, modifying in certain rural county library districts: HB 2522
 School library information and technology programs, provisions: HB 2560, SSB 6105

LICENSING, DEPARTMENT (See also DRIVERS AND DRIVERS' LICENSES; IDENTIFICATION; MOTOR VEHICLES)

- Appraisal management companies, surety bond minimum penal sum: HB 1012
- Body art, body piercing, tattooing, and permanent cosmetics, modifying licensing and regulatory provisions: HB 2162
- Child support, noncompliance-based suspension of licenses, provisions: HB 1227
- Communication access real-time translation providers, certification and regulation by department: HB 1511
- Cosmetology, barbering, esthetics, and manicuring advisory board, adding hair design to name of board: HB 2512
- Cosmetology, barbering, manicuring, and esthetics, rules for online learning: HB 1038, SSB 5996
- Cosmetology, training and licensure requirements: HB 2237
- Derelict vessel removal program, department to create database for various relevant violations: HB 2457
- Engineers, registration renewal, department administration of continuing professional development requirements: HB 1231
- Esthetics, master esthetics and master estheticians, licensing and practice provisions: HB 1779
- Firearms, sale by unlicensed person to another unlicensed person, department role in background check requirements: HB 1588
- Food distributors, pass-through wholesale, department to issue license to sellers of prepackaged food delivered directly to consumers: HB 1827
- For hire vehicle businesses, vehicle operator permits and certificates, provisions concerning unfair competition practices: HB 1702
- Identicards, for incarcerated offenders, pilot program, creation and implementation by department: HB 2518
- Identification, state-issued, applicant proof of Washington residency: HB 1041
- Identification, temporary homeless identification card, issuance by department: HB 2416
- License plates, automated recognition systems, restricting use to law enforcement agencies: HB 2606
- License plates, change of ownership: HB 2361
- License plates, confidential, provisions concerning records: HB 1832, ***SSB 5591, CH 336 (2013)**
- License plates, front, exception to requirement when registered owner pays administrative fee: HB 1951
- License plates, issuance of single plate: HB 2362
- License plates, original issue, use of fees for major freight corridors: HB 1954
- License plates, personalized, use of additional registration fee for payment of claims for compensation due to certain damage caused by wildlife: ***E2SSB 5193, CH 329 (2013)**
- License plates, replacement or retention, allowing option and modifying related provisions: ***2ESSB 5785, CH 80 (2014)**
- License plates, replacement, eliminating periodic requirement: HB 1387
- License plates, replacement, shifting to every ten years and increasing fee: HB 1726
- License plates, special, breast cancer awareness plates: ***HB 2700, CH 77 (2014)**
- License plates, special, Congressional Medal of Honor plates, modifying provisions: ***EHB 2397, CH 181 (2014)**, HB 2420, SSB 6150
- License plates, special, gold star plates: EHB 1132, ***SSB 5152, CH 286 (2013)**, ***SB 5161, CH 137 (2013)**
- License plates, special, gold star plates, authorizing purchase by eligible family members of deceased armed forces member: EHB 1132
- License plates, special, gold star plates, authorizing purchase by member of deceased armed forces member's family: ***SB 5161, CH 137 (2013)**
- License plates, special, intermittent-use trailer plates: HB 1902
- License plates, special, persons with disabilities, provisions concerning improper display, illegal obtainment, and unauthorized use: HB 1946, HB 2463
- License plates, special, required purchase by scrap metal licensees as part of scrap metal licensing process: HB 1552, HB 1756
- License plates, special, Seattle Sounders FC and Seattle Seahawks license plates: ***SSB 5152, CH 286 (2013)**
- License plates, special, Seattle University plates: ***HB 2100, CH 6 (2014)**
- License plates, special, Washington state tree plates: EHB 2752
- License plates, special, Washington's wolves license plates: HB 1219, HB 1500, HB 1501
- License plates, switching or flipping, gross misdemeanor: HB 1944
- Limousine businesses, chauffeurs for, modifying provisions concerning certain violations by: HB 1702
- Mental health involuntary commitment information, consolidating for firearm background check purposes, work group to make proposal: ***SSB 5282, CH 216 (2013)**
- Military training and experience, expanding use for satisfying requirements for professional license, certification, registration, or permit: HB 1859, SB 5970

Motor vehicle liability insurance, financial responsibility, modifying provisions: HB 2448, HB 2713
 Motor vehicle liability insurance, proof of sufficient, department to establish random sampling program: HB 1803
 Motor vehicles, certificates of title, off-road, nonhighway, and wheeled all-terrain vehicles: HB 2675
 Motor vehicles, certificates of title, quick title processing by subagents: ***HB 2674, CH 12 (2014)**
 Motor vehicles, dealers, licensing of, fingerprint background checks: HB 2534
 Motor vehicles, fees, modifying provisions concerning various: ESSB 5857
 Motor vehicles, for hire vehicles and for hire vehicle operators, provisions: HB 1718
 Motor vehicles, insurance and financial responsibility program, modifying provisions: HB 2713
 Motor vehicles, insurance and financial responsibility program, transferring to department: HB 2448
 Motor vehicles, license applicants with certain large vehicles, imposing freight project fee: HB 1954
 Motor vehicles, license fees, initial and renewal, modifying distribution: HB 2488
 Motor vehicles, limousine businesses, provisions: HB 1718
 Motor vehicles, owner information, requests by vehicle wreckers, fee exemption: HB 2482
 Motor vehicles, registration, imposing additional motor vehicle excise tax at time of registration renewal: HB 1954
 Motor vehicles, registration, imposition of fee by transportation benefit districts: HB 1954, HB 1959
 Motor vehicles, registration, modifying snowmobile license fees: HB 2002, ***ESSB 5889, CH 30 (2014)**
 Motor vehicles, registration, service fee to be collected at time of renewal: HB 1954
 Motor vehicles, reports of sale, filing and effective date provisions, modifying: ESSB 5857
 Motor vehicles, taxicab businesses, provisions: HB 1718
 Motorcycle road guard certificate, department of licensing to create and issue: HB 2494
 Motorcycles, electric, registration renewal fee for: HB 2689
 Motorcycles, original issue license plates, use of fees for major freight corridors: HB 1954
 Motorcycles, safety education, department to allow private skills education programs to offer: HB 1379, ***SSB 5274, CH 33 (2013)**
 Natural gas, compressed or liquefied, department to convene work group of stakeholders: ***ESSB 6440, CH 216 (2014)**
 Off-road vehicles, including nonhighway and wheeled all-terrain vehicles, certificates of title: HB 2675
 Parking, special privileges for persons with disabilities, defining satisfactory proof for renewal purposes: SB 5957
 Parking, special privileges, authorizing accessible van rental companies to apply for: HB 2463
 Permanent cosmetics, licensing and regulatory provisions: HB 2162
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045
 Process servers, regulating of, department to conduct sunrise review of need for: HB 2391
 Real estate appraisers, inactive certification, license, or registration status: HB 2381
 Real estate appraisers, trainee applicants and existing credential holders, fingerprint-based background checks: HB 1740
 Real-time captioners, certification and regulation by department: HB 1511
 Registration, electric motorcycles, renewal fee for: HB 2689
 Registration, motor vehicles, change of ownership: HB 2361
 Registration, motor vehicles, failure to register in state, allowing suspension or reduction of fine: HB 2372
 Registration, motor vehicles, imposing additional motor vehicle excise tax at time of registration renewal: HB 1954
 Registration, motor vehicles, imposition of fee by transportation benefit districts: HB 1954, HB 1959
 Registration, motor vehicles, modifying renewal requirements: ***HB 2741, CH 197 (2014)**
 Registration, motor vehicles, service fee to be collected at time of renewal: HB 1954
 Registration, motor vehicles, voluntary donation to organ and tissue donation awareness account, department to market benefits of: HB 1726
 Registration, snowmobiles, modifying snowmobile license fees: HB 2002, ***ESSB 5889, CH 30 (2014)**
 Registration, vehicle license fees for initial and renewal, modifying distribution: HB 2488
 Rule making by department, specific grant of legislative authority, requirement: HB 1163
 Security guards, private, licensing of, fingerprint background checks: HB 2534
 Studded tires, use of, issuance of permit and payment of permit fee: ESSB 5857
 Tow truck operators, not regulated under chapter 46.55 RCW, regulation of: HB 2663
 Traffic offenders, habitual, removing certified mail requirement for notifications: HB 1225
 Uniform commercial code, article 4A, clarifying relationship to electronic fund transfer act: HB 1115
 Uniform commercial code, article 4A, technical changes: HB 1115
 Uniform commercial code, article 9A, financing statements to perfect security interests, amending provisions: ESB 5183
 Vessels, nonresident permitting provisions: HB 1366
 Wrestling events, theatrical, department to conduct review of need for regulation of: HB 2573

Yellow dot program for motor vehicles, department role: HB 1002

LIFE SCIENCES DISCOVERY FUND AUTHORITY

Life sciences discovery fund, funding agricultural production-based research using revenues from property taxation of marijuana-related trademarks, etc.: HB 1976

Washington global health technologies and product development competitiveness program, eliminating of board of directors, authority's role in administering of program: HB 2029

LIGHTING

Bulbs, incandescent, Washington state incandescent light bulb freedom act: HB 2476

Mercury-containing light product stewardship program, repealing program and account: SB 5658

Mercury-containing lights, producers to pay registration and administration fees for reimbursing documented recycling and administrative costs: SB 5658

Mercury-containing lights, product stewardship organizations, provisions: HB 1444, HB 2246

LIMITED LIABILITY COMPANIES

Firearms ammunition, parts, and accessories, manufacturers of, exemption from limited liability company fees: HB 2020

Mergers, corporate entity conversions from or to limited liability companies: ***SB 5999, CH 83 (2014)**

LIQUOR CONTROL BOARD (See also ALCOHOLIC BEVERAGES)

Auction buyers of former state stores, applying for refund of successful bid and selling inventory to spirits retail license holders, authorizing: HB 2026

Auction buyers of former state stores, exempting from spirits retail license issuance fee: HB 2019, ***ESSB 5644, CH 12 (2013)**

Beer and wine sampling and serving at qualifying farmers markets, definition: ***SB 6514, CH 105 (2014)**

Beer and wine sampling at farmers markets, conducted by microbreweries and wineries, allowing, board role: ***SB 5674, CH 238 (2013)**

Beer and/or wine specialty shops, license endorsement to sell craft distillery products: HB 1133

Beer and/or wine specialty shops, license endorsement to sell products of craft distilleries and certain other distilleries: ESSB 5731

Beer, caterer's license to sell, creating: HB 2680

Beer, growlers of, regulating sales of: HB 2327

Beer, in purchaser's container, sales by grocery store licensees: HB 2371

Beer, offering to day spa customers, creating day spa permit to allow: ***ESSB 5045, CH 199 (2014)**

Beer, tasting, changing criteria for beer and wine tasting endorsement for grocery stores: HB 1422, ***SSB 5517, CH 52 (2013)**

Board, changing name to state liquor and cannabis board: E3SSB 5887

Board, changing status from limited authority law enforcement agency to general authority law enforcement agency: HB 1876, HB 2394

Cannabis, recreational and medical, state cannabis industry coordinating committee, establishment: ESSB 6542

Cigar lounge special license endorsement for tobacco products retailer licensees, board role: HB 1750

Contract liquor store managers, certain former, exempting from spirits retail license issuance fee: HB 2019, ***ESSB 5644, CH 12 (2013)**

Contract liquor stores, certain former, exempting from spirits retail license issuance fee: HB 1962

Contract liquor stores, owners of former, payment of spirits retail license issuance fees: SSB 6237

Contract or state liquor stores, certain former, payment of retail license issuance fee: HB 2490

Culinary arts training educational institutions, culinary class restaurant wine specialty license and special event endorsement, creating: HB 1805

Culinary or alcohol-related classes, community or technical college, special permit to allow students at least age 18 to taste alcoholic beverages in: ***SSB 5774, CH 59 (2013)**

Fairs, liquor license and craft distillery spirits endorsement for: HB 2154

Fetal alcohol exposure, work group to address: HB 2737

Grocery stores, changing criteria for beer and wine tasting endorsement: HB 1422, ***SSB 5517, CH 52 (2013)**

Grocery stores, wine and beer licensees, sales of beer in purchaser's container: HB 2371

Licensees, grocery stores, sales of beer in purchaser's container: HB 2371

Licensees, serving alcohol for on-premises consumption, requiring fetal alcohol exposure warning signs, board role: HB 2737

Licenses, caterer's license to sell beer, spirits, and wine, creating: HB 2680

Licenses, culinary class restaurant wine specialty license and special event endorsement, creating: HB 1805

Licenses, endorsements, sales by beer and/or wine specialty shops of products of craft distilleries and certain other distilleries: ESSB 5731

Licenses, endorsements, sales of craft distillery products by beer and/or wine specialty shops: HB 1133

Licenses, for beer sales, allowing cider sales by certain licensees: HB 1008, ***SSB 6442, CH 54 (2014)**

Licenses, for beer sales, allowing wine sales by certain licensees: HB 1742

Licenses, liquor license for fairs: HB 2154

Licenses, multiple for single location, allowing: HB 1711, HB 2355

Licenses, renewals, increasing excise tax revenues with: HB 1503

Licenses, senior center license: HB 1063, ***SB 5310, CH 78 (2014)**

Licenses, snack bar beer retailer's license, adding sales of wine by the glass to: HB 2302

Licenses, spirits distributors, modifying license issuance fee and surcharge provisions: HB 2019

Licenses, spirits distributors, modifying license issuance fee provisions: ***ESSB 5644, CH 12 (2013)**

Licenses, spirits retail license, eliminating issuance fee: HB 1282

Licenses, spirits retail license, excluding certain licensees selling spirits for later resale from license issuance fee: HB 2172, ESB 6220

Licenses, spirits retail license, exempting certain former contract liquor stores from issuance fee: HB 1962

Licenses, spirits retail license, payment of issuance fees: HB 2412, HB 2435, SSB 6237

Licenses, spirits retail licensees, issuance fee exemption for former contract liquor store managers and state store auction buyers with respect to certain sales: HB 2019, ***ESSB 5644, CH 12 (2013)**

Licenses, spirits, craft distillery endorsement for sales at fairs: HB 2154

Licenses, theaters, beer and wine sales: HB 1001

Licenses, theaters, beer, wine, and spirits sales: ***ESB 5607, CH 237 (2013)**

Licenses, various, miscellaneous changes: HB 2305

Liquor revolving fund, distribution of revenues: HB 1368, HB 2067, HB 2314

Marijuana, criminal acts by or with minors, new provisions: HB 2706

Marijuana, definitions, clarifying to clearly exclude industrial hemp: HB 2767

Marijuana, environmental impacts of various means of producing, board to consult with department of ecology to examine: HB 1992

Marijuana, legal marketplace for, regulation by liquor control board, deleting certain fees and fines: HB 2000

Marijuana, legal marketplace for, technical changes to facilitate board creation of regulatory scheme: HB 2000

Marijuana, medical marijuana system, aligning with recreational marijuana system, board role: E3SSB 5887

Marijuana, medical, revising Washington state medical use of cannabis act, board role: HB 2149

Marijuana, recreational and medical, state cannabis industry coordinating committee, establishment: ESSB 6542

Marijuana, recreational sales of, creating system for taxation and tracking of sales, board role: HB 2786

Marijuana, recreational use system, aligning medical marijuana system with: E3SSB 5887

Marijuana, recreational, tax stamp system for sale of, board role: HB 2411

Marijuana, regulating licensing of producers, encouraging board to prefer and incentivize rural area production operations on unenclosed outdoor agricultural lands: HB 1991

Marijuana, retail licenses, endorsement to sell to medical and recreational marijuana users: E3SSB 5887

Marijuana, retail licenses, to include processing and processors: HB 2304

Marijuana, statutory provisions, state preemption of local government laws and ordinances: HB 2638

Officers of the board, peace or enforcement, reimbursing training agency for cost of academy training in certain case: HB 1876

Permit, special, to allow community or technical college students at least age 18 to taste alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

Permits, day spa permit, allowing offering of wine or beer to customers: ***ESSB 5045, CH 199 (2014)**

Permitting decisions, board to enhance transparency and predictability of process: HB 2192, SB 6045

Purchases of liquor, confidentiality of board records of, repealing statute: HB 2764

Rule making by board, specific grant of legislative authority, requirement: HB 1163

Spirits, caterer's license to sell, creating: HB 2680

Spirits, distilleries, for off-premises consumption or on-premises sampling: HB 2364, ***SSB 6226, CH 92 (2014)**

Spirits, retailers, theft from, board regulatory authority to reduce: HB 2155

Spirits, sale and distribution, board recommendations for streamlining collection of taxes, fees, and reports: ***HB 1124, CH 95 (2013)**

Spirits, sales at fairs, endorsement for craft distilleries: HB 2154

Tobacconist shop, retail, special license endorsement for tobacco products retailer licensees, board role: HB 1750

Wine and/or beer specialty shops, license endorsement to sell craft distillery products: HB 1133

Wine and/or beer specialty shops, license endorsement to sell products of craft distilleries and certain other distilleries: ESSB 5731

Wine, adding sales of wine by the glass to snack bar beer retailer's license: HB 2302

Wine, caterer's license to sell, creating: HB 2680

Wine, growers of, regulating sales of: HB 1742, HB 2327

Wine, offering to day spa customers, creating day spa permit to allow: ***ESSB 5045, CH 199 (2014)**

Wine, tasting, changing criteria for beer and wine tasting endorsement for grocery stores: HB 1422, ***SSB 5517, CH 52 (2013)**

LITTERING (See also SOLID WASTE; TAXES - LITTER TAX)

Bags, retail carryout, regulation by cities and counties: HB 1310

Nuisance abatement, litter and potentially dangerous litter, city and town authority: SB 5323

Penalty for general littering, adding to penalty for littering from motor vehicle: HB 2294

Reduction efforts, using litter tax revenues to support programs: HB 1309

LIVESTOCK

Anaerobic digesters, distinguishing sheep's blood from sheep processing waste in connection with: HB 2717

Animal health and food safety programs, fee increases for: HB 2748, HB 2749

Carnivores, large wild, livestock injury or loss due to certain wildlife: HB 1219, HB 2517, ***E2SSB 5193, CH 329 (2013)**

Cowboy, national day of the, celebrating: ***HR 4644 (2013), *HR 4690 (2014)**

Cows, docking of, prohibiting, exceptions in certain cases when carried out by veterinarian: HB 1787

Cruelty to animals, veterinarian liability protections when reporting: HB 1186, ***SB 5102, CH 245 (2013)**

Dairy cattle, certain sales of unbranded bull calves and free martins, exemption from inspection requirements: ***SSB 5767, CH 313 (2013)**

Damage to livestock by wildlife, expenditures from wildlife conflict account for: HB 2517

Damage to livestock by wildlife, payment of claims for compensation: HB 1219, HB 1501, ***E2SSB 5193, CH 329 (2013)**

Damage to livestock caused by wolves, payment of claims for compensation: HB 1501

Diseases, control and traceability activities, electronic reporting of intrastate livestock ownership transfers: HB 2625

Diseases, control and traceability activities, recovery of department of agriculture data entry costs in connection with: HB 1886

Feed, commercial, studying hemp as component of: HB 2405

Inspections, exemptions, certain sales of unbranded dairy breed bull calves and free martins: ***SSB 5767, CH 313 (2013)**

Manure, anaerobic digesters, apprentice utilization requirement for tax exemptions: HB 1023

Manure, anaerobic digesters, prevailing wage requirement for tax exemptions: HB 1025

Manure, anaerobic digesters, resident workers requirement for tax exemptions: HB 1026

Manure, livestock nutrient management equipment and facilities, extending sales tax exemption: HB 2259

Pollution violation due to livestock, adding determination and voluntary compliance to penalty process: HB 2478

Predators, attacking livestock, permitting owner to kill any predator without a permit, conditions: HB 1191

Predators, gray wolf attacking livestock, permitting owner to kill gray wolf without a permit, conditions: SSB 5187

Sheep, ovine blood, alternative to rendering plant disposal under certain conditions: HB 2716

Sheep, sheep's blood, distinguishing from sheep processing waste in connection with anaerobic digester provisions: HB 2717

Wolves, gray wolf, permitting livestock owner to kill gray wolf without a permit, conditions: SSB 5187

Wolves, livestock damage caused by, payment of claims for compensation: HB 1219, HB 1501, ***E2SSB 5193, CH 329 (2013)**

LOANS (See also CREDIT UNIONS; FINANCIAL INSTITUTIONS; MORTGAGES AND MORTGAGE BROKERS)

Banks, in-state and out-of-state, defining "loan" for business and occupation tax apportionable income purposes: HB 1751

Consumer loan act, technical corrections and licensing and enforcement revisions: HB 1326, ***SB 5207, CH 29 (2013)**

Debt buyers, regulating debt buyer collection practices: HB 1069, HB 1822

Seller-financed loans, expanding "escrow" definition and exempting certain entities from licensing: HB 1034
 Small loans, borrowing, raising borrower twelve-month loan limit: HB 1658
 Small loans, maximum interest rate: HB 1363, HB 1657, ESSB 5312
 Small loans, regulating through small consumer installment loan act: HB 1657, ESSB 5312

LOCAL GOVERNMENT (See also CITIES AND TOWNS; COUNTIES; EMINENT DOMAIN; OPEN PUBLIC MEETINGS; RECORDS)

Aircraft systems, public unmanned, establishing standards, protecting citizens, and reducing liability: HB 1771
 Beneficial interests in contracts, prohibition, exemption for municipal officers for certain renewable energy programs and conservation systems and equipment: HB 1746
 Bridges, structurally deficient, expedited permitting and contracting: HB 2771
 Community development policies, prohibiting when based on international accords infringing on private property rights: HB 1164
 Controlled substances act, provisions of, state preemption of local government laws and ordinances: HB 2638
 Development proposals, SEPA categorical exemptions in certain cases: HB 2090
 Dogs, breed-based regulations, preventing: HB 2117
 Emergencies and disasters, continuity of government and operations in the event of: HB 2124
 Emergencies and disasters, continuity of government and operations in the event of, constitutional amendment to clarify: HJR 4212
 Employment laws and contracts, local, preemption by state of Washington: HB 2591
 Environmental impact statement, nonproject, recovering preparation costs: HB 1104, HB 1682, HB 1717
 Environmentally designated land, existing, satisfying mitigation requirements for public infrastructure projects with: HB 2269
 Facility naming, authorizing sale of naming rights, exceptions: HB 1050
 Fire sprinkler systems, in agricultural structures, prohibiting local government from mandating installation: HB 1390
 Fiscal health of local governments, creation of local government fiscal health commission: HB 1828
 Fourth Amendment protection act, refusing aid in certain cases to federal agencies collecting electronic data in state: HB 2272
 Fuel, satisfying usage for vehicles, vessels, and construction equipment with electricity or biofuel, including exemptions: HB 1602, ***ESB 5099, CH 328 (2013)**
 Golf cart zones, city and county authority to regulate: HB 2219
 Infrastructure, local financing tool program, extending expiration dates: HB 1306
 Infrastructure, local financing tool program, methods for evaluation program to include report: HB 2382
 Infrastructure, state tax revenues levied for, deposit in public works assistance account and use for public works: HJR 4215
 Investment pools, county, modifying provisions: HB 2593, SB 6114
 Lands and their resources, coordinated state and local management: HB 1163
 Liquor revolving fund, distribution of revenues to local governments: HB 1368, HB 2067, HB 2314
 Marijuana, licensed commercial recreational marijuana businesses, prohibiting local governments from impeding: HB 2322
 Marijuana, statutory provisions, state preemption of local government laws and ordinances: HB 2638
 Marriage, solemnizations of, authorizing without requiring elected officials to perform: HB 1589
 Municipal employees, to be included in certain contract beneficial interest provisions of municipal officer code of ethics: HB 1867
 Municipal officers, code of ethics for, modifying certain contract beneficial interest provisions to include municipal employees: HB 1867
 Municipal officers, prohibiting of beneficial interests in contracts, exemption for certain renewable energy programs and conservation systems and equipment: HB 1746
 Naming of facilities, authorizing sale of naming rights, exceptions: HB 1050
 National defense authorization act, prohibiting state public employees or associated persons from cooperating with investigations or detainment under the act: HB 1581
 Offenders, providing with housing rental vouchers, local government inspection requirements: ***ESB 5105, CH 266 (2013)**
 Political subdivisions of state, employee participation in state insurance or self-insurance programs, to include retirees: HB 1741
 Procurement by local government, contract length limitation and termination prohibition: HB 1143
 Procurement by local government, enterprise application software solutions, requesting proposals from bidders: HB 1949
 Procurement by local government, nonsubstantive changes to statutes: HB 2374

Properties owned by agencies, vacant or undeveloped, developing master real estate plan and making payment in lieu of taxes: HB 2628

Properties, obtained by public agencies through foreclosure, developing master real estate plan for use or disposal: HB 1964

Public facilities loans and grants, assistance for, expanding community economic revitalization board funding role through greater flexibility: HB 1260

Public transportation zones, enhanced, imposition of local sales and use tax by legislative entity after establishing zone: HB 1954

Public transportation zones, enhanced, imposition of local sales tax by legislative entity after establishing zone: HB 1898

Public works, prevailing wage requirements, government authority to opt out: HB 2299

Purchasing, awarding contract to lowest bid before taxes applied: HB 1268, ***ESSB 5110, CH 24 (2013)**

Purchasing, enterprise application software solutions, requesting proposals from bidders: HB 1949

Regulations affecting property owners, compensation requirements: HB 1163, HB 1166

Regulations affecting property owners, compensation under regulatory freedom and accountability act: HB 1163

Sex offenders, registered, providing with housing rental vouchers, local government inspection requirements: HB 1232

Streets and highways, new construction or maintenance or repair activities following best management practices, removing limits and modification requirements: HB 2097

Surveillance using extraordinary sensing devices, requirements and prohibitions: HB 2179, ***EHB 2789 (2014) V**

Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, role of local governments: HB 1978, HB 2070

Transportation projects, in local comprehensive plans subject to environmental analysis, state environmental policy act exemption: HB 2096

Treasurers and treasury practices, modifying various provisions: HB 2593, SB 6114

Trespass on private property, criminal, ensuring application to government officials by eliminating most special immunities from prosecution: HB 1681

U.S. government property, to include electronic data processing, telecommunication equipment, software, and services, authorizing purchase with calling for bids: ***HB 1738, CH 132 (2013)**

LONG-TERM CARE

Adult day health programs, encouraging expansion through challenge grant program: HB 1983

Adult day services, nurse delegation: HB 1630

Adult family homes, disclosure of scope of care, services, and activities provided by: HB 1701, ***SSB 5630, CH 300 (2013)**

Adult family homes, implementing recommendations of adult family home quality assurance panel: HB 1701, ***SSB 5630, CH 300 (2013)**

Adult family homes, modifying certain licensing fee and capital add-on rate provisions: HB 2320

Adult family homes, multiple, accepting and processing applications for licensure of additional homes, conditions: ***EHB 1677, CH 185 (2013)**

Adult family homes, protection of residents from potential ongoing neglect: HB 1701, ***SSB 5630, CH 300 (2013)**

Adult family homes, requirements when registered sex offender residing in home: HB 1125

Adult family homes, services for nonresident individuals: HB 2320

Adult family homes, vulnerable adults in, meeting special needs of: HB 1701, ***SSB 5630, CH 300 (2013)**

Adult residential care, compensation of providers by health care service contractors as part of medicaid dual eligibility pilot project: HB 2787

Aging and disability issues, joint legislative executive committee on, establishment in connection with long-term care issues: HB 1631

Assisted living facilities, compensation by health care service contractors as part of medicaid dual eligibility pilot project: HB 2787

Assisted living facilities, to include residents not requiring certain frequent nursing supervision: HB 1727

Autopsies, authorization according to order of priority, disclosure to residents and legal representatives: HB 2730

Case management oversight, by area agency on aging, modifying verification of worker time sheets requirement: HB 2632, ***SSB 6453, CH 40 (2014)**

Elderly, program of all-inclusive care (PACE), establishing certain long-term care client rules and program education plan: HB 1499

Guardians, for incapacitated adults, improving protections for adults by modifying guardianship provisions: HB 1816

Home and community-based services, eligibility of recipients for Washington telephone assistance program: HB 2696

In-home care services, medicaid, restoring funding: HB 2159

In-home personal care, agency electronic timekeeping, limited exemption: HB 2647

In-home personal care, agency electronic timekeeping, limited exemption when lacking a landline phone: HB 1362
 Insurance coverage for long-term care, feasibility study of options for: HB 2777
 Insurance for long-term care, requiring prompt payment and denials: HB 1441, ***SB 5216, CH 8 (2013)**
 Insurance, premium rate changes, notices and information for policy and certificate holders: HB 2449
 Medicaid personal care services, refinancing under community first choice option: HB 2746
 Medicaid, dual eligibility pilot project, compensation of various long-term care facilities and providers by health care service contractors: HB 2787
 Medicaid, nursing facility payment system, compensation by health care service contractors as part of dual eligibility pilot project: HB 2787
 Medicaid, nursing facility payment system, delaying rebase of certain rate components and extending certain rate add-ons: ***HB 2042, CH 3 (2013)**
 Medicaid, nursing facility payment system, establishing disproportionate share rate add-on: HB 2236
 Medicaid, nursing facility payment system, establishing medicaid disproportionate share component rate allocation for each facility: HB 1885
 Medicaid, nursing facility payment system, restoring certain changes made in 2011: HB 1885
 Nursing facilities, medicaid payment system, compensation by health care service contractors as part of dual eligibility pilot project: HB 2787
 Nursing facilities, medicaid payment system, various changes: HB 1885, ***HB 2042, CH 3 (2013)**, HB 2236
 Nursing facilities, preferential admission for certain residents with continuing care contracts: HB 2778
 Personal care services, medicaid, refinancing under community first choice option: HB 2746
 Personal protective equipment for individual providers, methodology for providing: HB 2310
 Respite care, agency electronic timekeeping, limited exemption: HB 2647
 Respite care, agency electronic timekeeping, limited exemption when lacking a landline phone: HB 1362
 Service coordination organizations, establishing accountability measures: HB 1519
 Sex offenders, registered, requirements when residing in adult family home: HB 1125
 Tretwold, Jerry, honoring: ***HR 4625 (2013)**
 Workers, certain individual respite service providers, exemption from certain certification and training requirements: HB 2646, ***SSB 6387, CH 139 (2014)**
 Workers, including nurses, credentialing and continuing education requirements: HB 1629

LONG-TERM CARE OMBUDSMAN

Guardians, professional and lay, publication of information concerning guardians by ombudsman: HB 1816

LOTTERY, STATE

Business license center, participation by state lottery: HB 1403, E2SSB 5680
 Commission, role in publicizing state lottery funding of veterans innovation program: HB 1428
 Efficiency of lottery, increasing through certain modifications: HB 2281
 Scratch tickets, as promotional item, lottery authority to provide: HB 2280
 Shared game lottery account, revenues deposited in, transfer to opportunity pathways account for lottery revenue bonds purposes: EHB 2797
 State lottery account, lottery revenues deposited in, transfer to opportunity pathways account for lottery revenue bonds purposes: EHB 2797
 State lottery account, modifying moneys distribution provisions: HB 1428, EHB 2797
 Veteran lottery raffle, repealing: HB 1428, HB 1982
 Veterans innovation program, state lottery account funding, discontinuing: HB 1982
 Veterans innovation program, state lottery account funding, modifying: HB 1428
 Web site, state lottery, selling internet advertisements for display on: HB 2279

LOW-INCOME PERSONS (See also HEALTH CARE; HOMES AND HOUSING; PUBLIC ASSISTANCE)

Companion animals, low-income owner assistance through companion animal safety, population control, and spay/neuter assistance program: HB 1229, SSB 5202
 Environmental justice, state agency efforts concerning disproportionately adverse health and environmental impacts on low-income persons: HB 1434, HB 2312
 Essential needs and housing support program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
 Essential needs and housing support program, eligibility for, determining: HB 2069

Essential needs and housing support program, persons with disability eligible for, continuation of safety net benefits: HB 2069

Higher education financial aid, state need grant program, setting grant awards for certain private institutions at same level as public universities: HB 1878

Housing, affordable low-income, selling or leasing of surplus governmental property for: HB 1563

Prescription drugs and supplies, donated, authorizing dispensing to uninsured persons: ***SSB 5148, CH 260 (2013)**

Property tax relief programs, modifying disposable income calculation: HB 1728

Students, low-income, housing trust fund projects to aid: HB 2462, SB 6338

Students, low-income, opportunity internship program: HB 1560

Students, low-income, partnership pilot project for increasing enrollment in running start program: HB 1526

Students, low-income, program to increase college applications from high-achieving low-income students: HB 2694

Students, low-income, running start participation plans and program analysis to increase enrollment: HB 2396

Working families' tax exemption for eligible low-income persons, for certain sales taxes paid, modifying provisions: HB 1890

Youth, low-income, establishing dropout prevention through farm engagement pilot project: EHB 1276

MANUFACTURED HOUSING (See also HOMES AND HOUSING; LANDLORD AND TENANT; MOBILE HOMES)

Communities, landlords, expanding duties and obligations of: HB 2232

Communities, managers, creation of advisory council on manufactured housing community management training: HB 1590

Communities, managers, training and certification requirements: HB 1590

Communities, vacant lots in, prohibiting charging of utility rates and other costs, exceptions: ESB 5514

Defendants under landlord-tenant acts, notified by alternative means of service, entering monetary judgments against: SB 5425

Manufactured/mobile home dispute resolution program, enforcing new manager training and certification requirements: HB 1590

Manufactured/mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**

MANUFACTURING (See also FIREARMS)

Asbestos-containing building materials, manufacturer labeling requirements: HB 1926, ***ESSB 5458, CH 51 (2013)**

Batteries, manufacturers and marketers of, small rechargeable battery stewardship act: HB 1364

Bisphenol A, in food and beverage packaging and containers, restrictions: HB 2779

Children's products, limiting presence of TRIS and other flame retardants: HB 1294

Dairy products, business and occupation tax deduction for value of products or gross proceeds of sales in certain cases: ***ESSB 5882, CH 13 (2013)**

Dairy products, business and occupation taxation of, provisions: HB 1748, ***ESSB 5882, CH 13 (2013)**

Economic resilience of manufacturing in Washington, joint task force on, establishment: HB 2580

Firearms ammunition, parts, and accessories, manufacturers of, exemptions from various taxes and business licensing and corporation and limited liability company fees: HB 2020

Firearms and ammunition manufacturers, product liability provisions applicable to, adding further limits to: HB 2020

Flame retardants, limiting presence in upholstered furniture and children's products manufactured, sold, or distributed for use in state: HB 1294

Industrial/manufacturing facilities, new construction on undeveloped or underutilized lands, property tax exemption: HB 1443, 2SSB 6096

Manufacturing industrial centers, state geologist to update seismic scenario catalog for: HB 2580

Mercury-containing light product stewardship program, repealing program and account: SB 5658

Mercury-containing lights, producers to pay registration and administration fees for reimbursing documented recycling and administrative costs: SB 5658

Mercury-containing lights, product stewardship organizations, provisions: HB 1444, HB 2246

Motor vehicle manufacturers, franchise agreements with new vehicle dealers, modifying provisions: HB 2524, ***ESSB 6272, CH 214 (2014)**

Motor vehicle manufacturers, requests for vehicle owner information, removing 2011-2013 fiscal biennium limitation: HB 1577

Motor vehicle manufacturers, vehicle owner information released to, tracking and investigating use of: HB 2774

Motor vehicle or vehicle component manufacturers, requests for vehicle owner information, expanding list of authorized purposes for disclosure: ***SSB 5467, CH 79 (2014)**

Paint, architectural, producers to establish paint stewardship program: HB 1579

Phthalates, in food and beverage packaging and containers, restrictions: HB 2779

Prescription drug manufacturers, participation in prescription donation for uninsured persons, including immunity provisions: HB 1382, ***SSB 5148, CH 260 (2013)**

Pulp and paper mill workers, thanking: ***HR 4610 (2013)**

Solar energy systems, manufacture and wholesale, extending business and occupation tax rate to solar grade silicon: ***ESSB 5882, CH 13 (2013)**

Solar energy systems, manufacture and wholesale, extending expiration date for business and occupation tax rate: HB 1912, ***ESSB 5882, CH 13 (2013)**

Upholstered furniture, limiting presence of TRIS and other flame retardants: HB 1294

MARINE EMPLOYEES' COMMISSION

Complaint and dispute procedure, removing expiration date: HB 1481, HB 1608

Membership, duties, and rules of procedure, removing expiration date: HB 1608

MATERIALS MANAGEMENT AND FINANCING AUTHORITY

Electronic products recycling program, improving waste collection reporting, role of authority: HB 1498

MEDICINE AND MEDICAL DEVICES (See also DRUGS; HEALTH CARE; PHARMACIES AND PHARMACISTS)

Add-on automotive adaptive equipment for veterans and armed forces members with disabilities, sales and use tax exemptions: HB 1831, ***SSB 5072, CH 211 (2013)**

Biological products, by prescription, adding provisions concerning dispensing of interchangeable biosimilar products: HB 1528, HB 2326

Compounding, drugs for distribution to licensed persons or commercial entities for resale or distribution, defining "manufacture" in relation to: ***HB 1800, CH 146 (2013)**

Controlled substances act, certain provisions, state preemption of local government laws and ordinances: HB 2638

Controlled substances, possession without prescription, downgrading to misdemeanor: HB 2116

Defibrillators, medical emergency response and automated external defibrillator program for high schools: HB 1556

Dextromethorphan, finished drug products containing, retail sale requirements: HB 2163

EPI pens, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**

EPI pens, placing in schools: ***ESB 5104, CH 268 (2013)**

Epinephrine autoinjectors, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**

Epinephrine autoinjectors, placing in schools: HB 1578, ***ESB 5104, CH 268 (2013)**

Health departments, local, drug and device dispensing policies and procedures: EHB 1538

Hydrocodone combination products, allowing use by optometrists: HB 2173

Involuntary medication, maintaining competency restoration of criminally insane: HB 2195

Medical device and biotechnology manufacturing businesses, tax deferrals for investment projects, apprentice utilization requirement: HB 1023

Medical device and biotechnology manufacturing businesses, tax deferrals for investment projects, prevailing wage requirement: HB 1025

Medical device and biotechnology manufacturing businesses, tax deferrals for investment projects, resident workers requirement: HB 1026

Nasal spray, administration by school employees: HB 1541

Prescription drug manufacturers, participation in prescription donation for uninsured persons, including immunity provisions: HB 1382, ***SSB 5148, CH 260 (2013)**

Prescription drugs and supplies, donated, authorizing dispensing to uninsured persons: HB 1382, ***SSB 5148, CH 260 (2013)**

Prescription drugs, controlled substances, electronic communication of prescription or refill authorization: HB 1155, ***SSB 5416, CH 276 (2013)**

Prescription drugs, insurer or utilization review entity clinical review criteria, allowing off-label uses and repeat prescriptions: HB 1943

Prescription drugs, legend drug act, including pharmacists: ***HB 1182, CH 71 (2013)**

- Prescription drugs, ninety-day supply limit, placing conditions on dispensing in keeping with: HB 1583, ***SSB 5459, CH 262 (2013)**
- Prescription drugs, prior authorization process, work group to develop criteria for streamlining: ***E2SSB 5267, CH 215 (2013)**
- Prescription drugs, through medicaid managed care, enrollee comprehensive medication management: ***2SSB 5213, CH 261 (2013)**
- Prescription drugs, through medicaid managed care, enrollee comprehensive medication management process: HB 1637
- Prescription drugs, warehousing and reselling, repealing preferential business and occupation tax rate to provide basic education and higher education funding: HB 2038
- Prescription drugs, warehousing and reselling, repealing preferential business and occupation tax rate to provide basic education funding: HB 2796
- Prescription monitoring database, access for clinical laboratories: EHB 1593
- Prescription monitoring program, department of health, funding program entirely from medicaid fraud penalty account: ***HB 1565, CH 36 (2013)**
- Prescriptions written by physician and osteopathic physician assistants in other states, authorizing pharmacies to fill: HB 1596, ***SSB 5524, CH 12 (2013)**
- Rehabilitation technology products and services, complex, adoption of regulations by managed care plans within medical assistance program: HB 1445
- Student medications, administration by unlicensed school employees: HB 2366, ***SB 6128, CH 204 (2014) PV**

MENTAL HEALTH (See also COUNSELORS AND COUNSELING; PSYCHIATRY AND PSYCHIATRISTS; PSYCHOLOGISTS; SEX OFFENSES AND OFFENDERS)

- Alzheimer's or dementia, senior citizens with, development and implementation of silver alert plan: HB 1689
- Background checks, persons employed to provide care and treatment for persons with mental illness, modifying provisions: ***SSB 6095, CH 88 (2014)**
- Behavioral health services, adult, task force convened by legislature to examine reform of: ***2SSB 5732, CH 338 (2013)**
- Behavioral health services, adult, using evidence- and research-based and promising practices to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Behavioral health services, combined mental health and chemical dependency services, state purchasing of: HB 2639, ***2SSB 6312, CH 225 (2014)**
- Chemical dependency disorders, co-occurring with mental health disorders, authorizing services rule compliance waiver renewal for certain mental health agencies: ***ESSB 5681, CH 303 (2013)**
- Chemical dependency disorders, co-occurring with mental health disorders, developing integrated rule for treatment by an agency: HB 1930
- Children, wraparound with intensive services medicaid program of integrated home and community-based services: SSB 6558
- Commitment, civil, amending provisions concerning offenders found incompetent to stand trial: HB 1114, ESSB 5176
- Commitment, court-ordered involuntary outpatient, procedures for orders, hearings, and petitions: HB 1513
- Commitment, involuntary, accelerating changes to laws concerning: HB 1777
- Commitment, involuntary, consolidating statewide information for firearm background check purposes, work group to make proposal: ***SSB 5282, CH 216 (2013)**
- Commitment, involuntary, developing individualized discharge plan and arranging transition to community: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Community mental health services, determining amount of property tax levy allocation for: HB 1432
- Community mental health services, using evidence- and research-based and promising practice to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Competency to stand trial, evaluations of, requirements: HB 1627, ***ESSB 5551, CH 284 (2013)**
- Competency to stand trial, evaluations, reimbursement of county for certain costs in certain cases: ***ESSB 5551, CH 284 (2013)**
- Criminally insane, authority of superior court mental health commissioners in proceedings: ***SSB 5165, CH 27 (2013)**
- Criminally insane, competency restoration in county jail: HB 2649
- Criminally insane, involuntary medication to maintain competency, authorization: HB 2195
- Criminally insane, statute restricting outings from state facilities, repealing: HB 1458
- Crisis responders, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
- Detentions and evaluations under involuntary treatment act, modifying provisions: HB 1778, ***SSB 5456, CH 334 (2013)**

Diagnosis and treatment of disorders, tracking outcomes, pilot program: HB 2315
 Disability, mental, continuation of safety net benefits for certain persons with: HB 2069
 Disability, mental, plea or finding of guilty but with a mental disability: HB 2496
 Enhanced services facilities, proposal for, department of social and health services to request: HB 1522, ***SSB 5732, CH 338 (2013)**
 Forensic mental health services, provision of, independent consultant to review: ***SSB 5732, CH 338 (2013)**
 Home and community-based services for children, integrated, wraparound with intensive services medicaid program of: SSB 6558
 Hospitals, state hospitals, adding assault of worker to third degree assault: HB 2703, SB 6022
 Hospitals, state hospitals, risk of assault, department of social and health services to develop patient and staff safety plan: HB 1571
 Hospitals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
 Incompetency, criminal, amending civil commitment and related procedures: HB 1114, ESSB 5176
 Incompetent to stand trial, competency restoration in county jail: HB 2649
 Incompetent to stand trial, offender release instead of civil commitment, notification of release: ***ESB 5221, CH 214 (2013)**
 Information, related to mental health services, disclosure: HB 2339, ***ESSB 6265, CH 220 (2014) PV**
 Information, related to mental health services, expanding disclosure statutes: HB 1679
 Involuntary treatment act, evaluations and detentions under, modifying provisions: HB 1778, ***SSB 5456, CH 334 (2013)**
 Involuntary treatment act, petition for initial detention, family filing of court review petition when professional decides not to file: HB 2725
 Juveniles, mental health diversion and disposition, strategies for juvenile justice system: HB 1524
 Juveniles, mental health treatment assessments or screenings, statement admissibility: ***HB 1724, CH 110 (2014)**
 Legal financial obligations of criminal offenders, failure of mentally ill to pay not willful noncompliance: HB 2231
 McNeil Island, therapeutic occupation assignments for certain sexually violent predators: HB 1837
 Mental health courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Mental health courts, authority to merge with DUI and drug courts, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Mental health professionals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963
 Mental health services, combined with chemical dependency services, state purchasing of behavioral health services: HB 2639, ***SSB 6312, CH 225 (2014)**
 Mental status evaluation and treatment, for individuals who threaten to kill family member or other person: HB 2508
 Mental status evaluation and treatment, requirements when sentence includes community placement or supervision: HB 2205
 Missing endangered persons, adding to missing children clearinghouse: HB 1895, ***SSB 5556, CH 285 (2013)**
 Psychiatric boarding, collecting data concerning, reporting requirements: HB 2761
 Records, related to mental health services, expanding disclosure statutes: HB 1679
 Reform of adult behavioral health services, task force to examine: ***SSB 5732, CH 338 (2013)**
 Regional support networks, certain contracts, including accountability measures for service coordination organizations: HB 1519
 Regional support networks, forwarding historical involuntary commitment information for firearm background check purposes: ***SSB 5282, CH 216 (2013)**
 Regional support networks, transfer of client to another network, uniform transfer agreement for: ***ESSB 5153, CH 230 (2013)**
 Safety net benefits, continuation for certain persons with a physical or mental disability: HB 2069
 Secure community transition facilities, residents of, therapeutic occupational assignments on McNeil Island: HB 1837
 Secure facilities for sexually violent predators, introducing contraband in first, second, and third degrees: HB 1836
 Service coordination organizations, regional support network contracts, including accountability measures for organizations: HB 1519
 Sexual orientation change efforts, practice of, establishing work group to make recommendations concerning: HB 1882
 Sexual orientation change efforts, practice of, prohibiting when performed on patient under eighteen: HB 2451
 Silver alert plan, development and implementation by state patrol for recovering senior citizens with Alzheimer's or dementia: HB 1689
 Social investment steering committee, Washington, establishment of, duties to include pilot programs: HB 2337
 Suicide prevention, Washington plan for: HB 2315

Total confinement facilities, residents of, therapeutic occupational assignments on McNeil Island: HB 1837

METAL

Constitutional currency restoration act, use of gold and silver as legal tender: HB 2542

Metal property, theft in first and second degrees: HB 1552

Scrap metal businesses, scrap metal transaction and license requirements: HB 1552, HB 1756

Theft, creating Washington metal theft prevention authority: HB 1552

Theft, implementing and operating ongoing electronic statewide no-buy list database program: HB 1552

MILITARY (See also MILITARY DEPARTMENT; UNIFORMED SERVICES; VETERANS)

Annexation of state property owned for military purposes, filing petition for annexation: HB 1158

Carter, Ty Michael, Staff Sergeant, honoring: ***HR 4701 (2014)**

Civil relief for service members, civil actions and proceedings: HB 2171

Disabilities, armed forces members with, sales and use tax exemptions for add-on automotive adaptive equipment: HB 1831, ***SSB 5072, CH 211 (2013)**

Gold star license plates, authorizing purchase by eligible family members of deceased armed forces member: EHB 1132

Gold star license plates, provisions: EHB 1132, ***SSB 5152, CH 286 (2013)**, ***SB 5161, CH 137 (2013)**

Gold star plates, authorizing purchase by member of deceased armed forces member's family: ***SB 5161, CH 137 (2013)**

Higher education, awarding academic credit for military training: HB 1858, ***SSB 5969, CH 186 (2014)**

Higher education, early registration for veterans and national guard members: ***HB 1109, CH 67 (2013)**

Higher education, resident tuition, active members and veterans: EHB 1011, ***SB 5318, CH 183 (2014)**

Home and community-based medical services, program for military service members' dependents: HB 2363

Interstate 5, requesting naming as "purple heart trail": HJM 4000, ***SJM 8001 (2013)**

Japanese-American World War II veterans and internees, recognizing: ***HR 4617 (2013)**, ***HR 4684 (2014)**

K-12 campuses, access for military occupational and educational information, authority and requirements: HB 1345, ***SB 5114, CH 25 (2013)**

Licensing, professions, expanding use of military training and experience to satisfy requirements for license, certification, registration, or permit: HB 1859, SB 5970

Medal of Honor, Congressional Medal of Honor special license plates, modifying provisions: ***EHB 2397, CH 181 (2014)**, HB 2420, SSB 6150

Medal of Honor, Congressional, honoring Captain William Swenson: ***HR 4683 (2014)**

Medal of Honor, honoring Staff Sergeant Ty Michael Carter: ***HR 4701 (2014)**

National defense authorization act, prohibiting investigations or cooperation with detainment under the act: HB 1581

National guard members, enlisted, health and dental insurance for: HB 2668

National guard members, rights as higher education students: ***SB 5343, CH 271 (2013)**

National guard, honoring: ***HR 4609 (2013)**, ***HR 4667 (2014)**

Navy, celebrating: ***HR 4699 (2014)**

Officer promotion board, revising composition of: ***HB 2115, CH 178 (2014)**

Parents with military duties, dissolution of marriage, residential provisions for children: HB 1107

PERS, plans 2 and 3, reducing retirement and early retirement ages for uniformed service members: HB 2735

POW/MIA flag, national league of families', display on Pearl Harbor remembrance day and former prisoners of war recognition day: HB 1893

Property tax relief, active duty military personnel catastrophically injured in line of duty: HB 1214

Reserve members, rights as higher education students: ***SB 5343, CH 271 (2013)**

School employees, certificated personnel to received salary schedule credits for military training: HB 2431

State route number 117, designating as POW/MIA memorial highway: ***SJM 8005 (2013)**

Stover, Christopher, Captain, celebrating the life of: ***HR 4681 (2014)**

Students from military families, education data disaggregation to include: HB 2166

Students, certain military members and their families, defining as resident students for financial aid purposes: HB 2726

Students, rights when national guard or military reserve member: ***SB 5343, CH 271 (2013)**

Swenson, William, Captain, honoring: ***HR 4683 (2014)**

Third Stryker Brigade, honoring: ***HR 4624 (2013)**

USO, congratulating United Services Organizations (USO) on its welcome center at Portland International Airport: ***HR 4647 (2013)**

Veterans innovations program account, limiting use of funds: ***HB 2130, CH 179 (2014)**, SSB 5975

Veterans innovations program, funding, conditional increase in appropriations for grants to veterans: HB 1280

Veterans innovations program, repealing certain provisions and revising program: ***HB 2130, CH 179 (2014)**, SSB 5975
 Veterans innovations program, repealing repeal and termination provisions: HB 1280
 Vietnam veterans, observing a welcome home Vietnam veterans day: ***HB 1319, CH 5 (2013)**, ***HR 4643 (2013)**
 Vietnam veterans, Washington state veterans who served in Vietnam, honoring: ***HR 4643 (2013)**

MILITARY DEPARTMENT (See also MILITARY)

Emergencies and disasters, continuity of government and operations in the event of, department role: HB 2124

MINES AND MINING

Mineral prospecting and mining, requiring permit: HB 2579
 Suction dredge, using for prospecting: HB 2579
 Trails, using reclaimed surface mine sites to host: HB 2151

MINORITIES (See also DISCRIMINATION; IMMIGRATION AND IMMIGRANTS; MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE)

Black history month, recognizing: ***HR 4686 (2014)**
 Bush, George Washington, honoring: ***HR 4686 (2014)**
 Child welfare system, advisory committee on disproportionate representation of children of color in, membership rules: HB 2665
 Court interpreters for non-English-speaking persons, providing and reimbursing: HB 1542
 Day of remembrance, 2014, for Japanese-American World War II internees: ***HR 4684 (2014)**
 English language learners, implementing recommendations of educational opportunity gap oversight and accountability committee: HB 1680
 Environmental justice, state agency efforts concerning disproportionately adverse health and environmental impacts on minorities: HB 1434, HB 2312
 Filipino Americans, celebrating the presence of: ***HR 4613 (2013)**, ***HR 4665 (2014)**
 Immigrant children, granted deferred action for childhood arrival status, adding higher education financial aid criteria to aid: HB 1817, HB 1998
 Interpreter services, authorizing purchase by certain agencies for limited-English speaking injured workers, crime victims, or public assistance applicants and recipients: HB 1753, EHB 2617
 Japanese-American World War II veterans and internees, recognizing: ***HR 4617 (2013)**, ***HR 4684 (2014)**
 Schools, public, developing model language access policy and procedure for adoption by districts to aid diverse parents: HB 1815
 Students of color, partnership pilot project for increasing enrollment in running start program: HB 1526
 Students of color, running start participation plans and program analysis to increase enrollment: HB 2396
 Transitional bilingual instruction, implementing recommendations of educational opportunity gap oversight and accountability committee: HB 1680
 Transitional bilingual instructional program, minimum allocation for: HB 2051
 Transportation workforce development, apprenticeship program, recruiting women and persons of color: HB 1922
 Washington civil liberties public education program, renaming as Kip Tokuda memorial Washington civil liberties public education program: ***HB 2776, CH 46 (2014)**

MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE

Businesses, minority and women's, establishing office unit to investigate violations: HB 1674
 Contractors, violations of contract requirements, penalties to include debarring or decertifying of contractor: HB 1674
 Minority and women's business enterprises account, depositing certain noncompliance penalty receipts: HB 2307, SB 6497

MOBILE HOMES (See also HOMES AND HOUSING; LANDLORD AND TENANT; MANUFACTURED HOUSING)

Communities, landlords, expanding duties and obligations of: HB 2232
 Defendants under landlord-tenant acts, notified by alternative means of service, entering monetary judgments against: SB 5425
 Leased land with mobile home, adding to qualifications for senior, disabled, and veteran property tax exemption: HB 1479
 Manufactured/mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**
 Mobile and manufactured homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**

Mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: SSB 5523
Trailers, park model, responsibility for property taxes when ownership taken by park landlord: ***EBH 1493, CH 198 (2013)**, SSB 5523

Vacant lots in manufactured home communities, prohibiting charging of utility rates and other costs, exceptions: ESB 5514

MORTGAGES AND MORTGAGE BROKERS

Brokers, appraisal services, liens on property for unpaid balances: HB 2375

Brokers, regulation of, amending provisions: HB 1328, ***SSB 5210, CH 30 (2013)**

Consumer loan act, technical corrections and licensing and enforcement revisions: HB 1326, ***SB 5207, CH 29 (2013)**

Residential mortgage loan modification services, department of financial institutions regulatory authority: HB 1328, ***SSB 5210, CH 30 (2013)**

Residential mortgage loans, amending various licensing and enforcement provisions: HB 1326, ***SB 5207, CH 29 (2013)**

MOTOR VEHICLES (See also DRIVERS AND DRIVERS' LICENSES; FUELS; INSURANCE; LICENSING, DEPARTMENT; TAXES - MOTOR VEHICLE FUEL TAX; TRAFFIC; TRAFFIC OFFENSES)

All-terrain vehicles, wheeled, Americans with disabilities act parking sticker for use in recreation areas: HB 2773

Alternative fuel-powered vehicles, clarifying application of retail sales and use tax exemption: HB 2671

Alternative fuel-powered vehicles, extending retail sales and use tax exemption: HB 2418

Ambulances, requirements for seat belts and air bags: HB 2255

Antifreeze and coolant, denatonium benzoate exemption for vehicle sale: HB 1010

Autonomous vehicles, encouraging safe testing on public roads, requirements: HB 1649

Autonomous vehicles, state patrol to establish safety standards and performance requirements for operation on public roads: HB 1439

Bicycles, electric-assisted, removing and modifying certain helmet use requirements: HB 1246

Collectible vehicles, exemption from emission testing: ***HB 2359, CH 72 (2014)**

Collector vehicles, restoration of, regulation by local governments: ESB 5121

Commercial motor vehicles, department of transportation number for, technical changes: SSB 6280

Commercial motor vehicles, lighting and flags on projecting loads: ***HB 2137, CH 154 (2014)**, SB 5979

Commercial motor vehicles, various statutory changes: ***HB 2137, CH 154 (2014)**, SB 5979

Dealers and manufacturers, fees for original licenses, modifying distribution to improve transportation system revenue: HB 1954

Dealers and manufacturers, franchise agreements between, modifying provisions: HB 2524, ***ESSB 6272, CH 214 (2014)**

Dealers, licensing of, fingerprint background checks: HB 2534

Drayage truck operators, provisions concerning contracts with port districts: HB 1719

Electric personal assistive mobility device, expanding definition to include certain devices with one wheel: HB 2404

Electric vehicles, charging stations for, comprehensive provisions: HB 2711

Electric vehicles, charging stations for, signage and pavement marking requirements and infraction and penalty provisions: ***ESSB 5849, CH 60 (2013)**

Farm vehicles, allowing farm vehicles on public highways in certain cases: ***ESB 5616, CH 299 (2013)**

Farm vehicles, owned by certain farmers, exemption from department of transportation number requirements: SSB 6280

For hire vehicle businesses, work group to study use of personal transportation services: HB 2782

For hire vehicle owners and lessees, industrial insurance coverage provisions: HB 2152

For hire vehicles and for hire vehicle operators, provisions: HB 1702, HB 1718

Freight project fee, imposing of, payment by applicants with certain large vehicles: HB 1954

Golf cart zones, city and county authority to regulate: HB 2219

Headlights, visibility threshold for required display: HB 2256

Ignition interlock devices, circumventing installation and use by acquiring new vehicle, gross misdemeanor: HB 2344

Impoundment, redemption of vehicle by insurer or vendor on behalf of insurer: HB 1130

Insurance and financial responsibility program, modifying provisions: HB 2713

Insurance and financial responsibility program, transferring: HB 2448

Insurance, liability and financial responsibility, modifying provisions: HB 2448, HB 2713

Insurance, motor vehicle insurer unfair practices, payment by insurer of certain damage claims in certain cases: HB 2600

Insurance, proof of sufficient liability policy, random sampling program to determine financial responsibility of vehicle owners, establishment: HB 1803

License fees for vehicles, initial and renewal, modifying distribution: HB 2488

License plates, automated recognition systems, restricting use to law enforcement agencies: HB 2606

License plates, change of ownership: HB 2361

License plates, confidential, provisions concerning records: HB 1832, ***SSB 5591, CH 336 (2013)**

License plates, front, exception to requirement when registered owner pays administrative fee: HB 1951

License plates, issuance of single plate: HB 2362

License plates, original issue, use of fees for major freight corridors: HB 1954

License plates, personalized, use of additional registration fee for payment of claims for compensation due to certain damage caused by wildlife: ***E2SSB 5193, CH 329 (2013)**

License plates, replacement or retention, allowing option and modifying related provisions: ***2ESSB 5785, CH 80 (2014)**

License plates, replacement, eliminating periodic requirement: HB 1387

License plates, replacement, shifting to every ten years and increasing fee: HB 1726

License plates, special, breast cancer awareness plates: ***HB 2700, CH 77 (2014)**

License plates, special, Congressional Medal of Honor plates, modifying provisions: ***EHB 2397, CH 181 (2014)**, HB 2420, SSB 6150

License plates, special, gold star plates: EHB 1132, ***SSB 5152, CH 286 (2013)**, ***SB 5161, CH 137 (2013)**

License plates, special, gold star plates, authorizing purchase by eligible family members of deceased armed forces member: EHB 1132

License plates, special, gold star plates, authorizing purchase by member of deceased armed forces member's family: ***SB 5161, CH 137 (2013)**

License plates, special, intermittent-use trailer plates: HB 1902

License plates, special, persons with disabilities, provisions concerning improper display, illegal obtainment, and unauthorized use: HB 1946, HB 2463

License plates, special, required purchase by scrap metal licensees: HB 1552, HB 1756

License plates, special, Seattle Sounders FC and Seattle Seahawks license plates: ***SSB 5152, CH 286 (2013)**

License plates, special, Seattle University plates: ***HB 2100, CH 6 (2014)**

License plates, special, Washington state tree plates: EHB 2752

License plates, special, Washington's wolves license plates: HB 1219, HB 1500, HB 1501

License plates, switching or flipping, gross misdemeanor: HB 1944

Limousine businesses, including chauffeurs, provisions: HB 1702, HB 1718

Limousine businesses, work group to study use of personal transportation services: HB 2782

Limousine chauffeurs owning or leasing vehicle, industrial insurance coverage provisions: HB 2152

Loads, covering various vehicle loads on public highways: HB 1007

Loads, oversize or overweight, using state bridge database when issuing special permits for: HB 2740

Manufacturers and dealers, fees for original licenses, modifying distribution to improve transportation system revenue: HB 1954

Manufacturers and dealers, franchise agreements between, modifying provisions: HB 2524, ***ESSB 6272, CH 214 (2014)**

Milwaukee Road corridor, allowing motor vehicle access for certain lessees, concessionaires, and agricultural users: HB 1939

Mobile application-based personal transportation services, work group to study use of personal transportation services: HB 2782

Mopeds, exempting from motor vehicle weight fee: HB 2325

Motor vehicle subagencies, authority of subagent to recommend successor without resigning: HB 1242

Motorcycles, electric, registration renewal fee for: HB 2689

Motorcycles, exempting from motor vehicle weight fee: HB 2325

Motorcycles, helmets, modifying reference to manufacturing standards in definition: HB 2495

Motorcycles, helmets, removing certain requirements: HB 1246

Motorcycles, including in various commute trip reduction, high occupancy vehicle lane, and limited access facility arrangements: ***SB 5142, CH 26 (2013)**

Motorcycles, motorcycle safety awareness month, recognizing: ***HR 4615 (2013)**

Motorcycles, original issue license plates, use of fees for major freight corridors: HB 1954

Motorcycles, stopping and proceeding through red light, allowing under certain conditions: HB 1238, ***SB 5141, CH 167 (2014)**

Motorcycles, with stabilizing conversion kits, excluding from definition of motorcycle for sake of persons with disabilities: HB 1334

Natural gas, liquefied, provisions concerning motor vehicle use: HB 2753, ***ESSB 6440, CH 216 (2014)**

Off-road vehicles with valid off-road vehicle permit, discover pass requirements exemption: HB 1755

Off-road vehicles, including nonhighway and wheeled all-terrain vehicles, comprehensive provisions: HB 2675
 Off-road vehicles, including wheeled all-terrain vehicles, comprehensive provisions: HB 1632
 Owner information, released to vehicle manufacturers, tracking and investigating use of: HB 2774
 Owner information, requests by attorneys and private investigators, notice requirements: HB 1308, ***SSB 5182, CH 232 (2013)**
 Owner information, requests by vehicle manufacturers, removing 2011-2013 biennium limitation: HB 1577
 Owner information, requests by vehicle or vehicle component manufacturers, expanding list of authorized purposes for disclosure: ***SSB 5467, CH 79 (2014)**
 Owner information, requests by vehicle wreckers, fee exemption: HB 2482
 Ownership, change of, registration and license plate: HB 2361
 Personal transportation services, work group to study use of: HB 2782
 Protection products, expanding services included in service contracts to include: HB 2135, ***SSB 5977, CH 82 (2014)**
 Protection products, revising application of service contract provisions to certain providers: HB 2136
 Registration, certificates, repealing certain requirements for applicants: HB 1521
 Registration, changes of ownership, modifying provisions: ***2ESSB 5785, CH 80 (2014)**
 Registration, failure to register in state, allowing suspension or reduction of fine: HB 2372
 Registration, falsifying, gross misdemeanor: HB 1944
 Registration, fee for vehicles, imposition by transportation benefit districts: HB 1954, HB 1959
 Registration, renewal, imposing additional motor vehicle excise tax at time of: HB 1954
 Registration, renewal, modifying requirements: ***HB 2741, CH 197 (2014)**
 Registration, renewal, service fee to be collected at time of: HB 1954
 Registration, service fee to fund replacement of ferries: HB 1129
 Registration, snowmobiles, modifying snowmobile license fees: HB 2002, ***ESSB 5889, CH 30 (2014)**
 Registration, vehicle license fees for initial and renewal, modifying distribution: HB 2488
 Registration, voluntary donation to organ and tissue donation awareness account, department of licensing to market benefits of: HB 1726
 Rental cars, provisions concerning rental car businesses and processing of certain motor vehicle-related violations: HB 2470
 Sale, reports of, filing and effective date provisions, modifying: ESSB 5857
 Sales of motor vehicles, documentary service fee, effect of negotiation-free pricing on charging of: HB 2757
 Scooters, exempting from motor vehicle weight fee: HB 2325
 Service contracts, expanding included services in connection with protection products: HB 2135, ***SSB 5977, CH 82 (2014)**
 Service contracts, revising application of provisions to certain providers: HB 2136
 Snowmobiles, registration, modifying snowmobile license fees: HB 2002, ***ESSB 5889, CH 30 (2014)**
 Studded tires, use of, issuance of permit and payment of permit fee: ESSB 5857
 Taxation, motor vehicle excise tax, imposing additional tax at time of vehicle registration renewal: HB 1954
 Taxes, local motor vehicle excise tax, imposition by public transportation benefit area, conditions: HB 1953
 Taxes, motor vehicle fuel tax, tax rate used for calculating distribution to certain accounts, revising: HB 2001
 Taxicab businesses, provisions: HB 1718
 Taxicab businesses, work group to study use of personal transportation services: HB 2782
 Taxicab operators owning or leasing vehicle, industrial insurance coverage provisions: HB 2152
 Titles, quick title for vehicles, processing by subagents: ***HB 2674, CH 12 (2014)**
 Tow truck operators, handling unmarked government vehicles, legal jeopardy in cases of, prohibiting: HB 2528
 Tow truck operators, impound requirements and disclosure of charges and fees: HB 1625
 Tow truck operators, not regulated under chapter 46.55 RCW, regulation of: HB 2663
 Tow trucks, flatbed, allowing passengers in vehicle on deck: ***SB 5050, CH 155 (2013)**
 Trailers, intermittent-use, creating special license plate for: HB 1902
 Vehicle prowling, second degree, class C felony in certain cases: HB 1305, ***ESB 5053, CH 267 (2013)**
 Vehicular assault, sentences: HB 1388
 Vehicular homicide, due to alcohol or drugs, offender to pay child support for victim's children: HB 1151
 Vehicular homicide, sentences: HB 1388, HB 2507
 Wreckers, fee exemption for vehicle owner information requests: HB 2482
 Yellow dot program for motor vehicles: HB 1002

MUSIC

Buckingham, Bonnie "Guitar," honoring: ***HR 4688 (2014)**

Music does matter program, allocation of grants for kindergarten music education: HB 1248

NAMED ACTS (See also TITLE ONLY BILLS)

Apple a day act of 2014, competitive equipment assistance grant program to enhance student nutrition: HB 2410

Braden and Charlie Powell act of 2013, prohibiting child custody award to suspect in active homicide investigation: SSB 5162

Business license center act, renaming as business licensing service act: HB 1568

Collection agency act, amending: HB 1031

Constitutional currency restoration act, use of gold and silver as legal tender: HB 2542

Consumer loan act, technical corrections and licensing and enforcement revisions: HB 1326, ***SB 5207, CH 29 (2013)**

Debt settlement services act, licensing of persons providing services: HB 2670

Debt settlement services act, registration of persons providing services: HB 2142

Digital world privacy rights act, individual's right to retain control of digital information: HB 2180

Dylan's law, requiring person with knowledge of location of human remains to report to law enforcement: HB 1980

Early start act, aligning early learning and child care: HB 2377

Employee fair classification act, improving compliance with wage-related laws: HB 1440, HB 2334

Employer responsibility for medical assistance costs of employees act of 2014: HB 2588

Employment security act, amending corporate officer unemployment benefit provisions: ***SSB 5227, CH 250 (2013)**

Facilities naming act, naming rights for government facilities: HB 1050

Fair debt buyers practices act, consumer loan and credit account collections: HB 1069

Family and medical leave insurance act, repealing if not funded: ESB 5903

Flood hazard reduction act of 2014: HB 2356

Fourth Amendment protection act, refusing aid in certain cases to federal agencies collecting electronic data in state: HB 2272

Give fish a chance act, using suction dredge for prospecting and requiring mineral prospecting and mining permit: HB 2579

Growth management act, repealing: HB 1167

Health benefit exchange grace period act, continuity of care during grace periods: HB 2571

Insurer holding company act, concerning financial solvency of insurance companies: HB 2461

Insurer state of entry model act, adopting: HB 1402

International commercial arbitration act: HB 2169

Invest in Washington act, certain business and occupation tax credits to be used for new job creation and capital investment: SSB 6515

Judicial election reform act, providing public funding for supreme court campaigns: HB 2525

Kelsey Smith act, providing wireless communications call location information to law enforcement responding to emergency: HB 1897

Local control over marijuana commerce act: HB 2510

Local control over marijuana use and possession act: HB 2509

Mail in ballot deadline act: HB 2561

Open government trainings act, requiring open public meetings and public records training: HB 2121, ***ESB 5964, CH 66 (2014)**

Pension poacher prevention act, preserving integrity of veterans' benefit-related services: HB 2390, ***SB 6208, CH 67 (2014)**

Protect the initiative act, initiative to the legislature: HI 517

Public employee defined contribution retirement plan act, creating Washington public employees' savings plan: ESSB 5851

Real hope act, state need grant eligibility for certain immigrant students with deferred action for childhood arrival status: ***SB 6523, CH 1 (2014)**

Regulatory fairness act of 2013, controlling state agency regulatory rule making: HB 1162

Regulatory freedom and accountability act, controlling state agency rule making: HB 1163

Restitution first act, improving system of legal financial obligations: HB 2751

Ric Smith memorial act, medical use of cannabis: HB 1084

Risk management and solvency assessment act, concerning financial solvency of insurance companies: HB 2461

Safer schools act of 2013, authorizing permanent employees to possess firearms on school grounds in some cases: HB 1788

Small consumer loan installment loan act, regulating payday loans: HB 1657, ESSB 5312

Small rechargeable battery stewardship act: HB 1364

Stalking protection order act: HB 1383

Standard of care protection act, protecting state's standard of care for medical malpractice: HB 2419

Start-up Washington act, growth and development of start-up businesses: HB 2052
 State bar act, repealing and recodifying: HB 1335
 State employment disability parity act, increasing hiring of persons with disabilities by state agencies: HB 2450
 State parks and recreation centennial act, provisions concerning funding, access, and the parks and recreation commission: HB 1935
 Tax exemption transparency and accountability act, creating tax expenditure budget requirement: HB 2721
 Taxpayer funded lobbying reform act, prohibiting lobbying by state agencies: HB 1093
 Taxpayer protection act, concerning outsourcing agency services to private sector or nonprofit: HB 2743
 Transfer of public lands act, transfer of title to public lands in state by U.S. government: HB 2268
 Uniform collaborative law act, requirements for collaborative law participation agreements: HB 1116
 Uniform controlled substances act, amending controlled substance prescription provisions: HB 1155, ***SSB 5416, CH 276 (2013)**
 Uniform correction or clarification of defamation act: HB 1406, ***ESB 5236, CH 294 (2013)**
 Uniform debt management services act, including services provider registration: HB 1340
 Uniform interstate family support act, revising to include foreign support orders: HB 1118
 Washington business corporation act, amending dissenters' rights provisions: ***HB 1148, CH 97 (2013)**
 Washington commercial bank act: HB 2141, ***SB 6135, CH 37 (2014)**
 Washington cosmetologists, barbers, manicurists, and estheticians act, adding hair designers to title of act: HB 2512
 Washington jobs assistance act, prohibiting employers from asking about or using nonconviction information: HB 2545
 Washington savings association act, renaming RCW Title 33 as: HB 2141, ***SB 6135, CH 37 (2014)**
 Washington savings bank act, renaming RCW Title 32 as: HB 2141, ***SB 6135, CH 37 (2014)**
 Washington state energy freedom act, prohibiting state agency regulation of greenhouse gas emissions without legislative authorization: HB 1169
 Washington state firearms ammunition, parts, and accessories jobs act: HB 2020
 Washington state firearms freedom act of 2013: HB 1371
 Washington state freedom of travel act, prosecuting acts of official oppression by federal public servants: HB 1454
 Washington state gun and ammunition sales tax exemption act: HB 2529
 Washington state health care freedom act of 2013, prohibiting required participation in a health care system: HB 1168
 Washington state incandescent light bulb freedom act: HB 2476
 Washington state life at conception act, declaring that right to life begins at conception: HB 1259
 Washington state medical use of cannabis act, revising and renaming: HB 2149
 Washington state patient safety act, hospital nursing staffing practices: HB 1095
 Washington state preservation of liberty act, prohibiting investigations or cooperation with detainment under the national defense authorization act: HB 1581
 Washington trust institutions act: HB 2141, ***SB 6135, CH 37 (2014)**
 Washington uniform real property transfer on death act: HB 1117
 Washington voting rights act of 2013, enacting: HB 1413
 Water banking best practices act: HB 2760
 Workers' recovery act, removing age barriers with regard to structured settlement agreements: 2ESSB 5127
 Young voter registration equality act, motor voter preregistration for persons age sixteen and seventeen: EHB 1279

NATURAL RESOURCES, DEPARTMENT (See also OUTDOOR RECREATION; PUBLIC LANDS)

Adaptive management program, institute of public policy to study and make recommendations: HB 2747, ESSB 6478
 Applications submitted to department, requiring prompt action: HB 1163, HB 1236
 Board of natural resources, land management, board consideration of economic development: HB 1111
 Board of natural resources, rule making by board, requirement for specific grant of legislative authority: HB 1163
 Board of natural resources, state land divestiture plan, board to implement: HB 1111
 Community forest land trust, purchase of land by department for trust to help protect Yakima river basin: ***2SSB 5367, CH 11 (2013)**
 Community forest trust account, creation, department role: HB 2126, ***2SSB 5973, CH 32 (2014)**
 Community forest trust program, expanding public recreational access: HB 2273
 Day-use permit, requiring for motor vehicle operation, exempting certain department-managed roads: ***ESSB 5897, CH 15 (2013)**
 Digital cross-system infrastructure maps, creating and using for state economic development prioritizing, department role: HB 1819
 Discover pass, complimentary, for spouses doing collective agency-sanctioned volunteer work: ESB 5097

Discover pass, requiring for motor vehicle operation, exempting certain department-managed roads: ***ESSB 5897, CH 15 (2013)**

Enforcement, merging department officers with department of fish and wildlife enforcement: HB 1849

Environmental justice, department efforts concerning disproportionately adverse health and environmental impacts on low-income and minority populations: HB 1434

Forest and fish support account, distributions to and use of funds from: HB 2747, ESSB 6478

Forest harvest excise tax, distributing proceeds through various accounts: HB 2747, ESSB 6478

Forest practices applications, denials of, restrictions and procedures when archaeological object is present: HB 1223

Geoduck safety advisory committee, establishment by department: HB 1764

Investigators for department, granting general law enforcement authority: HB 1399

Land, habitat, process for acquisition by department: SSB 5054

Lands and their resources, coordinated state and local management, department role: HB 1163

Lands managed by department, closed, access by Indian tribes with federally recognized hunting rights in spite of closure: HB 1495

Lands managed by department, department authority to enter into cooperative agreements: HB 1244, ***SSB 5634, CH 15 (2013)**

Lands managed by department, exempting certain roads from motor vehicle operation day-use permit, discover pass, or vehicle access pass requirement: ***ESSB 5897, CH 15 (2013)**

Lands managed by department, recreation access, waiving penalty for failure to display day-use permit, discover pass, or vehicle access pass: HB 2156

Lands, department-purchased, retaining water rights for later transfer to local economy trust water account: E2SSB 5219

Natural resources management, streamlining through agency independence, department administrative authority: HB 1384

Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

Real property, acquisition by department for certain purposes, procedures: ESSB 6052

Real property, surplus governmental, selling or leasing by department for affordable low-income housing: HB 1563

Sediment from rivers, management strategies, demonstration projects to test, department role: ESB 6549

Seismic scenario catalog, state geologist to improve and update for manufacturing industrial centers: HB 2580

Small forest landowners, department to monitor harvests conducted by and report on negatively impacted streams: HB 1600

Small forest landowners, prohibiting participation in forestry riparian easement program when conducting certain harvests: HB 1600

State land divestiture plan, department to develop and board to implement: HB 1111

Timber sale program, modifying expiration dates: HB 1243, ***SB 5337, CH 255 (2013)**

Timber tax distribution account, distribution of funds from: ESSB 6478

Timber tax distribution account, distribution of funds from, reporting and audit requirements: HB 2747

Trails, official recreational trail policy, department to develop and implement: HB 2151

Transportation projects, environmental and compensatory mitigation, restricting imposition by permitting agency of land acquisition requirements: HB 2095

Transportation projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making, department role: HB 1978, HB 2070

Vehicle access pass, requiring for motor vehicle operation, exempting certain department-managed roads: ***ESSB 5897, CH 15 (2013)**

Vessel inspections, in connection with derelict vessel removal program, department role: HB 2457

Vessel turn-in program, department to develop and administer: HB 1245, ESSB 5663

Vessels, publicly owned, transfer by department: HB 1245, ESSB 5663

NEWS MEDIA

Independent contractors in news business, employment status for minimum wage and unemployment and worker's compensation purposes: HB 1659, ***SB 5476, CH 141 (2013)**

Newspapers, monthly, business and occupation tax relief for: HB 2766

Uniform correction or clarification of defamation act: HB 1406, ***ESB 5236, CH 294 (2013)**

NONPROFIT ORGANIZATIONS

Agricultural employees, vanpool programs for, allowing nonprofit corporations to provide: HB 2604

Conviction records requested by organization, fees for dissemination by state patrol: HB 2138

Cooperative finance organizations providing utility services, certain loan amounts received by, deduction from business and occupation tax: ***ESSB 5882, CH 13 (2013)**

- Cooperative finance organizations providing utility services, certain loan amounts received by, exemption from business and occupation tax: **HB 1272**
- Culinary arts training educational institutions, culinary class restaurant wine specialty license and special event endorsement, creating: **HB 1805**
- Debt adjusters, nonprofit, defining "fair share" paid by creditor: **HB 1572**
- Debt adjusters, stakeholder group to discuss compensation, including "fair share": **ESSB 5338**
- Debt adjusting services, nonprofit, licensing and regulation: **HB 1491**
- Educational or recreational early learning programming for school-aged children, requirements for entities providing: ***HB 1547, CH 130 (2013)**
- Fairs, nonprofit fair associations, modifying property tax exemption provisions: **HB 1550, *E2SSB 5078, CH 212 (2013)**
- Fund-raising activity, certain personal property purchased or received as prize from organization as part of, use tax exemption: ***ESSB 5882, CH 13 (2013)**
- Gun clubs, nonprofit, clay targets purchased and provided by, sales and use tax exemptions: ***ESSB 5882, CH 13 (2013)**
- Independent Colleges of Washington, commending: ***HR 4611 (2013)**
- Natural resources, department of, cooperative agreements with nonprofit organizations to benefit department-managed lands: **HB 1244, *SSB 5634, CH 15 (2013)**
- Paint stewardship program, formation of nonprofit paint stewardship organization: **HB 1579**
- Property tax exemption, property leased by organization providing job training and related services: **HB 2193**
- Property, tax-exempt, using for nonexempt purposes: **HB 2345, *SB 6405, CH 99 (2014)**
- Raffles, enhanced, authorizing nonprofit organizations serving persons with intellectual disabilities to conduct: **HB 1835, *ESSB 5723, CH 310 (2013)**
- Religious, modifying property tax exemptions for nonprofit religious organizations: **HB 1215**
- Scholarship organizations, education investment tax credit program for contributions to: **HB 2063**
- Scholarships offered by nonprofits, available to children and spouses of certain injured workers, information provided by department of labor and industries: ***HB 1863, CH 134 (2013)**
- Science or technology center, zoo, and aquarium facilities, competitive grant program for nonprofits for acquiring or constructing: **HB 1405**
- Senior centers, senior center liquor license: **HB 1063, *SB 5310, CH 78 (2014)**
- Small business incubators, nonprofit, property tax exemption in certain cases: **EHB 2447**
- USO, congratulating United Services Organizations (USO) on its welcome center at Portland International Airport: ***HR 4647 (2013)**
- Washington state parks foundation, membership and duties: **HB 1530**
- Workforce housing, affordable, use of certain lodging tax revenues for grants or loans to nonprofit organizations: **HB 1695, HB 2650**

OCEAN WATERS AND RESOURCES

- Invasive species, aquatic, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**
- Ocean acidification, coordination of certain research with geoduck aquaculture research: **HB 1761**
- Sea grant program, University of Washington, coordination of research on geoducks with ocean acidification research: **HB 1761**
- Sea grant program, University of Washington, promoting shellfish aquaculture research and establishing shellfish aquaculture public information center: **HB 1894**
- Washington coastal marine advisory council, establishment: ***ESB 5603, CH 318 (2013)**
- Washington marine resources advisory council, creation: ***ESB 5603, CH 318 (2013)**
- Washington's saltwater coast, designating as state maritime heritage area: **HB 2386**

OFFICIAL STATE DESIGNATION

- Fairs, central Washington state fair, designating as official state fair: **HB 2622**
- Ostrea lurida, official state oyster: **HB 2387, *SSB 6145, CH 146 (2014)**
- Palouse falls, official state waterfall: ***HB 2119, CH 41 (2014)**
- Sea hawk (osprey), official state raptor: **HB 2802**

OIL AND GAS (See also FUELS)

- Definition of "oil" or "oils," modifying for purposes of petroleum transportation and oil spill prevention and response: **HB 2440**

Fossil fuel carbon pollution tax, levying and imposing for basic education funding: HB 2803
 Gas distribution businesses, sales of compressed or liquefied natural gas for transportation use, B&O taxation of: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Gas distribution businesses, sales of compressed or liquefied natural gas for transportation use, public utility tax exemption: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Landfill gas, companies producing pipeline-quality natural gas using, sales and use tax treatment of machinery and equipment used by: 2SSB 6215
 Natural gas infrastructure, in rural or underserved areas, authorizing gas company recovery of investments: HB 2177
 Natural gas or propane used by mint growers and processors to distill mint oil, sales and use tax exemptions: ***ESSB 5882, CH 13 (2013)**
 Natural gas or propane used to heat greenhouses, sales and use tax exemptions: HB 1722
 Natural gas, compressed or liquefied, various excise taxation provisions concerning use as transportation fuel: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Natural gas, rural Washington natural gas access and investment account, creating to provide infrastructure project funding: HB 2101
 Oil and hazardous materials transportation, safety measures for tank rail cars, requesting that Congress implement: SJM 8015
 Oil, crude oil and refined petroleum, measures to ensure safety when transporting: HB 2347
 Oil, used, best management practices for dealing with PCB contamination at public recycling collection sites: HB 2745, ***ESB 6501, CH 173 (2014)**
 Petroleum, underground storage tanks, sunshine committee recommendations concerning disclosure of proprietary reports: HB 1298
 Property taxes, exemption for certain oil and gas reserves and leases on development and operation rights: HB 1856
 Severance of oil and gas, imposing excise tax on producers, with related exemption and credit: HB 1856

ONLINE LEARNING, OFFICE

Public schools, online learning in, office role: HB 1423

OPEN PUBLIC MEETINGS

Agency governing bodies, member open public meetings training requirements: HB 2121, ***ESB 5964, CH 66 (2014)**
 County legislative authorities, meetings, holding outside county seat: EHB 1013
 Executive session meetings, closed, recording of, including requirements and disclosure exemption: HB 1714
 Open government trainings act, requiring open public meetings and public records training: HB 2121, ***ESB 5964, CH 66 (2014)**
 Public agencies with governing bodies, posting agendas online prior to meetings: HB 2105
 Public comment and meeting materials, providing agency flexibility in handling: HB 1197
 Public officials and employees, public records and meetings training programs, implementation: HB 1198
 Training concerning open public meetings, attorney general role: HB 1714

OUTDOOR RECREATION (See also PARKS; PARKS AND RECREATION COMMISSION; PUBLIC LANDS; RECREATION AND CONSERVATION OFFICE)

Day-use permit, failure to display properly, waiving of penalty by court: HB 2156
 Day-use permit, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**
 Discover pass, bulk sales at reduced rate in certain cases: SSB 5289, ***ESSB 5897, CH 15 (2013)**
 Discover pass, complimentary pass for department of fish and wildlife customers spending certain amount: HB 2199
 Discover pass, complimentary, for spouses doing collective agency-sanctioned volunteer work: ESB 5097
 Discover pass, failure to display properly, waiving of penalty by court: HB 2156
 Discover pass, requirements exemption for off-road vehicles with valid off-road vehicle permit: HB 1755
 Discover pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**
 Discover pass, to be required for operating motor vehicle on any recreation site or lands: SSB 5289, ***ESSB 5897, CH 15 (2013)**
 Milwaukee Road corridor, parks and recreation commission authority to manage as recreation trail: ***HB 2225, CH 43 (2014)**
 Mt. Everest, 1963 American expedition, celebrating 50th anniversary: ***HR 4650 (2013)**

Natural resources and recreation law enforcement, merging department of natural resources officers with department of fish and wildlife enforcement: HB 1849

Off-road vehicles, increasing recreation opportunities for: HB 1632

Private property, recreational access, encouraging landowners to allow: HB 2243

Private property, recreational access, revising landowner liability provisions to encourage: HB 2150, HB 2243

Public lands, recreation access, access to body of water by way of public land: HB 2342

Public lands, recreation access, expanding definition of public recreational access: HB 2273

Recreation access pass account, depositing certain moneys into: HB 2707

Recreation lands, acquisition by state: SSB 5054, ESSB 6052

Recreational and parks land, county use of certain property tax levies for maintenance and operation, conditions: ESSB 6076

Recreational vessels, large, removing certain sales and use tax disincentives for resident and nonresident owners: HB 1927

Recreational vessels, operation under influence of THC or other drug: HB 2503, ***SSB 6014, CH 132 (2014)**

Ski area conveyances, safety program, revising provisions: HB 2227, ***SB 6035, CH 133 (2014)**

State parks and recreation centennial act, provisions concerning funding, access, and the parks and recreation commission: HB 1935

Trails, accessible for recreational use, coordinated state-led effort: HB 2151

Trails, official recreational trail policy, certain agencies to implement: HB 2151

Vehicle access pass, failure to display properly, waiving of penalty by court: HB 2156

Vehicle access pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

PARKING

Airport parking, public and private facilities, rate requirements: EHB 1483

Disabilities, persons with, Americans with disabilities act parking sticker for wheeled all-terrain vehicles in recreation areas: HB 2773

Disabilities, persons with, defining satisfactory proof for parking privileges renewal: SB 5957

Disabilities, persons with, parking placards and special license plates, provisions concerning improper display, illegal obtainment, and unauthorized use: HB 1946, HB 2463

Disabilities, persons with, work group to develop plan to end parking placard and special license plate abuse: HB 1946

Electric vehicles, charging stations for, comprehensive provisions: HB 2711

Electric vehicles, charging stations for, signage and pavement marking requirements and infraction and penalty provisions: ***ESSB 5849, CH 60 (2013)**

Regional transit authorities, facility construction, parking impact mitigation requirements: HB 2783

Special parking privileges, accessible van rental companies, authorizing application by: HB 2463

Special parking privileges, persons with disabilities, defining satisfactory proof for renewal of privileges: SB 5957

State agency employees, payroll parking fee deductions, authorizing pretax payment, conditions: HB 1456

Students, public high schools, retail sales tax exemption for parking fees collected by school districts: HB 2118

PARKS (See also OUTDOOR RECREATION; PARKS AND RECREATION COMMISSION; PUBLIC LANDS; RECREATION AND CONSERVATION OFFICE)

Metropolitan park districts, abandoned or derelict vessels: HB 1245, ESSB 5663

Metropolitan park districts, benefit charge on real property, establishment: HB 1960

Metropolitan park districts, eligibility for athletic facility grants: HB 1187

Metropolitan park districts, property tax levies: HB 1042, HB 1055

Metropolitan park districts, property tax levies, modifying to assist districts with population of twenty thousand or less: HB 1749

Milwaukee Road corridor, allowing motor vehicle access for certain lessees, concessionaires, and agricultural users: HB 1939

Parks and recreational land, county use of certain property tax levies for maintenance and operation, conditions: ESSB 6076

Recreation access pass account, depositing certain moneys into: HB 2707

State parks and recreation centennial act, provisions concerning funding, access, and the parks and recreation commission: HB 1935

State, celebrating 100th birthday of Washington state parks: ***HR 4630 (2013)**

State, closing of parks by parks and recreation commission, requiring written notice by commission to public body in which park is located: HB 1704

State, commercial advertising on lands or in buildings, authorizing: ***ESB 6034, CH 86 (2014)**

State, day-use permit, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

State, day-use permit, waiving of penalty for failure to display properly: HB 2156

State, discover pass, bulk sales at reduced rate in certain cases: SSB 5289, ***ESSB 5897, CH 15 (2013)**

State, discover pass, complimentary pass for spouses doing certain volunteer work: ESB 5097

State, discover pass, requirements exemption for off-road vehicles with valid off-road vehicle permit: HB 1755

State, discover pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

State, discover pass, to be required for operating motor vehicle on any recreation site or lands: SSB 5289, ***ESSB 5897, CH 15 (2013)**

State, discover pass, waiving of penalty for failure to display properly: HB 2156

State, interpretive activities involving natural, scenic, recreational, cultural, historical, ethnic, or artistic resources: HB 2226, ***ESB 6034, CH 86 (2014)**

State, interpretive activities involving natural, scenic, recreational, cultural, or historical resources: HB 1530

State, operation and maintenance of, funding from state parks renewal and stewardship account and waste reduction, recycling, and litter control account: ***ESSB 5897, CH 15 (2013)**

State, parks and recreation commission duties related to state parks: HB 1530

State, public and private partnership agreements for stewardship and interpretation: HB 2226, ***ESB 6034, CH 86 (2014)**

State, state park rangers from parks and recreation commission, vesting with police powers for law enforcement, including law enforcement academy training provisions: HB 1875

State, vehicle access pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

State, vehicle access pass, waiving of penalty for failure to display properly: HB 2156

State, Washington state parks foundation, membership and duties: HB 1530

State, Washington state parks foundation, modifying provisions: HB 2226, ***ESB 6034, CH 86 (2014)**

Trails, accessible for recreational use, coordinated state-led effort: HB 2151

PARKS AND RECREATION COMMISSION (See also OUTDOOR RECREATION; PARKS; PUBLIC LANDS)

Abandoned and derelict vessels, reducing numbers through preventive measures and proactive removal: HB 1245, ESSB 5663

Art, contemporary works of, along with state's ethnic and cultural heritage, commission to increase appreciation of: HB 1530

Discover pass, bulk sales at reduced rate in certain cases: ***ESSB 5897, CH 15 (2013)**

Discover pass, complimentary, for spouses doing collective agency-sanctioned volunteer work: ESB 5097

Discover pass, requirements exemption for off-road vehicles with valid off-road vehicle permit: HB 1755

Discover pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

Discover pass, to be required for operating motor vehicle on any recreation site or lands: SSB 5289, ***ESSB 5897, CH 15 (2013)**

Fee reductions and exemptions, commission fiscal opportunity cost incurred, biennial reimbursement: HB 1530

Fee reductions and exemptions, commission fiscal opportunity cost incurred, office of financial management to deliver report: HB 1530

Land management, commission consideration of economic development: HB 1111

Land, real property, process for acquisition by commission: SSB 5054, ESSB 6052

Lands and their resources, coordinated state and local management, commission role: HB 1163

Lands, commission-purchased, retaining water rights for later transfer to local economy trust water account: E2SSB 5219

Milwaukee Road corridor, allowing motor vehicle access for certain lessees, concessionaires, and agricultural users: HB 1939

Milwaukee Road corridor, commission authority to manage as recreation trail: ***HB 2225, CH 43 (2014)**

Natural resources management, streamlining through agency independence, commission administrative authority: HB 1384

Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

Real property, surplus governmental, selling or leasing by commission for affordable low-income housing: HB 1563

State lands, disposition of, requiring written notice by commission to certain municipal corporations: HB 1704

State parks and recreation centennial act, provisions concerning funding, access, and the commission: HB 1935

State parks renewal and stewardship account, funding operation and maintenance of state parks from, commission role:

***ESSB 5897, CH 15 (2013)**

State parks, closing of, requiring written notice by commission to public body in which park is located: HB 1704

State parks, commercial advertising on lands or in buildings, commission authority to permit: ***ESB 6034, CH 86 (2014)**

State parks, commission duties related to, modifying: HB 1530

State parks, day-use permit, waiving of penalty for failure to display properly: HB 2156

State parks, discover pass, bulk sales at reduced rate in certain cases: ***ESSB 5897, CH 15 (2013)**

State parks, discover pass, waiving of penalty for failure to display properly: HB 2156

State parks, interpretive activities involving natural, scenic, recreational, cultural, historical, ethnic, or artistic resources:

HB 2226, ***ESB 6034, CH 86 (2014)**

State parks, interpretive activities involving natural, scenic, recreational, cultural, or historical resources: HB 1530

State parks, public and private partnership agreements for stewardship and interpretation: HB 2226, ***ESB 6034, CH 86 (2014)**

State parks, rangers from commission, vesting with police powers for law enforcement, including law enforcement academy training provisions: HB 1875

State parks, vehicle access pass, waiving of penalty for failure to display properly: HB 2156

State parks, Washington state parks foundation, membership and duties: HB 1530

State parks, Washington state parks foundation, modifying provisions: HB 2226, ***ESB 6034, CH 86 (2014)**

Vessels, publicly owned, transfer by commission: HB 1245, ESSB 5663

PERFORMING ARTS

Cultural access programs, creating to fund cultural organizations: HB 2212

PERSONAL PROPERTY

Defensive force, including deadly force, right to use against certain actions against personal property: HB 2324

Escrow, expanding definition and exempting certain entities from licensing: HB 1034

Exchange facilitators, requirements and violations: ***ESSB 5082, CH 228 (2013)**

Firearms, sale by unlicensed person to another unlicensed person, background check requirements: HB 1588

Home service contracts, sales and use taxation of: HB 1997

Hotel guests and lodgers, valuables of, specifying hotel's responsibilities: HB 2300

Intangible personal property, taxing marijuana-related trademarks, trade names, brand names, patents, and copyrights: HB 1976

Renters, deceased, disposing personal property in leased premises, landlord procedures before and after tenant's death: HB 1520

Service contracts, provisions: ***HB 1036, CH 117 (2013)**

Storage facilities, self-service, unpaid rent and lien on property, modifying provisions: HB 2424

Tangible, nonresident sales tax exemption, repealing: HB 1890

PEST CONTROL AND PESTICIDES

Crop protection products, agricultural, hazardous substance tax exemption, conditions: HB 2469, SB 6157

Mosquito control districts, integrated pest management use: ***SSB 5002, CH 208 (2013)**

Mosquito control, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**

Mosquito control, integrated pest management use by counties, cities, and certain districts: ***ESSB 5324, CH 209 (2013)**

PHARMACIES AND PHARMACISTS (See also DRUGS; MEDICINE AND MEDICAL DEVICES)

Audits of claims, by outside entities, procedures: HB 2489, ***ESSB 6137, CH 213 (2014)**

Biological products, by prescription, adding provisions concerning dispensing of interchangeable biosimilar products: HB 1528, HB 2326

Board of pharmacy, changing name to pharmacy quality assurance commission: ***HB 1609, CH 19 (2013)**

Board of pharmacy, mandatory use of office of administrative hearings: HB 1381

Compounding, drugs for distribution to licensed persons or commercial entities for resale or distribution, defining "manufacture" in relation to: ***HB 1800, CH 146 (2013)**

Electronic communication of controlled substance prescription information, provisions: HB 1155, ***SSB 5416, CH 276 (2013)**

Marijuana, medical, legal amounts left at retail stores holding pharmacy license, notification and disposal requirements: ***EHB 1808, CH 133 (2013)**

Pharmacy benefits managers, audits conducted by, regulating contracts between benefits managers and pharmacies: HB 2489, ***ESSB 6137, CH 213 (2014)**

Pharmacy benefits managers, provisions: HB 2489, ***ESSB 6137, CH 213 (2014)**

Prescription drugs and supplies, donated, authorizing dispensing to uninsured persons: HB 1382, ***SSB 5148, CH 260 (2013)**

Prescription drugs, legend drug act, including pharmacists when authorized by board of pharmacy: ***HB 1182, CH 71 (2013)**

Prescription drugs, ninety-day supply limit, placing conditions on dispensing in keeping with: HB 1583, ***SSB 5459, CH 262 (2013)**

Prescriptions written by physician and osteopathic physician assistants in other states, authorizing pharmacies to fill: HB 1596, ***SSB 5524, CH 12 (2013)**

Robbery of a pharmacy, as special allegation for robbery in first or second degree: HB 1931, ***SB 5149, CH 270 (2013)**

POLLUTION CONTROL HEARINGS BOARD

Abandoned or derelict vessels, decisions or actions concerning, board role: HB 1245, ESSB 5663

Architectural paint recovery program, appeals from penalties to board: HB 1579

Environmental statutes of board, technical changes: HB 2438

Jurisdiction, modifying to exclude appeals of certain department of ecology decisions: HB 1206, HB 1948, HB 1952

Oil, crude oil and refined petroleum, measures to ensure safety when transporting, board role: HB 2347

PORT DISTRICTS (See also UNIFORMED PERSONNEL)

Abandoned or vacant properties in urban growth areas, loans to districts for revitalizing: HB 1079

Brownfield renewal authorities, authority of districts to establish: ***2E2SSB 5296, CH 1 (2013)**

Commissioners, reducing terms of office, submitting proposition at next general election: HB 1078, ***SB 5411, CH 160 (2013)**

Creation of district comprising less than entire county in county with no port district, provisions: ***HB 2547, CH 15 (2014)**

Drayage truck operators, contract provisions: HB 1719

Employment laws and contracts, local, preemption by state of Washington: HB 2591

Heavy haul corridors, modifying boundary on state route number 509: ***HB 1447, CH 115 (2013)**, SB 5335

Moorage facility operators, insurance coverage requirement: HB 2457

Real property, surplus governmental, selling or leasing by port districts for affordable low-income housing: HB 1563

Superefficient airplanes, certain port district facilities used in manufacture of, extending exemption from property taxes: HB 2089, ***ESSB 5952, CH 2 (2013)**

Superefficient airplanes, certain port district facilities used in manufacture of, extending tax exemption for leasehold interests in: HB 2089, ***ESSB 5952, CH 2 (2013)**

Vessels, publicly owned, transfer by district: HB 1245, ESSB 5663

PRISONS AND PRISONERS (See also CRIMINAL OFFENDERS; CRIMINAL PROCEDURE; JAILS; UNIFORMED PERSONNEL)

Deaths in correctional facilities, removing confidentiality requirement for coroners and medical examiners concerning autopsy and postmortem findings: ***SSB 5256, CH 295 (2013)**

Education, inmate postsecondary degree programs, implementation by department of corrections: HB 1429, HB 2486

Parents, rights when incarcerated: HB 1284

Prisoners, incarcerated for serious violent offenses, civil action against victim, authorization by judge: HB 2102

PROFESSIONAL EDUCATOR STANDARDS BOARD

Career and technical education courses, model framework and curriculum and program of study for, convening work group: HB 1680

Certification of educators, embedding common core state standards into, board role: HB 2383

Disabilities, persons with, high school transition services for, board to include training for special education teachers and school psychologists as part of educator requirements: E2SSB 5330

Educational opportunity gap oversight and accountability committee, implementing recommendations of: HB 1680

Emotional or behavioral distress in students, recognition and response, board to incorporate into course for teachers: HB 1336

Interpreters, educational, assessments and performance standards, board role: HB 1144

Principals, secondary, board to revise certificate renewals to include career and technical education: HB 1650

Psychologists, school, training requirements for, including high school transition services for students with disabilities: E2SSB 5330

Special education, training requirements for, including high school transition services for students with disabilities: E2SSB 5330

Suicide, youth screening and referral training for school nurses, social workers, and counselors : HB 1336

Teacher certification programs, alternative route program requirements, revising: HB 2531

Teacher certification programs, expanding testing alternatives for admission, board role: ***HB 1178, CH 193 (2013)**

Teacher preparation and certification, articulated pathway for, board to convene work group to design: HB 1680

Teachers, unprofessional conduct, certificate or permit revocation due to fraudulent test submission upon complaint from board: HB 1765

Teachers, unprofessional conduct, reprimand or certificate or permit revocation or suspension due to fraudulent test submission upon complaint from board: ***2ESB 5701, CH 163 (2013)**

PROFESSIONS (See also ATTORNEYS; DENTISTS AND DENTISTRY; HEALTH CARE PROFESSIONS AND PROVIDERS; INSURANCE; MORTGAGES AND MORTGAGE BROKERS; PHARMACIES AND PHARMACISTS)

Athletic trainers, modifying provisions: HB 2430

Barbering, miscellaneous provisions, modifying: HB 2512

Barbering, rules for online learning: HB 1038, SSB 5996

Barbering, schools of, recognizing as institutions of postsecondary study for sake of federal financial aid, conditions: ***HB 1683, CH 201 (2013)**

Body art, body piercing, tattooing, and permanent cosmetics, modifying licensing and regulatory provisions: HB 2162

Communication access real-time translation providers, certification and regulation: HB 1511

Cosmetology, barbering, manicuring, and esthetics, rules for online learning: HB 1038, SSB 5996

Cosmetology, miscellaneous provisions, modifying: HB 2512

Cosmetology, schools of, recognizing as institutions of postsecondary study for sake of federal financial aid, conditions: ***HB 1683, CH 201 (2013)**

Cosmetology, training and licensure requirements: HB 2237

Court interpreters, providing for non-English-speaking persons, reimbursement: HB 1542

Court reporters and court reporting firms, contracts for services, prohibitions: HB 1511

Debt adjusters, fiduciary relationship with debtors: HB 2385

Debt adjusters, nonprofit, defining "fair share" paid by creditor: HB 1572

Debt adjusters, stakeholder group to discuss compensation, including "fair share": ESSB 5338

Debt adjusting services, nonprofit, licensing and regulation: HB 1491

Debt adjusting services, regulating, various provisions: HB 2384

Debt settlement services, licensing of persons providing, debt settlements services act: HB 2670

Debt settlement services, registration of persons providing, debt settlements services act: HB 2142

Electricians, journeyman or residential specialty certificate of competency, apprenticeship program requirement: HB 2500

Electricians, limited energy specialty certification, using telecommunications work experience for: ***HB 2253, CH 156 (2014)**, HB 2254

Electricians, proof of licensing and identification, producing upon request: HB 2323

Electricians, with certain license or certificate, allowing generator load bank testing without electrical work permit: HB 1855

Engineers, registration renewal, continuing professional development requirements: HB 1231

Escrow agents, expanding "escrow" definition for licensing purposes and exempting certain entities from licensing: HB 1034

Escrow agents, involvement in reconveyances of deeds of trust: HB 1435

Esthetics, master esthetics and master estheticians, licensing and practice provisions: HB 1779

Esthetics, master esthetics, rules for online learning: SSB 5996

Esthetics, miscellaneous provisions, modifying: HB 2512

Esthetics, rules for online learning: HB 1038, SSB 5996

Esthetics, schools of, recognizing as institutions of postsecondary study for sake of federal financial aid, conditions: ***HB 1683, CH 201 (2013)**

Exchange facilitators, requirements and violations: ***ESSB 5082, CH 228 (2013)**

Fire sprinkler system contractors, for dwelling units, professional licensing and certification provisions: HB 2260

Fishing guides, food fish or game fish, expanding information and other requirements for licensure: ***SSB 5786, CH 314 (2013)**

Fishing guides, food fish or game fish, western Washington steelhead guide stamp requirements for: HB 1917

Fishing guides, unlawfully acting as food or game fish guide, adding western Washington steelhead guide stamp requirement to statute: HB 1917

Fishing guides, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896

Hair design, miscellaneous provisions, modifying: HB 2512

Health care navigators, requesting health care information from persons seeking services, prohibitions: ***ESSB 6265, CH 220 (2014) PV**

HVAC/refrigeration specialty electricians, certified, exempting use from various requirements in connection with like-in-kind appliance replacement: HB 1760

Language access providers, interpreter services from, integrating purchase by certain state agencies and modifying collective bargaining provisions: HB 1753, EHB 2617

Librarians, selection process for, modifying in certain rural county library districts: HB 2522

Licensing, professions, expanding use of military training and experience to satisfy requirements for license, certification, registration, or permit: HB 1859, SB 5970

Manicuring, miscellaneous provisions, modifying: HB 2512

Manicuring, rules for online learning: HB 1038, SSB 5996

Manicuring, schools of, recognizing as institutions of postsecondary study for sake of federal financial aid, conditions: ***HB 1683, CH 201 (2013)**

Military training and experience, expanding use for satisfying requirements for professional license, certification, registration, or permit: HB 1859, SB 5970

Money transmitters, amending provisions of uniform money services act: HB 1327, HB 2523, ***SSB 6273, CH 206 (2014)**

Permanent cosmetics, licensing and regulatory provisions: HB 2162

Private investigators, licensed, exempting from process server requirements: ***SB 6115, CH 203 (2014)**

Private investigators, motor vehicle owner information requests by, notice requirements: HB 1308, ***SSB 5182, CH 232 (2013)**

Process servers, assault in third degree to include assault of legal process servers: HB 1131

Process servers, regulating of, sunrise review of need for: HB 2391

Process servers, requirements for, exempting licensed private investigators: ***SB 6115, CH 203 (2014)**

Pump and irrigation or domestic pump specialty trainee certificate holders, training: HB 2533

Real estate appraisers, inactive certification, license, or registration status: HB 2381

Real estate appraisers, trainee applicants and existing credential holders, fingerprint-based background checks: HB 1740

Real estate brokers, independent contractor status when not under contract with firm: HB 1853

Real estate brokers, original license fee, extending: HB 2370, SB 6133

Real-time captioners, certification and regulation: HB 1511

Security guards, private, licensing of, fingerprint background checks: HB 2534

Tour operators, preferential business and occupation tax rates, eliminating to provide basic education and higher education funding: HB 2038

Travel agents, preferential business and occupation tax rates, eliminating to provide basic education and higher education funding: HB 2038

Travel, sellers of, modifying provisions: HB 2590

PSYCHIATRY AND PSYCHIATRISTS (See also HEALTH CARE PROFESSIONS AND PROVIDERS; MENTAL HEALTH; PSYCHOLOGISTS)

Detention of certain persons who present substantial likelihood of serious harm or danger, standards: HB 1963

Employed by departments of social and health services and corrections, office of state human resources director to gather market salary data related to: ***ESSB 5551, CH 284 (2013)**

Involuntary treatment act, petition for initial detention, family filing of court review petition when professional decides not to file: HB 2725

Psychiatric boarding, collecting data concerning, reporting requirements: HB 2761

Sexual orientation change efforts, practice of, establishing work group to make recommendations concerning: HB 1882

Sexual orientation change efforts, practice of, prohibiting when performed on patient under eighteen: HB 2451

PSYCHOLOGISTS (See also COUNSELORS AND COUNSELING; HEALTH CARE PROFESSIONS AND PROVIDERS; MENTAL HEALTH; PSYCHIATRY AND PSYCHIATRISTS)

- Detention of certain persons who present substantial likelihood of serious harm or danger, standards: HB 1963
- Employed by departments of social and health services and corrections, office of state human resources director to gather market salary data related to: ***ESSB 5551, CH 284 (2013)**
- Involuntary treatment act, petition for initial detention, family filing of court review petition when professional decides not to file: HB 2725
- School psychologists, training requirements for, including high school transition services for students with disabilities: E2SSB 5330
- Sexual orientation change efforts, practice of, establishing work group to make recommendations concerning: HB 1882
- Sexual orientation change efforts, practice of, prohibiting when performed on patient under eighteen: HB 2451

PUBLIC ASSISTANCE (See also DEVELOPMENTAL DISABILITIES, PERSONS WITH; DOMESTIC RELATIONS; LONG-TERM CARE; MENTAL HEALTH; SOCIAL AND HEALTH SERVICES, DEPARTMENT; VULNERABLE ADULTS)

- Adult day health programs, encouraging expansion through challenge grant program: HB 1983
- Aged, blind, or disabled program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
- Aged, blind, or disabled program, persons with disability eligible for, continuation of safety net benefits: HB 2069
- Background checks, unsupervised access to children, including persons seeking licensure for child welfare services: ***SSB 5565, CH 162 (2013)**
- Basic Food, terminating benefits to incarcerated persons, strategies for: SSB 6211
- Behavioral health services, adult, using evidence- and research-based and promising practices to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Benefit cards, electronic, adding photo identification: HB 2505
- Benefit cards, electronic, prohibiting marijuana and marijuana paraphernalia purchases with: E2SSB 5279
- Benefit cards, electronic, prohibiting spirits retailers from accepting for purchase of spirits: E2SSB 5279
- Birth control, requiring dispensing of contraceptive drugs for medicaid enrollees: HB 2022
- Chemical dependency services, adult, using evidence- and research-based and promising practices to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Child care subsidy program, incentive for working connections applicant or recipient to seek child support enforcement services: E2SSB 6181
- Child care subsidy program, provider fraud, referral to department of social and health services for investigation and action: ***2ESSB 5157, CH 29 (2013)**
- Child welfare services, assessing character, suitability, and competence for unsupervised access to children: ***SSB 5565, CH 162 (2013)**
- Child welfare services, caregiver prudent parent standard for childhood activities: HB 2699, ***ESSB 6479, CH 104 (2014)**
- Child welfare services, charging fee for child abuse and neglect history request by out-of-state jurisdiction: ***SSB 5565, CH 162 (2013)**
- Child welfare services, Indian children, purchase of care from tribes and tribal agencies: HB 1361, ***SB 5235, CH 32 (2013)**
- Child welfare services, service delivery measurements using certain indicators of success, developing: HB 1774
- Child welfare services, training and advancement program, collecting certain financial assistance payments: HB 1708
- Child welfare services, youth in out-of-home care, improving educational outcomes: HB 1566
- Child welfare system, advisory committee on disproportionate representation of children of color in, membership rules: HB 2665
- Children's services, domestic violence training for caseworkers: SSB 5162, ***SSB 5315, CH 254 (2013)**
- Criminal offenders, prohibiting persons fleeing justice system or violating parole or probation from receiving public assistance: HB 2683
- Electronic benefit cards, adding photo identification: HB 2505
- Electronic benefit cards, prohibiting marijuana and marijuana paraphernalia purchases with: E2SSB 5279
- Electronic benefit cards, prohibiting spirits retailers from accepting for purchase of spirits: E2SSB 5279
- Eligibility for public assistance, limiting enrollment in several programs to citizens of United States and qualified aliens: HB 1391
- Food stamp program, limiting enrollment to citizens of United States and qualified aliens: HB 1391
- Home and community-based medical services, program for military service members' dependents: HB 2363
- Home and community-based mental health services for children, integrated, wraparound with intensive services medicaid program of: SSB 6558

Home and community-based services, eligibility of recipients for Washington telephone assistance program: HB 2696
 Hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**
 Hospital safety net assessments, adjusting timelines: HB 2790, HB 2791, ***ESSB 6570, CH 143 (2014)**
 Immigrants, restricting medical care services eligibility to certain legal immigrants: HB 2069
 In-home care services, funding for, repealing nonresident sales tax exemption and extending sales tax to debt collection services: HB 1273
 In-home care services, hours, basing solely on objective assessment of need: HB 1273
 In-home care services, medicaid, restoring funding: HB 2159
 In-home personal care, agency electronic timekeeping, limited exemption: HB 2647
 In-home personal care, agency electronic timekeeping, limited exemption when lacking a landline phone: HB 1362
 Interpreter services, authorizing purchase by certain agencies for limited-English speaking or sensory-impaired public assistance applicants and recipients: HB 1753
 Interpreter services, authorizing purchase by certain agencies for limited-English speaking public assistance applicants and recipients: EHB 2617
 Medicaid enrollees, services to, allowing nurses and physicians to satisfy continuing education credits by performing: HB 1628
 Medicaid personal care services, refinancing under community first choice option: HB 2746
 Medicaid, contraceptive drugs, requiring dispensing of: HB 2022
 Medicaid, dual eligibility pilot project, compensation of various long-term care facilities and providers by health care service contractors: HB 2787
 Medicaid, enhanced payment rates for rural hospitals that are sole community hospitals: HB 1916, ***SSB 5859, CH 57 (2014)**
 Medicaid, enrollees in border communities, access to care through contractual agreements across state border: ***SB 6419, CH 39 (2014)**
 Medicaid, false claims, reasons for debarment of state procurement contractors to include: ***SB 5948, CH 34 (2013)**
 Medicaid, hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**
 Medicaid, hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**
 Medicaid, in-home care services, restoring funding: HB 2159
 Medicaid, managed care, enrollee comprehensive medication management: ***2SSB 5213, CH 261 (2013)**
 Medicaid, managed care, enrollee comprehensive medication management process: HB 1637
 Medicaid, medicaid fraud penalty account, funding prescription monitoring program entirely from: ***HB 1565, CH 36 (2013)**
 Medicaid, nursing facility payment system, compensation by health care service contractors as part of dual eligibility pilot project: HB 2787
 Medicaid, nursing facility payment system, delaying rebase of certain rate components and extending certain rate add-ons: ***HB 2042, CH 3 (2013)**
 Medicaid, nursing facility payment system, establishing disproportionate share rate add-on: HB 2236
 Medicaid, nursing facility payment system, establishing medicaid disproportionate share component rate allocation for each facility: HB 1885
 Medicaid, nursing facility payment system, restoring certain changes made in 2011: HB 1885
 Medicaid, restoring funding for in-home care services: HB 1273
 Medicaid, wraparound with intensive services medicaid program of integrated home and community-based mental health services for children: SSB 6558
 Medical assistance program, complex rehabilitation technology products and services, managed care plan adoption of regulations: HB 1445
 Medical assistance, employer responsibility for medical assistance costs of employees act of 2014: HB 2588
 Medical assistance, health care authority to establish low-income disproportionate share hospital payment mechanism: HB 1635
 Medical assistance, hospital safety net assessment and fund, modifying provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**

Medical assistance, hospital safety net assessment and fund, state to phase down during medicaid expansion and end reliance on: ***ESSB 5913, CH 17 (2013)**

Medical assistance, limiting enrollment to citizens of United States and qualified aliens: HB 1391

Medical assistance, managed care health systems, payments by health care authority to: ***HB 2798, CH 198 (2014)**

Medical assistance, noncritical access hospitals, designing system of hospital quality incentive payments for: HB 2016, ***ESSB 5913, CH 17 (2013)**

Medical care services, restricting eligibility to certain legal immigrants: HB 2069

Nursing facilities, medicaid payment system, compensation by health care service contractors as part of dual eligibility pilot project: HB 2787

Nursing facilities, medicaid payment system, various changes: HB 1885, ***HB 2042, CH 3 (2013)**, HB 2236

Nursing facilities, preferential admission for certain residents with continuing care contracts: HB 2778

Out-of-home care, youth residing in group care facility or foster family home, providing schooling support: HB 1566

Personal care services, medicaid, refinancing under community first choice option: HB 2746

Program of all-inclusive care (PACE), establishing certain long-term care client rules and program education plan: HB 1499

Receiving care centers, licensing of, short-term emergency and crisis care for child removed from home: HB 1261

Respite care, agency electronic timekeeping, limited exemption: HB 2647

Respite care, agency electronic timekeeping, limited exemption when lacking a landline phone: HB 1362

Safety net benefits, continuation for certain persons with a disability: HB 2069

Social investment steering committee, Washington, establishment of, duties to include pilot programs: HB 2337

Temporary assistance for needy families, benefits for a child, exempting fifty percent of caregiver's unearned income: ***HB 2585, CH 75 (2014)**

Temporary assistance for needy families, drug testing for certain recipients: HB 1190

Temporary assistance for needy families, family violence and hardship exemptions from sixty-month limit: HB 1734

Temporary assistance for needy families, limiting enrollment to citizens of United States and qualified aliens: HB 1391

WorkFirst program, "work activity" definition, amending vocational education training provision: HB 1342

WorkFirst, instituting a WorkFirst reform program: HB 2641

Working connections program, incentive for subsidy applicant or recipient to seek child support enforcement services: ESSB 6181

PUBLIC DEFENSE, OFFICE

Indigent defense, training for determining indigency, office to offer: ESSB 5020

PUBLIC DISCLOSURE COMMISSION

Complaints about elected officials or public office candidates, filing, technical changes to statutes: HB 2764

Emergency rule making, in certain cases, modifying commission authority: HB 1377, SB 5257

Ethics in state government and politics, restructuring certain ethics functions under commission: HB 1005

Finance reports, electronic filing requirement, supporting system with fees collected by commission: HB 1005

Financial affairs reporting, in certain cases, modifying commission authority: HB 1377, SB 5257

Lobbying, by state agencies, strengthening prohibition through taxpayer funded lobbying reform act: HB 1093

Lobbyists and their employers, requiring electronic report-filing: HB 2727, HB 2768

Lobbyists, electronic filing requirement and database and query system for finance reports: HB 1005

Lobbyists, entertainment expenditures, reporting requirements, including events with legislators: HB 2727, HB 2768

Lobbyists, food and refreshment gifts from, reporting requirements, including events with legislators: HB 2727, HB 2768

Political advertising, sponsored by same committee, providing top five contributors information: HB 1378, ***SB 5258, CH 138 (2013)**

Web site, campaign donor information, printing commission web address on voters' pamphlets and ballots: HB 1720, ***SSB 5507, CH 283 (2013)**

PUBLIC EMPLOYMENT AND EMPLOYEES (See also COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES; EMPLOYMENT AND EMPLOYEES; LABOR; LAW ENFORCEMENT AND LAW ENFORCEMENT OFFICERS; MARINE EMPLOYEES' COMMISSION; RETIREMENT AND PENSIONS; SCHOOLS AND SCHOOL DISTRICTS; UNIFORMED PERSONNEL; WAGES AND HOURS; WORKERS' COMPENSATION)

Applications, disclosure, implementing sunshine committee recommendations: HB 1298

Collective bargaining, assistant attorneys general: HB 2274

Collective bargaining, community and technical college academic employees, step increases: HB 1348
 Collective bargaining, department of corrections employees: HB 1490
 Collective bargaining, digital copies of agreements, submission: SSB 6250
 Collective bargaining, required action school district, modifying provisions for: ***E2SSB 5329, CH 159 (2013)**
 Collective bargaining, requiring supplemental bargaining of agency-specific issues at request of any party: HB 1804
 Collective bargaining, school district employees, public internet access to agreements: ***2SSB 6062, CH 211 (2014)**
 Collective bargaining, state, modifying provisions concerning health care benefits: ESSB 5811
 Collective bargaining, uniformed personnel, adding court protection employees and court marshals to definition: SB 6445
 Collective bargaining, uniformed personnel, interest arbitration panel determinations: HB 1540
 Collective bargaining, unilateral implementation by employer, removing authority for: HB 2755
 Conservation districts, employees, disbursement of salaries, wages, and other reimbursement by electronic deposit: ***SB 5770, CH 164 (2013)**
 County employees, salary and wage payments by electronic methods, to require approval by county legislative authority: EHB 2442
 Democratic participation principles, training programs for public officials and employees: HB 1198
 Disabilities, persons with, increasing hiring by state agencies: HB 2450
 Ethics in state government, provisions concerning violations, investigations, and related matters: ***ESSB 5577, CH 190 (2013)**
 Language access providers, modifying collective bargaining provisions: HB 1753, EHB 2617
 Legislators, state, job leave provision for legislative service, requirements: HB 2473
 National defense authorization act, prohibiting state public employees or associated persons from cooperating with investigations or detainment under the act: HB 1581
 Natural resources, department of, enforcement officers to become employees of department of fish and wildlife: HB 1849
 Retaliation, protecting employees from, for conduct promoting public policy: HB 2710
 Salaries and wages, authorizing direct deposit, including exceptions: HB 2027
 Savings plan, Washington public employees', creation and relation to PERS, PSERS, SERS, and TRS: ESSB 5851
 State employees, administrative reassignment, policies and procedures: HB 1460, SSB 5160
 State employees, cellular device issuance, establishing criteria for: SSB 5381
 State employees, displacement by agency use of private collection agencies: HB 1123
 State employees, eligibility for health care benefits, modifying provisions concerning: HB 1587, HB 2437, ESSB 5905
 State employees, eligibility for health care benefits, modifying provisions to be consistent with patient protection and affordable care act: ESSB 5905
 State employees, eligibility for health care benefits, technical changes relevant to domestic partnerships: HB 2437
 State employees, four-year colleges and universities, review of exempt and civil service classification practices: HB 2788
 State employees, home assignment, policies and procedures: HB 1460, SSB 5160
 State employees, parking and transit fee payroll deductions, authorizing pretax payment, conditions: HB 1456
 State employees, part-time, using Washington health benefit exchange for: ESSB 5905
 State employees, receiving two unpaid holidays, including specific days for reason of faith or conscience: HB 1744
 State employees, requiring wellness programs in state employee health care benefits: ESSB 5811
 State employees, state facility de minimis use for communicating health care, insurance, or retirement information to: ***HB 1785, CH 28 (2014)**
 State employees, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**
 State employees, unused annual leave, increasing days allowed to accrue: HB 2248
 Unions, information concerning union membership and dues rights, placement in workplace posters: HB 1461
 Veterans, use of veteran scoring criteria status for public employment examinations: HB 1537

PUBLIC EMPLOYMENT RELATIONS COMMISSION

Collective bargaining, digital copies of agreements, submission to commission: SSB 6250
 Uniformed personnel, collective bargaining, commission role in interest arbitration panel process: HB 1540
 Unions, information concerning union membership and dues rights, placement in workplace posters, commission role: HB 1461

PUBLIC FACILITIES DISTRICTS

Local sales and use tax, tax to expire when bonds for certain facilities are retired: HB 1687

PUBLIC FUNDS AND ACCOUNTS

- 2011-2013 and 2013-2015 capital and operating budget projects, financing with certain bond proceeds to be deposited in various accounts: ***ESSB 5036, CH 20 (2013)**
- 2013-2015 capital and operating budget projects, financing with certain bond proceeds to be deposited in various accounts: HB 1088
- 24/7 sobriety account, creation: HB 2030, ***E2SSB 5912, CH 35 (2013)**
- Aeronautics account, adjusting functions of: ESB 5430
- Aquatic invasive species prevention account, creation: HB 2458
- Aquatic invasive species prevention account, provisions concerning: ***ESSB 6040, CH 202 (2014)**
- Basic health plan self-insurance reserve account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**
- Basic health plan trust account, renaming as basic health services account: E3SSB 5887
- Benefits account, creation in connection with Washington health security trust: HB 1085
- Brownfield redevelopment trust fund account, creation: ***2E2SSB 5296, CH 1 (2013)**
- Budget stabilization account, transferring certain funds from account to general fund: HB 2046
- Building code council account, using certain unexpended funds for an operating contingency fund: HB 1618
- Capital vessel replacement account, deposit of certain motor vehicle service fees for ferry replacement: HB 1129
- Code officials apprenticeship and training account, creation: HB 2214
- Columbia river basin taxable bond water supply development account, transferring certain bond proceeds to: HB 1088, ***ESSB 5036, CH 20 (2013)**
- Columbia river crossing project account, use in connection with bonds for financing crossing project: HB 1975
- Community forest trust account, creation: HB 2126, ***2SSB 5973, CH 32 (2014)**
- Companion animal spay/neuter assistance account, creation: HB 1229, SSB 5202
- Connecting Washington account, creation: HB 1954
- County road administration board storm water pollution account, creation: HB 1954
- Criminal justice training commission account, creation: HB 1315
- Criminal justice training commission firing range maintenance account, creation: HB 1613, SB 5516
- Debt-limit general fund bond retirement account, payment of principal and interest on certain bonds: HB 1088, ***ESSB 5036, CH 20 (2013)**
- Decontamination account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**
- Dedicated local jurisdiction marijuana fund, creation: HB 2144, HB 2566
- Degree production incentive account, creation: HB 2653
- Department of ecology storm water pollution account, creation: HB 1954
- Diesel idle reduction account, creation: HB 2569
- Displace worker training account, creation in connection with Washington health security trust: HB 1085
- Economic development commission account, eliminating: HB 2029
- Education construction revenue bond proceeds account, creation: EHB 2797
- Education legacy trust account, certain funding deposited into, preserving through application of estate and transfer tax to certain property transfers: EHB 1920, HB 2064, ***EHB 2075, CH 2 (2013)**
- Education legacy trust account, depositing certain tax revenues for basic education funding: HB 1122, HB 2795, HB 2796
- Education legacy trust account, depositing certain tax revenues in: HB 2795
- Education legacy trust account, depositing fossil fuel carbon pollution tax revenue in: HB 2803
- Education legacy trust account, expenditures from, when computing state expenditure limit: 2ESSB 5895
- Education legacy trust account, transfers from state general fund to, excluding from calculation of general state revenues for certain purposes: EHB 2036
- Education legacy trust account, transfers from state general fund to, exempting from state expenditure limit: EHB 2036
- Education legacy trust account, transfers to, increasing by extending state business and occupation surtax: HB 2037, HB 2038
- Education legacy trust account, transfers to, increasing by narrowing nonresident sales tax preference: EHB 2036
- Education legacy trust account, transfers to, increasing by narrowing or eliminating certain tax preferences: HB 2465
- Education legacy trust account, transfers to, increasing by narrowing or eliminating certain tax preferences and extending certain taxes set to expire: HB 2038
- Employee fair classification act account, creation: HB 1440, HB 2334
- Employer responsibility for medical assistance trust fund, creation: HB 2588
- Enterprise services account, modifying provisions: HB 1972
- Enterprise services account, technical corrections: HB 1829, ***SSB 5287, CH 251 (2013)**

Environmental legacy stewardship account, creation: ***2E2SSB 5296, CH 1 (2013)**

Environmental legacy stewardship account, using moneys for competitive grant program to reduce storm water pollution: ***HB 2079, CH 28 (2013)**

Family leave insurance account, changing name to family and medical leave insurance account: HB 1457

Federal forest revolving account, allocations to certain school districts, discontinuing reduction of: HB 2207

Financial responsibility education account, creation: HB 1803

Firearm-related injury and death prevention account, creation: HB 1703

Flood hazard reduction account, creation: HB 2356, HB 2357

Forest and fish support account, distributions to and use of funds from: HB 2747, ESSB 6478

Forest landowners incentive programs account, creation, and distributions from timber harvest distribution account to, use of: ESSB 6478

Freight congestion relief account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Fruit and vegetable district fund, extending expiration dates for transfers to: HB 1889

Geoduck aquaculture research account, renaming as shellfish aquaculture research account: HB 1894

Geothermal account, modifying provisions and repealing certain sections: ***SSB 5369, CH 274 (2013)**

Governor's official inaugural ball account, creation: HB 1205

Green jobs tax credit account, creation: HB 1301

Health benefit exchange account, requiring that expenditures be used only to fund operation of the Washington health benefit exchange: HB 1947

Health care declarations registry account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Health security trust, creation of reserve, displaced worker training, and benefits accounts in connection with trust: HB 1085

Health security trust, transfer of certain accounts in connection with trust: HB 1085

Home visiting services account, modifying provisions: ***SB 5809, CH 165 (2013)**

Horse racing commission operating account, earnings from account: ***HB 1006, CH 88 (2013)**

Hospital safety net assessment fund, modifying assessment and fund provisions to pay for medicaid hospital services and grants: HB 2016, ***ESSB 5913, CH 17 (2013)**

Housing trust fund, funding by, preference for school district-housing authority projects helping low-income children: HB 2462, SB 6338

Housing trust fund, revising provisions concerning administrative costs: HB 1617

Ignition interlock device revolving account, deposits to and expenditures from: ***E2SSB 5912, CH 35 (2013)**

Independent contractor exemption certificate account, creation: HB 2147

Industrial hemp account, creation: HB 1888

Job skills program account, creation: HB 1247

Job skills program trust account, creation: HB 1247

Judicial election reform act fund, creation: HB 2525

Judicial stabilization trust account, surcharges on court filing fees for deposit in, extending expiration dates for: HB 1961

Life sciences discovery fund, funding agricultural production-based research using revenues from property taxation of marijuana-related trademarks, etc.: HB 1976

Liquor excise tax fund, deposit of liquor excise taxes and transfer to liquor revolving fund, modifying provisions: HB 1368

Liquor excise tax fund, deposit of liquor excise taxes, increasing sales tax sum to be deposited: HB 2784

Liquor revolving fund, distribution of revenues: HB 1368, HB 2067, HB 2314

Local government severance taxation account, establishment: HB 1856

Maintenance, operations, and preservation account, creation: HB 1954

Manufacturing innovation and modernization account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Marijuana, dedicated local jurisdiction marijuana fund, creation: HB 2144

Marine resources stewardship trust account, expenditures to be in keeping with Washington coastal marine advisory council recommendations: ***ESB 5603, CH 318 (2013)**

Medicaid fraud penalty account, funding prescription monitoring program entirely from: ***HB 1565, CH 36 (2013)**

Medical quality assurance commission account, creation: HB 1564

Meeting industry demand account, creation: HB 1936

Mercury-containing light recycling account, creation: SB 5658

Minority and women's business enterprises account, depositing certain noncompliance penalty receipts: HB 2307, SB 6497

Motor vehicle account, depositing certain transportation facility naming fees into account: HB 1051

Motor vehicle account, transfer to account of state sales and use tax revenues from expenditures by department of transportation: HB 2094

Multiuse roadway safety account, creation: HB 1632

Naming of state transportation facilities, depositing of naming fees into relevant accounts: HB 1051

New economy scholars account, establishment for new economy scholars program to expand high employer demand programs, council role: HB 2049

Opportunity pathways account, lottery revenues deposited in, lottery revenue bonds to be payable from: EHB 2797

Overcrowded schools and class size reduction fund, creation: HB 2780

Paint product stewardship account, creation: HB 1579

Paramount duty trust fund, establishing: HB 1545

Park land trust revolving fund, deposit and use of certain oil and gas severance and conservation excise tax revenues: HB 1856

Pension funding stabilization account, expenditures from, when computing state expenditure limit: 2ESSB 5895

Performance audits of government account, distributions from timber tax distribution account: HB 2747

Personnel service fund, discontinuing use by department of enterprise services: HB 1972

Product stewardship programs account, repealing: SB 5658

Public disclosure electronic filing account, creation: HB 1005

Public employees' and retirees' insurance account, transfer of moneys to reserve and benefits accounts: HB 1085

Public employees' benefits board benefits account, creation: HB 2436

Public facilities construction loan revolving account, using moneys for economic revitalization loan program: HB 1079

Public health supplemental account, use of funds to include paying for staff: HB 2388, ***SB 6284, CH 94 (2014)**

Public printing revolving account, eliminating: HB 1829, HB 1972, ***SSB 5287, CH 251 (2013)**

Public transportation systems account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Public works administration account, using funds from account for public works construction service provider payment reporting: EHB 1473

Public works assistance account, certain state tax revenues, deposit in account for local government public works: HJR 4215

Public works assistance account, redirecting account funds: HB 1484

Public-private recreational access account, creation: HB 2243

Puyallup tribal settlement account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Radioactive mixed waste account, creation: ***2E2SSB 5296, CH 1 (2013)**

Real estate excise tax electronic technology account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Recreation access pass account, depositing certain moneys into: HB 2707

Reserve account, creation in connection with Washington health security trust: HB 1085

Residential services and support account, creation: HB 2634

Rural health access account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Rural Washington natural gas access and investment account, creation: HB 2101

Satellite system management account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Scrap metal license account, creation: HB 1756

Shared game lottery account, revenues deposited in, transfer to opportunity pathways account for lottery revenue bonds purposes: EHB 2797

Special personnel litigation settlement account, eliminating: HB 1829, ***SSB 5287, CH 251 (2013)**

Start administrative account, creation: HB 2474

Start principal account, creation: HB 2474

State agency innovation and efficiency grant program account, creation: SSB 5872

State and local toxics control accounts, deposit of moneys for toxic waste cleanup sites: ***2E2SSB 5296, CH 1 (2013)**

State fair fund, dedicated revenue for youth opportunities involving agricultural fairs: HB 1398

State health care authority administrative account, transfer of moneys to reserve and benefits accounts: HB 1085

State lottery account, lottery revenues deposited in, transfer to opportunity pathways account for lottery revenue bonds purposes: EHB 2797

State lottery account, modifying moneys distribution provisions: HB 1428, HB 1982

State parks renewal and stewardship account, funding operation and maintenance of state parks from: ***ESSB 5897, CH 15 (2013)**

State transportation storm water pollution and fish passage barrier account, creation: HB 1954

State universal communications services program, optional establishment of account(s) by administrator: HB 1857

Storm water financial assistance account, creation: HB 2357
 Student child care in higher education account, state board for community and technical colleges to co-administer program:
 HB 1873
 Sustainable energy trust account, creation: HB 1856
 Tacoma Narrows toll bridge account, transfers from account to pay debt service, limitations on: HB 1965
 Timber tax distribution account, distributions to forest and fish support account: HB 2747, ESSB 6478
 Tobacco settlement account, transfer of moneys to reserve and benefits accounts: HB 1085
 Toll facility accounts, depositing certain transportation facility naming fees into relevant account: HB 1051
 Tourism enterprise account, eliminating: HB 2029
 Transportation facilities account, creation: ESSB 5886
 Transportation improvement board storm water pollution account, creation: HB 1954
 Tuition support fund account, creation: HB 1725
 Universal communications services account, creation: HB 1971
 Used battery stewardship account, creation: HB 1364
 Veterans innovations program account, limiting use of funds: ***HB 2130, CH 179 (2014)**, SSB 5975
 Washington advance higher education loan account, creation: HB 2429
 Washington horse racing commission class C purse fund account, depositing of fines in, removing requirement: HB 2125
 Washington horse racing commission operating account, dedicated revenue for youth opportunities involving horses and
 horse racing: HB 1398
 Washington metal theft prevention authority account, creation: HB 1552
 Washington opportunity pathways account, expenditures from, when computing state expenditure limit: 2ESSB 5895
 Washington real estate research account, delaying expiration date: HB 2370, SB 6133
 Water pollution control revolving administration account, creation: HB 1141
 Wildfire prevention account, creation: HB 1127
 Wildlife conflict account, creation: HB 2517
 Wolf interaction conflict account, creation: HB 1501
 Wolf-livestock conflict account, creation: ***E2SSB 5193, CH 329 (2013)**
 Yakima integrated plan implementation account, creation: HB 1196, HB 1414, ***2SSB 5367, CH 11 (2013)**
 Yakima integrated plan implementation revenue recovery account, creation: HB 1196, HB 1414, ***2SSB 5367, CH 11
 (2013)**
 Yakima integrated plan implementation taxable bond account, creation: HB 1196, HB 1414, ***2SSB 5367, CH 11 (2013)**

PUBLIC HEALTH AND SAFETY (See also AIR QUALITY AND POLLUTION; DRUGS; HAZARDOUS WASTE; HEALTH CARE; HUMAN REMAINS; LITTERING; MEDICINE AND MEDICAL DEVICES; SOLID WASTE; WATER; WATER POLLUTION)

Alzheimer's disease, convening working group to develop state Alzheimer's plan: ***SSB 6124, CH 89 (2014)**
 Alzheimer's or dementia, senior citizens with, development and implementation of silver alert plan: HB 1689
 Antifreeze and coolant, denatonium benzoate exemption for vehicle sale: HB 1010
 Asbestos abatement projects, respirator requirements: HB 1110
 Asbestos-containing building materials, labeling requirements: HB 1926, ***ESSB 5458, CH 51 (2013)**
 Batteries, small rechargeable battery stewardship act: HB 1364
 Birth control, requiring dispensing of contraceptive drugs for medicaid enrollees: HB 2022
 Bisphenol A, in food and food and beverage packaging and containers, restrictions: HB 2779
 Blood, tissue, or blood and tissue banks, business and occupation tax exemption for, modifying definitions, including
 "qualifying blood bank": HB 1766, ***ESSB 5882, CH 13 (2013)**
 Brain injury awareness organizations and individuals, honoring the efforts of: ***HR 4637 (2013)**
 Breast cancer awareness, special license plates for, creating: ***HB 2700, CH 77 (2014)**
 Breastfeeding-friendly Washington designation, creating: HB 2329
 Carbon monoxide alarms, in residential occupancies, extending deadline: HB 1606, SSB 5494
 Cardiopulmonary resuscitation, requiring instruction for high school graduation: HB 1556
 Children's products, limiting presence of TRIS and other flame retardants when products manufactured, sold, or distributed
 for use in state: HB 1294
 Community health alert notification plans, adoption by local boards of health: HB 1139
 Crisis responders, when certain persons present substantial likelihood of serious harm or danger, standards for detention:
 HB 1963
 Defibrillators, medical emergency response and automated external defibrillator program for high schools: HB 1556

Diabetes epidemic, agency collaboration to identify goals and develop agency plans: HB 1795

Dumbwaiters, exemption from safety requirements governing conveyances: HB 2145

Energy drinks, prohibiting selling or giving away to person under age eighteen: HB 1807

EPI pens, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**

EPI pens, placing in schools: ***ESB 5104, CH 268 (2013)**

Epinephrine autoinjectors, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**

Epinephrine autoinjectors, placing in schools: HB 1578, ***ESB 5104, CH 268 (2013)**

Explosive actuated tactical devices, transportation and storage by law enforcement, exemption from Washington state explosives act requirements: ***SSB 5264, CH 140 (2013)**

Fetal alcohol exposure, requiring posting of warning signs on premises serving alcohol: HB 2737

Fetal alcohol exposure, work group to address: HB 2737

Firearm-related injury and death prevention education program, creation, with funding from firearm retail sale fee: HB 1703

Flame retardants, limiting presence in upholstered furniture and children's products manufactured, sold, or distributed for use in state: HB 1294

Food and beverages, healthy eating, promotion through state agency adoption and implementation of provision and service standards: HB 1321

Good samaritans, exposed to infectious disease, free testing of source patient: HB 2530

Health and human services, regional, county authority to impose local sales and use tax to fund: HB 2073

Health care information, disclosure of: HB 2339, ***ESSB 6265, CH 220 (2014) PV**

Health care records, patient-authorized disclosure by provider or facility, determining reasonable fee for: HB 2074

Health districts, finances and banking, district control as directed by health board: HB 1783

Healthiest next generation, governor's council for, establishment and duties: HB 2643

HIV, fluids infected with, expanding first and second degree assault to include all fluids infected with destructive diseases: HB 1018, HB 1262

HIV, fluids infected with, expanding first degree assault to include all fluids infected with destructive diseases: HB 2107

HIV, removing specific mention in criminal statutes for certain crimes: HB 1262, HB 2107

HIV, sexual intercourse prohibition when partner not informed: HB 1018, HB 1262, HB 2107

Hospitals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963

Immunization, making childhood immunization resources available to pregnant women: ESSB 6297

Infections, health care-associated, aligning state reporting requirements with federal requirements: ***HB 1471, CH 319 (2013) PV**

Infectious diseases, free testing of source patient aided by good samaritan: HB 2530

Litter and potentially dangerous litter, abatement of nuisance, city and town authority: SB 5323

Littering, general, adding penalty to penalty for littering from motor vehicle: HB 2294

Mammograms, patient mammographic breast density information notice: SSB 6050

Mental health professionals, when certain persons present substantial likelihood of serious harm or danger, standards for detention: HB 1963

Mercury-containing light product stewardship program, repealing program and account: SB 5658

Mercury-containing lights, product stewardship organizations, provisions: HB 1444, HB 2246

Newborn screening, hospitals to collect blood sample for certain screening tests: HB 2544

Notifiable health conditions, public notification by local health jurisdictions: HB 1139

Nuisance abatement, assessments for, city and town authority: EHB 1367

Obesity, prevention through early learning programs, including among duties of department of early learning : HB 1784

Organ and tissue donation, awareness account, voluntary donation at time of vehicle registration, marketing of: HB 1726

Pain awareness month, recognizing: ***HR 4614 (2013)**

Paint, architectural, producers to establish paint stewardship program: HB 1579

Phthalates, in food and food and beverage packaging and containers, restrictions: HB 2779

Public health supplemental account, use of funds to include paying for staff: HB 2388, ***SB 6284, CH 94 (2014)**

Sexually transmitted diseases, disclosure of records and information, expanding statutes: HB 1679

Silver alert plan, development and implementation by state patrol for recovering senior citizens with Alzheimer's or dementia: HB 1689

Sleep practices, safe, department of early learning to provide information to child care licensure applicants: HB 2695

Smoke detection devices, in dwelling units, requiring installation of certain lithium battery devices: HB 2053

State employees, de minimis use of state facilities to communicate certain health care information to: ***HB 1785, CH 28 (2014)**

Stillbirth, certificates of, issuance by county registrar to mother or father: HB 1137

Suicide assessment, treatment, and management training for health care providers, modifying requirements: HB 1376, HB 2315

Suicide prevention, Washington plan for: HB 2315

Transportation system policy goals, including air quality improvement to promote health improvement: HB 1233

Traumatic brain injury, honoring the efforts of brain injury awareness organizations and individuals: ***HR 4637 (2013)**

Upholstered furniture, limiting presence of TRIS and other flame retardants when furniture manufactured, sold, or distributed for use in state: HB 1294

Vital records, birth certificates, provisions: HB 1525, ESSB 5118

Vital records, birth certificates, provisions concerning adopted persons and birth parents: HB 1525, ESSB 5118

Vital records, certificates of stillbirth, issuance by county registrar to mother or father: HB 1137

PUBLIC INSTRUCTION, SUPERINTENDENT

Academic acceleration incentive program, establishment, office of superintendent to allocate funds: HB 1642, E2SSB 5243

Alternative learning experience courses, office of superintendent to conduct study for creating funding proposal for: 2SSB 5794

Artworks for school plant facilities, superintendent allocation of funds for instructional equipment and technology: HB 1054

Assessments of learning, common core standards, notifying parents or guardians: HB 1293

Assessments of learning, high school, office of superintendent to implement English language arts and mathematics assessments developed with multistate consortium: ***EHB 1450, CH 22 (2013)**

Assessments, student, modifying system in multiple ways to reduce costs, role of office of superintendent: HB 2047

Breakfast after the bell programs in certain public schools, implementing, office of superintendent role: HB 2536

Career and technical education courses, course equivalencies for science and math courses, office of superintendent role: HB 2540, ***E2SSB 6552, CH 217 (2014) PV**

Career and technical education courses, embedding common core state standards into, office of superintendent role: HB 2383

Career and technical education courses, model framework and curriculum and program of study for, convening work group: HB 1680

Career and technical education programs, aligning with community and technical college high-demand applied baccalaureate programs, role of office of superintendent: ***2SSB 5624, CH 55 (2013)**

Career and technical education, dropout reengagement in STEM fields through establishment of ASSET program, role of office of superintendent: SSB 5754

Career and technical education, grants for aligning dropout reengagement with entry into high-demand occupations, role of office of superintendent: HB 1871

Career and technical education, office of superintendent to establish list of mandatory course equivalencies for: HB 1650

Career and technical education, role of office of superintendent in connection with STEM education innovation alliance: HB 1872, SSB 5755

Challenged and lowest-achieving schools, superintendent to identify: HB 1177

Challenged schools, changing date for superintendent to identify: ***HB 2167, CH 191 (2014) PV**

Child welfare services, youth in out-of-home care, office of superintendent role in improving educational outcomes: HB 1566

Class size reduction, all-day kindergarten and K-3, grant program to increase physical capacity for, office of superintendent role: EHB 2797

Construction assistance program for schools, minimum construction cost allowance and student space allocations, role of office of superintendent: HB 2780

Construction assistance program for schools, minimum state funding assistance percentage, raising: HB 1505

Defibrillators, medical emergency response and automated external defibrillator program for high schools, office of superintendent to institute: HB 1556

Digital college in the high school, establishment as pilot project, role of office of superintendent: HB 1208

Disabilities, students with, provision of high school transition services for special education students, role of office of superintendent: ***2SSB 5958, CH 47 (2014)**

Disabilities, students with, provision of high school transition services, role of office of superintendent: HB 1735, E2SSB 5330

- Discipline task force, office of superintendent to convene: HB 1680, ***ESSB 5946, CH 18 (2013) PV**
- Dropout prevention through farm engagement pilot project, role of office of superintendent in establishing: EHB 1276
- Dropout reduction, K-12 dropout prevention, intervention, and reengagement system, role of office of superintendent: HB 1424
- Dropout reengagement, grants for aligning with entry into high-demand occupations, role of office of superintendent: HB 1871
- Dropout reengagement, particularly in STEM fields, establishment of ASSET program to promote, role of office of superintendent: SSB 5754
- Dual high school/college credit courses, office of superintendent to collect data and post information concerning: HB 1642, E2SSB 5243
- Education data, disaggregation to include students from military families, superintendent role: HB 2166
- Education data, longitudinal, pilot project for managing and using, role of office of the superintendent: E2SSB 5330
- Educational opportunity gap oversight and accountability committee, implementing recommendations of: HB 1680
- Educator support program, establishment, role of office of superintendent: ***ESSB 5946, CH 18 (2013) PV**
- Emotional or behavioral distress in students, office of superintendent to develop model plan for recognition, screening, and response: HB 1336
- English language learner accountability task force, office of superintendent to convene: HB 1680
- Federal receipts, requiring that office of superintendent report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**
- Financial education public-private partnership, curriculum provisions, role of office of superintendent: HB 1173
- Firearms accident prevention, Eddie Eagle GunSafe program, use of instructional materials from: SJM 8006
- Flexibility for education system, modifying or repealing various provisions to provide: ESSB 5753
- Grade point averages, weighted, for standardized high school transcripts: HB 2697
- Grading of schools and districts, performance-based, office of superintendent reporting role: ESSB 5328
- Grading of schools and districts, performance-based, office of superintendent reporting role for pilot program: ESSB 5328
- High school and beyond plan, standard template for, office of superintendent to develop: HB 1650
- High school equivalency certificates and tests, issuance by office of superintendent and state board for community and technical colleges: HB 1686
- Indian tribes, state-tribal education compact schools, role of superintendent: HB 1134
- Indicators of educational system health, statewide, establishment as basis for performance goals and measurements, office of superintendent role: ***ESSB 5491, CH 282 (2013)**
- Kindergarten, all-day kindergarten facility grant program, office of superintendent to administer: ESSB 6081
- Learning assistance program, evidence-based, modifying requirements for, role of office of superintendent: ***ESSB 5946, CH 18 (2013) PV**
- Learning assistance program, menus of best practices for struggling students, office to convene panel of experts to develop: ***ESSB 5946, CH 18 (2013) PV**
- Music does matter program, superintendent allocation of grants for kindergarten music education: HB 1248
- Online learning in public schools, standardizing, role of office of superintendent: HB 1423
- Prototypical school model, achieving through annual improvements in staffing levels: HB 1673, HB 2589
- Quality education council, implementing council recommendations: HB 1560, HB 2242
- Quality education council, increasing learning opportunities in STEM disciplines through STEM education innovation alliance: HB 1872, SSB 5755
- Quality education council, role in establishment of statewide indicators of educational system health: ***ESSB 5491, CH 282 (2013)**
- Quality education council, staffing resources recommended by, enhancing basic education allocation formula to adopt: HB 1673, HB 2589
- Reading and early literacy, menu of best practices for struggling students, office to convene panel of experts to develop: ***ESSB 5946, CH 18 (2013) PV**
- Reading and early literacy, providing system of instruction and services through multiple strategies, role of office of superintendent: ***ESSB 5946, CH 18 (2013) PV**
- Renewal school district, statewide, office of the superintendent role in establishing: HB 1641
- Required action districts, districts with a lowest-achieving school to be designated as, office of superintendent role in requirements and options: ***E2SSB 5329, CH 159 (2013)**
- Rule making by office, specific grant of legislative authority, requirement: HB 1163
- School safety advisory committee, role in designing emergency response systems for schools: ***2SSB 5197, CH 233 (2013)**

Schools, public, developing model language access policy and procedure for adoption by districts, office of superintendent role: HB 1815

Schools, urban school turnaround initiative, extending to additional districts, role of office of superintendent: HB 2554

Section 504 plan, students with, provision of high school transition services, role of office of superintendent: HB 1735

Sexual abuse and exploitation prevention training program, for school employees, office of superintendent development and implementation: HB 1869

Special education students, provision of high school transition services, role of office of superintendent: ***2SSB 5958, CH 47 (2014)**

STEM courses, career and technical education course equivalencies for science and math courses, office of superintendent role: HB 2540, ***E2SSB 6552, CH 217 (2014) PV**

STEM education innovation alliance, establishment to include interdisciplinary instruction and project-based learning, role of office of superintendent: HB 1872, SSB 5755

STEM facilities, specialized STEM facility grant program, office of superintendent to administer: ESSB 6081

STEM literacy, learning opportunities and educational outcomes in science, technology, engineering, and mathematics: HB 1872, SSB 5755

STEM programs, aligning with community and technical college high-demand applied baccalaureate programs, role of office of superintendent: ***2SSB 5624, CH 55 (2013)**

Student achievement and outcomes, improving through multiple research-based intervention strategies, office of the superintendent role: E2SSB 5330

Student achievement and outcomes, improving through multiple strategies, role of office of superintendent: ***ESSB 5946, CH 18 (2013) PV**

Student suspension and expulsion data, superintendent role in collection and disaggregation: E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**

Students, homeless, strategies for improving educational outcomes for, office of the superintendent role: HB 2373, ***SSB 6074, CH 212 (2014)**

Students, restraint or isolation of, reporting process for incidents of, office of superintendent role: HB 1688

Summer expanded learning opportunities grant program, establishment, role of office of superintendent: HB 2317

Teachers, dates of assignments and reassignments, including with other data sent to office of superintendent: ***HB 2575, CH 161 (2014)**

Teachers, evaluation system, supporting by enhancing allocation formula for principals: HB 1067

Teachers, K-3, funding professional development learning opportunities in reading instruction for, role of office of superintendent: E2SSB 5237

Teachers, K-4, funding professional development learning opportunities in reading instruction for, role of office of superintendent: ***ESSB 5946, CH 18 (2013) PV**

Tests, common core standards, notifying parents or guardians: HB 1293

Traffic safety education courses, repealing certain office of superintendent information requirements: ESSB 5753

Troubled youth partnerships, task force to identify practices, programs, and strategies, office of superintendent to convene: HB 1336

Urban school turnaround initiative grant, expenditure limitations for appropriations, office of superintendent expenditure agreement with school district: HB 1812

Youth suicide prevention activities, office of superintendent to assist schools, modifying duties and goals: ***SSB 6431, CH 103 (2014)**

PUBLIC LANDS (See also FISH AND WILDLIFE, DEPARTMENT; NATURAL RESOURCES, DEPARTMENT; OUTDOOR RECREATION; PARKS; PARKS AND RECREATION COMMISSION)

Abandoned and derelict vessels, adding to and revising removal program, vessel deconstruction, marina, and related provisions: HB 2457

Abandoned and derelict vessels, reducing numbers through preventive measures and proactive removal: HB 1245, ESSB 5663

Day-use permit, failure to display properly, waiving of penalty by court: HB 2156

Day-use permit, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

Discover pass, bulk sales at reduced rate in certain cases: SSB 5289, ***ESSB 5897, CH 15 (2013)**

Discover pass, complimentary pass for department of fish and wildlife customers spending certain amount: HB 2199

Discover pass, complimentary, for spouses doing collective agency-sanctioned volunteer work: ESB 5097

Discover pass, failure to display properly, waiving of penalty by court: HB 2156

- Discover pass, requirements exemption for off-road vehicles with valid off-road vehicle permit: HB 1755
- Discover pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**
- Discover pass, to be required for operating motor vehicle on any recreation site or lands: SSB 5289, ***ESSB 5897, CH 15 (2013)**
- Federal land, transfer of title to public lands in state by U.S. government: HB 2268
- Federal property, condemnation by state and sale for private forestry uses: HB 1111
- Floating homes, classifying as water-dependent use: HB 2581
- Floating on-water residences, classifying as conforming preferred use and water-dependent use: HB 2581
- Floating on-water residences, classifying as conforming use: ***ESSB 6450, CH 56 (2014)**
- Habitat and recreation lands, acquisition by state: SSB 5054, ESSB 6052
- Indian tribes, land owned exclusively by, to be considered as publicly owned real property exempt from property tax: EHB 1287
- Lakes, with toxic algae blooms, allowing certain code cities to take action to address blooms in certain cases on state lands: ESB 5596
- Management, by certain agencies, consideration of economic development opportunities: HB 1111
- Natural resources law enforcement, merging department of natural resources officers with department of fish and wildlife enforcement: HB 1849
- Parks and recreational land, county use of certain property tax levies for maintenance and operation, conditions: ESSB 6076
- Recreation access, access to body of water by way of public land: HB 2342
- Recreation access, expanding definition of public recreational access: HB 2273
- Recreation and habitat lands, acquisition by state: SSB 5054, ESSB 6052
- State lands, acquired by fish and wildlife commission, fish and wildlife department authority to manage: HB 1372
- State lands, closed, access by Indian tribes with federally recognized hunting rights in spite of closure: HB 1495
- State lands, disposition of, parks and recreation commission to provide written notice to certain municipal corporations: HB 1704
- State lands, divestiture, sale of land not being used for forestry: HB 1111
- State lands, occupied or under jurisdiction of state agency, modifying duties of agency chief administrative officer: HB 2516
- State lands, unused department of transportation land, authority to transfer to Indian tribes: HB 1286
- Timber on public land, credit against property taxes paid on, repealing: ***SB 5806, CH 240 (2013)**
- Trails, accessible for recreational use, coordinated state-led effort: HB 2151
- Vehicle access pass, failure to display properly, waiving of penalty by court: HB 2156
- Vehicle access pass, requiring for motor vehicle operation, exempting certain agency-managed roads: SSB 5289, ***ESSB 5897, CH 15 (2013)**

PUBLIC POLICY, INSTITUTE FOR

- Adaptive management program at department of natural resources, institute to study and make recommendations: HB 2747, ESSB 6478
- Behavioral health services, institute to prepare inventory of evidence- and research-based and promising prevention and intervention strategies: ***2SSB 5732, CH 338 (2013)**
- County employees, salary and wage payments by electronic methods, institute to study: EHB 2442
- Early childhood education and assistance program, institute to conduct comprehensive retrospective outcome evaluation and return on investment analysis of program: ***SB 5904, CH 16 (2013)**
- Education, investments in, systematic reviews and reporting by institute: SB 6555
- Fiscal analysis, convening work group concerning establishment of nonpartisan fiscal analysis agency: HB 2252
- Fiscal notes, dealing with corrections, child welfare, and mental health issues, to include fiscal impacts on other program expenditures: HB 2252
- Homeless youth population, institute to identify characteristics of: HB 2610
- Jail register data, to available to institute for research purposes: SSB 6094
- Learning assistance program, institute to prepare inventory of evidence- and research-based programs and practices for schools to use: E2SSB 5330
- School days, how districts use, institute to analyze: SSB 6064
- Vacation leave, paid, institute to study impact of: HB 2238

PUBLIC RECORDS EXEMPTIONS ACCOUNTABILITY COMMITTEE

Recommendations of committee, implementation: HB 1297, HB 1298, HB 1299, HB 2764

PUBLIC TRANSIT

Agency council on coordinated transportation, creation: HB 1814
 Comprehensive plans, encouraging development along transit lines and at major transit stations: HB 2804
 Hearings board, expedited de novo hearings, request by regional transit authority and conduct by board: HB 1794
 High capacity transportation corridor areas, transit agencies eligible to create, limiting: SSB 5088
 Light rail, rejecting replacement design alternatives for I-5 bridge over Columbia river that include light rail: HB 2025
 Public transportation benefit areas, governing body membership and voting requirements for imposition of local sales and use taxes: HB 1865
 Public transportation benefit areas, imposing local motor vehicle excise tax, conditions: HB 1953, HB 1954
 Public transportation zones, enhanced, imposition of local sales and use tax by legislative entity after establishing zone: HB 1954
 Public transportation zones, enhanced, imposition of local sales tax by legislative entity after establishing zone: HB 1898
 Rail service, passenger, within Cascade rail corridor, agreements concerning: HB 2781
 Regional transit authorities, board membership, revising and expanding provisions: HB 1877
 Regional transit authorities, facility construction, parking impact mitigation requirements: HB 2783
 Regional transit authorities, fare enforcement, authorizing standard citation form: HB 2111
 Regional transit authorities, including representative as member on capital projects advisory review board: HB 1210
 Regional transit authorities, shoreline development permit for transit facility, requesting expedited de novo hearing for appeal: HB 1794
 Regional transit authorities, surplus real property, selling or leasing for affordable low-income housing: HB 1563
 Revenue for local transit, developing funding programs and imposing various taxes to support public transportation systems: HB 2563
 State agency employees, payroll transit fee deductions, authorizing pretax payment, conditions: HB 1456
 Vanpool programs for agricultural workers, allowing certain transit providers to provide: HB 2604

PUBLIC WORKS (See also ART AND ARTWORKS; FERRIES; ROADS AND HIGHWAYS; TRANSPORTATION)

Alternative public works contracting procedures, design-build finalists, disclosure of proposals submitted by: ***HB 2555, CH 19 (2014)**
 Alternative public works contracting procedures, heavy civil construction projects: ***HB 2208, CH 42 (2014)**
 Alternative public works contracting procedures, program expiration: HB 1210, ***HB 1768, CH 186 (2013)**
 Alternative public works contracting procedures, revising provisions and extending program expiration: HB 1466, SB 5349
 Apprentice utilization, requirements for subsidized public works: HB 1023
 Apprentice utilization, requirements, modifying certain provisions: HB 2526
 Apprentice utilization, when contract parties receive certain tax preferences: HB 1023
 Bidding, competitive, state agency authorization to conduct electronically: HB 1841
 Bidding, lowest responsible bidder determinations, decreasing bid amount in connection with apprenticeship utilization: HB 2526
 Code cities, having city employees perform projects, conditions: EHB 2618
 Community redevelopment financing, levying property tax in apportionment districts: HB 1967, HB 2349, HJR 4210, HJR 4214
 Contracting, state agency authorization to conduct electronically: HB 1841
 Contractor's bond, water-sewer district authority to determine, limitations: HB 1241, ***SB 5186, CH 28 (2013)**
 Contractors, constructions services payments to, reporting requirements and relation of violations to future public works contracts: EHB 1473
 Documents, competitive solicitation, exemption from public inspection and copying: HB 2578
 Heavy civil construction projects, alternative public works contracting procedures: ***HB 2208, CH 42 (2014)**
 Higher education institutions, major capital construction projects, raising threshold for predesign requirements: HB 1769
 Higher education institutions, minor works projects, raising threshold: HB 1769
 Job order contracting, use by certain water-sewer districts, authorization: HB 1240
 Job order contracting, use by department of transportation for administration of certain building projects: ***HB 1768, CH 186 (2013)**
 Local public infrastructure, project backlog, resource investment and priority policy objectives: HB 1484
 Payroll records, certified, contractors and subcontractors to submit before disbursement of public funds: HB 2331

Prevailing wages, exemption for local governments opting out: HB 2299
 Prevailing wages, exemption from paying, certain filings no longer required when exempt: HB 1254
 Prevailing wages, exemption, school plant facilities receiving funding through school construction assistance program: HB 1255
 Prevailing wages, provisions of employee fair classification act: HB 1440, HB 2334
 Prevailing wages, public works, basing on collective bargaining agreements or other methods: HB 2527
 Prevailing wages, public works, basing on nonpublic works data: HB 2209
 Prevailing wages, public works, determinations of prevailing wage rates, revising procedures and requirements: HB 1672
 Prevailing wages, public works, excluding independent contractors from definition of employee, conditions: HB 2258
 Prevailing wages, public works, exempting certain workers who deliver materials from requirements: ESSB 5684
 Prevailing wages, public works, exemption for wildfire damage repair projects in certain cases: HB 1249
 Prevailing wages, public works, modifying prevailing wage survey provisions: SSB 5686
 Prevailing wages, public works, survey tracking: HB 2692
 Prevailing wages, public works, surveys to use stratified random sampling: HB 2210
 Prevailing wages, residential construction workers, requirements: SB 5107
 Prevailing wages, subsidized public works, requirements for affidavits of wages paid: HB 1025
 Projects, high quality public works, public works board to establish ranked list of: HB 1969
 Public works assistance account, certain state tax revenues, deposit in account for local government public works: HJR 4215
 Resident workers, requirements for use of: HB 1026
 School buildings, major facility projects receiving state capital budget funding, requirements to be contingent on funding: ESSB 5753
 School buildings, safety measures, construction requirements to include: HB 1811
 School buildings, safety measures, including perimeter security control system: ***SSB 5197, CH 233 (2013)**
 School construction assistance program, minimum construction cost allowance and student space allocations: HB 2780
 School construction assistance program, minimum state funding assistance percentage, raising: HB 1505
 School construction, architectural plans to be public property, conditions: HB 2132
 School construction, funds for, restoring to capital budget: HB 2244
 School construction, sales and use tax exemptions for school districts: HB 2270
 School district improvement and repair projects, modifying bidding requirements: HB 1633
 Small public works projects, use of fire service personnel: HB 2266
 Statewide significance, projects of, mechanism for federal, state, and local government to perform project reviews: HB 1754
 Surety bonds, on public contracts, clarifying certain provisions: SSB 6110
 Transportation improvement contracts, federally funded, relying on contract bond to cover increases and penalties: HB 1420
 Transportation projects, construction contracts for state highways, disclosure of conflicts of interest when bidding: HB 1801
 Unions, work jurisdictions of, preserving in public works contracting: HB 2775
 Wage-related laws, employer compliance with, improving: HB 1440, HB 2334
 Water-sewer districts, authority to determine contractor's bond, limitations: HB 1241, ***SB 5186, CH 28 (2013)**
 Wildfire damage repair projects, exemption from prevailing wage requirements in certain cases: HB 1249

PUBLIC WORKS BOARD

Composition and duties, revising: HB 1484
 Comprehensive plans and development regulations, cities and counties, allowing financial assistance before plan and regulations adopted: ***SSB 5399, CH 275 (2013)**
 Comprehensive plans and development regulations, cities and counties, allowing loan requests before plan and regulations adopted: HB 1401
 Projects, high quality public works, board to establish ranked list of: HB 1969
 Rule making by board, specific grant of legislative authority, requirement: HB 1163

PUGET SOUND PARTNERSHIP

Leadership council, modifying duties: HB 2425
 Puget Sound recovery, local integrating organization to serve as regional alliance for regional ecosystem recovery strategy: HB 2425

RAILROADS (See also PUBLIC TRANSIT; TRANSPORTATION)

- Cascade rail corridor, passenger rail service within, agreements concerning: HB 2781
- Employees, requirements for qualified crew members for common carriers of freight or passengers: HB 2718
- Employees, yardmasters, working hours: HB 1621
- Milwaukee Road corridor, allowing motor vehicle access for certain lessees, concessionaires, and agricultural users: HB 1939
- Milwaukee Road corridor, parks and recreation commission authority to manage as recreation trail: ***HB 2225, CH 43 (2014)**
- Oil and hazardous materials transportation, safety measures for tank rail cars, requesting that Congress implement: SJM 8015
- Oil, crude oil and refined petroleum, measures to ensure safety when transporting: HB 2347
- Operating a railroad, etc. while intoxicated, misdemeanor, vacation of conviction record: HB 1086
- Passenger-carrying vehicles for railroad employees, modifying rules and orders concerning: HB 1620
- Regulatory authority over railroads, utilities and transportation commission to consolidate and assume: HB 1845
- School buses, stopping at grade crossings, exceptions: ***HB 2137, CH 154 (2014)**, SB 5979

REAL ESTATE AND REAL PROPERTY (See also EMINENT DOMAIN; HOMES AND HOUSING; LANDLORD AND TENANT; SUBDIVISIONS; TAXES - PROPERTY TAX)

- Abandoned and vacant properties within incorporated areas, community economic revitalization board to administer revitalization loan program for: HB 1648
- Appraisal management companies, liens on property for unpaid balances: HB 2375
- Appraisal management companies, surety bond minimum penal sum: HB 1012
- Appraisers, inactive certification, license, or registration status: HB 2381
- Appraisers, liens on property for unpaid balances: HB 2375
- Appraisers, trainee applicants and existing credential holders, fingerprint-based background checks: HB 1740
- Brokers, real estate agency relationship law, clarifying terminology and duties: HB 1487, ***SSB 5352, CH 58 (2013)**
- Brokers, real estate, independent contractor status when not under contract with firm: HB 1853
- Carbon monoxide alarms, in residential occupancies, extending deadline: HB 1606, SSB 5494
- Commercial property, assessed value, filing petition to challenge: HB 1217
- Crellin, Glenn, honoring: ***HR 4694 (2014)**
- Deeds of trust, civil infractions involving, to be class 1 civil infractions: HB 2656
- Deeds of trust, reconveyances, relationships between title insurance agents, escrow agents, and attorneys: HB 1435
- Deeds of trust, restraint of a sale by a trustee, making certain requirements optional: HB 2659
- Deeds of trust, trustee's foreclosure sale, false declarations by beneficiary, penalties: HB 2658
- Deeds of trust, trustee's foreclosure sale, internet notice and statewide portal for notices: HB 2367
- Defensive force, including deadly force, right to use against certain actions against real property: HB 2324
- Easements, authority of Indian tribes to hold or acquire conservation easements: ***HB 1277, CH 120 (2013)**
- Easements, private right-of-way maintenance agreements and civil actions: HB 1029
- Escrow, expanding definition and exempting certain entities from licensing: HB 1034
- Escrow, property taxes paid through, modifying collection dates: HB 2513
- Exchange facilitators, requirements and violations: ***ESSB 5082, CH 228 (2013)**
- Financing contracts for real property, authority of community and technical colleges, The Evergreen State College, and regional universities to enter into, conditions: HB 1769
- Foreclosure sales, by county, requiring reimbursing of county costs before paying state for deferred property tax: ***EHB 1421, CH 221 (2013)**
- Foreclosures, mediation program, modifying provisions: ***HB 2723, CH 164 (2014)**
- Foreclosures, tax foreclosed property, disposing to city for affordable housing purposes: EHB 2558
- Foreclosures, tax lien sales, county electronic public auctions: HB 2592
- Foreclosures, tax lien sales, online sales: HB 2491
- Governmental property, surplus, sale or lease for affordable low-income housing: HB 1563
- Habitat and recreation lands, acquisition of real property by state: SSB 5054, ESSB 6052
- Improvements benefitting fish and wildlife habitat or water quality or quantity, property tax exemption: HB 1570, ***SB 5593, CH 236 (2013)**
- Liens against real property of employer by employee, provisions of employee fair classification act: HB 1440
- Liens against real property, distribution of proceeds of sale under execution or order of sale: ***ESB 6553, CH 107 (2014)**
- Liens against real property, for unpaid appraisal services: HB 2375

Private property rights, protecting from United Nations Agenda 21 policies: HB 1165
 Public agencies, properties obtained by agency through foreclosure, developing master real estate plan for use or disposal:
 HB 1964
 Real estate agencies, clarifying terminology and duties: HB 1487, ***SSB 5352, CH 58 (2013)**
 Real estate brokers, original license fee, extending: HB 2370, SB 6133
 Real estate research center, delaying expiration of provisions: HB 2370, SB 6133
 Real property, actions for damage to property, deadline for commencing: HB 2120, SSB 5031
 Redemption of real property, modifying redemption by creditor provision: ***SB 5541, CH 53 (2013)**
 Regulations affecting property owners, compensation requirements: HB 1163, HB 1166
 Regulations affecting property owners, compensation under regulatory freedom and accountability act: HB 1163
 Sale of real property, under execution or order of sale, distribution of proceeds: ***ESB 6553, CH 107 (2014)**
 Service animals, unfair practices in real estate transactions and real property rentals related to: HB 1024
 Service contracts, provisions: ***HB 1036, CH 117 (2013)**
 Smoke detection devices, in dwelling units, requiring installation of certain lithium battery devices: HB 2053
 State property owned for military purposes, annexation to a city or town: HB 1158
 Tax-exempt property, belonging to nonprofit organization, using for nonexempt purposes: HB 2345, ***SB 6405, CH 99 (2014)**
 Title, actions to quiet, twenty-year limit and related adverse possession provisions: HB 2292
 Transfer of real property, Washington uniform real property transfer on death act: HB 1117
 Transfers and assignments of real property, recording of: HB 2657
 Transportation property, surplus, former owner repurchase right in cases of earlier condemnation: HB 1092
 Trespass on private property, criminal, ensuring uniform statutory application by eliminating most special immunities from prosecution: HB 1681
 Trespass, notice against, posting in a conspicuous manner: HB 2480, ***ESB 5048 (2014) V**
 Vacant or undeveloped property, owned by public agencies, developing master real estate plan: HB 2628
 Washington real estate research account, delaying expiration date: HB 2370, SB 6133
 Zoning, proposed rezoning, notice to property owners: HB 1053

RECORDS (See also PUBLIC RECORDS EXEMPTIONS ACCOUNTABILITY COMMITTEE)

Archivist, state, qualifications and duties: HB 1359
 Autopsies and postmortems, findings, removing confidentiality requirement for coroners and medical examiners for deaths in certain correctional and law enforcement contexts: ***SSB 5256, CH 295 (2013)**
 Birth certificates, provisions concerning adopted persons and birth parents: HB 1525, ESSB 5118
 Cities and towns, requirements for public records requests when holding office hours for fewer than 30 hours: HB 1418
 Confidential driver's licenses, license plates, identicards, and vessel registrations, provisions concerning records: HB 1832, ***SSB 5591, CH 336 (2013)**
 Conviction records, fees for dissemination by state patrol: HB 2138
 Court records, nonconviction, removing from public access: HB 1497
 Exemptions from public inspection and copying, archaeological resources and traditional cultural places, certain information concerning: HB 2724
 Exemptions from public inspection and copying, central registry of firearms offenders: HB 1612
 Exemptions from public inspection and copying, certain commercial information from solid waste collection companies: HB 1697
 Exemptions from public inspection and copying, certain inactive programs, repealing exemption: HB 2764
 Exemptions from public inspection and copying, certain population enumeration data: ***HB 2515, CH 14 (2014)**
 Exemptions from public inspection and copying, certain public utilities and transportation information: ***SB 6141, CH 170 (2014)**
 Exemptions from public inspection and copying, certain security threat group information: ***SB 5810, CH 315 (2013)**
 Exemptions from public inspection and copying, certain state agency information in connection with information technology: ***ESSB 5891, CH 33 (2013)**
 Exemptions from public inspection and copying, city-annexed territory resident population enumeration data: HB 1901
 Exemptions from public inspection and copying, county census enumeration data: HB 1901
 Exemptions from public inspection and copying, criminal justice agency employee's or agent's residence, global positioning system data showing: HB 2128
 Exemptions from public inspection and copying, customer information held by public utilities: HB 2114, ***SSB 6007, CH 33 (2014)**

Exemptions from public inspection and copying, gang data bases: HB 1299

Exemptions from public inspection and copying, GIS data for sewer and water mains and manholes: HB 2403

Exemptions from public inspection and copying, identity of enhanced 911 system caller: HB 2239

Exemptions from public inspection and copying, identity of state employee or officer filing ethics board complaint: ***ESSB 5577, CH 190 (2013)**

Exemptions from public inspection and copying, information contained in department of corrections' security threat group database: HB 1715

Exemptions from public inspection and copying, information from workers' compensation structured settlement agreement process: ***SB 6522, CH 142 (2014)**

Exemptions from public inspection and copying, marijuana licensee financial information: E3SSB 5887

Exemptions from public inspection and copying, motor voter preregistration records for persons age sixteen and seventeen: EHB 1279

Exemptions from public inspection and copying, personal information for child enrolled in licensed child care: ***HB 1203, CH 220 (2013)**, SB 5198

Exemptions from public inspection and copying, proprietary information submitted for architectural paint recovery program: HB 1579

Exemptions from public inspection and copying, public agency employee driver's license or identicaid numbers: ***ESSB 6517, CH 106 (2014)**

Exemptions from public inspection and copying, public agency employee driver's license, identicaid, or identification numbers: HB 2376

Exemptions from public inspection and copying, public water system hazard mitigation plans: HB 2562

Exemptions from public inspection and copying, public works competitive solicitation documents: HB 2578

Exemptions from public inspection and copying, recordings made during closed executive session meetings: HB 1714

Exemptions from public inspection and copying, tax information related to certain taxes: HB 1833

Exemptions from public inspection and copying, various materials provided by defense to prosecuting attorney in certain cases: HB 1449

Exemptions from public inspection and copying, victim impact statements: HB 1449

Fish and wildlife licenses, personally identifying information from, disclosure for unemployment compensation overpayment recovery: HB 1393

Health care facilities, information and records created for, disclosure: ***ESB 5666, CH 301 (2013)**

Health care information, disclosure of: HB 2339, ***ESSB 6265, CH 220 (2014) PV**

Health care peer review committees, information and records created for: ***ESB 5666, CH 301 (2013)**

Health care provider compensation, instituting filing and public disclosure requirements: HB 1543, ***SSB 5434, CH 277 (2013)**

Health care quality improvement programs and committees, information and records created for: ***ESB 5666, CH 301 (2013)**

Information technology, information in state's systems and infrastructure, establishing security standards: ***ESSB 5891, CH 33 (2013)**

Information technology, information in state's systems and infrastructure, exempting certain information from disclosure: ***ESSB 5891, CH 33 (2013)**

Juvenile records, provisions concerning confidentiality of juvenile offender records: HB 1651

Legislature, journals of both houses, requiring publication of all proceedings: HJR 4217

Local agencies, limiting public records request hours and enjoining of inspection or copying: HB 1128

Mental health services, disclosure of records and information, expanding statutes: HB 1679

Officials, elected state or local, public records training requirements: HB 2121, ***ESB 5964, CH 66 (2014)**

Open government trainings act, requiring open public meetings and public records training: HB 2121, ***ESB 5964, CH 66 (2014)**

Parentage, adjudication of, public inspection of final order and subsequent records: ***SSB 5135, CH 246 (2013)**

Parentage, adjudication of, public inspection of judicial proceeding documents and pleadings: HB 1446

Population enumeration data, limiting use and retention and exempting from public inspection and copying in certain cases: ***HB 2515, CH 14 (2014)**

Public officials and employees, public records and meetings training programs, implementation: HB 1198

Public records officers for agencies, training requirements: HB 2121, ***ESB 5964, CH 66 (2014)**

Public records requests, agency authority to charge for scanning records: SB 6059

Public records requests, agency claims of exemption, recommendations of public records exemptions accountability committee: HB 1297, HB 1298, HB 1299

Public records requests, commercial purposes, fees: HB 1037

Public records requests, identifying requestors: HB 1019

Public records requests, limiting hours for local agency response to requests: HB 1128

Public records requests, local agency enjoining of inspection or copying: HB 1128

Public records requests, records search costs, equitable allocation of county auditor's costs: HB 1185

Purchases of liquor, confidentiality of liquor control board records of, repealing statute: HB 2764

Sexually transmitted diseases, disclosure of records and information, expanding statutes: HB 1679

Special purpose districts, requirements for public records requests when holding office hours for fewer than 30 hours: HB 1418, HB 1763

Sunshine committee, implementing committee recommendations: HB 1297, HB 1298, HB 1299, HB 2764

Tax preferences, certain firm-specific tax information, disclosure of: HB 2201

Tenant or rental applicant records, tenant screening service company disclosure restrictions: HB 1529, ***SSB 5568, CH 54 (2013)**

Title insurers, public disclosure of statistical reporting to insurance commissioner: ***HB 1035, CH 65 (2013)**

Vulnerable adults, records from abuse and other investigations, use and sharing in certain cases: HB 1523, ***SB 5510, CH 263 (2013)**

RECREATION AND CONSERVATION OFFICE

Athletic facility grants, submitting proposals to office: HB 1187

Habitat and recreation lands coordinating group, providing land acquisition and disposal forecast, as well as other duties: ESSB 6052

Natural resources management, streamlining through agency independence, authority of office: HB 1384

Recreation and conservation funding board, board role in accessible recreational trails planning: HB 2151

Trails, official recreational trail policy, office to develop and implement: HB 2151

RECYCLING (See also LITTERING; SOLID WASTE)

Electronic products recycling program, excluding licensors from required participation: HB 1507

Electronic products recycling program, improving waste collection reporting: HB 1498

Electronic products recycling program, revising provisions: ***ESB 5699, CH 305 (2013)**

Mercury-containing light product stewardship program, repealing program and account: SB 5658

Mercury-containing light recycling account, creation: SB 5658

Mercury-containing lights, producers to pay registration and administration fees for reimbursing documented recycling and administrative costs: SB 5658

Mercury-containing lights, product stewardship organizations, provisions: HB 2246

Oil, used, best management practices for dealing with PCB contamination at public recycling collection sites: HB 2745, ***ESB 6501, CH 173 (2014)**

Programs for recycling, using litter tax revenues to support: HB 1309

REDISTRICTING COMMISSION

House of representatives, house and legislative district population and location provisions: HB 1121

RELIGION

Abortion, health coverage for voluntary termination of pregnancy, right of objection: EHB 1044, HB 2148

Catholic schools week, celebrating: ***HR 4641 (2013)**

Chaplains for law enforcement, retirement system membership: HB 1120

Churches, property tax exemptions for nonprofit religious organization property, modifying: HB 1215

Clergy, indecent liberties by member of, felony: HB 2341

Employer communications and meetings concerning their political and religious views, prohibiting required employee attendance or responses to: HB 2031

Sexual orientation change efforts, practice of, establishing work group to make recommendations concerning, membership to include mental health professional from faith community: HB 1882

State employees, receiving two unpaid holidays, including specific days for reason of faith or conscience: HB 1744

State employees, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**

Students, receiving two unpaid holidays, including specific days for reason of faith or conscience: HB 1744

Students, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**

RETIREMENT AND PENSIONS

Contribution rates, certain plan 3 systems, removing yearly contribution rate selection option: HB 2408, ***SB 6321, CH 95 (2014)**

Contribution rates, employers to pay rates that compensate for late contribution payments: HB 2018

Deferred compensation plans, to include state purchase of individual securities: ***SB 6328, CH 172 (2014)**

Deferred compensation program, employer's participation in, modifying provisions: HB 2736

Defined contribution plan for public employees, creation of Washington public employees' savings plan: ESSB 5851

First class cities, retirement systems of, authorizing agreements for investment of assets by state investment board: HB 1899

LEOFF, plan 2, definition of firefighter, correcting expiration date: ***HB 2456, CH 145 (2014)**

LEOFF, plan 2, optional life annuity benefit for members: HB 2577, ***SB 6201, CH 91 (2014)**

LEOFF, plan 2, providing health insurance access for certain members catastrophically disabled in line of duty: HB 1868

LEOFF, plan 2, restrictions for retirees or members in LEOFF-eligible position: HB 2479

PERS, additional service credit for retiring employees displaced by mandatory use of private collection agencies by state agencies: HB 1123

PERS, plan 2, separated members, allowing participation in insurance plans and contracts: HB 1668

PERS, plan 3, defined benefit portion, vesting after five years of service: HB 1666

PERS, plan 3, yearly contribution rate selection, removing option: HB 2408, ***SB 6321, CH 95 (2014)**

PERS, plans 1, 2, and 3, postretirement employment provisions: HB 1933

PERS, plans 2 and 3, benefits for survivors of members in registered domestic partnerships: HB 2485

PERS, plans 2 and 3, postretirement employment provisions: HB 1667

PERS, plans 2 and 3, reducing retirement and early retirement ages for uniformed service members: HB 2735

PERS, plans 2 and 3, unreduced retirement benefits at earlier age, provisions: HB 1665

PERS, postretirement employment provisions: HB 1226, SB 5633

PERS, restricting collecting pension when retiree in noneligible position: HB 2407

PERS, seasonal employees of small cities, limiting eligibility for: HB 2290

Political subdivisions of state, employee participation in state insurance or self-insurance programs, to include retirees: HB 1741

PSERS, membership, including qualified trades people at public utility districts: HB 1929

PSERS, membership, to include city, county, and state correctional employees and certain department of social and health services employees: EHB 1923

Public employee defined contribution retirement plan act, creating Washington public employees' savings plan: ESSB 5851

Salary, average, for pension purposes of state and local employees, as certified by employer: HB 1820

Savings plan, Washington public employees', creation and relation to PERS, PSERS, SERS, and TRS: ESSB 5851

SERS, plan 2, separated members, allowing participation in insurance plans and contracts: HB 1668

SERS, plan 3, defined benefit portion, vesting after five years of service: HB 1666

SERS, plan 3, yearly contribution rate selection, removing option: HB 2408, ***SB 6321, CH 95 (2014)**

SERS, plans 2 and 3, postretirement employment provisions: HB 1667

SERS, plans 2 and 3, service worker eligibility for alternate early retirement: HB 1914

SERS, plans 2 and 3, service worker retirement allowances, calculation of: HB 1913

SERS, plans 2 and 3, unreduced retirement benefits at earlier age, provisions: HB 1665

SERS, school administrators, calculating service credit for alternate early retirement eligibility: HB 1610

Start retirement savings plan, creation: HB 2474

State employees, de minimis use of state facilities to communicate certain retirement information to: ***HB 1785, CH 28 (2014)**

TRS, plan 2, separated members, allowing participation in insurance plans and contracts: HB 1668

TRS, plan 3, defined benefit portion, vesting after five years of service: HB 1666

TRS, plan 3, yearly contribution rate selection, removing option: HB 2408, ***SB 6321, CH 95 (2014)**

TRS, plans 1, 2, and 3, postretirement employment provisions: HB 1933

TRS, plans 2 and 3, postretirement employment provisions: HB 1667

TRS, plans 2 and 3, unreduced retirement benefits at earlier age, provisions: HB 1665

TRS, school administrators, calculating service credit for alternate early retirement eligibility: HB 1610

Volunteer firefighters' and reserve officers' retirement system, death benefits: HB 1180

Volunteer firefighters' and reserve officers' retirement system, eligibility of support volunteers for: HB 1905

Volunteer firefighters' and reserve officers' retirement system, membership for chaplains: HB 1120

WSPRS, overtime compensation for state patrol services for highway demonstration projects, counting as salary for retirement purposes: HB 1904

RETIREMENT SYSTEMS, DEPARTMENT

Deferred compensation plans, to include state purchase of individual securities, department role: ***SB 6328, CH 172 (2014)**
 Deferred compensation program, employer's participation in, modifying provisions, department role: HB 2736
 PSERS, changes in covered employers and members of, department role in studying: EHB 1923
 Rule making by department, specific grant of legislative authority, requirement: HB 1163
 Start retirement savings plan, creation, role of department: HB 2474

REVENUE, DEPARTMENT

Business and occupation taxes, state and local, simplification of, department to establish work group: E2SSB 5688
 Business license center, expanding required participation by certain cities or city-developed portal alternative, department role: ESSB 5656
 Business license center, expanding required participation to additional agencies, department reporting requirements: HB 1403, E2SSB 5680
 Business licensing service program, administrative clean-up changes related to 2012 statutory changes: HB 1568
 Businesses, new job creation and capital investment, department to create pilot program to provide incentives for: SSB 6515
 Income tax on income above one million dollars, department rule-making role: HB 1545
 Oil and gas severance and conservation taxes, department administrative role, including deposit of funds in certain accounts: HB 1856
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045
 Preferences, tax exemption transparency and accountability act, department role: HB 2721
 Property taxes, deferred, collection of, department role: ***EHB 1421, CH 221 (2013)**
 Property taxes, deferred, collection of, requiring reimbursement of county foreclosure costs before paying department for deferred tax: ***EHB 1421, CH 221 (2013)**
 Research and development business and occupation tax credit, expiration of, department to estimate revenue increases due to: HB 1936
 Reseller permits, fee to be imposed for, department role: HB 1502
 Spirits, sale and distribution, department recommendations for streamlining collection of taxes, fees, and reports: ***HB 1124, CH 95 (2013)**
 Sports, competitive team sports, sales of or charge made for right to participate in, department to estimate collected sales and use tax revenue: HB 1187
 Tax evasion by electronic means, prohibitions, revocation of taxpayer registration, and penalties, department role: HB 1427, ***SB 5715, CH 309 (2013)**
 Tax exemption transparency and accountability act, creating tax expenditure budget requirement, department role: HB 2721

REVISED CODE OF WASHINGTON (See also SUNSET REVIEW)

Conforming amendments, prompted by reorganization and streamlining of state government central services: HB 2098
 Election laws, nonsubstantive changes: HB 1157, ***SSB 5518, CH 11 (2013) PV**
 Election laws, reconciling: HB 2215
 Federal funding programs requiring changes in state law, reporting concerning: ESSB 6512
 Forms in RCW, year designation technical changes: HB 1064
 Gender-based terms, technical corrections: ***SSB 5077, CH 23 (2013) PV**
 Higher education coordinating board, references to, replacing with student achievement council: HB 1048
 Higher education provisions, decodifications, expirations, and technical clarifications: HB 2546
 Liquor control board, renaming as state liquor and cannabis board, changing RCW references: E3SSB 5887
 Ride-sharing programs, clarifying certain tax preference statutes: ***SSB 6333, CH 97 (2014)**
 Tax statute clarifications, simplifications, and technical corrections, various: ***SSB 6333, CH 97 (2014)**
 Technical changes, uniform commercial code, article 4A: HB 1115
 Technical changes, various statutes: HB 1064
 Washington savings association act, renaming RCW Title 33 as: HB 2141, ***SB 6135, CH 37 (2014)**
 Washington savings bank act, renaming RCW Title 32 as: HB 2141, ***SB 6135, CH 37 (2014)**

RIVERS (See also SALMON; STEELHEAD)

- Columbia river basin taxable bond water supply development account, transferring certain bond proceeds to: HB 1088, ***ESSB 5036, CH 20 (2013)**
- Columbia river, I-5 bridge, authorizing bonds to finance Columbia river crossing project: HB 1975
- Columbia river, I-5 bridge, rejecting replacement design alternatives that include light rail: HB 2025
- Columbia river, I-5 bridge, requiring new replacement design alternative: HB 2025
- Hydraulic permits and projects, environmental review when involving transportation, prohibiting adoption or maintaining of requirements when more stringent: HB 1996
- Hydraulic permits and projects, prospecting, suction dredge use and mineral prospecting and mining permit: HB 2579
- Hydraulic permits and projects, removal of sediment from freshwater by volunteers, exemption from permit requirement under certain conditions: HB 2021
- Invasive species, aquatic, infractions to include transporting watercraft into state without valid documentation: ***SSB 5702, CH 307 (2013)**
- Invasive species, integrated management approach and enforcement: HB 2458, ***ESSB 6040, CH 202 (2014)**
- Palouse river, designating Palouse falls as state waterfall: ***HB 2119, CH 41 (2014)**
- Prospecting, allowing suction dredge use and requiring mineral prospecting and mining permit: HB 2579
- Public infrastructure, preserving through sediment management projects: ESB 6549
- Public land adjacent to body of water, access to water by way of: HB 2342
- Sediment, management strategies, demonstration projects to test: ESB 6549
- Sediment, removal from freshwater by volunteers, exemption from hydraulic project permit requirement under certain conditions: HB 2021
- Yakima river basin, integrated water resource management plan, implementing plan and creating accounts: HB 1196, HB 1414, ***2SSB 5367, CH 11 (2013)**
- Yakima river basin, purchase of land for community forest trust to help protect basin: ***2SSB 5367, CH 11 (2013)**

ROADS AND HIGHWAYS (See also TRAFFIC; TRANSPORTATION)

- Alaskan Way viaduct replacement project, convening expert review panel for: HB 2070
- Autonomous vehicles, encouraging safe testing on public roads, requirements: HB 1649
- Autonomous vehicles, state patrol to establish safety standards and performance requirements for operation on public roads: HB 1439
- Bridges, funding for, distribution of marijuana excise tax revenues to department of transportation for: HB 2772
- Bridges, I-5 over Columbia river, authorizing bonds to finance Columbia river crossing project: HB 1975
- Bridges, I-5 over Columbia river, department to convene expert review panel for Columbia river crossing project: HB 2070
- Bridges, I-5 over Columbia river, rejecting replacement design alternatives that include light rail: HB 2025
- Bridges, I-5 over Columbia river, requiring new replacement design alternative: HB 2025
- Bridges, I-5 over Skagit river, requesting renaming as the Trooper No. 1076, Sean M. O'Connell Memorial Bridge: HJM 4003
- Bridges, inventory and information database, using when issuing special permits for oversize or overweight loads: HB 2740
- Bridges, SR 520 replacement and HOV project, convening expert review panel for: HB 2070
- Bridges, state boundary bridge, assigning steel fabrication inspector travel costs to contractor: HB 1288
- Bridges, structurally deficient, expedited permitting and contracting when identified as: HB 2071, HB 2771
- Bridges, Tacoma Narrows toll bridge account, transfers from account to pay debt service limitations on: HB 1965
- Chinook scenic byway, extending: ***SB 5030, CH 154 (2013)**
- Construction, following best management practices, removing new construction limits and modification requirements: HB 2097
- Construction, following best management practices, state environmental policy act exemption: HB 2097
- Construction, state highways, disclosure of conflicts of interest when bidding for contract with department of transportation: HB 1801
- Demonstration highway projects, overtime compensation paid for state patrol services on, counting as salary for retirement purposes: HB 1904
- Electric vehicles, charging stations for, comprehensive provisions: HB 2711
- Electric vehicles, charging stations for, signage and pavement marking requirements and infraction and penalty provisions: ***ESSB 5849, CH 60 (2013)**
- Farm vehicles, allowing farm vehicles on public highways in certain cases: ***ESB 5616, CH 299 (2013)**
- Fish habitat, department of transportation fish habitat enhancement projects, limiting regulatory requirements for: HB 2765
- Fish passage barriers associated with transportation, removal or correction of: HB 2251, HB 2346

Fish passage barriers associated with transportation, removal or correction through fish habitat enhancement projects: **HB 2765**

Freight corridors, major, using original issue license plate fees for: **HB 1954**

Funding for roads and bridges, distribution of marijuana excise tax revenues to department of transportation for: **HB 2772**

Heavy haul corridors, modifying boundary on state route number 509: ***HB 1447, CH 115 (2013)**, SB 5335

Heavy haul industrial corridor, designating portion of state route number 155 as: **HB 2348**

High occupancy toll lane pilot project, state route number 167, extending lanes to Pierce county and removing certain provisions: **HB 1745**

High occupancy vehicle lanes, convening expert review panel for SR 520 bridge replacement and HOV project: **HB 2070**

High occupancy vehicle lanes, including motorcycles: ***SB 5142, CH 26 (2013)**

Highway construction, engineering errors on projects, department of transportation to report concerning: **HB 1986, HB 2070**

Highway construction, use of design-build procedure for construction, allocation of all risk to contractor: **HB 1987**

Interstate 5 over Columbia river, authorizing bonds to finance Columbia river crossing project: **HB 1975**

Interstate 5 over Columbia river, convening expert review panel for Columbia river crossing project: **HB 2070**

Interstate 5 over Columbia river, rejecting bridge replacement design alternatives that include light rail: **HB 2025**

Interstate 5 over Columbia river, requiring new replacement design alternative: **HB 2025**

Interstate 5 over Skagit river, requesting renaming as the Trooper No. 1076, Sean M. O'Connell Memorial Bridge: **HJM 4003**

Interstate 5, requesting naming as "purple heart trail": **HJM 4000, *SJM 8001 (2013)**

Interstate 90, west of I-405, mitigating impact of tolling facility on local residents: **HB 1945**

Limited access facilities, including motorcycles: ***SB 5142, CH 26 (2013)**

Loads, covering various vehicle loads on public highways: **HB 1007**

Maintenance or repair activities, following best management practices, removing limits and modification requirements: **HB 2097**

Maintenance or repair activities, following best management practices, state environmental policy act exemption: **HB 2097**

Manholes and sewer and water mains, GIS data for, exemption from public inspection and copying: **HB 2403**

Motorcycles, including in various commute trip reduction, high occupancy vehicle lane, and limited access facility arrangements: ***SB 5142, CH 26 (2013)**

Nontoll transportation projects, implementing public-private partnership best practices: **HB 1979**

Primitive roads, actions for damages arising from vehicular traffic on, removing certain factors from consideration in: ***SB 6219, CH 205 (2014)**

Private roads involving easements, maintenance agreements and civil actions: **HB 1029**

Private roads, in apartment owners' association communities, speed limit enforcement by law enforcement personnel: ***SB 5113, CH 269 (2013)**

Private roads, in condominium and apartment owners association communities, speed limit enforcement by law enforcement personnel: **HB 1592**

Private roads, in condominium association communities, speed limit enforcement by law enforcement personnel: ***SB 5113, CH 269 (2013)**

Scenic and recreational highway system, additions and modifications: **HB 1028**

Sidewalks, not accessible, persons with disabilities in wheelchairs, using adjacent roadway: **HB 2599**

Signage, roadway and way-finding, adding to "public facilities" for tax revenue-use purposes: **HB 2297**

Signs, outdoor advertising, adding permit fee, modifying label requirement, and repealing certain prohibitions: **HB 1767, *SSB 5761, CH 312 (2013)**

Signs, static digital outdoor advertising signs, allowing cities and towns to place along state highways: **HB 1408**

Speed limits, nonarterial highways, city or town establishment of maximum limit: ***HB 1045, CH 264 (2013)**

Speed zone near schools, installation and maintenance of sign indicating end of: **HB 1698**

State route number 117, designating as POW/MIA memorial highway: ***SJM 8005 (2013)**

State route number 155, designating portion as heavy haul industrial corridor: **HB 2348**

State route number 167, extending high occupancy toll lanes to Pierce county and removing certain pilot project provisions : **HB 1745**

State route number 410, scenic and recreational highway system modification: **HB 1028**

State route number 509, heavy haul corridor boundary on, modifying: ***HB 1447, CH 115 (2013)**, SB 5335

State route number 520, bridge replacement and HOV project, convening expert review panel for: **HB 2070**

Streets, that are part of state highways, snow removal, modifying state plowing requirement: **HB 2770**

Tacoma Narrows toll bridge account, transfers from account to pay debt service, limitations on: HB 1965
 Toll facilities, photo toll systems, adjudication and civil penalties for violations, failure to receive bill or notice: HB 1941
 Toll facilities, photo toll systems, availability of records, photographs, and electronic images: HB 1047
 Tolling facilities, I-90 west of I-405, mitigating impact on local residents: HB 1945
 Vacation of road, by county legislative authority when land abuts body of water, conditions: HB 2603
 Workforce development for transportation, coordinating with apprenticeship and training council, including recruitment of women and persons of color: HB 1922

SALES (See also ALCOHOLIC BEVERAGES; DRUGS; LITTERING; MEDICINE AND MEDICAL DEVICES; MOTOR VEHICLES; RECYCLING; TAXES - SALES TAX)

Animals, sale or auction on public property, prohibiting: HB 1201
 Asbestos-containing building materials, labeling requirements: HB 1926, ***ESSB 5458, CH 51 (2013)**
 Back-to-school clothing and school supply items, sales and use tax exemptions: HB 1329
 Bags, retail carryout, regulation by cities and counties: HB 1310
 Batteries, small rechargeable battery stewardship act: HB 1364
 Bicycles, levying retail sale fee on certain new bicycles: HB 1954
 Children's products, limiting presence of TRIS and other flame retardants: HB 1294
 Cigarettes, electronic, prohibiting sale to minor: ***HB 1937, CH 47 (2013)**
 Digital goods and codes, nonresident sales tax exemption, repealing: HB 1890
 Energy drinks, prohibiting selling or giving away to person under age eighteen: HB 1807
 Firearms, retail sales, levying and collecting fee on each retail sale: HB 1703
 Firearms, sale by unlicensed person to another unlicensed person, background check requirements: HB 1588
 Firearms, sale or transfer of, exempting purchaser from criminal background check when producing valid concealed pistol license: HB 1839
 Firearms, sales by dealers, requirements in connection with safe storage, violations and penalties: HB 1676
 Fish, food fish and shellfish, labeling for sale, requirements and penalties: HB 1200
 Fish, transgenic salmon or salmon products, labeling as, during sale: HB 2630
 Flame retardants, limiting presence in upholstered furniture and children's products manufactured, sold, or distributed for use in state: HB 1294
 Genetically engineered foods, disclosure for retail sale: HI 522
 Marijuana, legal amounts left at retail stores holding pharmacy license, notification and disposal requirements: ***EHB 1808, CH 133 (2013)**
 Marijuana, prohibiting purchases of marijuana and marijuana paraphernalia with public assistance electronic benefit cards: ESSB 5279
 Marijuana, purchase by minors, specifying criminal acts and penalties: HB 2303
 Marijuana, purchase by minors, using certain minors in controlled purchase compliance check programs: HB 2303
 Marijuana, recreational, tax stamp system for sale of: HB 2411
 Memorial markers, restricting sales by cemetery districts: HB 1300
 Mercury-containing light product stewardship program, repealing program and account: SB 5658
 Mercury-containing lights, product stewardship organizations, provisions: HB 1444, HB 2246
 Motor vehicle sales, documentary service fee, effect of negotiation-free pricing on charging of: HB 2757
 Personal property, sales of tangible, repealing nonresident sales tax exemption: HB 1890
 Retail theft, organized, modifying criminal provisions to include making or receiving electronic communication: HB 1906, HB 2702, ESSB 5178
 Shark fins, unlawful trade in second degree, prohibiting all commercial activities: SB 5081
 Tax evasion by electronic means, seizure and forfeiture of automated sales suppression devices, phantom-ware, etc.: HB 1427, ***SB 5715, CH 309 (2013)**
 Theft with extenuating circumstances, retail, changing to retail theft with special circumstances: ***SSB 5022, CH 153 (2013)**
 Theft with extenuating circumstances, retail, modifying definition: HB 2077
 Upholstered furniture, limiting presence of TRIS and other flame retardants: HB 1294
 Vapor products, prohibiting sale to minor: ***HB 1937, CH 47 (2013)**

SALMON

Genetically engineered salmonids, prohibiting production in state waters: HB 2143
 Habitat projects for salmon recovery, removing landowner liability for property damage: ***HB 1194, CH 194 (2013)**
 Hatcheries, salmonid, fish and wildlife department-partner management agreements: HB 1071

Indian tribal members, convictions prior to 1975 for certain tribal fishing activities, vacating: HB 2080

Labeling for sale, requirements and penalties: HB 1200

Transgenic salmon or salmon products, labeling as, during sale: HB 2630

SCHOOLS AND SCHOOL DISTRICTS (See also RETIREMENT AND PENSIONS; VOCATIONAL EDUCATION)

Absences, unexcused, children age six and seven: HB 1283

Abuse or neglect of a child, suspected, school personnel interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**

Abuse or neglect of children, modifying requirements for information for parents: ESSB 5753

Abuse, physical abuse or sexual misconduct by school employee, reporting requirements: ***ESSB 5563, CH 10 (2013)**

Academic acceleration incentive program, establishment: HB 1642, E2SSB 5243

Academic acceleration policy, districts to adopt for high school students: HB 1642, E2SSB 5243

Accountability framework, developing Washington achievement index for schools and districts: ***E2SSB 5329, CH 159 (2013)**

Accountability system, education accountability system oversight committee, establishment: ***E2SSB 5329, CH 159 (2013)**

Accountability system, phases I and II, modifying to provide assistance and intervention: HB 1177

Administrators, calculating TRS and SERS service credit for alternate early retirement eligibility: HB 1610

Administrators, evaluation systems training program, to include cultural competence, multicultural education, and English language acquisition principles: HB 1680

Administrators, professional development days for, additional: HB 2313

After- and before-school programs, students in school buildings for, adopting standards: HB 1852, HB 1968

Alarms, silent, to be located in school administrative offices: HB 1811

Alternative learning experience courses, modifying provisions: HB 1431, 2SSB 5794, ***ESSB 5946, CH 18 (2013) PV**

Apple a day act of 2014, competitive equipment assistance grant program to enhance student nutrition: HB 2410

Artworks for school plant facilities, allocating funds for instructional equipment and technology: HB 1054

Assessments of learning, common core standards, districts to notify parents or guardians: HB 1293

Assessments of learning, English language arts in third grade, adding provisions: HB 1452, E2SSB 5237, ***ESSB 5946, CH 18 (2013) PV**

Assessments of learning, high school, college-ready and career-ready assessments, administering: HB 2047

Assessments of learning, high school, meeting English language arts, mathematics, and science requirements: ***EHB 1450, CH 22 (2013)**

Assessments, student, eliminating nonfederal requirements: HB 1015

Assessments, student, modifying system in multiple ways to reduce costs: HB 2047

Assessments, student, multistate consortia-developed, examining student records privacy issues: HB 2133

Assessments, student, notifying parents and guardians in advance concerning: ESSB 5587

Assessments, student, reducing assessments required for graduation to three content areas: HB 2047

Assessments, student, using multistate consortia-developed assessments of English language arts and mathematics: HB 2047

Assessments, student, using multistate consortia-developed assessments to meet state and federal accountability requirements: ESSB 5587

Associated student body program funds, public internet access to certain information: ***2SSB 6062, CH 211 (2014)**

At-risk youth, dropout prevention through farm engagement pilot project: EHB 1276

Attendance, compulsory, modifying requirements for children age six and seven: HB 1283

Back-to-school clothing and school supply items, sales and use tax exemptions: HB 1329

Basic education, appropriations, relationship of legislation to omnibus operating appropriations act: HB 1174

Basic education, prioritizing state funding and certain reforms: HB 1174

Bilingual education, endorsement for K-12 teachers: SSB 6418

Biliteracy, state seal of, establishing for public high school graduates: HB 2395, ***SB 6424, CH 102 (2014)**

Boards, educational service district boards, filling vacancy in certain districts with at-large appointment, conditions: HB 1691

Boards, local school boards, filling vacancy in certain districts with at-large appointment, conditions: HB 1691

Boards, school district, increased compensation for directors: HB 2200

Bonds, school district, requiring simple majority of voters voting to authorize: HB 2441, HJR 4216

Breakfast after the bell programs, implementing: HB 2536

Buildings, adopting standards to allow students to be in school buildings for before- and after-school programs: HB 1968

Buildings, building code council adoption of rules allowing students to be in school buildings for before- and after-school programs: HB 1852

Bullying, harassment, and intimidation, district primary contacts for policies and procedures, training class for: SSB 6439

Buses, stopping at railroad grade crossings, exceptions: ***HB 2137, CH 154 (2014)**, SB 5979

Campuses, K-12, providing access for occupational and educational information, authority and requirements: HB 1345, ***SB 5114, CH 25 (2013)**

Capital projects for public schools, funding with appropriations from proceeds of general obligation bonds: SSB 5445

Career and college ready graduation proposal, implementing requirements: HB 1692, HB 2051, HB 2181, HB 2242, HB 2792

Career and college ready, developing curricula to foster: HB 2383

Career and technical education courses, course equivalencies for science and math courses: HB 2540, ***E2SSB 6552, CH 217 (2014) PV**

Career and technical education courses, embedding common core state standards into: HB 2383

Career and technical education courses, model framework and curriculum and program of study for, convening work group: HB 1680

Career and technical education programs, aligning with community and technical college high-demand applied baccalaureate programs: ***2SSB 5624, CH 55 (2013)**

Career and technical education, dropout reengagement in STEM fields through establishment of ASSET program: SSB 5754

Career and technical education, grants for aligning dropout reengagement with entry into high-demand occupations: HB 1871

Career and technical education, increasing learning opportunities in STEM disciplines through STEM education innovation alliance: HB 1872, SSB 5755

Career education, legislative task force on career education opportunities, establishment: HB 2051

Catholic schools week, celebrating: ***HR 4641 (2013)**

Challenged and lowest-achieving schools, superintendent of public instruction to identify: HB 1177

Challenged schools, changing date for identifying: ***HB 2167, CH 191 (2014) PV**

Charbonneau, Jeff, 2013 national teacher of the year, honoring: ***HR 4652 (2013)**

Charter schools, CEOs of, authority to file complaints of unprofessional or other conduct against certificated employees: HB 2583

Chiawana High School, football team, honoring: ***HR 4666 (2014)**

Child welfare services, youth in out-of-home care, improving educational outcomes: HB 1566

Civic educators, honoring: ***HR 4612 (2013)**, ***HR 4678 (2014)**

Civil liberties public education program, renaming: ***HB 2776, CH 46 (2014)**

Class size reduction, all-day kindergarten and K-3, grant program to increase physical capacity for: EHB 2797

Class size, K-3, allocation of state funding to support reduction: HB 2792

Class size, lowering, allocation of state funding to support: HB 2589

Cleveland High School women's basketball team, congratulating: ***HR 4632 (2013)**

Clothing and supplies for students, sales and use tax holiday: HB 1329

Collective bargaining, agreements, public internet access: ***2SSB 6062, CH 211 (2014)**

Collective bargaining, certificated instructional staff, including displaced and nonprovisional, assignment policies: HB 1640, ESSB 5242

College credit, dual high school/college credit courses as part of academic acceleration policy: HB 1642, E2SSB 5243

College credit, dual high school/college credit courses, analysis of: HB 2383

College credit, dual high school/college credit courses, reviewing higher education institution policies: HB 2285

College in the high school program, authorizing earlier participation: HB 2621

Colton High School Wildcats girls basketball team, recognizing: ***HR 4633 (2013)**

Community service, adding to high school graduation requirements: HB 1412

Computer science education, supporting through multiple approaches: HB 1472

Construction assistance program for schools, funding STEM and all-day kindergarten facilities grant programs from: ESSB 6081

Construction, architectural plans to be public property, conditions: HB 2132

Construction, education construction revenue bond proceeds account, creating to accommodate class size reduction: EHB 2797

Construction, funds for, restoring to capital budget: HB 2244

- Construction, prevailing wage exemption for plant facilities funded through school construction assistance program: HB 1255
- Construction, sales and use tax exemptions for school districts: HB 2270
- Construction, school construction assistance program, minimum construction cost allowance and student space allocations: HB 2780
- Construction, school construction assistance program, minimum state funding assistance percentage, raising: HB 1505
- Cultural access, creating public school cultural access program: HB 2212
- Cyberbullying, training class for district primary policy and procedure contacts: SSB 6439
- Day, how districts use school days, analysis of: SSB 6064
- Decatur High School, honoring Dom Cooks: ***HR 4691 (2014)**
- Defibrillators, medical emergency response and automated external defibrillator program, instituting: HB 1556
- Detention facilities for juveniles, educational programs for residents, operation by educational service districts: ***HB 2276, CH 157 (2014)**
- Digital college in the high school, establishment as pilot project: HB 1208
- Disabilities, children from birth to age three with, department to be lead agency for early intervention services: HB 2598
- Discipline task force, convening: HB 1680, ***ESSB 5946, CH 18 (2013) PV**
- District board of directors, certain districts, increased compensation for directors: HB 2200
- District board of directors, second-class districts, appointment of candidate to board: HB 1077
- Districts, accountability framework, developing Washington achievement index for schools and districts: ***E2SSB 5329, CH 159 (2013)**
- Districts, adopting plan for recognition, screening, and response to emotional or behavioral distress in students: HB 1336
- Districts, associated student body program funds, public internet access to certain information: ***2SSB 6062, CH 211 (2014)**
- Districts, bonds, requiring simple majority of voters voting to authorize: HB 2441, HJR 4216
- Districts, employees' insurance benefits, providing data to health care authority: SB 6519
- Districts, enrollments, caseload forecast council to estimate for certificated instructional staff budgeting and hiring purposes: EHB 1900
- Districts, establishing statewide renewal school district for most persistently lowest achieving schools: HB 1641
- Districts, failing to close opportunity gaps, identification and staff assignment policies: ESSB 5242
- Districts, grading of, establishing performance-based system for schools and districts: HB 1476
- Districts, improvement and repair projects, modifying bidding requirements: HB 1633
- Districts, legal notices, publication on public web site: HB 2319
- Districts, major facility projects receiving state capital budget funding, requirements to be contingent on funding: ESSB 5753
- Districts, notifying parents or guardians of assessments of common core standards: HB 1293
- Districts, primary contacts for bullying and intimidation policies and procedures, training class for: SSB 6439
- Districts, required action districts, districts with a lowest-achieving school to be designated as, requirements and options: ***E2SSB 5329, CH 159 (2013)**
- Districts, revising truancy provisions to provide flexibility for districts: HB 1477
- Districts, school year requirements, waivers from in certain cases: HB 1492, ***ESSB 6242, CH 171 (2014)**
- Districts, transfer of territory, hearings and agreements when initiated by board of directors: HB 2291
- Districts, urban school turnaround initiative grant, expenditure limitations for appropriations: HB 1812
- Districts, use of school days, analysis of: SSB 6064
- Districts, waivers from state requirements, local board authority: HB 1475
- Dropout prevention, intervention, and reengagement activities, expanding role of educational service districts: HB 2158
- Dropout reduction, establishing dropout prevention through farm engagement pilot project: EHB 1276
- Dropout reduction, K-12 dropout prevention, intervention, and reengagement system, enhancing: HB 1424
- Dropout reduction, promoting through multiple research-based intervention strategies: E2SSB 5330
- Dropout reengagement, grants for aligning with entry into high-demand occupations: HB 1871
- Dropout reengagement, particularly in STEM fields, establishment of ASSET program to promote: SSB 5754
- Education accountability system oversight committee, establishment: ***E2SSB 5329, CH 159 (2013)**
- Education data, disaggregation to include students from military families, superintendent role: HB 2166
- Education data, longitudinal, pilot project for managing and using, role of school districts: E2SSB 5330
- Education investment tax credit program, establishing: HB 2063
- Educational attainment goals, statewide, encouraging development and adoption: HCR 4416
- Educational attainment goals, statewide, indicating: HB 2626

Educational opportunity gap oversight and accountability committee, implementing recommendations of: HB 1680
 Educational opportunity gap oversight and accountability committee, role in developing model language access policy and procedure: HB 1815
 Educational service districts, board appointment of candidate to school district board of directors: HB 1077
 Educational service districts, expanding role in dropout prevention, intervention, and reengagement activities: HB 2158
 Educational system health, statewide indicators of, establishment as basis for performance goals and measurements: ***ESSB 5491, CH 282 (2013)**
 Educational system health, statewide indicators of, modifying provisions: HB 2242
 Educator support program, establishment: ***ESSB 5946, CH 18 (2013) PV**
 Emergencies, school district employees rendering emergency care, immunity from liability in certain cases: ***SB 6128, CH 204 (2014) PV**
 Emergency response systems for schools, designing: ***2SSB 5197, CH 233 (2013)**
 Employees, certificated instructional staff budgeting and hiring, caseload forecast council to aid districts by estimating enrollments: EHB 1900
 Employees, certificated instructional staff, including displaced and nonprovisional, assignment policies: HB 1640, ESSB 5242
 Employees, certificated instructional staff, ongoing suspension of cost-of-living increases: ***HB 2043, CH 5 (2013)**
 Employees, certificated instructional staff, restoring suspended cost-of-living increases: HB 2422, HB 2609
 Employees, certificated personnel, salary schedule credits for military training: HB 2431
 Employees, certificated, authority of charter school CEOs to file complaints of unprofessional and other conduct against: HB 2583
 Employees, certificated, nonrenewal of contract, modifying deadline for notices of: HB 2017
 Employees, certificated, notification of probable cause for discharge, deposit of compensation in trust account pending outcome: HB 1851
 Employees, certificated, when charged with certain felony crimes, adding compulsory administrative leave and compensation trust account provisions: HB 1850
 Employees, classified and certificated administrative staff, increasing minimum standard salary allocation for: HB 2051, HB 2792
 Employees, classified, establishing minimum wage for: HB 2608
 Employees, insurance benefits, districts to provide data to health care authority: SB 6519
 Employees, ongoing suspension of cost-of-living increases: ***HB 2043, CH 5 (2013)**
 Employees, restoring suspended cost-of-living increases: HB 2422, HB 2609
 Employees, sexual abuse and exploitation prevention training program, development and implementation: HB 1869, ***ESSB 5563, CH 10 (2013)**
 Employees, unsupervised access to children, use of department of early learning background check clearance card: HB 2350, ***SB 6093, CH 50 (2014)**
 English language arts, high school assessment, using assessment developed with multistate consortium: ***EHB 1450, CH 22 (2013)**
 English language arts, third grade assessment, adding provisions: HB 1452, E2SSB 5237, ***ESSB 5946, CH 18 (2013) PV**
 English language arts, using multistate consortia-developed assessment of: HB 2047
 English language learner accountability task force, convening: HB 1680
 English language learner instruction, research-based professional development for teachers: E2SSB 5330
 English language learner, endorsement for K-12 teachers: SSB 6418
 English language learners, implementing recommendations of educational opportunity gap oversight and accountability committee: HB 1680
 EPI pens, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**
 EPI pens, placing in schools: ***ESB 5104, CH 268 (2013)**
 Epinephrine autoinjectors, in schools, technical correction to law: ***SB 6013, CH 34 (2014)**
 Epinephrine autoinjectors, placing in schools: HB 1578, ***ESB 5104, CH 268 (2013)**
 Expanded learning opportunities council, establishment: ***2SSB 6163, CH 219 (2014)**
 Expanded learning, summer expanded learning opportunities grant program, establishment: HB 2317
 Expulsion or suspension, data concerning, collection and examination: E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**
 Expulsion or suspension, discretionary disciplinary action, requirements: HB 1680
 Expulsion or suspension, long-term, school duties and student reentry requirements: E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**

- Expulsion or suspension, out-of-school, reducing length of exclusion from school: HB 1680, E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**
- Extended learning opportunities program, expanding eligibility: HB 1560
- Extracurricular activities, interschool, eligibility of tribal students to participate in: HB 2538
- Facilities, K-12 capital facilities use, district-community partnerships: HB 2217
- Family and community engagement coordinators, use and funding: HB 2217
- Family engagement coordinators, minimum allocation for: HB 1560, HB 2051, HB 2792
- Federal Way high school, recognizing student Caleb Dawson as recipient of a Prudential spirit of community award: ***HR 4623 (2013)**
- Financial education public-private partnership, curriculum provisions: HB 1173
- Financial education public-private partnership, teachers as members: HB 1173
- Fire evacuation drills, increasing annual number: ***ESB 5620, CH 14 (2013)**
- Firearms accident prevention, Eddie Eagle GunSafe program, use of instructional materials from: SJM 8006
- Firearms, prohibiting on school premises or transportation, expanding exemptions: HB 1908
- Firearms, safer schools act of 2013, authorizing permanent employees to possess firearms on school grounds in some cases: HB 1788
- Flexibility for education system, modifying or repealing various provisions to provide: ESSB 5753
- Foreign language interpreters, K-12 public schools: HB 1709
- Freeman High School Scotties, honoring football team: ***HR 4671 (2014)**
- Funding, depositing certain tax revenues in education legacy trust account: HB 2795, HB 2796, HB 2803
- Funding, deposits into education legacy trust account, increasing by narrowing nonresident sales tax preference: EHB 2036
- Funding, deposits into education legacy trust account, increasing by narrowing or eliminating certain tax preferences: HB 2038, HB 2465, HB 2796
- Funding, deposits into education legacy trust account, preserving through application of estate and transfer tax to certain property transfers: EHB 1920, HB 2064, ***EHB 2075, CH 2 (2013)**
- Funding, discontinuing reduction of allocation to districts in counties with federal forest lands: HB 2207
- Funding, enhancing allocation formula in order to adopt staffing resources recommended by quality education council: HB 1673, HB 2589
- Funding, excise tax on income above one million dollars, for K-4 class size reduction and other uses: HB 1545
- Funding, increasing dedicated tax revenues: HB 1122
- Funding, joint task force on local education financing reform, creation: ESSB 6499
- Funding, joint task force on local education financing reform, establishing: HB 2792
- Funding, levying and imposing fossil fuel carbon pollution tax for: HB 2803
- Funding, modifying allocation rates: HB 2792
- Funding, modifying allocation rates to support basic education reforms: HB 2051, HB 2792
- Funding, modifying allocation rates, maximum levy percentages, and local effort assistance provisions to increase education funding: SSB 5898
- Funding, modifying state expenditure limit to limit non-education expenditures: 2ESSB 5895
- Funding, modifying state expenditure limit to reflect prototypical school funding formula enhancements: HB 2794
- General equivalency degrees and general educational development tests, replacing with high school equivalency certificates and tests: HB 1686
- GET ready for math and science scholarship program, modifying student assessment provision: HB 2047
- Gifted education day, celebrating: ***HR 4640 (2013)**
- Grade point averages, weighted, for standardized high school transcripts: HB 2697
- Grading of schools and districts, performance-based, establishing: HB 1476, ESSB 5328
- Grading of schools and districts, performance-based, establishing pilot program: ESSB 5328
- Graduation requirements, career and college ready graduation proposal, implementing requirements: HB 1692, HB 2051, HB 2181, HB 2242, ***E2SSB 6552, CH 217 (2014) PV**
- Graduation requirements, career and technical education: HB 1650
- Graduation requirements, completion of twenty-four credits for graduation: HB 2051, HB 2792
- Graduation requirements, credit and course distribution requirements, modifying: HB 1656
- Graduation requirements, culminating project, removing as requirement: HB 2402, ***E2SSB 6552, CH 217 (2014) PV**
- Graduation requirements, high school and beyond plan standard template, developing: HB 1650
- Graduation requirements, high school, using English language arts and mathematics assessments developed with multistate consortium: ***EHB 1450, CH 22 (2013)**

Graduation requirements, requiring cardiopulmonary resuscitation instruction: HB 1556
 Graduation requirements, requiring community service: HB 1412
 Graduation requirements, student selection of courses based on interests and plans: HB 1656
 Graduation requirements, twenty-four credits, implementing career and college ready graduation requirement proposal:
 ***E2SSB 6552, CH 217 (2014) PV**
 Greene, Trevor, 2013 national high school principal of the year, honoring: ***HR 4654 (2013)**
 Guidance counselors, minimum allocation for: HB 2051, HB 2792
 Harassment, intimidation, and bullying, district primary contacts for policies and procedures, training class for: SSB 6439
 Harassment, intimidation, and bullying, modifying definition to include emotional harm: SSB 6439
 Healthiest next generation, governor's council for, establishment and duties, including incentives for children in schools:
 HB 2643
 Heating schools, densified biomass wood fuel, pilot project for heating schools with: ***ESSB 5709, CH 308 (2013)**
 High school and beyond plan, improving value for career and college pathways: HB 2383
 High school and beyond plan, standard template for, office of superintendent to develop: HB 1650
 High school equivalency certificates and tests, replacing general equivalency degrees and general educational development tests with: HB 1686
 High school transition services, for special education students, provision of: ***2SSB 5958, CH 47 (2014)**
 High school transition services, for students with disabilities or section 504 plan, provision of: HB 1735
 High school transition services, for students with disabilities, provision of: E2SSB 5330
 High schools, implementing comprehensive guidance and planning program for all students: HB 1650
 Highly capable students program, modifying provisions: HB 1560
 History and government curriculum, Washington state, to include local history: HB 2216
 Holidays, two unpaid for students, including specific days for reason of faith or conscience: HB 1744
 Holidays, two unpaid for students, to include faith or conscience: ***SSB 5173, CH 168 (2014)**
 Homeless children, pilot program to link homeless families with stable housing in student's school district: HB 2763
 Improvement and repair projects, modifying school district bidding requirements: HB 1633
 Indian tribes, eligibility of tribal students to participate in interschool extracurricular activities: HB 2538
 Indian tribes, state-tribal education compact schools, authorization and operation: HB 1134
 Indian tribes, state-tribal education compact schools, state transportation funds allocation distribution formula: HB 2715,
 SB 6340
 Indicators of educational system health, statewide, establishment as basis for performance goals and measurements: ***ESSB 5491, CH 282 (2013)**
 Indicators of educational system health, statewide, modifying provisions: HB 2242
 Innovation academy cooperatives, student enrollment restrictions: HB 1076
 Instructional assistants, professional development days for, additional: HB 2313
 Instructional hours, certain noninstructional hours to count toward: HB 2548, HB 2792, ***E2SSB 6552, CH 217 (2014) PV**
 Instructional hours, delaying increase and providing flexibility for implementation: ***E2SSB 6552, CH 217 (2014) PV**
 Instructional hours, increasing to support completion of twenty-four credits for graduation: HB 2051
 Instructional materials, school, tax exemption for sales of: HB 2640
 Interactive gaming in schools public-private partnership, establishment: SSB 6104
 Interpreters, educational, assessments and performance standards: HB 1144
 Investments in education, systematic reviews and reporting by institute for public policy: SB 6555
 K-12 data governance group, examining expulsion and suspension data: E2SSB 5244
 K-3 class size reduction, grant program to provide increased physical capacity for: EHB 2797
 K-3 class size reduction, modifying allocations to support: HB 2051
 K-4 class size reduction, funding through excise tax on income above one million dollars: HB 1545
 Kidnapping or sex offenders, registered, modifying provisions concerning schools: ESSB 5735
 Kindergarten, all-day kindergarten facility grant program, creating: ESSB 6081
 Kindergarten, state-funded full-day, grant program to provide increased physical capacity for class size reduction: EHB
 2797
 Kindergarten, state-funded full-day, increasing allocation of funds for: HB 2792
 Kindergarten, state-funded full-day, increasing proportion of full-time equivalent students in: HB 2051
 Kindergarten, state-funded full-day, to include program for entering students needing additional support: E2SSB 5330
 Kindergarten, state-funded full-day, using up to five days for parent-teacher meetings: HB 1369
 Kitchen equipment and infrastructure, improving through competitive equipment assistance grant program: HB 2410

Kline, Brent, Mariner High School principal, recognizing: ***HR 4639 (2013)**

Language access for culturally and linguistically diverse parents, providing through development of model language access policy and procedure: HB 1815

Learning assistance program, allocation for, use by districts: HB 2242

Learning assistance program, evidence-based, modifying requirements for: ***ESSB 5946, CH 18 (2013) PV**

Learning assistance program, focusing on K-3 reading needs: E2SSB 5237

Learning assistance program, menus of best practices for struggling students, panel of experts to develop: ***ESSB 5946, CH 18 (2013) PV**

Learning assistance program, minimum allocation for: HB 2051

Learning assistance program, to include science: HB 1560

Learning improvement days, funding for, to be specified in omnibus appropriations act: HB 2284

Levies, for schools, modifying maximum levy percentages to increase education funding: SSB 5898

Levies, for schools, providing for simple majority to approve: HB 2441, HJR 4216

Levies, voter-approved for school construction, architectural plans to be public property: HB 2132

Libraries, school library information and technology programs: HB 2560, SSB 6105

Local effort assistance, modifying provisions to increase education funding: SSB 5898

Lockdowns, increasing annual number of drills: ***ESB 5620, CH 14 (2013)**

Mariner High School, recognizing principal Brent Kline: ***HR 4639 (2013)**

Mathematics, high school assessment, using assessment developed with multistate consortium: ***EHB 1450, CH 22 (2013)**

Mathematics, using multistate consortia-developed assessment of mathematics: HB 2047

Medications, student, administration by unlicensed school employees: HB 2366, ***SB 6128, CH 204 (2014) PV**

Mentoring and service learning, statewide public-private higher education consortium to increase K-12 and college opportunities: HB 2400

Military, access to K-12 campuses for occupational and educational information, authority and requirements: HB 1345, ***SB 5114, CH 25 (2013)**

Montesano High School, honoring football team: ***HR 4607 (2013)**

Music does matter program, allocation of grants for kindergarten music education: HB 1248

Nasal spray, administration by school employees: HB 1541

Neglect or abuse of a child, suspected, school personnel interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**

Nurses at schools, authority to practice nursing without supervision of person who is not licensed nurse: HB 1664

Occupational and educational information, providing access to K-12 campuses, authority and requirements: HB 1345, ***SB 5114, CH 25 (2013)**

Occupational education requirement, redesignating as career and technical education requirement: HB 1650

Online courses, expanding free access through digital college in the high school pilot project: HB 1208

Online higher education transfer and student advising system, establishing: HB 1320

Online learning in public schools, modifying various provisions: ***ESSB 5946, CH 18 (2013) PV**

Online learning, modifying provisions to emphasize instructional interaction with certificated teacher: HB 1431, 2SSB 5794, ***ESSB 5946, CH 18 (2013) PV**

Online learning, standardizing: HB 1423

Online technology use, Washington K-12 online professional development project, establishment: HB 1252

Opportunity internship program, modifying provisions: HB 1560

Out-of-home care, youth residing in group care facility or foster family home, providing schooling support: HB 1566

Overcrowded schools and class size reduction fund, creation: HB 2780

Paraeducators, incorporating cultural competence, multicultural education, and language acquisition principles: HB 1680

Paraeducators, pipeline for paraeducators conditional scholarship program, requirements : HB 1560

Paraeducators, work group concerning, membership and goals: HB 2365, ***SSB 6129, CH 136 (2014) PV**

Parent involvement coordinators, using state funds for: E2SSB 5330

Parents and families, meeting with teachers at beginning of state-funded full-day kindergarten: HB 1369

Parents, culturally and linguistically diverse, aiding through development of model language access policy and procedure: HB 1815

Parents, incarcerated, suspending requirements for school support of children of: ESSB 5753

Parking, public high school students, retail sales tax exemption for fees collected by school districts: HB 2118

Plant facilities, prevailing wage exemption when funded through school construction assistance program: HB 1255

Principals, certification of, embedding common core standards into: HB 2383

Principals, evaluation system, student growth data elements from federally mandated assessments, requiring: HB 2800
 Principals, evaluation systems training program, to include cultural competence, multicultural education, and English language acquisition principles: HB 1680
 Principals, improving effectiveness of, definition of professional learning to include: HB 2358
 Principals, secondary, revision of certificate renewals to include career and technical education: HB 1650
 Principals, staffing ratios, adjusting to support teacher evaluation system demands: HB 1067
 Principals, Trevor Greene, 2013 national high school principal of the year, honoring: ***HR 4654 (2013)**
 Principals, Washington K-12 online professional development project, establishment: HB 1252
 Private school advisory committee, examining state approval of private school online programs: HB 1304, ***SB 5496, CH 161 (2013)**
 Private schools, offering online school programs, state approval: HB 1304, ***SB 5496, CH 161 (2013)**
 Private schools, scholarships for attending, establishing education investment tax credit program to support: HB 2063
 Professional development, for certain administrators and instructional staff and assistants, adding days for: HB 2313
 Professional learning, creating common definition: HB 2358
 Professional learning, creating common definition and retaining professional development coordinators: HB 1560
 Prototypical school model, achieving through annual improvements in staffing levels: HB 1673, HB 2589
 Psychologists, school, training requirements for, including high school transition services for students with disabilities: E2SSB 5330
 Rainier Beach High School men's basketball team, congratulating: ***HR 4634 (2013)**
 Reading and early literacy, menu of best practices and strategies for struggling students, panel of experts to develop: ***ESSB 5946, CH 18 (2013) PV**
 Reading and early literacy, providing system of instruction and services through multiple strategies: ***ESSB 5946, CH 18 (2013) PV**
 Reading, assessment and remediation provisions: HB 1452, E2SSB 5237
 Renewal school district, statewide, establishing for most persistently lowest achieving schools: HB 1641
 Report cards, K-4, to include skills and grade level information for reading: E2SSB 5237, ***ESSB 5946, CH 18 (2013) PV**
 Residential schools, educational programs for residents, operation by educational service districts: ***HB 2276, CH 157 (2014)**
 Retooling to teach mathematics and science conditional scholarship program, renaming as educator retooling conditional scholarship program: SSB 6418
 Running start program, increasing enrollment of underrepresented students, establishing partnership pilot project: HB 1526
 Running start program, participation plans and program analysis to increase enrollment: HB 2396
 Safety measures for school buildings, construction requirements: HB 1811
 Safety measures for school buildings, including perimeter security control system: ***2SSB 5197, CH 233 (2013)**
 Safety-related drills, increasing annual number for lockdowns and fire evacuation drills and adding additional safety-related drill: ***ESB 5620, CH 14 (2013)**
 Scholarship organizations, education investment tax credit program for contributions to: HB 2063
 Schools, most persistently lowest achieving, establishing statewide renewal school district for: HB 1641
 Schools, persistently lowest-achieving, implementing models of family and community engagement, grants for: HB 2553
 Schools, urban school turnaround initiative, extending to additional districts: HB 2554
 Science, high school assessment, legislative intent to transition to new assessment: ***EHB 1450, CH 22 (2013)**
 Science, laboratory science courses, increasing allocation in connection with: ***E2SSB 6552, CH 217 (2014) PV**
 Searching students on school grounds, applying reasonable suspicion standard: HJR 4209
 Searching students on school grounds, warrantless search exception, to include school resource officers and local police school liaison officers: SB 5618
 Sex offenders, registered, felony, specifying distance from a school for residence approval: HB 2557
 Sex or kidnapping offenders, registered, modifying provisions concerning schools: ESSB 5735
 Sex trafficking, preventing recruitment of children into, updating educational materials for parents and other community members: HB 1869, ***ESSB 5563, CH 10 (2013)**
 Sexual abuse of a minor, commercial, adding to abuse issues course for teachers seeking certification: ***ESSB 5563, CH 10 (2013)**
 Sexual exploitation of a minor, adding to abuse issues course for teachers seeking certification: ***ESSB 5563, CH 10 (2013)**
 Sexual health education, sexual offense with minor victim legal elements and conviction consequences information requirement: HB 1397

Sexual misconduct or physical abuse, by school employee, reporting requirements for other school employees when aware that student is likely a victim: ***ESSB 5563, CH 10 (2013)**

Siting of schools, outside urban growth areas, criteria in context of county comprehensive planning: HB 1848, HB 2499

Special education, endorsement for K-12 teachers: SSB 6418

Special education, for students with disabilities, funding for: HB 2051

Special education, high school transition services for special education students: ***2SSB 5958, CH 47 (2014)**

Special education, training requirements for teachers of, including high school transition services for students with disabilities: E2SSB 5330

Speed zone near schools, installation and maintenance of sign indicating end of: HB 1698

Staffing resources, recommended by quality education council, enabling adoption by enhancing basic education allocation formula: HB 1673, HB 2589

State essential academic learning requirements, revisions, conducting fairness and bias review of: HB 1560

STEM courses, career and technical education course equivalencies for science and math courses: HB 2540, ***E2SSB 6552, CH 217 (2014) PV**

STEM education innovation alliance, establishment to include interdisciplinary instruction and project-based learning: HB 1872, SSB 5755

STEM facilities, specialized STEM facility grant program, establishment: ESSB 6081

STEM fields, work-integrated learning opportunities in, increasing connections and access to: HB 1871

STEM literacy, learning opportunities and educational outcomes in science, technology, engineering, and mathematics: HB 1872, SSB 5755

STEM programs, aligning with community and technical college high-demand applied baccalaureate programs: ***2SSB 5624, CH 55 (2013)**

Student achievement and outcomes, improving through multiple research-based intervention strategies: E2SSB 5330

Student learning plans, removing requirement for certain eighth grade students: ESSB 5753

Student success, analyzing data on effect of family factors on: HB 2739

Students, achievement and educational outcomes, strengthening through multiple strategies: ***ESSB 5946, CH 18 (2013) PV**

Students, educational records, maintaining privacy: HB 2133

Students, enrollment enumeration data, limiting use and retention and exempting from public inspection and copying: ***HB 2515, CH 14 (2014)**

Students, enrollments, caseload forecast council to estimate for certificated instructional staff budgeting and hiring purposes: EHB 1900

Students, from military families, education data disaggregation to include: HB 2166

Students, high school, academic acceleration with dual high school/college credit courses, adopting policy: HB 1642, E2SSB 5243

Students, homeless, strategies for improving educational outcomes for: HB 2373, HB 2763, ***SSB 6074, CH 212 (2014)**

Students, information concerning programs for college credit, delaying required providing of: ESSB 5753

Students, low-income, housing trust fund projects to aid: HB 2462, SB 6338

Students, low-income, opportunity internship program: HB 1560

Students, low-income, partnership pilot project for increasing enrollment in running start program: HB 1526

Students, low-income, program to increase college applications from high-achieving low-income students: HB 2694

Students, low-income, running start participation plans and program analysis to increase enrollment: HB 2396

Students, nasal spray, administration by school employees: HB 1541

Students, nutrition, competitive equipment assistance grant program to enhance: HB 2410

Students, of color, partnership pilot project for increasing enrollment in running start program: HB 1526

Students, of color, running start participation plans and program analysis to increase enrollment: HB 2396

Students, public high schools, retail sales tax exemption for parking fees collected by school districts: HB 2118

Students, receiving two unpaid holidays, including specific days for reason of faith or conscience: HB 1744

Students, restraint or isolation of, availability of district policy and notification procedures on web site: HB 2605

Students, restraint or isolation of, reporting process for incidents of: HB 1688

Students, searching on school grounds, applying reasonable suspicion standard: HJR 4209

Students, searching on school grounds, warrantless search exception, to include school resource officers and local police school liaison officers: SB 5618

Students, two unpaid holidays, to include faith or conscience: ***SSB 5173, CH 168 (2014)**

Suicide, youth screening and referral training for school nurses, social workers, and counselors : HB 1336

Suicide, youth, assistance for schools in implementing youth suicide prevention activities: ***SSB 6431, CH 103 (2014)**
 Summer knowledge improvement pilot program, creating: ***2SSB 6163, CH 219 (2014)**
 Supplies and clothing for students, sales and use tax holiday: HB 1329
 Suspension or expulsion, data concerning, collection and examination: E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**
 Suspension or expulsion, discretionary disciplinary action, requirements: HB 1680
 Suspension or expulsion, long-term, school duties and student reentry requirements: E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**
 Suspension or expulsion, out-of-school, reducing length of exclusion from school: HB 1680, E2SSB 5244, ***ESSB 5946, CH 18 (2013) PV**
 Teacher preparation and certification, articulated pathway for, convening work group to design: HB 1680
 Teachers, beginning educator support program, creating: E2SSB 5330
 Teachers, beginning, establishing minimum salary level: HB 2607
 Teachers, certificated instructional staff, adoption of new assignment policies by districts failing to close opportunity gaps: ESSB 5242
 Teachers, certificated instructional staff, including displaced and nonprovisional, assignment policies: HB 1640, ESSB 5242
 Teachers, certificated instructional staff, ongoing suspension of cost-of-living increases: ***HB 2043, CH 5 (2013)**
 Teachers, certificated instructional staff, restoring suspended cost-of-living increases: HB 2422
 Teachers, certificated instructional staff, salary schedule credits for military training: HB 2431
 Teachers, certification of, embedding common core standards into: HB 2383
 Teachers, certification programs, alternative route program requirements, revising: HB 2531
 Teachers, contracts, nonrenewal of certificated employee contracts, modifying deadline for notices of: HB 2017
 Teachers, dates of assignments and reassignments, including with other data: ***HB 2575, CH 161 (2014)**
 Teachers, educator retooling scholarships, awarding to support bilingual education and English language learner endorsements: HB 1680
 Teachers, educator support program, establishment: ***ESSB 5946, CH 18 (2013) PV**
 Teachers, evaluation system, student growth data elements from federally mandated assessments, requiring: HB 2800
 Teachers, evaluation system, supporting by enhancing allocation formula for principals: HB 1067
 Teachers, evaluation systems training program, to include cultural competence, multicultural education, and English language acquisition principles: HB 1680
 Teachers, improving effectiveness of, definition of professional learning to include: HB 2358
 Teachers, Jeff Charbonneau, 2013 national teacher of the year, honoring: ***HR 4652 (2013)**
 Teachers, K-12, funding professional development for: HB 1562
 Teachers, K-3, funding professional development learning opportunities in reading instruction for: E2SSB 5237
 Teachers, K-4, funding professional development learning opportunities in reading instruction for: ***ESSB 5946, CH 18 (2013) PV**
 Teachers, professional development days for, additional: HB 2313
 Teachers, professional development, reading and early literacy: ***ESSB 5946, CH 18 (2013) PV**
 Teachers, requirements for special education, bilingual education, or English language learner endorsement: SSB 6418
 Teachers, retooling to teach mathematics and science conditional scholarship program, renaming as educator retooling conditional scholarship program: SSB 6418
 Teachers, special education, training requirements for, including high school transition services for students with disabilities: E2SSB 5330
 Teachers, teacher certification programs, expanding testing alternatives for admission: ***HB 1178, CH 193 (2013)**
 Teachers, unprofessional conduct, certificate or permit revocation due to fraudulent test submission: HB 1765
 Teachers, unprofessional conduct, reprimand or certificate or permit revocation or suspension due to fraudulent test submission: ***2ESB 5701, CH 163 (2013)**
 Teachers, Washington K-12 online professional development project, establishment: HB 1252
 Teachers, Washington research institute for teaching excellence, creating: HB 2661
 Tenino High School, teacher and former coach Bryan Hoddle, honoring achievements of: ***HR 4675 (2014)**
 Tests, common core standards, districts to notify parents or guardians: HB 1293
 Third grade, English language arts learning assessment, adding provisions: HB 1452
 Third grade, English language arts learning assessments, adding provisions: E2SSB 5237
 Toppenish High School, honoring Trevor Greene, 2013 national high school principal of the year: ***HR 4654 (2013)**
 Transition services for special education students, provision of: ***2SSB 5958, CH 47 (2014)**

Transition services for students with disabilities or section 504 plan, provision of: HB 1735
 Transition services for students with disabilities, provision of: E2SSB 5330
 Transitional bilingual instruction program, shifting support to students requiring the most intensive intervention: E2SSB 5330
 Transitional bilingual instruction, implementing recommendations of educational opportunity gap oversight and accountability committee: HB 1680
 Transitional bilingual instructional program, assessment results, posting and reporting requirements: HB 1560
 Transitional bilingual instructional program, minimum allocation for: HB 2051, HB 2792
 Transportation, state funds allocation distribution formula, modifying provisions: HB 2051, HB 2715, HB 2792, SB 6340
 Transportation, state funds allocation distribution formula, relation to state-tribal compact schools: HB 2715, SB 6340
 Truancy, revising statutory provisions: HB 1477
 Urban school turnaround initiative grant, expenditure limitations for appropriations, superintendent of public instruction expenditure agreement with school district: HB 1812
 Vocational schools, licensed private, consumer protection parity for students: ***HB 2228, CH 11 (2014)**
 Washington civil liberties public education program, renaming as Kip Tokuda memorial Washington civil liberties public education program: ***HB 2776, CH 46 (2014)**
 Washington research institute for teaching excellence, creating: HB 2661
 Washington state school directors' association, role in developing model language access policy and procedure: HB 1815
 Washington state school directors' association, role in developing model policy for student suspensions and expulsions: E2SSB 5244
 Water, tap water during school lunches, requiring public schools to provide: HB 2686
 Year, school year requirements, waivers from in certain cases: HB 1492, ***ESSB 6242, CH 171 (2014)**
 Youth, troubled, improving districts' capacity to respond through training and planning: HB 1336
 Zillah High School, honoring Jeff Charbonneau, 2013 national teacher of the year: ***HR 4652 (2013)**

SCIENCE (See also COMPUTERS)

Cultural access programs, creating to fund cultural organizations: HB 2212
 Ecology, department of, use of peer-reviewed literature: ***HB 1113, CH 69 (2013)**, HB 2262
 Fish and wildlife, department of, use of peer-reviewed literature: ***HB 1112, CH 68 (2013)**, HB 2261
 Science or technology center, zoo, and aquarium facilities, competitive grant program for acquiring or constructing: HB 1405
 Scientific research and development services, business and occupation surtax, extending to provide basic education and higher education funding: HB 2037, HB 2038

SECURITIES (See also TAXES - EXCISE TAX)

Crowdfunding for small securities offerings, allowing: HB 2023
 High-risk capital, increasing flow of, aiding start-up companies through exemption from securities act for certain offers or sales of securities by issuer: HB 2054

SENIOR CITIZENS

Aged, blind, or disabled program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
 Aged, blind, or disabled program, persons with disability eligible for, continuation of safety net benefits: HB 2069
 Aging and disability issues, joint legislative executive committee on, establishment: HB 1631
 Alzheimer's or dementia, senior citizens with, development and implementation of silver alert plan: HB 1689
 Home and community-based services, eligibility of recipients for Washington telephone assistance program: HB 2696
 Liquor, senior center license: HB 1063, ***SB 5310, CH 78 (2014)**
 Missing endangered persons, including senior citizens, adding to missing children clearinghouse: HB 1895, ***SSB 5556, CH 285 (2013)**
 Program of all-inclusive care (PACE), establishing certain long-term care client rules and program education plan: HB 1499
 Property tax deferral, senior citizens, raising qualifying income thresholds: HB 1170
 Property tax exemption, senior citizens, raising qualifying income thresholds: HB 1170
 Property tax exemption, senior citizens, to include property leased to mobile home owner: HB 1479
 Property tax relief programs, modifying disposable income calculation: HB 1728
 Silver alert plan, development and implementation by state patrol for recovering senior citizens with Alzheimer's or dementia: HB 1689

SENTENCING (See also CRIMES; CRIMINAL OFFENDERS; CRIMINAL PROCEDURE; INDETERMINATE SENTENCE REVIEW BOARD; SEX OFFENSES AND OFFENDERS; VICTIMS OF CRIMES)

- Aggravating circumstances, revising provisions: HB 1061
- Alcohol, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
- Animal abuse, criminal animal abuse offenders, requiring registration: HB 1786
- Assault, first and second degree, expanding "destructive or noxious substance" definition and criminal penalties: HB 1018, HB 1262
- Assault, first degree, expanding "destructive or noxious substance" definition and criminal penalties: HB 2107
- Assault, third degree, to include assault of utility worker or other employee: HB 2464
- Assault, third degree, to include assaults in court proceedings areas: HB 1653, ***ESB 5484, CH 256 (2013)**
- Assault, third degree, to include certain random assaults: SB 6011
- Assault, vehicular, sentences: HB 1388
- Assaults, random and in public place without prior contact, class C felony: SB 6011
- Body armor, crimes committed while wearing, enhancement for sentencing purposes: HB 1907, HB 2704, SSB 5119, SB 6025
- Cannabis products, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
- Cannabis, medical use, lawful and unlawful actions: HB 1084, HB 1662, HB 2233
- Charter boat operators, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896
- Child abuse, female genital mutilation, class B felony: HB 2190
- Child molestation, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100
- Children, domestic violence against, modifying offender score provisions: HB 2194
- Cigarettes, electronic, selling or giving to minor, gross misdemeanor: ***HB 1937, CH 47 (2013)**
- Clergy, indecent liberties by member of, felony: HB 2341
- Community custody, conditions, marijuana use by offender: SSB 5010
- Community placement or supervision, amending mental status evaluation and treatment requirements: HB 2205
- Conducting investigation or detainment of U.S. citizen or resident alien, armed forces member prohibited from, class C felony: HB 1581
- Consecutive or concurrent offenses, in the case of multiple offenses, determining most serious offense: HB 1796, HB 1862
- Contraband, introducing in first, second, and third degrees, to include secure facilities for sexually violent predators: HB 1836
- Controlled substances, crime-related use or possession prohibitions, role in general sentencing provisions: HB 2206
- Controlled substances, possession without prescription, downgrading to misdemeanor: HB 2116
- Cooperating with armed forces member conducting investigation or detainment of U.S. citizen or resident alien, class C felony: HB 1581
- Criminal assistance, rendering, revising provisions: HB 1080, SB 5059
- Cruelty to animals, animal fighting, to include causing minor to commit, class C felony: HB 1202
- Cruelty to animals, killing or harming another person's animals with malice, class C felony: HB 1202
- Cruelty to animals, pet animals, taking or killing, etc., modifying provisions: HB 1202
- Cruelty to animals, prohibiting sale or auction of animals on public property: HB 1201
- Cruelty to animals, requiring registration of criminal animal abuse offenders: HB 1786
- Cruelty to animals, second degree, modifying provisions: HB 1202
- Cruelty to animals, unsafe confinement in vehicle or enclosed space, authority to enter vehicle or space: HB 1202
- Custodial interference, first degree, in connection with court-ordered residential provisions for child, class C felony: HB 2624
- Deadly weapons, certain sentencing enhancements to be doubled if body armor was worn: HB 1907, HB 2704, SSB 5119, SB 6025
- Death penalty, eliminating: HB 1504
- Deeds of trust, trustee's foreclosure sale, false declarations by beneficiary, class C felony: HB 2658
- DNA sample, refusal to provide as sex offender, gross misdemeanor: ESSB 5735
- Dog guides, with reckless disregard causing harm to, class C felony: HB 1830
- Drive-by shooting, adding to list of most serious offenses: HB 1730
- Driving under the influence, creating statewide 24/7 sobriety program and 24/7 sobriety account: HB 2030
- Driving under the influence, creating statewide 24/7 sobriety program and pilot project and 24/7 sobriety account: ***E2SSB 5912, CH 35 (2013)**
- Driving under the influence, eliminating ten-year look back periods from class C felony criteria: HB 2085

Driving under the influence, establishing Washington impaired driving work group: ***E2SSB 5912, CH 35 (2013)**

Driving under the influence, extending time periods for relevance of prior offenses: HB 2701

Driving under the influence, felony, converting to class B felony: HB 2506

Driving under the influence, ignition interlock requirements, provisions concerning imposing, tampering with, or defeating:
HB 2728

Driving under the influence, in connection with sentencing provisions for various crimes: HB 1482, HB 2030, ***E2SSB 5912, CH 35 (2013)**

Driving under the influence, prior offense, expanding definition for sentencing: ***SB 6413, CH 100 (2014)**

Driving under the influence, reducing prior offense threshold for class C felony: HB 2084

Driving under the influence, serving certain sentences consecutively with ignition-interlock device-related violations: ***SB 6415, CH 101 (2014)**

Drug offenders, sentencing alternatives, modifying: HB 2484

Drug offenses, enhancement for attempting to elude police vehicle, to be mandatory: HB 2549

Earned release, credits and procedures, modifying to reduce costs: ***ESSB 5892, CH 14 (2013)**

Felony, scoring as class C felony equivalent: HB 1060

Female genital mutilation, class B felony: HB 2190

Financial fraud, unlawful possession of instruments of, class C felony: ESB 6248

Finfish, genetically engineered, production in state waters, gross misdemeanor: HB 2143

Firearms, certain sentencing enhancements to be doubled if body armor was worn: HB 1907, HB 2704, SSB 5119, SB 6025

Firearms, drive-by shooting, adding to list of most serious offenses: HB 1730

Firearms, failure to register as a firearm offender, gross misdemeanor: HB 1612

Firearms, juvenile firearms and weapons crimes, provisions: HB 1096

Firearms, storing or leaving loaded firearm where child can and does gain access to it, to constitute reckless endangerment:
HB 1676

Firearms, surrender requirements and prohibitions, certain persons subject to certain protection or related orders: HB 1840

Firearms, unlawful possession in first degree, adding to list of most serious offenses: HB 1731

Firearms, unlawful possession in first degree, amending provisions: HB 1147, HB 1729, HB 1731

Firearms, unlawful possession in second degree, to include certain persons subject to certain protection or related orders:
HB 1840

Fish and wildlife department privileges, violating a suspension of, in first and second degrees: ***HB 1218, CH 102 (2013)**

Fish, food fish or shellfish, unlawful misbranding of: HB 1200

Fishing guides, unlawfully acting as food or game fish guide, adding western Washington steelhead guide stamp requirement to statute: HB 1917

Fishing guides, unlawfully engaging in fishing guide activity, gross misdemeanor: HB 1896

Fishing, by Indian tribal members, vacating convictions prior to 1975 for certain tribal fishing activities: HB 2080

Gambling, unlawful internet gambling, reducing penalty for person conducting in primary residence for recreational purposes: HB 1824

Gangs, criminal street gang associate or member, including in unlawful possession of firearm in first degree provisions:
HB 1729

Gangs, criminal street gang-related sentencing enhancement: HB 1732

HIV, removing specific mention in criminal statutes for certain crimes: HB 1262, HB 2107

Home detention, defining in connection with electronic offender monitoring and expanding requirements: HB 2543

Homicide, vehicular, due to alcohol or drugs, offender to pay child support for victim's children: HB 1151

Homicide, vehicular, sentences: HB 1388, HB 2507

Human remains, person with knowledge of location, failure to report to law enforcement, gross misdemeanor: HB 1980

Ignition interlock devices, circumventing installation and use by acquiring new vehicle, gross misdemeanor: HB 2344

Ignition interlock devices, provisions concerning imposing, tampering with, or defeating: HB 2728

Incest, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100

Indecent liberties, by member of clergy, felony: HB 2341

Indecent liberties, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**

Indecent liberties, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100

Intimate images, distributing on internet, class C felony: HB 2250

Intimate images, distributing, class C felony: HB 2257

Involuntary servitude, coercion of, to include coercing to perform labor or services in certain cases, class C felony: HB 2644, ***SSB 6339, CH 52 (2014)**

Jail time served, certification of, modifying provisions to achieve correctional savings: HB 2050
 Juveniles, offenses committed before age eighteen, sentencing and release: ***2SSB 5064, CH 130 (2014)**
 Keys, altered or shaved, possession to be gross misdemeanor: SB 6010
 Knockout game, random assault in public place without prior contact, to be assault in third degree and class C felony: SB 6011
 Legal financial obligations of offenders, failure of homeless or mentally ill to pay not willful noncompliance: HB 2231
 Marijuana, crime-related cannabis product use or possession prohibitions, role in general sentencing provisions: HB 2206
 Marijuana, criminal acts by or with minors, new provisions: HB 2706
 Marijuana, medical, lawful and unlawful actions: HB 1084, HB 1662, HB 2233
 Marijuana, misdemeanor offenses, vacating of, conditions and exceptions: HB 1661
 Marijuana, purchase by minors, specifying criminal acts and penalties: HB 2303
 Mental disability, guilty but with a mental disability, plea or finding of, sentencing provisions: HB 2496
 Metal property, theft in first and second degrees: HB 1552
 Metal, scrap metal businesses, doing business without scrap metal license, gross misdemeanor and class C felony provisions: HB 1756
 Mischief, changing crime of riot to crime of criminal mischief: ***SSB 5021, CH 20 (2013)**
 Misdemeanor or gross misdemeanor offenses, vacation of conviction record in multiple cases: HB 1087
 Multiple offenses, sentencing guidelines for: HB 1796, HB 1862
 Murder, aggravated first degree, eliminating death penalty for: HB 1504
 Murder, aggravated first degree, including certain child victims: SB 5015
 Murder, aggravated first degree, sentencing when committed before age eighteen: ***2SSB 5064, CH 130 (2014)**
 Murder, aggravated first degree, sentencing, incarceration, and early release when crime committed before age eighteen: HB 1338
 Official oppression by a public servant, class C felony: HB 1454
 Parenting sentencing alternative, expanding categories of offenses eligible for: SB 6327
 Pharmacy, robbery of, as special allegation for robbery in first or second degree: HB 1931, ***SB 5149, CH 270 (2013)**
 Police vehicle, attempting to elude, enhancement for, to be mandatory: HB 2549
 Process servers, assault in third degree to include assault of legal process servers: HB 1131
 Profiteering, criminal, adding certain commercial sexual abuse of minor crimes to definition of: HB 1793
 Rape, third degree, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**
 Rape, victim under age eighteen, modifying statute of limitations: HB 1352, SSB 5100
 Reckless endangerment, storing or leaving loaded firearm where child can and does gain access to it: HB 1676
 Rendering criminal assistance, revising provisions: HB 1080, SB 5059
 Riot, crime of, changing to crime of criminal mischief: ***SSB 5021, CH 20 (2013)**
 Robbery in first and second degree, with robbery of a pharmacy as special allegation: HB 1931, ***SB 5149, CH 270 (2013)**
 Scrap metal businesses, doing business without scrap metal license, gross misdemeanor and class C felony provisions: HB 1756
 Search and rescue dogs, on-duty, with reckless disregard causing harm to, class C felony: HB 1830
 Service animals, with reckless disregard causing harm to, class C felony: HB 1830
 Sexual exploitation of a minor, modifying statute of limitations: SSB 5100
 Shark fins, unlawful trade in second degree, prohibiting all commercial activities: SB 5081
 Stalking, protection and no-contact orders, provisions: SSB 5452
 Stalking, protection orders, stalking protection order act: HB 1383
 Standard sentence guidelines, adjustments to and departures from in the case of multiple offenses: HB 1796, HB 1862
 Subversive activities, repealing statutes: HB 1062
 Tax evasion by electronic means, prohibitions, revocation of taxpayer registration, and penalties: HB 1427, ***SB 5715, CH 309 (2013)**
 Theft in first and second degrees, to include metal property: HB 1552
 Theft with extenuating circumstances, retail, changing to retail theft with special circumstances: ***SSB 5022, CH 153 (2013)**
 Theft with extenuating circumstances, retail, modifying definition: HB 2077
 Theft, organized retail theft, modifying provisions to include making or receiving electronic communication: HB 1906, HB 2702, ESSB 5178
 Tobacco products, selling to a minor, clarifying provisions: HB 2795
 Trespass upon business owners' premises, civil actions for: HB 2353
 Vapor products, selling or giving to minor, gross misdemeanor: ***HB 1937, CH 47 (2013)**

Vehicle prowling, second degree, class C felony in certain cases: HB 1305, ***ESB 5053, CH 267 (2013)**
 Vehicles, license plates, switching or flipping, gross misdemeanor: HB 1944
 Vehicles, registration, falsifying, gross misdemeanor: HB 1944
 Vehicular assault, sentences: HB 1388
 Vehicular homicide, due to alcohol or drugs, offender to pay child support for victim's children: HB 1151
 Vehicular homicide, sentences: HB 1388, HB 2507
 Weapons, juvenile firearms and weapons crimes, provisions: HB 1096

SEWAGE AND SEWERS (See also WATER-SEWER DISTRICTS)

Sewer utility charges, lien for delinquent charges, adding lien recording and release fees: HB 1179
 Urban growth areas, appropriate urban sewer systems, selection by local government: HB 1052, HB 2186

SEX OFFENSES AND OFFENDERS (See also CRIMINAL OFFENDERS; SEX OFFENDER POLICY BOARD; VICTIMS OF CRIMES)

Abuse, physical abuse or sexual misconduct by school employee, reporting requirements for other school employees when aware that student is likely a victim: ***ESSB 5563, CH 10 (2013)**
 Adult family homes, requirements when registered sex offender residing in home: HB 1125
 Assault, sexual, protection order provisions: HB 1307
 Children, sex offenses against, modifying statute of limitations provisions: HB 1352, SSB 5100
 Children, sex offenses against, sexual abuse and exploitation prevention training program for school employees: HB 1869, ***ESSB 5563, CH 10 (2013)**
 Clergy, indecent liberties by member of, felony: HB 2341
 Commercial sale of sex, use of fine moneys for offender and victim programs and commercial sale of sex reduction: HB 1291
 Commercial sexual abuse of minor crimes, adding to seizure and forfeiture provisions: HB 1792
 Commercial sexual abuse of minor crimes, including promoting travel for and permitting, addition to definition of criminal profiteering: HB 1793
 Commercial sexual abuse of minor crimes, use of fine moneys for offender and victim programs and commercial sale of sex reduction: HB 1291
 Commercially sexually exploited children statewide coordinating committee, governor's role in establishing: ***SSB 5308, CH 253 (2013)**
 Community custody, conditions, refraining from contact with victim or their family: ***SSB 6069, CH 35 (2014)**
 DNA sample, refusal to provide as sex offender, gross misdemeanor: ESSB 5735
 Exploited children, task force on missing and exploited children, repealing advisory board provision: HB 2712
 Indecent liberties, by member of clergy, felony: HB 2341
 Indecent liberties, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**
 McNeil Island, therapeutic occupation assignments for certain sexually violent predators: HB 1837
 Missing and exploited children, task force on, repealing advisory board provision: HB 2712
 Offenders, level III, prohibiting residence in community protection zone: HB 1020
 Pretrial release, prohibiting for sex offenses without payment of bail: HB 1171
 Prostitution convictions, vacating for victims of certain trafficking and related crimes: HB 1292
 Prostitution crimes, use of fine moneys for offender and victim programs and commercial sale of sex reduction: HB 1291
 Psychosexual evaluation of parent in dependency matters, consequent reassessment of visitation: SSB 5162, ***SSB 5315, CH 254 (2013)**
 Rape, pregnant survivor of, assistance of court to avoid parenting interactions with rapist: HB 2559
 Rape, third degree, modifying definition to include spouses: ***HB 1108, CH 94 (2013)**
 Registered offenders, felony, specifying distance from a school for residence approval: HB 2557
 Registered offenders, housing rental vouchers, conditions for providing: HB 1232
 Registered offenders, requirements when residing in adult family home: HB 1125
 Registered sex or kidnapping offenders, comprehensive provisions concerning, modifying: ESSB 5735
 Sex crimes, exploitation of children and promoting prostitution, seizure and forfeiture of property connected with, use of proceeds: SSB 6017
 Sex trade, offenders, education programs funded through fine paid by offenders: HB 1291
 Sex trade, victims, rehabilitative services funded through fine paid by offenders: HB 1291
 Sex trafficking crimes, involving minors, clarifying that consent of a minor does not constitute a defense: ***ESSB 5669, CH 302 (2013)**

Sex trafficking crimes, involving minors, modifying provisions: ***ESSB 5669, CH 302 (2013)**

Sex trafficking crimes, modifying provisions: HB 1791

Sex trafficking crimes, use of internet advertisement to facilitate, establishing enhanced penalty: ***SB 5488, CH 9 (2013)**

Sex trafficking, preventing recruitment of children into, updating educational materials for parents and other community members: HB 1869, ***ESSB 5563, CH 10 (2013)**

Sex trafficking, use of internet for, requesting that Congress amend communications decency act to protect against: ***SJM 8003 (2014)**

Sexual abuse of a minor, commercial, adding to abuse issues course for teachers seeking certification: ***ESSB 5563, CH 10 (2013)**

Sexual exploitation of a minor, adding to abuse issues course for teachers seeking certification: ***ESSB 5563, CH 10 (2013)**

Sexual exploitation of a minor, modifying statute of limitations: SSB 5100

Sexual health education, public schools, sexual offense legal elements and conviction consequences information requirement: HB 1397

Sexual misconduct or physical abuse, by school employee, reporting requirements for other school employees when aware that student is likely a victim: ***ESSB 5563, CH 10 (2013)**

Sexual offenses, with minor victim, including legal elements and conviction consequences in public school sexual health education: HB 1397

Sexually violent predators, annual examinations and treatment, modifying requirements: HB 2122, SSB 5965

Sexually violent predators, annual examinations, suspending in certain cases, modifying effective date for: ***ESSB 5480, CH 335 (2013)**

Sexually violent predators, certain facility residents, therapeutic occupational assignments on McNeil Island: HB 1837

Sexually violent predators, committed, annual reviews and less restrictive alternatives: HB 1081

Sexually violent predators, returned to department of social and health services after confinement or detention, department to conduct examination, modifying effective date for: ***ESSB 5480, CH 335 (2013)**

Sexually violent predators, secure facilities for, introducing contraband in first, second, and third degrees: HB 1836

Statute of limitations, sex offenses with victim under age eighteen, modifying provisions: HB 1352, SSB 5100

Victims of sexual assault, paid sick and safe leave, establishing minimum standards: HB 1313

Victims of sexual assault, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726

Victims of sexual assault, paid sick and safe leave, state preemption of local leave regulation: HB 1780

Voyeurism, distributing intimate images on internet, class C felony: HB 2250

Voyeurism, distributing intimate images, class C felony: HB 2257

SHORELINES AND SHORELINE MANAGEMENT

Community development policies, prohibiting when based on international accords infringing on private property rights: HB 1164

Development proposals, SEPA categorical exemptions in certain cases: HB 2090

Docks, "substantial development" exceptions, amending fair market value limit: HB 1090

Environmentally designated land, existing, satisfying mitigation requirements for public infrastructure projects with: HB 2269

Floating homes, classifying as water-dependent use: HB 2581

Floating on-water residences, classifying as conforming preferred use and water-dependent use: HB 2581

Floating on-water residences, classifying as conforming use: ***ESSB 6450, CH 56 (2014)**

Lake and beach management districts, modifying provisions: HB 2218, ***ESB 6031, CH 85 (2014)**

Master programs, authorizing inclusion of siting provisions for marine aquaculture net pen facilities: HB 1599

Master programs, counties, cities, and state agencies, disallowing penalties during period of remand: HB 1401, ***SSB 5399, CH 275 (2013)**

Master programs, development proposals consistent with, SEPA categorical exemptions for: HB 2090

Permits, shoreline, regional transit authority appeal, requesting expedited de novo hearing: HB 1794

Public land adjacent to body of water, access to water by way of: HB 2342

Road vacation, by county legislative authority when land abuts body of water, conditions: HB 2603

Streets and roads, new construction or maintenance or repair activities following best management practices, removing limits and modification requirements: HB 2097

Transportation projects, environmental review and protection, applying federal requirements: HB 2093

Washington's saltwater coast, designating as state maritime heritage area: HB 2386

SOCIAL AND HEALTH SERVICES, DEPARTMENT (See also CHILD CARE; DEVELOPMENTAL DISABILITIES, PERSONS WITH; DISABILITIES, PERSONS WITH; FOSTER CARE; LONG-TERM CARE; MENTAL HEALTH; PUBLIC ASSISTANCE)

- Abuse or neglect of a child, by supervised persons, requiring various organizations to report to department or law enforcement: ***SB 5359, CH 273 (2013)**
- Abuse or neglect of a child, suspected, interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**
- Adoption process improvements, implementing certain recommendations of report by ombudsman and department: HB 1675
- Adult day health programs, department to encourage expansion through challenge grant program: HB 1983
- Adult family homes, implementing recommendations of adult family home quality assurance panel, department role: HB 1701, ***SSB 5630, CH 300 (2013)**
- Adult family homes, multiple, department acceptance and processing of applications for licensure of additional homes, conditions: ***EHB 1677, CH 185 (2013)**
- Aged, blind, or disabled program, effective date of modifications to, changing: ***SB 6573, CH 218 (2014)**
- Aged, blind, or disabled program, persons with disability eligible for, continuation of safety net benefits: HB 2069
- Alzheimer's disease, department to convene working group to develop state Alzheimer's plan: ***SSB 6124, CH 89 (2014)**
- Background checks, persons employed to provide care for certain persons, modifying provisions: ***SSB 6095, CH 88 (2014)**
- Background checks, unsupervised access to children, including persons seeking licensure for child welfare services: ***SSB 5565, CH 162 (2013)**
- Basic Food, terminating benefits to incarcerated persons, department role in strategies for: SSB 6211
- Behavioral health services, adult, department role in strategies for improvement to include establishing steering committee: HB 1522
- Behavioral health services, combined mental health and chemical dependency services, state purchasing of, department role: HB 2639, ***2SSB 6312, CH 225 (2014)**
- Behavioral health system, adult, department role in improvement of: ***2SSB 5732, CH 338 (2013)**
- Chemical dependency services, adult, using evidence- and research-based and promising practices to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Child abuse or neglect, suspected, receiving care centers to provide short-term emergency and crisis care: HB 1261
- Child care subsidy program, provider fraud, referral to department for investigation and action: ***2ESSB 5157, CH 29 (2013)**
- Child protective services, family assessment response services, eligibility of child for early learning and child care: HB 2519
- Child protective services, family assessment response, modifying requirements, department role: HB 1844
- Child protective services, interviews of children, conducting at children's advocacy centers: HB 1594
- Child protective services, parent involved with, work group to consider creating certificate of rehabilitation for parents who have turned their lives around: ***SSB 5565, CH 162 (2013)**
- Child support, enforcement services, incentive for working connections child care subsidy applicant or recipient to seek, department role: ESSB 6181
- Child support, noncompliance-based suspension of licenses, sending notice to responsible parent: HB 1227
- Child welfare services, caregiver prudent parent standard for childhood activities: HB 2699, ***ESSB 6479, CH 104 (2014)**
- Child welfare services, department to assess character, suitability, and competence for unsupervised access to children: ***SSB 5565, CH 162 (2013)**
- Child welfare services, department to charge fee for child abuse and neglect history request by out-of-state jurisdiction: ***SSB 5565, CH 162 (2013)**
- Child welfare services, Indian children, purchase of care from tribes and tribal agencies: HB 1361, ***SB 5235, CH 32 (2013)**
- Child welfare services, service delivery measurements, department to cooperate with University of Washington to establish: HB 1774
- Child welfare services, training and advancement program, collecting certain financial assistance payments: HB 1708
- Child welfare services, youth in out-of-home care, department role in improving educational outcomes: HB 1566
- Child welfare system, advisory committee on disproportionate representation of children of color in, membership rules: HB 2665
- Children's administration, internal administrative reviews of licensure, employment, or unsupervised access to children denials: HB 2535
- Children's services, domestic violence training for caseworkers: SSB 5162, ***SSB 5315, CH 254 (2013)**
- Commitment, involuntary, department role in increasing capacity for: HB 1777

- Commitment, involuntary, developing individualized discharge plan and arranging transition to community: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Community mental health services, using evidence- and research-based and promising practice to improve outcomes: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Community residential services and supports, funding investigations of vulnerable adult mistreatment with provider certification fees: HB 1574
- Community residential services and supports, provider certification fees: HB 1574
- Companion animal safety, population control, and spay/neuter assistance program, department administration: HB 1229, SSB 5202
- Developmental and intellectual disabilities, persons with, department to convene stakeholder work groups to examine future needs of: HB 2432, SB 6122
- Developmental disabilities, community residential services providers, department to review indirect client support/administrative rate: HB 1333
- Developmental disabilities, home and community-based services, basic plus waiver program, expanding client caseload: ***SSB 6387, CH 139 (2014)**
- Developmental disabilities, individual and family services program, department to develop and implement medicaid program to replace for certain clients: ***SSB 6387, CH 139 (2014)**
- Developmental disabilities, informing families building trust communication project, department to expand: HB 1546
- Developmental disabilities, persons with, department assessment for medicaid programs and services eligibility: ***SSB 6387, CH 139 (2014)**
- Developmental disabilities, respite care for persons on no paid service case load, department to provide: HB 1546
- Developmental disabilities, service request list database, department to maintain for certain individuals: ***SSB 6387, CH 139 (2014)**
- Developmental disabilities, services for, prioritizing to medicaid-eligible clients: ***SSB 6387, CH 139 (2014)**
- Diabetes epidemic, agency collaboration to identify goals and develop agency plans, department involvement: HB 1795
- Electronic timekeeping, in-home personal care and respite care agencies, limited exemption: HB 2647
- Electronic timekeeping, in-home personal care and respite care agencies, limited exemption when lacking a landline phone: HB 1362
- Employees of department, with overpayment obligations, recovery procedures and actions: HB 1708
- Employees, of certain state institutions or centers, membership in public safety employees' retirement system (PSERS): EHB 1923
- Enhanced services facilities, proposal for, department to request: HB 1522, ***2SSB 5732, CH 338 (2013)**
- Essential needs and housing support program, eligibility for, department to determine: HB 2069
- Federal receipts, requiring that department report concerning federal financial assistance: ***SSB 5804, CH 32 (2013)**
- Financial recovery, office of, recovery of various assistance or employee overpayments, procedures: HB 1708
- Forensic mental health services, provision of, department to contract for independent consultant to review: ***2SSB 5732, CH 338 (2013)**
- Foster care services, extended, department role in providing: HB 1302, ***E2SSB 5405, CH 332 (2013)**
- Hospitals, state hospitals, adding assault of worker to third degree assault: HB 2703, SB 6022
- Hospitals, state hospitals, competency to stand trial evaluations, reimbursement of county for certain costs in certain cases: ***ESSB 5551, CH 284 (2013)**
- Hospitals, state hospitals, competency to stand trial evaluations, requirements: HB 1627, ***ESSB 5551, CH 284 (2013)**
- Hospitals, state hospitals, risk of assault, department to develop patient and staff safety plan: HB 1571
- Interpreter services, authorizing purchase by department for limited-English speaking or sensory-impaired public assistance applicants and recipients: HB 1753
- Interpreter services, authorizing purchase by department for limited-English speaking public assistance applicants and recipients: EHB 2617
- Interpreter services, spoken language interpreter advisory group, department to establish: HB 1753, EHB 2617
- Long-term care insurance coverage, feasibility study of options for, department role: HB 2777
- Long-term care, providers, personal protective equipment for, department role: HB 2310
- McNeil Island, therapeutic occupation assignments for certain sexually violent predators: HB 1837
- Medicaid personal care services, department to refinance under community first choice option: HB 2746
- Medicaid, enrollees in border communities, access to care through contractual agreements across state border, department role: ***SB 6419, CH 39 (2014)**
- Medicaid, nursing facility payment system, extending certain rate add-ons, department role: ***HB 2042, CH 3 (2013)**

- Mental and behavioral health disorders, tracking outcomes, department to implement pilot program: HB 2315
- Naselle youth camp, department to maintain medium security forestry camp: HB 1433
- Neglect or abuse of a child, by supervised persons, requiring various organizations to report to department or law enforcement: ***SB 5359, CH 273 (2013)**
- Neglect or abuse of a child, suspected, interviewing of child with third party present: ***SSB 5316, CH 48 (2013)**
- Nursing facilities, medicaid payment system, department to establish medicaid disproportionate share component rate allocation for each facility: HB 1885
- Nursing facilities, medicaid payment system, department to establish medicaid disproportionate share rate add-on: HB 2236
- Out-of-home care, youth residing in group care facility or foster family home, providing schooling support: HB 1566
- Permanency planning hearings, revising department responsibility to provide services to parents: HB 1821
- Personal care services, medicaid, department to refinance under community first choice option: HB 2746
- Program of all-inclusive care (PACE), department role in establishing certain long-term care client rules and program education plan: HB 1499
- Psychiatric boarding, collecting data concerning, reporting requirements, department role: HB 2761
- Psychologists and psychiatrists, employed by department, office of state human resources director to gather market salary data related to: ***ESSB 5551, CH 284 (2013)**
- Real property, surplus governmental, selling or leasing by department for affordable low-income housing: HB 1563
- Receiving care centers, licensing of, short-term emergency and crisis care for child removed from home: HB 1261
- Regional support networks, forwarding historical involuntary commitment information to department for firearm background check purposes: ***SSB 5282, CH 216 (2013)**
- Regional support networks, transfer of client to another network, uniform transfer agreement for, department role: ***ESSB 5153, CH 230 (2013)**
- Residential habilitation centers, discharge plans for residents: HB 1527
- Residential habilitation centers, various provisions: HB 1527, HB 1928
- Residential habilitation centers, work group concerning transition process: HB 1527
- Residential services and supports, funding investigations of vulnerable adult mistreatment with provider certification fees: HB 1574
- Residential services and supports, provider certification fees: HB 1574
- Secure community transition facilities, residents of, therapeutic occupational assignments on McNeil Island: HB 1837
- Secure facilities for sexually violent predators, introducing contraband in first, second, and third degrees: HB 1836
- Service coordination organizations, accountability measures, department to incorporate into contracts: HB 1519
- Sex offenders, registered, requirements involving department when residing in adult family home: HB 1125
- Sexually violent predators, annual examinations and treatment, modifying requirements, including department role: HB 2122, SSB 5965
- Sexually violent predators, returned to department after confinement or detention, department to conduct examination, modifying effective date for: ***ESSB 5480, CH 335 (2013)**
- Supported living facilities, contracting and contractors, instituting comprehensive provisions, including debarment of contractors and department role: HB 1747
- Total confinement facilities, residents of, therapeutic occupational assignments on McNeil Island: HB 1837
- Vulnerable adult care, abuse, health care professional license suspension and practice prohibition: ***HB 1003, CH 86 (2013)**
- Vulnerable adult, definition of, expanding to include persons with developmental disabilities for investigation purposes: HB 2633
- Vulnerable adults, records from abuse and other investigations, department use and sharing: HB 1523, ***SB 5510, CH 263 (2013)**
- WorkFirst, instituting a WorkFirst reform program, department role: HB 2641
- Working connections child care, Aclara group report on eligibility requirements, implementing recommendations, department role: HB 1671, ***2SSB 5595, CH 337 (2013)**

SOLID WASTE (See also COMPOSTING; HAZARDOUS WASTE; LITTERING; LIVESTOCK; RECYCLING; SEWAGE AND SEWERS; TAXES - SOLID WASTE COLLECTION)

- Bags, retail carryout, regulation by cities and counties: HB 1310
- Batteries, small rechargeable battery stewardship act: HB 1364
- Biosolids, exceptional quality, excluding from definition of turf fertilizer: HB 1314
- Collection companies, certain commercial information, exemption from disclosure: HB 1697
- Combustion of solid waste, electricity from certain facilities for: SSB 6028
- Compostable waste, collected, modifying city and county responsibility for storage and processing of: HB 2072

Electronic products recycling program, excluding licensors from required participation: HB 1507
 Electronic products recycling program, improving waste collection reporting: HB 1498
 Electronic products recycling program, revising provisions: ***ESB 5699, CH 305 (2013)**
 Food and yard waste collection, space for containers for new residential occupancies: HB 2481
 Highly impacted communities, including community organizations in permit issuance and clean-up plan adoption: HB 1434
 Litter and potentially dangerous litter, abatement of nuisance, city and town authority: SB 5323
 Littering, general, adding penalty to penalty for littering from motor vehicle: HB 2294
 Management of solid waste, amending certain department of ecology statutes: HB 2439
 Manure, anaerobic digesters, apprentice utilization requirement for tax exemptions: HB 1023
 Manure, anaerobic digesters, prevailing wage requirement for tax exemptions: HB 1025
 Manure, anaerobic digesters, resident workers requirement for tax exemptions: HB 1026
 Polychlorinated biphenyls (PCBs), state purchasing preference for products not containing: ***SSB 6086, CH 135 (2014)**
 Reduction and management of solid waste, various programs, modifying to create administrative flexibility: HB 1206, HB 1948, HB 1952
 Reduction of waste and litter, supporting reduction, recycling, and composting efforts using tax revenues: HB 1309

SPECIAL PURPOSE DISTRICTS

Beneficial interests in contracts, prohibition, exemption for municipal officers for certain renewable energy programs and conservation systems and equipment: HB 1746
 Lands and their resources, coordinated state and local management, role of districts: HB 1163
 Municipal employees, to be included in certain contract beneficial interest provisions of municipal officer code of ethics: HB 1867
 Municipal officers, code of ethics for, modifying certain contract beneficial interest provisions to include municipal employees: HB 1867
 Public records requests, requirements for districts when holding office hours for fewer than 30 hours: HB 1418, HB 1763

SPORTS

Athletes, school, allowing chiropractors to conduct physical examinations for: HB 1573
 Baseball stadium, construction bond issue repayment funding through state lottery account, terminating: HB 1428
 Basketball, Cleveland High School women's basketball team, congratulating: ***HR 4632 (2013)**
 Basketball, Colton High School Wildcats girls basketball team, recognizing: ***HR 4633 (2013)**
 Basketball, Gonzaga University men's and women's basketball teams, honoring: ***HR 4703 (2014)**
 Basketball, Rainier Beach High School men's basketball team, congratulating: ***HR 4634 (2013)**
 Celski, J.R., honoring: ***HR 4696 (2014)**
 Events, short-term major public, creating county special events tax program: HB 2330
 Extracurricular activities, interschool, eligibility of tribal students to participate in: HB 2538
 Facilities, community athletic, providing grants for indoor or outdoor facilities: HB 1187
 Football, honoring Chiawana High School team: ***HR 4666 (2014)**
 Football, honoring Freeman High School Scotties team: ***HR 4671 (2014)**
 Football, honoring Montesano High School team: ***HR 4607 (2013)**
 Huddle, Bryan, coach, honoring achievements of: ***HR 4675 (2014)**
 Olympic athletes from North Central Washington, honoring: ***HR 4693 (2014)**
 Olympic athletes, honoring J.R. Celski: ***HR 4696 (2014)**
 Seattle Seahawks special license plates, creating: ***SSB 5152, CH 286 (2013)**
 Seattle Seahawks, congratulating: ***HR 4622 (2013)**
 Seattle Seahawks, mascot Taima the hawk, recognizing: ***HR 4685 (2014)**
 Seattle Sounders FC special license plates, creating: ***SSB 5152, CH 286 (2013)**
 Shooting ranges, protecting ranges and range owners and operators: HB 1184
 Trainers, athletic, modifying provisions: HB 2430
 Wrestling events, theatrical, conducting review of need for regulation of: HB 2573

STATE AGENCIES AND DEPARTMENTS (See also BUDGET; ENTERPRISE SERVICES, DEPARTMENT; OPEN PUBLIC MEETINGS; PUBLIC EMPLOYMENT AND EMPLOYEES; RECORDS; WAGES AND HOURS)

Advertising and marketing, agency expenditures for, conducting analysis: HB 1373
 Agreements between agencies and federal government, reporting to legislature: HB 1094

Agricultural producers and state regulatory agencies, conservation commission to initiate state forum to improve understanding and working relationships: SSB 5766

Aircraft systems, public unmanned, establishing standards, protecting citizens, and reducing liability: HB 1771

Applications submitted to agencies, requiring prompt action: HB 1163, HB 1236

Archivist, state, qualifications and duties: HB 1359

Biofuel and biodiesel, state agency use requirements, exemptions: HB 2091

Boards, ferries advisory board, creating: HB 2758

Boards, fish passage barrier removal board, renaming fish passage barrier removal task force as: HB 2251

Boards, liquor control board, renaming as state liquor and cannabis board: E3SSB 5887

Boards, officer promotion board, revising composition of: ***HB 2115, CH 178 (2014)**

Boards, opportunity scholarship board, expanding membership: HB 1251, HB 2612, E2SSB 6423

Business license center, expanding required participation to additional agencies: HB 1403, E2SSB 5680

Businesses, violations of state laws or agency rules, allowing at least five days to correct: HB 1163

Call center services, procurement by agency under personal services contract, prohibiting performance of services at location outside United States: HB 1995

Caseload forecast council, abolishing and transferring powers and duties to the office of the forecast council: HB 1940

Cellular device issuance, to state employees, establishing criteria for: SSB 5381

Central services of state government, conforming amendments prompted by reorganization and streamlining: HB 2098

Commissions, commission on state debt, repealing certain session law sections: HB 1646, ESSB 5138

Commissions, economic development commission, eliminating: HB 2029

Commissions, interstate compact commission, creation: HB 1030

Commissions, local government fiscal health commission, creation: HB 1828

Commissions, tourism commission, eliminating: HB 2029

Community development policies, prohibiting when based on international accords infringing on private property rights: HB 1164

Contracts, for capital and transportation projects, providing information online: HB 2104

Contracts, outsourcing services, requiring impact statement: HB 2743

Data, open data portal for public data sets, implementation and expansion: HB 2202

Debt collection by agencies, mandatory use of private collection agencies: HB 1123

Disabilities, persons with, increasing hiring by state agencies: HB 2450

Economic and revenue forecast council, abolishing and transferring powers and duties to the office of the forecast council: HB 1940

Education agencies, state achievement council to convene: HB 2383

Electronic signatures, on written communications, allowing use of: HB 2564

Emergencies and disasters, continuity of government and operations in the event of: HB 2124

Emergencies and disasters, continuity of government and operations in the event of, constitutional amendment to clarify: HJR 4212

Employees, state facility de minimis use for communicating health care, insurance, or retirement information to: ***HB 1785, CH 28 (2014)**

Environmental policy, agencies to strive for environmental justice in decision making: HB 1434

Environmental policy, certain agencies to include community organizations in permit issuance and clean-up plan adoption: HB 1434

Ethics in state government, complaints and investigations, modifying provisions: ***ESSB 5577, CH 190 (2013)**

Ethics in state government, each agency to designate ethics advisor or advisors, requirements: ***ESSB 5577, CH 190 (2013)**

Ethics in state government, prohibiting reprisals or retaliatory actions against whistleblowers: ***ESSB 5577, CH 190 (2013)**

Ethics in state government, restructuring certain ethics functions under public disclosure commission: HB 1005

Expanded learning opportunities council, establishment: ***2SSB 6163, CH 219 (2014)**

Facilities review council, creation as advisory group to legislature: HB 2719

Facility naming, authorizing sale of naming rights, exceptions: HB 1050

Federal receipts, reporting requirements for certain agencies receiving federal financial assistance: ***SSB 5804, CH 32 (2013)**

Fees imposed by state agencies, inventorying as part of state fee inventory: ***SB 5751, CH 63 (2013)**

Fire sprinkler systems, in agricultural structures, prohibiting state agencies from mandating installation: HB 1390

Food and beverage provision and service standards for agencies, adoption and implementation: HB 1321

Forecast council, office of the, creation and duties: HB 1940

Foreign laws, prohibiting enforcement to avoid violating constitutional rights: HB 1392

Fourth Amendment protection act, refusing aid in certain cases to federal agencies collecting electronic data in state: HB 2272

Grants, state agency innovation and efficiency grant program, creation and administration: SSB 5872

Health benefit exchange, Washington, creation as state agency: HB 2340

Health security trust, creation, including standing committees: HB 1085

Human resources director, position of, eliminating: HB 2514, SSB 6005

Information services and telecommunications state agency network, assessment of model and consolidation of network into consolidated technology services agency: ***ESSB 5891, CH 33 (2013)**

Information services and telecommunications state agency network, certain information within, public disclosure exemption: ***ESSB 5891, CH 33 (2013)**

Information technology expenditures in state budget process, evaluation and prioritization of: ***ESSB 5891, CH 33 (2013)**

Information technology expenditures, by higher education institutions and legislative and judicial agencies, evaluation and approval of: ***ESSB 5891, CH 33 (2013)**

Information technology expenditures, state agency, information technology business management program, implementing: ***ESSB 5891, CH 33 (2013)**

Information technology for state agencies, establishing information technology investment pool: ***ESSB 5891, CH 33 (2013)**

Information technology networking equipment and services, agency purchases of, developing statewide standards: ***ESSB 5891, CH 33 (2013)**

Information technology purchases, competitive contracting for, exempting state agencies from: ***ESSB 5891, CH 33 (2013)**

Information technology systems and infrastructure, information in, establishing security standards: ***ESSB 5891, CH 33 (2013)**

Information technology systems, executive branch, inventorying, modernizing, and funding of: ***ESSB 5891, CH 33 (2013)**

Innovate Washington, eliminating: HB 2029, ***E2SSB 6518, CH 174 (2014)**

Interpreter services, integrating purchase by certain state agencies and modifying collective bargaining provisions: HB 1753, EHB 2617

Lands occupied or under jurisdiction of state agency, modifying duties of agency chief administrative officer: HB 2516

Language access providers, interpreter services from, integrating purchase by certain state agencies and modifying collective bargaining provisions: HB 1753, EHB 2617

Lobbying, by state agencies, strengthening prohibition through taxpayer funded lobbying reform act: HB 1093

Marketing and advertising, agency expenditures for, conducting analysis: HB 1373

Naming of facilities, authorizing sale of naming rights, exceptions: HB 1050

National defense authorization act, prohibiting state public employees or associated persons from cooperating with investigations or detainment under the act: HB 1581

Natural resources management, streamlining through agency independence: HB 1384

Officers, state, legal actions or proceedings on behalf of, not requiring attorney general to institute or prosecute when related to fiscal appropriation level or sufficiency: HB 2024

Outsourcing services to private sector or nonprofit, establishing taxpayer protection act concerning: HB 2743

Parking and transit fee deductions for employees, authorizing pretax payment, conditions: HB 1456

Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045

Procurement by state government, call center services, prohibiting performance of services at location outside United States: HB 1995

Procurement by state government, contract length limitation and termination prohibition: HB 1143

Procurement by state government, encouraging agencies to award contracts to veteran-owned businesses: HB 1909, SSB 5834

Procurement by state government, enterprise application software solutions, requesting proposals from bidders: HB 1949

Procurement by state government, nonsubstantive changes to statutes: HB 2374

Procurement by state government, reasons for debarment of contractors to include fraud and false medicaid claims: ***SB 5948, CH 34 (2013)**

Procurement by state government, reducing purchase of polychlorinated biphenyls (PCBs)-containing products: ***SSB 6086, CH 135 (2014)**

Properties owned by agencies, vacant or undeveloped, developing master real estate plan and making payment in lieu of taxes: HB 2628

Properties, obtained by public agencies through foreclosure, developing master real estate plan for use or disposal: HB 1964

Purchasing of goods and services, competitive bid process, preference for in-state businesses, conditions: HB 1938
 Purchasing of goods and services, enterprise application software solutions, requesting proposals from bidders: HB 1949
 Real property, obtained by public agencies through foreclosure, developing master real estate plan for use or disposal: HB 1964
 Real property, surplus governmental, selling or leasing by agencies for affordable low-income housing: HB 1563
 Regulations affecting property owners, compensation requirements: HB 1163, HB 1166
 Regulations affecting property owners, compensation under regulatory freedom and accountability act: HB 1163
 Regulatory assistance, office of, bill of rights for those subject to state agency action, office role: HB 2623
 Regulatory assistance, office of, establishing multijurisdictional regulatory streamlining projects, office role: ***HB 1818, CH 324 (2013)**
 Regulatory fairness act of 2013, controlling state agency rule making: HB 1162
 Regulatory freedom and accountability act: HB 1163
 Rule making, legislature to provide specific grants of legislative authority through legislation: HB 1163
 Rule making, moratorium, exceptions: HB 1163, HB 1478
 Rule making, regulating of greenhouse gas emissions, prohibiting without legislative authorization: HB 1169
 Rule making, regulatory fairness act of 2013: HB 1162
 Rule making, regulatory freedom and accountability act: HB 1163
 Rule making, requiring citation of constitutional authority in rules: HB 1163
 Rule making, requiring legislative approval of certain rules: HJR 4204
 Rule making, significant legislative rules, requirement that governor sign: SB 5641
 Rule making, specified economic impact notification by agency and enactment into law by legislature: HB 1162, HB 1163
 Rules, review of, certain agencies to conduct for streamlining purposes: HB 1591, ***SSB 5679, CH 30 (2013)**
 Rules, review of, increasing responsibilities of joint administrative rules review committee: HB 2293
 Signatures, on written communications, allowing use of electronic signatures: HB 2564
 State agency innovation and efficiency council, creation: SSB 5872
 State lands, divestiture, role of various agencies when land not being used for forestry: HB 1111
 State officers, legal actions or proceedings on behalf of, not requiring attorney general to institute or prosecute when related to fiscal appropriation level or sufficiency: HB 2024
 Surveillance using extraordinary sensing devices, requirements and prohibitions: HB 2179, ***EHB 2789 (2014) V**
 Telecommunications and information services state agency network, assessment of model and consolidation of network into consolidated technology services agency: ***ESSB 5891, CH 33 (2013)**
 Telecommunications and information services state agency network, certain information within, public disclosure exemption: ***ESSB 5891, CH 33 (2013)**
 Tortious conduct by state, claims for damages, electronic presentment: HB 1762, ***SB 5136, CH 188 (2013)**
 Trespass on private property, criminal, ensuring application to government officials by eliminating most special immunities from prosecution: HB 1681
 U.S. government property, to include electronic data processing, telecommunication equipment, software, and services, authorizing purchase with calling for bids: ***HB 1738, CH 132 (2013)**
 Violations by businesses of state laws or agency rules, allowing at least five days to correct: HB 1163
 Washington health benefit exchange, creation as state agency: HB 2340
 Washington health security trust, creation, including standing committees: HB 1085

STATE AUDITOR

Performance audits of government account, distributions from timber tax distribution account, audit provisions: HB 2747
 Research universities, state, auditor to conduct financial audit of University of Washington and Washington State University: HB 2308
 Subpoenas, investigative, auditor application to superior court: HB 1451, ***SB 5446, CH 50 (2013)**

STATE GOVERNMENT (See also BUDGET; EXECUTIVE ETHICS BOARD; LEGISLATURE; OFFICIAL STATE DESIGNATION; OPEN PUBLIC MEETINGS; RECORDS; STATE AGENCIES AND DEPARTMENTS; TREASURER, STATE)

Aircraft systems, public unmanned, establishing standards, protecting citizens, and reducing liability: HB 1771
 Annexation of state property owned for military purposes, filing petition for annexation: HB 1158
 Archivist, state, qualifications and duties: HB 1359
 Caseload forecast council, abolishing and transferring powers and duties to the office of the forecast council: HB 1940
 Central services of state government, conforming amendments prompted by reorganization and streamlining: HB 2098

Community development policies, prohibiting when based on international accords infringing on private property rights: HB 1164

Controlled substances act, certain provisions, state preemption of local government laws and ordinances: HB 2638

Data, open data portal for public data sets, implementation and expansion: HB 2202

Debt, state, creating council on state debt: HB 1646

Debt, state, disclosure of estimated debt service costs in capital appropriations bills: SB 5132

Debt, state, including debt service information in budget documents: HB 1646, ESSB 5138

Economic and revenue forecast council, abolishing and transferring powers and duties to the office of the forecast council: HB 1940

Elected officials, modifying time limit for soliciting or accepting campaign contributions: HB 1385

Emergencies and disasters, continuity of government and operations in the event of: HB 2124

Emergencies and disasters, continuity of government and operations in the event of, constitutional amendment to clarify: HJR 4212

Enabling act, 125th anniversary, commemorating: ***HR 4680 (2014)**

Expenditure information web site, searchable state, links or access to annual state fee inventory: ***SB 5751, CH 63 (2013)**

Expenditures by state, modifying state expenditure limit to limit non-education expenditures: 2ESSB 5895

Expenditures by state, modifying state expenditure limit to reflect prototypical school funding formula enhancements: HB 2794

Facilities review council, creation as advisory group to legislature: HB 2719

Facility naming, authorizing sale of naming rights, exceptions: HB 1050

Forecast council, office of the, creation and duties: HB 1940

Forecasts, economic and revenue, shifting to same date during both long and short legislative sessions: HB 2062, SB 5910

Liquor revolving fund, distribution of revenues to state: HB 1368, HB 2067

Marijuana, statutory provisions, state preemption of local government laws and ordinances: HB 2638

Marriage, solemnizations of, authorizing without requiring elected officials to perform: HB 1589

Naming of facilities, authorizing sale of naming rights, exceptions: HB 1050

Quality award program, applying to, removing requirement for housing organizations eligible for transitional housing operating and rent program: HB 1425

Rule making by state agencies, specific grant of legislative authority, requirement: HB 1163

State of state message, joint legislative session for: ***HCR 4414 (2014)**

Statehood day, recognizing: HB 2423

Subversive activities, repealing statutes: HB 1062

Surveillance using extraordinary sensing devices, requirements and prohibitions: HB 2179, ***EHB 2789 (2014) V**

Tortious conduct by state, claims for damages, electronic presentment: HB 1762, ***SB 5136, CH 188 (2013)**

U.S. government property, to include electronic data processing, telecommunication equipment, software, and services, authorizing purchase with calling for bids: ***HB 1738, CH 132 (2013)**

Washington coastal marine advisory council, establishment in office of governor: ***ESB 5603, CH 318 (2013)**

Washington marine resources advisory council, creation in office of governor: ***ESB 5603, CH 318 (2013)**

STEELHEAD

Fishing guides, unlawfully acting as food or game fish guide, adding western Washington steelhead guide stamp requirement to statute: HB 1917

STORM WATER CONTROL FACILITIES

Mosquito control, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**

Mosquitos, controlling in storm water using integrated pest management: ***ESSB 5324, CH 209 (2013)**

Rate charges, paid by department of transportation, removing certain limits on use of: SB 6077

Storm water, compliance pilot project: HB 1237

Storm water, financial assistance for management of runoff, prioritizing: HB 1235

Storm water, new requirements for phase I jurisdictions, delaying: HB 1234

Water supply and integrated water management, flood control, and storm water projects, financing options for, joint legislative task force on, establishing: SSB 6516

STUDENT ACHIEVEMENT COUNCIL

Agreements, interstate reciprocity, with state or multistate entities to further council goals: ***HB 1736, CH 218 (2013)**

Business license center, participation by council: HB 1403, E2SSB 5680
 Development disabilities, adult patients with, grant program for training medical professionals to work with, council role: HB 2611
 Distance delivery of higher education, interstate, council to enter into agreements to ensure consistent consumer protection: ***HB 1736, CH 218 (2013)**
 Dual credit courses, council to analyze courses and convene state education agencies: HB 2383
 Educational attainment goals, statewide, council role in achieving: HCR 4416
 Educational attainment goals, statewide, encouraging council to develop and adopt: HCR 4416
 Financial aid, pay it forward program, creation, council role: HB 2720
 Higher education coordinating board, references to, replacing with student achievement council: HB 1048
 Higher education facilities authority, increasing membership by adding chair of the council: SB 5787
 Higher education transparency web site, council to create: HB 2651
 Indicators of educational system health, statewide, establishment as basis for performance goals and measurements, council role: ***ESSB 5491, CH 282 (2013)**
 Meeting industry demand account, creation, council authorization of expenditures: HB 1936
 Meeting industry demand program, council to administer, including grants to postsecondary programs: HB 1936
 Membership, revising provisions: HB 1048
 New economy scholars fund, establishment to expand high employer demand programs, council role: HB 2049
 Online higher education transfer and student advising system, council role in establishing: HB 1320
 Running start program, council to conduct analysis of: HB 2396
 STEM education, council role in aligning roadmap for education and STEM education innovation alliance-developed framework: HB 1872, SSB 5755
 Students, low-income, program to increase college applications from high-achieving low-income students, council role: HB 2694
 Washington research institute for teaching excellence, creating, council role: HB 2661

STUDENT FINANCIAL ASSISTANCE, OFFICE (See also COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES)

College bound scholarship, modifying program and renaming as college bound pay it forward program: HB 2619
 Financial aid, adding criteria to aid immigrant students granted deferred action for childhood arrival status: HB 1817, HB 1998
 Financial aid, pay it forward program, creation, office role: HB 2720
 Financial aid, rules and regulations, office to monitor compliance and performance of higher education institutions: HB 1843
 Immigrant students, granted deferred action for childhood arrival status, adding higher education financial aid criteria to aid: HB 1998
 Immigrant students, granted deferred action for childhood arrival status, adding higher education financial aid criteria to aid, office role: HB 1817
 Passport to college promise program, eligibility of student formerly in foster care: HB 1566
 State need grant, application to be developed by office: HB 1626
 State need grant, receipt of, prohibiting office from creating priority status for any resident students: HB 2726
 State need grants, modifying program and renaming as state need pay it forward program: HB 2619
 State need grants, modifying renewal requirements: HB 2615
 Tuition support fund program and account, establishment: HB 1725
 Washington advance higher education loan program, office to report on: HB 2429

STUDIES

Alternative learning experience courses, superintendent of public instruction to conduct study for creating funding proposal for: 2SSB 5794
 Back-to-school clothing and school supply items sales and use tax exemptions, economic impact study: HB 1329
 Biological material from criminal investigations, preservation, work group on preservation of evidence for criminal justice purposes to study: HB 2468
 Foreign language interpreters, K-12, feasibility of state foreign language education interpreter training program: HB 1709
 Hemp, as commercial feed component, studying: HB 2405
 Nuclear power, creating joint select task force on nuclear energy to study: SSB 5991
 Oil, transportation by railcars, studying state's preparedness and accident-response capacity: HB 2347

Physicians and nurses, standardized clinical affiliation agreements for clinical placements, work group to study: HB 1660
 PSERS, changes in covered employers and members of, state actuary and department of retirement systems to study: EHB 1923

State debt affordability study, treasurer-convened work group to study current debt portfolio and future debt issuance: HB 1646, ESSB 5138

Vacation leave, paid, studying impact of: HB 2238

Water supply and integrated water management, flood control, and storm water projects, financing options for, joint legislative task force to study: SSB 6516

Workers' compensation, independent entity to study occupational disease claims: HB 1463

Workers' compensation, independent study of return to work provisions: HB 1463, ESSB 5128

Workers' compensation, independent study of voluntary settlement agreements: HB 1463, ESSB 5128

SUBDIVISIONS

Plats, certain preliminary short plats, land use decision and application notice requirements: HB 2311

Plats, final plat approval, adjusting certain timelines: HB 1074

Short plat and subdivision actions, SEPA categorical exemption in certain cases: HB 2595

Water, potable, providing to a subdivision: HB 1350

SUNSET REVIEW

Aerospace technology innovation, joint center for, extending by repealing sunset termination and repeal provisions: HB 1866, SB 5784

Alternative public works contracting procedures, extending program expiration: HB 1466, SB 5349

Alternative public works contracting procedures, program expiration: HB 1210, ***HB 1768, CH 186 (2013)**

Mercury-containing lights product stewardship program, termination date: HB 1444, HB 2246

Process servers, regulating of, sunrise review of need for: HB 2391

Sunset review process, continuing by extending expiration date: ***HB 1860, CH 44 (2013)**

Veterans innovations program, extending by repealing sunset termination and repeal provisions: HB 1428

TAX APPEALS, BOARD

Membership, mediation conferences, board review of appeals, and related provisions: HB 2635

TAXES (See also TAX APPEALS, BOARD; TAXES - PROPERTY TAX)

Capital gains tax, authorizing: HB 2087

County ferry districts, transfer of taxing authority to county, conditions and process: HB 1324, HB 2182

Flood control zone districts, taxing authority, transfer to county, conditions and process: HB 1324

Forecasts, economic and revenue, shifting to same date during both long and short legislative sessions: HB 2062, SB 5910

Health security trust, employers to pay health security assessment to fund trust: HB 1085

Health security trust, use of revenues for health care services and maintenance of trust: HB 1085

High capacity transportation corridor areas, transit agencies eligible to create, limiting: SSB 5088

Information related to certain taxes, exempting from public inspection and copying: HB 1833

Legislation, tax increases, two-thirds majority for approval: HJR 4201, HJR 4206

Marijuana, recreational use industry, delaying use of tax preferences by: HB 2409, ***SB 6505, CH 140 (2014)**

Preferences, creating, expanding, or extending various: ***ESSB 5882, CH 13 (2013)**

Preferences, fiscal accountability and transparency standards: HB 2201, HB 2721

Preferences, legislative intent, review, and expiration provisions: ESB 5843

Preferences, tax preference performance statement, review, and expiration provisions: ***ESSB 5882, CH 13 (2013)**

Preferences, tax transparency and accountability act: HB 2721

Preferences, various, delaying use by recreational marijuana industry: HB 2409, ***SB 6505, CH 140 (2014)**

Ride-sharing programs, clarifying certain tax preference statutes: ***SSB 6333, CH 97 (2014)**

Statute clarifications, simplifications, and technical corrections, various: ***SSB 6333, CH 97 (2014)**

TAXES - AIRCRAFT EXCISE TAX

Aircraft, commercial, conditions of exemption for certain aircraft: HB 1707, ***ESSB 5882, CH 13 (2013)**

Aircraft, nonresident-owned and registered in another state, exemption conditions: HB 1707, ***ESSB 5882, CH 13 (2013)**

Commuter air carriers, defining for tax purposes and imposing tax accordingly: HB 1710, ***SB 5627, CH 56 (2013)**

Distribution, use for state grants to airports and associated administrative expenses: ESB 5430

Exemptions, certain aircraft owned by nonresidents and registered in another state, conditions: HB 1707, ***ESSB 5882, CH 13 (2013)**

Exemptions, certain commercial aircraft, conditions: HB 1707, ***ESSB 5882, CH 13 (2013)**

Fuel taxes, administration of, simplifying and updating through comprehensive revisions and consolidation: HB 1883

TAXES - AIRCRAFT FUEL TAX

Information related to aircraft fuel tax, exempting from public inspection and copying: HB 1833

TAXES - BUSINESS AND OCCUPATION TAX

Aerospace product development, extending credit: HB 2089, ***ESSB 5952, CH 2 (2013)**

Aerospace products, sale in import commerce, exemption for, narrowing to provide basic education and higher education funding: HB 2038

Airplane, commercial, amending definition to extend certain tax preferences to additional aircraft: HB 2203, HB 2693

Airplanes, commercial, extending credit for certain manufacturing-related property and leasehold excise taxes: HB 2089, ***ESSB 5952, CH 2 (2013)**

Airplanes, commercial, extending exemption for persons manufacturing or selling: HB 2089, ***ESSB 5952, CH 2 (2013)**

Banks, in-state and out-of-state, defining "loan" for business and occupation tax apportionable income purposes: HB 1751

Banks, in-state and out-of-state, providing equal business and occupation tax treatment of investment securities for: HB 1751

Beekeepers, wholesale sales of honey bee products and amounts received for bee pollination services, adding expiration dates to exemptions: ***ESSB 5882, CH 13 (2013)**

Beekeeping, apiarists, adding pollination services to definition of farmer for excise tax purposes : 2SSB 6402

Beekeeping, honey bee products, defining as agricultural product: 2SSB 6402

Beekeeping, tax relief, extending to apiarists and making permanent: 2SSB 6402

Blood, tissue, or blood and tissue banks, exemption for, modifying definitions, including "qualifying blood bank": HB 1766, ***ESSB 5882, CH 13 (2013)**

Business activities, extending additional tax for basic education funding: HB 1122

Businesses, new job creation and capital investment, pilot program to provide tax credits for: SSB 6515

Contests of chance, extending additional tax for basic education funding: HB 1122

Cooperative finance organizations providing utility services, certain loan amounts received by, deduction: ***ESSB 5882, CH 13 (2013)**

Cooperative finance organizations providing utility services, certain loan amounts received by, exemption: HB 1272

Credits, aerospace product development, extending credit: HB 2089, ***ESSB 5952, CH 2 (2013)**

Credits, businesses creating new jobs and making new capital investments, as part of pilot program: SSB 6515

Credits, businesses hiring veterans: ESSB 6049

Credits, businesses that hire individuals with developmental disabilities: HB 1622, HB 2660, SSB 6057

Credits, businesses that hire veterans receiving unemployment compensation: HB 1615

Credits, certain employers in connection with family and medical leave insurance program: HB 1457

Credits, extending for certain commercial airplane manufacturing-related property and leasehold excise taxes: HB 2089, ***ESSB 5952, CH 2 (2013)**

Credits, new/start-up businesses, eligibility and requirements: HB 2052

Credits, qualified industrial facilities, credit for portion of construction costs of: SSB 6515

Credits, research and development, credit for, modifying to provide basic education and higher education funding: HB 2038

Credits, research and development, credit for, modifying to provide funding for new economy scholars program: HB 2049

Credits, research and development, expiration of, department of revenue to estimate revenue increases due to: HB 1936

Credits, research and development, extending expiration date: HB 1303, HB 2685, ESSB 6430

Credits, small business tax credit, increasing by repealing certain farm-related preferences: HB 2286

Dairy products, deduction for value of products or gross proceeds of sales in certain cases: ***ESSB 5882, CH 13 (2013)**

Dairy products, preferential business and occupation tax rate for dairy producers: ***ESSB 5882, CH 13 (2013)**

Dairy products, taxation of, provisions: HB 1748, ***ESSB 5882, CH 13 (2013)**

Deductions, certain loan amounts received by cooperative finance organizations providing utility services: ***ESSB 5882, CH 13 (2013)**

Deductions, cost of goods sold, compensation, or portion of gross proceeds: HB 2264

Deductions, dairy products, for value of products or gross proceeds of sales in certain cases: ***ESSB 5882, CH 13 (2013)**

Deductions, for certain financial businesses making loans to firearms ammunition, parts, and accessories manufacturers: HB 2020

Deductions, income on loans secured by first mortgage, administering according to original intent: HB 2521
 Deductions, investment income, eliminating deduction for corporations and other business entities: HB 2048
 Deductions, new businesses in high growth sectors: HB 1693
 Deductions, paymaster services by employer of record, deduction for payroll cost reimbursements within affiliated group's centralized payroll reporting system: ***ESSB 5882, CH 13 (2013)**
 Developmental disabilities, individuals with, credit for employers who hire, conditions: HB 1622, HB 2660, SSB 6057
 Exclusions, paymaster services by employer of record, exclusion for certain gross proceeds from affiliated business entity: HB 1958
 Exclusions, paymaster services by employer of record, exclusion for payroll cost reimbursements within affiliated group's centralized payroll reporting system: HB 2076, ***ESSB 5882, CH 13 (2013)**
 Exemptions, apiarists, adding pollination services to definition of farmer for excise tax purposes: 2SSB 6402
 Exemptions, beekeepers, wholesale sales of honey bee products and amounts received for bee pollination services, adding expiration dates: ***ESSB 5882, CH 13 (2013)**
 Exemptions, blood and/or tissue banks, modifying definitions, including "qualifying blood bank": HB 1766, ***ESSB 5882, CH 13 (2013)**
 Exemptions, certain loan amounts received by cooperative finance organizations providing utility services: HB 1272
 Exemptions, extending for persons manufacturing or selling commercial airplanes: HB 2089, ***ESSB 5952, CH 2 (2013)**
 Exemptions, manufacturers of firearms ammunition, parts, and accessories: HB 2020
 Exemptions, mint growers and processors: ***ESSB 5882, CH 13 (2013)**
 Exemptions, moneys received by hotel management company for covered employee costs: HB 1932
 Exemptions, paymaster services by employer of record, exemption for certain gross proceeds from affiliated business entity: HB 1958
 Exemptions, paymaster services by employer of record, exemption for payroll cost reimbursements within affiliated group's centralized payroll reporting system: HB 2076
 Exemptions, sales of aerospace products in import commerce, exemption for, narrowing to provide basic education and higher education funding: HB 2038
 Exemptions, Washington health benefit exchange for certain amounts received: HB 1517
 Family and medical leave insurance program, credit for certain employers in connection with program: HB 1457
 Filing business and occupation tax return, raising threshold for small businesses: HB 2520, HB 2678
 Firearms ammunition, parts, and accessories, deduction for certain financial businesses making loans to manufacturers of : HB 2020
 Firearms ammunition, parts, and accessories, exemption for manufacturers of: HB 2020
 Gas distribution businesses, sales of compressed or liquefied natural gas for transportation use, taxation of: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Health benefit exchange, Washington, exemption for certain amounts received: HB 1517
 Health security trust, repealing certain tax provisions in connection with creation of trust: HB 1085
 Hospitals, surtax, extending to provide basic education and higher education funding: HB 2037, HB 2038
 Hotel management companies, moneys received by company for covered employee costs, exemption: HB 1932
 Information technology services, in county with naval base, preferential rate: HB 2785
 Insurance agents, preferential tax rates, eliminating to provide basic education and higher education funding: HB 2038
 Investment income, deduction, eliminating for corporations and other business entities: HB 2048
 Local and state business and occupation taxes, simplification of, establishing work group: E2SSB 5688
 Marijuana, recreational use industry, delaying use of tax preferences by: HB 2409, ***SB 6505, CH 140 (2014)**
 Mint growers and processors, exemption: ***ESSB 5882, CH 13 (2013)**
 Municipal business and occupation tax, imposed by certain cities, requiring such cities to use business license center or city-developed portal: ESSB 5656
 New businesses in high growth sectors, deduction for: HB 1693
 New businesses, credit for, eligibility and requirements: HB 2052
 Newspapers, monthly, business and occupation tax relief for: HB 2766
 Paymaster services by employer of record, deduction for payroll cost reimbursements within affiliated group's centralized payroll reporting system: ***ESSB 5882, CH 13 (2013)**
 Paymaster services by employer of record, exemption for certain gross proceeds from affiliated business entity: HB 1958
 Paymaster services by employer of record, exemption for payroll cost reimbursements within affiliated group's centralized payroll reporting system: HB 2076
 Preferences, fiscal accountability and transparency standards: HB 2201

Prescription drugs, warehousing and reselling, repealing preferential tax rate to provide basic education and higher education funding: HB 2038

Prescription drugs, warehousing and reselling, repealing preferential tax rate to provide basic education funding: HB 2796

Real estate brokers, extending additional tax for basic education funding: HB 1122

Research and development tax credit, extending expiration date: HB 1303, HB 2685, ESSB 6430

Research and development tax credit, modifying to provide basic education and higher education funding: HB 2038

Research and development tax credit, modifying to provide funding for new economy scholars program: HB 2049

Research and development, expiration of credits for, department of revenue to estimate revenue increases due to: HB 1936

Scientific research and development services, surtax, extending to provide basic education and higher education funding: HB 2037, HB 2038

Solar energy systems, manufacture and wholesale, extending business and occupation tax rate to solar grade silicon: ***ESSB 5882, CH 13 (2013)**

Solar energy systems, manufacture and wholesale, extending expiration date for tax rate: HB 1912, ***ESSB 5882, CH 13 (2013)**

Start-up businesses, credit for, eligibility and requirements: HB 2052

State and local business and occupation taxes, simplification of, establishing work group: E2SSB 5688

Stevedoring, preferential tax rates, eliminating to provide basic education and higher education funding: HB 2038

Surtax on certain business and service activities, extending to provide basic education and higher education funding: HB 2037, HB 2038

Tour operators, preferential tax rates, eliminating to provide basic education and higher education funding: HB 2038

Travel agents, preferential tax rates, eliminating to provide basic education and higher education funding: HB 2038

Uniform business and occupation tax rate, creating: HB 2110

Veterans receiving unemployment compensation, businesses that hire, business and occupation tax credit: HB 1615

Veterans, businesses hiring, credit for: ESSB 6049

TAXES - CIGARETTE TAX

Health security trust, use of revenues for health care services and maintenance of trust: HB 1085

TAXES - ESTATE TAX

Deductions, value of decedent's qualified family-owned business interests: ***EHB 2075, CH 2 (2013)**

Higher education institutions, funding from estate tax increase: HB 1494

Preferences, legislative intent, review, and expiration provisions: ESB 5843

Preferences, tax preference performance statement, review, and expiration provisions: ***ESSB 5882, CH 13 (2013)**

State estate tax, increasing top four estate tax rates: ***EHB 2075, CH 2 (2013)**

State estate tax, personal representative liability, modifying: ***EHB 2075, CH 2 (2013)**

State estate tax, repealing: HB 1099

Transfer, reaffirming broadest possible meaning in estate and transfer tax to preserve certain education funding: EHB 1920, HB 2064, ***EHB 2075, CH 2 (2013)**

TAXES - EXCISE TAX (See also ALCOHOLIC BEVERAGES; TAXES)

Aerospace industry, supporting through tax preference extensions and an expanded sales and use tax exemption: HB 2089, ***ESSB 5952, CH 2 (2013)**

Airplane, commercial, amending definition to extend certain tax preferences to additional aircraft: HB 2203, HB 2693

Biotechnology and medical device manufacturing businesses, tax deferrals for investment projects, apprentice utilization requirement: HB 1023

Biotechnology and medical device manufacturing businesses, tax deferrals for investment projects, prevailing wage requirement: HB 1025

Biotechnology and medical device manufacturing businesses, tax deferrals for investment projects, resident workers requirement: HB 1026

Business and occupation taxes, state and local, simplification of, establishing work group: E2SSB 5688

Capital gains tax, authorizing: HB 2087

Community empowerment zones, tax deferrals for investment projects in, apprentice utilization requirement: HB 1023

Community empowerment zones, tax deferrals for investment projects in, prevailing wage requirement: HB 1025

Community empowerment zones, tax deferrals for investment projects in, resident workers requirement: HB 1026

Commute trip reduction tax credit, extending expiration date for: HB 1974, HB 2687

Commute trip reduction tax credit, modifying provisions: HB 2687

Convention and trade center tax, exemption for certain lodging services: HB 1598
 County special events tax program, creating: HB 2330
 Credits, education investment tax credit, establishing: HB 2063
 Deferrals, high technology businesses, ending issuance of sales and use tax deferral certificates to provide basic education and higher education funding: HB 2038
 Deferrals, high technology businesses, ending issuance of sales and use tax deferral certificates to provide funding for new economy scholars program: HB 2049
 Deferrals, high technology businesses, extending issuance of sales and use tax deferral certificates: HB 2685, ESSB 6430
 Deferrals, public works apprentice utilization: HB 1023
 Deferrals, public works resident workers requirement: HB 1026
 Deferrals, subsidized public works prevailing wage requirement: HB 1025
 Education investment tax credit, establishing: HB 2063
 Employers with specific number of employees, excise tax on total payroll, providing local public transit revenue through: HB 2563
 Enhanced 911 excise tax, sellers of prepaid wireless telecommunications services to collect: HB 1971
 Evasion by electronic means, prohibitions, revocation of taxpayer registration, and penalties: HB 1427, ***SB 5715, CH 309 (2013)**
 Exemptions, convention and trade center tax, exempting certain lodging services: HB 1598
 Exemptions, increasing transparency and accountability: HB 2721
 Exemptions, public works apprentice utilization: HB 1023
 Exemptions, public works resident workers requirement: HB 1026
 Exemptions, subsidized public works prevailing wage requirement: HB 1025
 Exemptions, tax transparency and accountability act: HB 2721
 Florists, defining "florist" and "florist sales" for retail sales and use tax purposes: HB 1489
 Fossil fuel carbon pollution tax, levying and imposing for basic education funding: HB 2803
 Fuel taxes, administration of, simplifying and updating through comprehensive revisions and consolidation: HB 1883
 Fuel, distribution of taxable fuel, economic and revenue forecast work group role: HB 1122
 Fuel, distribution of taxable fuel, tax for student transportation and associated deductions, credits, and exemptions: HB 1122
 Health security trust, employers to pay health security assessment to fund trust: HB 1085
 Health security trust, use of revenues for health care services and maintenance of trust: HB 1085
 High technology businesses, tax deferrals for investment projects, apprentice utilization requirement: HB 1023
 High technology businesses, tax deferrals for investment projects, ending issuance of sales and use tax deferral certificates: HB 2038, HB 2049
 High technology businesses, tax deferrals for investment projects, prevailing wage requirement: HB 1025
 High technology businesses, tax deferrals for investment projects, resident workers requirement: HB 1026
 High-technology research and development investment work group, establishment: ESSB 6430
 Home service contracts, sales and use taxation of: HB 1997
 Impact fees, process for payment through recorded covenant provisions: HB 1652, HB 2498, HB 2677
 Income tax, on income above one million dollars, imposing: HB 1545
 Information related to certain fuel excise taxes, exempting from public inspection and copying: HB 1833
 Liquor excise taxes, deposit in liquor excise tax fund and transfer to liquor revolving fund, modifying provisions: HB 1368
 Liquor excise taxes, deposit in liquor excise tax fund, increasing sales tax sum for: HB 2784
 Liquor excise taxes, increasing revenue with liquor license renewals: HB 1503
 Marijuana excise tax, from marijuana sales, depositing revenue in dedicated local jurisdiction marijuana fund: HB 2144
 Marijuana excise tax, to be collected from medical cannabis dispensaries: HB 1789
 Marijuana excise taxes, distribution of revenue to cities and counties: HB 2566, HB 2732
 Marijuana excise taxes, distribution of revenue to cities, counties, and department of transportation: HB 2772
 Marijuana, excise tax revenues, redirecting certain revenues to low-income health care: HB 2793
 Marijuana, recreational sales of, creating system for taxation and tracking of sales: HB 2786
 Marijuana, recreational use industry, delaying use of tax preferences by: HB 2409, ***SB 6505, CH 140 (2014)**
 Marijuana, recreational, tax stamp system for sale of: HB 2411
 Natural gas, compressed or liquefied, various excise taxation provisions concerning use as transportation fuel: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Oil and gas, severance of, imposing tax on producers, with related exemption and credit: HB 1856

Passenger-only ferry service districts, imposition of multiple taxes by: HB 2267
 Preferences, certain farm-related, repealing to increase small business tax credit: HB 2286
 Preferences, creating, expanding, or extending various: ***ESSB 5882, CH 13 (2013)**
 Preferences, fiscal accountability and transparency standards: HB 2201, HB 2721
 Preferences, legislative intent, review, and expiration provisions: ESB 5843
 Preferences, narrowing or eliminating to provide basic education and higher education funding: HB 2038, HB 2465
 Preferences, narrowing or eliminating to provide basic education funding: HB 2796
 Preferences, narrowing or eliminating, technical amendments in connection with: HB 2038
 Preferences, tax preference performance statement, review, and expiration provisions: ***ESSB 5882, CH 13 (2013)**
 Preferences, tax transparency and accountability act: HB 2721
 Preferences, various, delaying use by recreational marijuana industry: HB 2409, ***SB 6505, CH 140 (2014)**
 Public agencies, owning vacant or undeveloped property, making payment in lieu of taxes: HB 2628
 Reseller permits, fee to be imposed for: HB 1502
 Rural counties, rural county sales and use tax exemption program, reestablishing: HB 2204
 Rural counties, tax deferrals for investment projects in, apprentice utilization requirement: HB 1023
 Rural counties, tax deferrals for investment projects in, prevailing wage requirement: HB 1025
 Rural counties, tax deferrals for investment projects in, resident workers requirement: HB 1026
 Securities, sale in connection with crowdfunding for small offerings, taxation: HB 2023
 Statute clarifications, simplifications, and technical corrections, various: ***SSB 6333, CH 97 (2014)**
 Telecommunications relay service program, excise tax on switched access lines for funding, eliminating: HB 1971
 Television set owners, reception improvement district tax, exemption, modifying provisions: HB 1068
 Timber harvesters, state excise tax on timber harvested by, adjusting rate and modifying distribution of revenue: HB 2747, ESSB 6478
 Timber harvesters, state excise tax on timber harvested by, credit, modifying provisions: HB 2747, ESSB 6478
 Transportation system funding, increasing revenue through modified revenue distribution, new accounts, and certain local tax increases: HB 1954
 Washington telephone assistance program, excise tax on switched access lines for funding, eliminating: HB 1971

TAXES - HAZARDOUS SUBSTANCE TAX

Crop protection products, agricultural, exemption for, conditions: HB 2469, SB 6157
 Revenues, modifying distribution to aid prevention and mitigation of storm water contamination by transportation infrastructure: HB 1954

TAXES - LEASEHOLD EXCISE TAX

Indian tribes, land owned by, applying leasehold tax to leasehold interests on tribally owned property: EHB 1287
 Preferences, fiscal accountability and transparency standards: HB 2201
 Product lease, credit allowed in determining tax payable: HB 1575, ***SSB 5444, CH 235 (2013)**
 Superefficient airplanes, certain port district facilities used in manufacture of, extending exemption for leasehold interests in: HB 2089, ***ESSB 5952, CH 2 (2013)**

TAXES - LITTER TAX

Waste and litter reduction, recycling, and composting efforts, using revenues to support programs: HB 1309
 Waste reduction, recycling, and litter control account, funding state parks operation and maintenance from: ***ESSB 5897, CH 15 (2013)**

TAXES - LOCAL OPTION TRANSPORTATION

Fuel, motor vehicle fuel and special fuel, imposing additional tax: HB 1954
 Fuel, motor vehicle fuel and special fuel, taxation provisions concerning liquefied or compressed natural gas: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Motor vehicle excise tax, local, imposition by certain county to improve transportation system revenues: HB 1954, HB 1959
 Motor vehicle excise tax, local, imposition by public transportation benefit area to improve transportation system revenues: HB 1954
 Public transportation benefit areas, imposing local motor vehicle excise tax, conditions: HB 1953, HB 1954
 Transportation benefit districts, annual local option transportation tax fee, distribution of revenues: HB 1485, HB 1892
 Transportation benefit districts, annual local option transportation tax fee, impact of imposition on other fees: HB 1892
 Transportation benefit districts, imposing vehicle fee: HB 1954, HB 1959

Transportation system revenues, improving at local level through certain taxes and fees: HB 1954

TAXES - LODGING TAX

Bonds, general obligation or revenue issued by a municipality, using certain lodging tax revenues to repay: HB 1695, HB 2650

Tourism promotion, local jurisdictions, replacing economic impact reporting with certain estimates and a postevent report: HB 1253

Tourism promotion, use of certain revenues for: HB 1695

Workforce housing, affordable, use of certain revenues for grants or loans to nonprofit organizations or public housing authorities for: HB 1695, HB 2650

TAXES - MOTOR VEHICLE EXCISE TAX

Local motor vehicle excise tax, imposition by certain county to improve transportation system revenues: HB 1954, HB 1959

Local motor vehicle excise tax, imposition by local public transit providers to improve system revenues: HB 2563

Vehicle registration renewal, imposing of additional tax at time of, distributing revenues to improve transportation system infrastructure: HB 1954

TAXES - MOTOR VEHICLE FUEL TAX

Deductions, motor vehicle fuel handling losses, repealing deduction: HB 2041

Distribution to certain accounts, tax rate used for calculating, revising: HB 2001

Fuel taxes, administration of, simplifying and updating through comprehensive revisions and consolidation: HB 1883

Information related to motor vehicle fuel tax, exempting from public inspection and copying: HB 1833

Local public transit revenue, imposing tax to provide: HB 2563

Motor vehicle fuel licensees, other than distributors, imposing additional and cumulative tax for multiple years: HB 1954

Natural gas, compressed or liquefied, various provisions concerning taxation and use as transportation fuel: HB 2753, ***ESSB 6440, CH 216 (2014)**

Refunds from motor vehicle fuel tax, increasing nonhighway fuel tax refunds: HB 1954

Revenues, distribution to new and existing accounts: HB 1954

TAXES - PROPERTY TAX

Abatements, not requiring refund, offsetting reimbursement of tax district with supplemental tax: HB 1798, ***SSB 5705, CH 239 (2013)**

Affordable housing, property tax incentive for creating in urban growth areas: HB 2738, ***2SSB 6330, CH 96 (2014)**

Airplane company, excluding commuter air carrier from definition of for property tax purposes: HB 1710, ***SB 5627, CH 56 (2013)**

Airplanes, superefficient, extending exemption for certain port district facilities used in manufacture of: HB 2089, ***ESSB 5952, CH 2 (2013)**

Apportionment districts, levying property tax for community redevelopment financing: HB 1967, HB 2349, HJR 4210, HJR 4214

Assessors, county, authorizing electronic transmittal of notifications, conditions: ***HB 1576, CH 131 (2013)**

Cancellations, not requiring refund, offsetting reimbursement of tax district with supplemental tax: ***SSB 5705, CH 239 (2013)**

Churches, exemptions for nonprofit religious organization property, modifying: HB 1215

Commercial property, assessed value, filing petition to challenge: HB 1217

Community forest land trust, purchase of land for trust to help protect Yakima river basin, provision concerning property tax: ***2SSB 5367, CH 11 (2013)**

Community redevelopment financing, levying property tax in apportionment districts: HB 1967, HB 2349, HJR 4210, HJR 4214

Commuter air carriers, excluding from definition of airplane company for property tax purposes: HB 1710, ***SB 5627, CH 56 (2013)**

Commuter air carriers, exemption when aircraft excise tax has been paid for calendar year: HB 1710, ***SB 5627, CH 56 (2013)**

Credits, timber on public land, against property taxes paid on, repealing: ***SB 5806, CH 240 (2013)**

Cultural access programs, property tax provisions: HB 2212

Current use program, farm and agricultural land, classification to exclude certain tidelands used for aquaculture: HB 1437

Current use program, farm and agricultural land, penalty for removing land from classification as, allowing prepayment: HB 2584

Current use program, farm and agricultural land, revising definition: HB 2306, HB 2493, ESSB 6286

Current use program, farm and agricultural land, small farms: HB 1437

Current use program, land used for commercial horticulture: HB 2493, ESSB 6286

Deferral, senior citizens and certain persons with disabilities, raising qualifying income thresholds: HB 1170

Deferred property taxes, collection of, including department of revenue role, modifying various provisions: ***EHB 1421, CH 221 (2013)**

Deferred property taxes, collection of, requiring reimbursement of county foreclosure costs before paying state for deferred tax: ***EHB 1421, CH 221 (2013)**

Delinquencies, modifying collection practices: HB 1430, ***SSB 5705, CH 239 (2013)**

Delinquencies, payment of tax foreclosure avoidance costs: ***SSB 5705, CH 239 (2013)**

Delinquencies, waiving interest and penalties under certain conditions: HB 2309, HB 2645

Emergency medical services, property tax levy, adjusting levy cap to increase funding: HB 1136

Emergency medical services, property tax levy, modifying requirements for placing countywide proposal on ballot: HB 2428

Escrow, property taxes paid through, modifying collection dates: HB 2513

Exemption, land owned exclusively by Indian tribes: EHB 1287

Exemptions, certain port district facilities used in manufacture of superefficient airplanes, extending exemption from property taxes: HB 2089, ***ESSB 5952, CH 2 (2013)**

Exemptions, commuter air carriers when aircraft excise tax has been paid for calendar year: HB 1710, ***SB 5627, CH 56 (2013)**

Exemptions, manufacturers of firearms ammunition, parts, and accessories: HB 2020

Exemptions, new construction of industrial/manufacturing facilities on undeveloped or underutilized lands: HB 1443, 2SSB 6096

Exemptions, nonprofit fair associations, modifying provisions: HB 1550, ***E2SSB 5078, CH 212 (2013)**

Exemptions, nonprofit religious organizations, modifying: HB 1215

Exemptions, nonprofit small business incubators, in certain cases: EHB 2447

Exemptions, property improvements benefitting fish and wildlife habitat or water quality or quantity, requirements: HB 1570, ***SB 5593, CH 236 (2013)**

Exemptions, property leased by organization providing job training and related services: HB 2193

Exemptions, senior citizens and veterans with disabilities, raising qualifying income thresholds: HB 1170

Exemptions, senior citizens and veterans with disabilities, to include property leased to mobile home owner: HB 1479

Fairs, nonprofit fair associations, modifying property tax exemption provisions: HB 1550, ***E2SSB 5078, CH 212 (2013)**

Firearms ammunition, parts, and accessories, exemption for manufacturers of: HB 2020

Fish and wildlife habitat or water quality or quantity, property improvements benefitting, exemption: HB 1570, ***SB 5593, CH 236 (2013)**

Foreclosure avoidance costs, collection by county treasurers: HB 1797

Foreclosures, tax foreclosed property, disposing to city for affordable housing purposes: EHB 2558

Foreclosures, tax lien sales, county electronic public auctions: HB 2592

Foreclosures, tax lien sales, online sales: HB 2491

Forest land, merging of designated forest land program with open space timber land program by county: HB 1156

Forest land, merging timber land classification with designated forest land program: ***SB 6180, CH 137 (2014)**

Forest land, purchasers of privately owned timber on, reporting requirements expiration: ***HB 2099, CH 152 (2014)**

Game lands owned by department of fish and wildlife, property tax on, modifying in lieu payments provisions: HB 2045, ***SSB 6446, CH 55 (2014)**

Game lands owned by department of fish and wildlife, property tax on, repealing in lieu payments provisions: HB 1073

Government properties, tax-exempt, eliminating annual appraisal requirement: HB 1575, ***SSB 5444, CH 235 (2013)**

Indian tribes, land owned exclusively by, to be considered as publicly owned real property exempt from property tax: EHB 1287

Industrial/manufacturing facilities, new construction on undeveloped or underutilized lands, exemption: HB 1443, 2SSB 6096

Irrigation districts, dropping from definition of "local government" in certain cases: HB 1416, SB 5824

Levies, for community developmental disability services, determining amount of levy allocation for: HB 1432

Levies, for community mental health services, determining amount of levy allocation for: HB 1432

Levies, for emergency medical services, adjusting levy cap to increase funding: HB 1136

Levies, for emergency medical services, property tax levy, modifying requirements for placing countywide proposal on ballot: HB 2428

Levies, for schools, modifying maximum levy percentages to increase education funding: SSB 5898

Levies, for schools, providing for simple majority to approve: HB 2441, HJR 4216

Levies, limit calculation, including value of certain energy facilities in: HB 1634

Levies, metropolitan park districts: HB 1042, HB 1055, HB 1749

Levies, school district bonds, requiring simple majority of voters voting to authorize: HB 2441, HJR 4216

Levy, state property tax levy, reducing each year: HB 2392

Manufactured/mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**

Marijuana, taxation of marijuana-related trademarks, trade names, brand names, patents, and copyrights: HB 1976

Metropolitan park districts, benefit charge on real property, establishment, including exemption for certain persons: HB 1960

Military personnel, active duty, catastrophically injured in line of duty, property tax relief: HB 1214

Mobile and manufactured homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: ***EHB 1493, CH 198 (2013)**

Mobile homes and park model trailers, ownership taken by park landlord, responsibility for property taxes: SSB 5523

Nonprofit organizations, use of tax-exempt property for nonexempt uses: HB 2345, ***SB 6405, CH 99 (2014)**

Oil and gas, exemption for certain reserves and leases on development and operation rights: HB 1856

Parks and recreational land, county use of certain tax levies for maintenance and operation, conditions: ESSB 6076

Payments, delinquent, waiving interest and penalties under certain conditions: HB 2309, HB 2645

Payments, electronic: HB 1430, ***SSB 5705, CH 239 (2013)**

Payments, past due, establishing installment payment program: HB 1142

Payments, past due, flexible payment structuring: HB 1004

Payments, past due, partial payment: HB 1430

Payments, past due, payment agreements for past due delinquencies: ***SSB 5705, CH 239 (2013)**

Payments, property taxes paid through escrow, modifying collection dates: HB 2513

Preferences, fiscal accountability and transparency standards: HB 2201

Preferences, legislative intent, review, and expiration provisions: ESB 5843

Preferences, tax preference performance statement, review, and expiration provisions: ***ESSB 5882, CH 13 (2013)**

Public agencies, owning vacant or undeveloped property, making payment in lieu of taxes, assessor notification: HB 2628

Refunds, claims and orders for, removing requirement for certain cases: ***HB 2446, CH 16 (2014)**

Relief programs, property tax relief for low-income, retired, and disabled persons, modifying disposable income calculation: HB 1728

Religious organizations, nonprofit, modifying exemptions: HB 1215

Residential opportunities in urban growth areas, property tax incentive for creating: HB 2738, ***2SSB 6330, CH 96 (2014)**

Retired due to physical disability, property tax deferral and exemption, raising qualifying income thresholds: HB 1170

Retired due to physical disability, property tax exemption, to include property leased to mobile home owner: HB 1479

Senior citizens, exemption, raising qualifying income thresholds: HB 1170

Senior citizens, exemption, to include property leased to mobile home owner: HB 1479

State property taxes, retaining of portion by county treasurers to defray costs of collection: HB 1706

Tax lien sales, county electronic public auctions: HB 2592

Tax lien sales, organizing online sales: HB 2491

Timber harvesters, state excise tax on timber harvested by, adjusting rate and modifying distribution of revenue: HB 2747, ESSB 6478

Timber harvesters, state excise tax on timber harvested by, credit, modifying provisions: HB 2747, ESSB 6478

Timber land, classification, merging with designated forest land program, option: ***SB 6180, CH 137 (2014)**

Timber land, open space program, county option to merge with designated forest land program: HB 1156

Timber land, purchasers of privately owned timber on, reporting requirements expiration: ***HB 2099, CH 152 (2014)**

Trailers, park model, responsibility for property taxes when ownership taken by park landlord: ***EHB 1493, CH 198 (2013)**, SSB 5523

Transfer of real property, Washington uniform real property transfer on death act provisions: HB 1117

Treasurers, county, collection of tax foreclosure avoidance costs: HB 1797

Valuation, real property, filing fee for certain commercial property assessment appeal petitions: HB 2629

Valuation, real property, revising standard of evidence for appeals: HB 1716
 Valuation, real property, true and fair value notice requirements: HB 1040
 Valuation, tax-exempt government properties, eliminating annual appraisal requirement: HB 1575, *SSB 5444, CH 235 (2013)
 Veterans with disabilities, exemption, raising qualifying income thresholds: HB 1170
 Veterans with disabilities, exemption, to include property leased to mobile home owner: HB 1479
 Veterans' assistance fund, levies for: HB 1759

TAXES - PUBLIC UTILITY TAX (See also UTILITIES)

Credits, businesses hiring veterans: ESSB 6049
 Deductions, interstate hauls, deduction for, eliminating to provide basic education and higher education funding: HB 2038
 Filing public utility tax return, raising threshold for small businesses: HB 2678
 Gas distribution businesses, sales of compressed or liquefied natural gas for transportation use, exemption: HB 2753, *ESSB 6440, CH 216 (2014)
 Interstate hauls, deduction for, eliminating to provide basic education and higher education funding: HB 2038
 Light and power businesses, credit as part of renewable energy system cost recovery incentive program: HB 1105
 Light and power businesses, credit as part of renewable energy system cost recovery program: HB 1138
 Light and power businesses, modifying credit provisions when qualifying utility-owned solar energy system participates in cost recovery incentive program: HB 1977
 Light and power businesses, renewable energy investment cost recovery incentive program, credits as part of phases I and II: HB 1301
 Log transportation businesses, tax reduction: SSB 6259
 Preferences, fiscal accountability and transparency standards: HB 2201
 Renewable energy system cost recovery incentive program, adding certain solar energy systems to definition of customer-generated electricity: HB 1690
 Renewable energy system cost recovery incentive program, creation as new program, including tax credits for participating utilities: HB 1105
 Renewable energy system cost recovery, allowing participation by qualifying utility-owned distributed solar energy systems on certain premises: HB 1977
 Renewable energy system cost recovery, excluding new applicants for existing program and initiating phase II program: HB 1301
 Renewable energy system cost recovery, incentives, measuring effectiveness through performance milestones: HB 1301
 Renewable energy systems, ten-year annual investment cost recovery incentive payment: HB 1138
 Small public utility businesses, increasing exemption and filing threshold: HB 2729
 Solar energy systems, adding to definition of customer-generated electricity for sake of cost recovery incentives: HB 1690
 Solar energy systems, distributed, allowing qualifying utility-owned system to participate in renewable energy system cost recovery incentive program: HB 1977
 Veterans, businesses hiring, credit for: ESSB 6049
 Water distribution businesses, tax collected from, using portion for health programs of departments of ecology and health: HB 1685

TAXES - REAL ESTATE EXCISE

Local public transit revenue, provisions relevant to real estate excise tax: HB 2563
 Technology infrastructure, adding to "capital project" for revenue-use purposes: HB 2298
 Transfer of real property, Washington uniform real property transfer on death act provisions: HB 1117

TAXES - SALES TAX (See also TAXES - EXCISE TAX)

Aerospace products, sale in import commerce, exemption for, narrowing to provide basic education and higher education funding: HB 2038
 Airplane, commercial, amending definition to extend certain tax preferences to additional aircraft: HB 2203, HB 2693
 Airplanes, commercial, computer parts and software, extending exemption: HB 2089, *ESSB 5952, CH 2 (2013)
 Airplanes, large private, certain sales involving, exemptions: HB 1707, *ESSB 5882, CH 13 (2013)
 Airplanes, superefficient, manufacturing-related labor, services, and personal property, expanding exemption for: HB 2089, *ESSB 5952, CH 2 (2013)
 Amusement services, simplifying taxation: HB 2539, ESSB 6472
 Anaerobic digesters, requirements for exemption: HB 1023, HB 1025, HB 1026

Back-to-school clothing and school supply items, exemption: HB 1329
Beekeepers, sale of honey bees to, adding expiration date to exemption: ***ESSB 5882, CH 13 (2013)**
Beekeepers, sales of feed to, exemption: HB 1558, ***ESSB 5882, CH 13 (2013)**
Beekeeping, apiarists, adding pollination services to definition of farmer for excise tax purposes : 2SSB 6402
Beekeeping, honey bee products, defining as agricultural product: 2SSB 6402
Beekeeping, tax relief, extending to apiarists and making permanent: 2SSB 6402
Biodiesel blend or E85 motor fuel-related sales and services, apprentice utilization requirement for exemption: HB 1023
Biodiesel blend or E85 motor fuel-related sales and services, prevailing wage requirement for exemption: HB 1025
Biodiesel blend or E85 motor fuel-related sales and services, resident workers requirement for exemption: HB 1026
Clay targets, purchased by nonprofit gun clubs, sales and use tax exemptions: ***ESSB 5882, CH 13 (2013)**
Computer data centers, sales and use tax exemption for certain equipment, modifying provisions: HB 2769, ESB 6550
Cultural access programs, retail sales and use tax provisions: HB 2212
Dancing, excluding charges made for opportunity to dance from sales taxes: HB 1994
Dancing, exemption from sales tax for charges made for opportunity to dance: ***ESSB 5882, CH 13 (2013)**
Debt collection services, extending sales tax to include: HB 1273
Deferrals, high technology businesses, ending issuance of sales and use tax deferral certificates to provide basic education and higher education funding: HB 2038
Deferrals, high technology businesses, extending issuance of sales and use tax deferral certificates: HB 2685, ESSB 6430
Digital goods and codes, nonresident sales tax exemption, repealing: HB 1890
Electricity generation from certain sources, extending expiration of sales and use tax exemptions for machinery and equipment: HB 1910, ***ESSB 5882, CH 13 (2013)**
Electricity generation from certain sources, sales and use tax exemptions for machinery and equipment, adding survey, review, and reporting provisions: ***ESSB 5882, CH 13 (2013)**
Exemption, beekeepers, sale of honey bees to, adding expiration date: ***ESSB 5882, CH 13 (2013)**
Exemption, beekeepers, sales of feed to: HB 1558, ***ESSB 5882, CH 13 (2013)**
Exemption, livestock nutrient management equipment and facilities: HB 2259
Exemptions, add-on automotive adaptive equipment for veterans and armed forces members with disabilities: HB 1831, ***SSB 5072, CH 211 (2013)**
Exemptions, alternative fuel vehicle retail sales and use tax, clarifying application of: HB 2671
Exemptions, alternative fuel vehicle retail sales and use tax, extending: HB 2418
Exemptions, apiarists, adding pollination services to definition of farmer for excise tax purposes: 2SSB 6402
Exemptions, bottled water, exemption for, eliminating to provide basic education and higher education funding: HB 2038
Exemptions, bottled water, exemption for, eliminating to provide basic education funding: HB 2796
Exemptions, certain computer data center equipment, modifying provisions: HB 2769, ESB 6550
Exemptions, charges made for opportunity to dance: ***ESSB 5882, CH 13 (2013)**
Exemptions, commercial airplanes, amending definition to extend certain tax preferences to additional aircraft: HB 2203, HB 2693
Exemptions, commercial janitorial services, clarifying retail sales tax exemption for: HB 2477
Exemptions, expanding for labor, services, and personal property related to superefficient airplane manufacturing: HB 2089, ***ESSB 5952, CH 2 (2013)**
Exemptions, extending for computer parts and software related to commercial airplane manufacturing: HB 2089, ***ESSB 5952, CH 2 (2013)**
Exemptions, farm machinery and equipment, hop harvesting equipment eligibility: HB 2597
Exemptions, farm machinery and equipment, repealing: HB 2286
Exemptions, farmers, simplifying exemption certificate requirements: ***SSB 6333, CH 97 (2014)**
Exemptions, firearms and ammunition sales: HB 2529
Exemptions, for large recreational vessels, partial exemption for residents and full exemption for nonresidents, conditions: HB 1927
Exemptions, gun locks, sales of: HB 1703
Exemptions, hog fuel, extending when used for production of electricity, steam, heat, or biofuel: HB 1663, ***ESSB 5882, CH 13 (2013)**
Exemptions, instructional materials sold by college bookstores to students: HB 1160
Exemptions, large private airplanes, certain sales involving: HB 1707, ***ESSB 5882, CH 13 (2013)**
Exemptions, machinery and equipment for research and development, correcting technical inconsistency: ESSB 6430

- Exemptions, machinery and equipment used by companies producing pipeline-quality natural gas using landfill gas: 2SSB 6215
- Exemptions, machinery and equipment used for electricity generation from certain sources, adding survey, review, and reporting provisions: ***ESSB 5882, CH 13 (2013)**
- Exemptions, machinery and equipment used for electricity generation from certain sources, extending expiration of: HB 1910, ***ESSB 5882, CH 13 (2013)**
- Exemptions, machinery and equipment, increasing accountability for exemption: HB 1970
- Exemptions, medical marijuana retail purchases by qualifying patients: HB 2198
- Exemptions, medical marijuana retail sales by certain licensed retailers and collective gardens: E3SSB 5887
- Exemptions, mint growers and processors: ***ESSB 5882, CH 13 (2013)**
- Exemptions, natural gas or propane used to heat greenhouses, sales to businesses of: HB 1722
- Exemptions, natural gas sales, in certain cases: ***ESSB 6440, CH 216 (2014)**
- Exemptions, nonresident sales tax exemption, modifying to create remittance program to provide basic education and higher education funding: EHB 2036
- Exemptions, nonresident sales tax exemption, modifying to create remittance program to provide basic education funding: HB 2796
- Exemptions, nonresident sales tax exemption, repealing: HB 1273
- Exemptions, nonresident sales tax exemption, repealing to provide basic education and higher education funding: HB 2038
- Exemptions, parking fees paid by public high school students to school districts, retail sales tax exemption: HB 2118
- Exemptions, propane or natural gas sold to mint growers and processors for distilling mint oil: ***ESSB 5882, CH 13 (2013)**
- Exemptions, public works apprentice utilization: HB 1023
- Exemptions, public works resident workers requirement: HB 1026
- Exemptions, rural county sales and use tax exemption program, reestablishing: HB 2204
- Exemptions, sale of clay targets purchased by nonprofit gun clubs: ***ESSB 5882, CH 13 (2013)**
- Exemptions, sales of aerospace products in import commerce, exemption for, narrowing to provide basic education and higher education funding: HB 2038
- Exemptions, sales of back-to-school clothing and school supply items: HB 1329
- Exemptions, sales of financial information to international investment management companies: HB 1567, ***ESSB 5882, CH 13 (2013)**
- Exemptions, sales of school instructional materials: HB 2640
- Exemptions, sales of vessel deconstruction performed at certain facilities or areas: HB 2457
- Exemptions, sales to nonresidents of digital goods and codes, repealing exemption: HB 1890
- Exemptions, sales to nonresidents of tangible personal property, repealing exemption: HB 1890
- Exemptions, sales to restaurants of flavor-imparting cooking products, including charcoal: HB 1358, ***ESSB 5882, CH 13 (2013)**
- Exemptions, school districts, construction labor and materials: HB 2270
- Exemptions, solar energy heat-generating machinery and equipment, sales of: HB 1705, ***ESSB 5882, CH 13 (2013)**
- Exemptions, state transportation project site preparation, construction, and machinery and equipment acquisition and rental: HB 1985
- Exemptions, subsidized public works prevailing wage requirement: HB 1025
- Exemptions, telephone lines and pay phones, repealing: HB 1971
- Exemptions, vessel sales to nonresident persons, in certain cases: HB 1366
- Exemptions, working families' tax exemption, modifying provisions: HB 1890
- Farmers, certain exemptions, simplifying exemption certificate requirements for: ***SSB 6333, CH 97 (2014)**
- Florists, defining "florist" and "florist sales" for retail sales and use tax purposes: HB 1489
- Greenhouses, sales to businesses of propane or natural gas used to heat, exemption: HB 1722
- Gun locks, sales of, exemption: HB 1703
- Health security trust, use of revenues for health care services and maintenance of trust: HB 1085
- Hog fuel, extending exemption when used for production of electricity, steam, heat, or biofuel: HB 1663, ***ESSB 5882, CH 13 (2013)**
- Home service contracts, sales and use taxation of: HB 1997
- In-home care services, funding for, repealing nonresident sales tax exemption and extending sales tax to debt collection services: HB 1273
- Instructional materials, sales by college bookstores to students, sales and use tax exemptions: HB 1160
- Instructional materials, school, exemption for sales of: HB 2640

Investment management companies, international, exemption for financial information sales to companies: HB 1567, ***ESSB 5882, CH 13 (2013)**

Janitorial services, commercial, clarifying retail sales tax exemption for: HB 2477

Janitorial services, tax on, imposing to provide basic education and higher education funding: HB 2038

Liquor sales, advertised selling price to include liquor taxes: HB 1066

Liquor sales, spirits, additional tax on certain sales by distributors to restaurant retailers: HB 2019

Liquor, sales tax on, deposit in liquor excise tax fund and transfer to liquor revolving fund, modifying provisions: HB 1368

Liquor, sales tax on, deposit in liquor excise tax fund, increasing sum for: HB 2784

Local sales and use, adding various signage to "public facilities" for revenue-use purposes: HB 2297

Local sales and use, authorizing counties to impose by ordinance: HB 1919

Local sales and use, county authority to impose to fund regional health and human services: HB 2073

Local sales and use, cultural access programs, use of revenues by: HB 2212

Local sales and use, exemption for state transportation project site preparation, construction, and machinery and equipment acquisition and rental: HB 1985

Local sales and use, for counties and cities, imposition without authorizing proposition to voters: HB 1925

Local sales and use, funding for therapeutic courts, authority of county to impose sales and use tax: HB 2556

Local sales and use, imposed by public utilities district, tax to expire when bonds for certain facilities are retired: HB 1687

Local sales and use, imposition by certain rural counties: HB 1553

Local sales and use, imposition by certain rural counties for water rights purchases for water banking: HB 2596

Local sales and use, imposition by cities for costs of preparing for annexation: HB 2681

Local sales and use, imposition by local government in connection with local infrastructure financing tool program: HB 1306

Local sales and use, imposition by local legislative entity after establishing enhanced public transportation zone: HB 1898, HB 1954

Local sales and use, imposition by public transportation benefit areas, governing board membership and voting requirements for: HB 1865

Local sales and use, provisions relevant to local public transit revenue: HB 2563

Local sales and use, reducing frequency of tax changes: HB 1604, ESSB 5697

Local sales and use, taxation of vessels: HB 1927

Machinery and equipment, exemption for, increasing accountability: HB 1970

Marijuana, marijuana excise tax, from marijuana sales, depositing revenue in dedicated local jurisdiction marijuana fund: HB 2144

Marijuana, medical, exemption for sales by certain licensed retailers and collective gardens: E3SSB 5887

Marijuana, recreational sales of, creating system for taxation and tracking of sales: HB 2786

Marijuana, recreational use industry, delaying use of tax preferences by: HB 2409, ***SB 6505, CH 140 (2014)**

Medical marijuana, exemption for retail purchases by qualifying patients: HB 2198

Mint growers and processors, exemption: ***ESSB 5882, CH 13 (2013)**

Natural gas, sales of, exemptions in certain cases: ***ESSB 6440, CH 216 (2014)**

Natural gas, sales of, sales and use taxation provisions: HB 2753, ***ESSB 6440, CH 216 (2014)**

Nonresident sales tax exemption, modifying to create remittance program to provide basic education and higher education funding: EHB 2036

Nonresident sales tax exemption, modifying to create remittance program to provide basic education funding: HB 2796

Nonresident sales tax exemption, repealing: HB 1890

Nonresident sales tax exemption, repealing to provide basic education and higher education funding: HB 2038

Parking, public high school students, retail sales tax exemption for fees collected by school districts: HB 2118

Passenger-only ferry service districts, imposition of sales and use tax by: HB 2267

Personal property, sales of tangible, repealing nonresident sales tax exemption: HB 1890

Physical fitness services, simplifying taxation: HB 2539, ESSB 6472

Preferences, fiscal accountability and transparency standards: HB 2201

Propane or natural gas, sales to mint growers and processors for distilling mint oil, exemption: ***ESSB 5882, CH 13 (2013)**

Rate, reducing state sales and use tax rate: HB 1100, HB 2393

Recreation services, simplifying taxation: HB 2539, ESSB 6472

Recreational vessels, large, partial exemption for residents and full exemption for nonresidents, conditions: HB 1927

Restaurants, sales to, of flavor-imparting cooking products, including charcoal, exemption: HB 1358, ***ESSB 5882, CH 13 (2013)**

Retail sales tax, reducing rate: HB 1100, HB 2393
 Rural county sales and use tax exemption program, reestablishing: HB 2204
 Solar energy machinery and equipment, heat-generating, exemption for sales of: HB 1705, ***ESSB 5882, CH 13 (2013)**
 Telephone lines and pay phones, exemption, repealing: HB 1971
 Transportation projects, state, exemption for project site preparation, construction, and machinery and equipment acquisition and rental: HB 1985
 Transportation, department of, state sales and use tax revenues from expenditures by, transferring to motor vehicle account: HB 2094
 Vehicles, powered by alternative fuel, clarifying application of retail sales and use tax exemption: HB 2671
 Vehicles, powered by alternative fuel, extending retail sales and use tax exemption: HB 2418
 Vessel sales, to nonresident persons, exemption in certain cases: HB 1366
 Warehouse or grain elevator lessor or owner, apprentice utilization requirement for exemption: HB 1023
 Warehouse or grain elevator lessor or owner, prevailing wage requirement for exemption: HB 1025
 Warehouse or grain elevator lessor or owner, resident workers requirement for exemption: HB 1026
 Water, bottled, exemption for, eliminating to provide basic education and higher education funding: HB 2038
 Water, bottled, exemption for, eliminating to provide basic education funding: HB 2796
 Working families' tax exemption, modifying provisions: HB 1890

TAXES - SPECIAL FUEL TAX

Fuel taxes, administration of, simplifying and updating through comprehensive revisions and consolidation: HB 1883
 Information related to special fuel tax, exempting from public inspection and copying: HB 1833
 Local public transit revenue, imposing tax to provide: HB 2563
 Natural gas, compressed or liquefied, various provisions concerning taxation and use as transportation fuel: HB 2753, ***ESSB 6440, CH 216 (2014)**
 Revenues, distribution to new and existing accounts: HB 1954
 Special fuel licensees, other than distributors, imposing additional and cumulative tax for multiple years: HB 1954

TAXES - TELEPHONE ACCESS LINE USE

Enhanced 911 excise tax, sellers of prepaid wireless telecommunications services to collect: HB 1971

TAXES - TOBACCO PRODUCTS

Health security trust, use of revenues for health care services and maintenance of trust: HB 1085
 Tobacco substitutes, relationship to tobacco products, clarifying for taxation purposes: HB 2795

TAXES - USE TAX (See also TAXES - EXCISE TAX)

Aerospace products, sale in import commerce, exemption for, narrowing to provide basic education and higher education funding: HB 2038
 Airplanes, commercial, computer parts and software, extending exemption: HB 2089, ***ESSB 5952, CH 2 (2013)**
 Airplanes, large private, use tax exemptions: HB 1707, ***ESSB 5882, CH 13 (2013)**
 Airplanes, superefficient, manufacturing-related labor, services, and personal property, expanding exemption for: HB 2089, ***ESSB 5952, CH 2 (2013)**
 Amusement services, simplifying taxation: HB 2539, ESSB 6472
 Anaerobic digesters, requirements for exemption: HB 1023, HB 1026
 Back-to-school clothing and school supply items, exemption: HB 1329
 Beekeepers, use of feed by, exemption: HB 1558, ***ESSB 5882, CH 13 (2013)**
 Beekeepers, use of honey bees by, adding expiration date to exemption: ***ESSB 5882, CH 13 (2013)**
 Biodiesel blend or E85 motor fuel-related sales and services, apprentice utilization requirement for exemption: HB 1023
 Biodiesel blend or E85 motor fuel-related sales and services, prevailing wage requirement for exemption: HB 1025
 Biodiesel blend or E85 motor fuel-related sales and services, resident workers requirement for exemption: HB 1026
 Clay targets, provided by nonprofit gun clubs, sales and use tax exemptions: ***ESSB 5882, CH 13 (2013)**
 Computer data centers, sales and use tax exemption for certain equipment, modifying provisions: HB 2769, ESSB 6550
 Credits, home service contracts, in certain cases: HB 1997
 Cultural access programs, retail sales and use tax provisions: HB 2212
 Deferrals, high technology businesses, ending issuance of sales and use tax deferral certificates to provide basic education and higher education funding: HB 2038
 Deferrals, high technology businesses, extending issuance of sales and use tax deferral certificates: HB 2685, ESSB 6430

Electricity generation from certain sources, extending expiration of sales and use tax exemptions for machinery and equipment: **HB 1910, *ESSB 5882, CH 13 (2013)**

Electricity generation from certain sources, sales and use tax exemptions for machinery and equipment, adding survey, review, and reporting provisions: ***ESSB 5882, CH 13 (2013)**

Exemption, beekeepers, use of feed by: **HB 1558, *ESSB 5882, CH 13 (2013)**

Exemption, beekeepers, use of honey bees by, adding expiration date: ***ESSB 5882, CH 13 (2013)**

Exemptions, add-on automotive adaptive equipment for veterans and armed forces members with disabilities: **HB 1831, *SSB 5072, CH 211 (2013)**

Exemptions, alternative fuel vehicle retail sales and use tax, clarifying application of: **HB 2671**

Exemptions, alternative fuel vehicle retail sales and use tax, extending: **HB 2418**

Exemptions, bottled water, exemption for, eliminating to provide basic education and higher education funding: **HB 2038**

Exemptions, bottled water, exemption for, eliminating to provide basic education funding: **HB 2796**

Exemptions, certain computer data center equipment, modifying provisions: **HB 2769, ESB 6550**

Exemptions, certain personal property purchased or received as prize from nonprofit organization or library fund-raising activity, conditions: ***ESSB 5882, CH 13 (2013)**

Exemptions, expanding for labor, services, and personal property related to superefficient airplane manufacturing: **HB 2089, *ESSB 5952, CH 2 (2013)**

Exemptions, extending for computer parts and software related to commercial airplane manufacturing: **HB 2089, *ESSB 5952, CH 2 (2013)**

Exemptions, extracted fuels, modifying in connection with biomass fuel and refinery fuel gas: **HB 2465, HB 2796**

Exemptions, extracted fuels, modifying in connection with hog fuel and refinery fuel gas: **HB 2038**

Exemptions, farm machinery and equipment, repealing: **HB 2286**

Exemptions, farmers, simplifying exemption certificate requirements: ***SSB 6333, CH 97 (2014)**

Exemptions, firearms and ammunition: **HB 2529**

Exemptions, for large recreational vessels, partial exemption for residents and full exemption for nonresidents, conditions: **HB 1927**

Exemptions, gun locks, use of: **HB 1703**

Exemptions, hog fuel, extending when used for production of electricity, steam, heat, or biofuel: **HB 1663, *ESSB 5882, CH 13 (2013)**

Exemptions, home service contracts, in certain cases: **HB 1997**

Exemptions, instructional materials sold by college bookstores to students: **HB 1160**

Exemptions, large private airplanes, use and related matters: **HB 1707, *ESSB 5882, CH 13 (2013)**

Exemptions, machinery and equipment used by companies producing pipeline-quality natural gas using landfill gas: **2SSB 6215**

Exemptions, machinery and equipment used for electricity generation from certain sources, adding survey, review, and reporting provisions: ***ESSB 5882, CH 13 (2013)**

Exemptions, machinery and equipment used for electricity generation from certain sources, extending expiration of: **HB 1910, *ESSB 5882, CH 13 (2013)**

Exemptions, machinery and equipment, increasing accountability for exemption: **HB 1970**

Exemptions, medical marijuana use by certain qualifying patients, designated providers, and licensed retailers: **E3SSB 5887**

Exemptions, medical marijuana use by qualifying patients: **HB 2198**

Exemptions, mint growers and processors: ***ESSB 5882, CH 13 (2013)**

Exemptions, natural gas or propane used to heat greenhouses, use by businesses of: **HB 1722**

Exemptions, natural gas, including compressed and liquefied, when used as transportation fuel: **HB 2753, *ESSB 6440, CH 216 (2014)**

Exemptions, propane or natural gas used by mint growers and processors to distill mint oil: ***ESSB 5882, CH 13 (2013)**

Exemptions, public works apprentice utilization: **HB 1023**

Exemptions, public works resident workers requirement: **HB 1026**

Exemptions, rural county sales and use tax exemption program, reestablishing: **HB 2204**

Exemptions, sales of aerospace products in import commerce, exemption for, narrowing to provide basic education and higher education funding: **HB 2038**

Exemptions, school districts, construction labor and materials: **HB 2270**

Exemptions, solar energy heat-generating machinery and equipment, use of: **HB 1705, *ESSB 5882, CH 13 (2013)**

Exemptions, state transportation projects, use of certain machinery and equipment: **HB 1985**

Exemptions, subsidized public works prevailing wage requirement: **HB 1025**

- Exemptions, use by restaurants of flavor-imparting cooking products, including charcoal: HB 1358, ***ESSB 5882, CH 13 (2013)**
- Exemptions, use of back-to-school clothing and school supply items: HB 1329
- Exemptions, use of clay targets provided by nonprofit gun clubs: ***ESSB 5882, CH 13 (2013)**
- Exemptions, use of financial information sold to international investment management companies: HB 1567, ***ESSB 5882, CH 13 (2013)**
- Exemptions, use of vessels by nonresident persons, in certain cases: HB 1366
- Extracted fuels, exemption for, modifying in connection with biomass fuel and refinery fuel gas: HB 2796
- Extracted fuels, exemption for, modifying in connection with hog fuel and refinery fuel gas: HB 2038
- Farmers, certain exemptions, simplifying exemption certificate requirements for: ***SSB 6333, CH 97 (2014)**
- Florists, defining "florist" and "florist sales" for retail sales and use tax purposes: HB 1489
- Greenhouses, use by businesses of propane or natural gas used to heat, exemption: HB 1722
- Gun locks, use of, exemption: HB 1703
- Hog fuel, extending exemption when used for production of electricity, steam, heat, or biofuel: HB 1663, ***ESSB 5882, CH 13 (2013)**
- Home service contracts, sales and use taxation of: HB 1997
- Instructional materials, sales by college bookstores to students, sales and use tax exemptions: HB 1160
- Investment management companies, international, exemption for use of financial information sold to companies: HB 1567, ***ESSB 5882, CH 13 (2013)**
- Libraries, fund-raising activity, exemption for certain personal property purchased or received as prize from, conditions: ***ESSB 5882, CH 13 (2013)**
- Local sales and use, adding various signage to "public facilities" for revenue-use purposes: HB 2297
- Local sales and use, authorizing counties to impose by ordinance: HB 1919
- Local sales and use, county authority to impose to fund regional health and human services: HB 2073
- Local sales and use, cultural access programs, use of revenues by: HB 2212
- Local sales and use, exemption for use of certain machinery and equipment in connection with state transportation projects: HB 1985
- Local sales and use, for counties and cities, imposition without authorizing proposition to voters: HB 1925
- Local sales and use, funding for therapeutic courts, authority of county to impose sales and use tax: HB 2556
- Local sales and use, imposed by public utilities district, tax to expire when bonds for certain facilities are retired: HB 1687
- Local sales and use, imposition by certain rural counties: HB 1553
- Local sales and use, imposition by certain rural counties for water rights purchases for water banking: HB 2596
- Local sales and use, imposition by cities for costs of preparing for annexation: HB 2681
- Local sales and use, imposition by local government in connection with local infrastructure financing tool program: HB 1306
- Local sales and use, imposition by local legislative entity after establishing enhanced public transportation zone: HB 1954
- Local sales and use, imposition by public transportation benefit areas, governing board membership and voting requirements for: HB 1865
- Local sales and use, provisions relevant to local public transit revenue: HB 2563
- Local sales and use, reducing frequency of tax changes: HB 1604, ESSB 5697
- Local sales and use, taxation of vessels: HB 1927
- Machinery and equipment, exemption for, increasing accountability: HB 1970
- Marijuana, medical, exemption for use by certain qualifying patients, designated providers, and licensed retailers: E3SSB 5887
- Marijuana, recreational use industry, delaying use of tax preferences by: HB 2409, ***SB 6505, CH 140 (2014)**
- Medical marijuana, exemption for use of retail purchases by qualifying patients: HB 2198
- Mint growers and processors, exemption: ***ESSB 5882, CH 13 (2013)**
- Natural gas, including compressed and liquefied, taxation when used as transportation fuel: HB 2753, ***ESSB 6440, CH 216 (2014)**
- Natural gas, sales of, sales and use taxation provisions: HB 2753, ***ESSB 6440, CH 216 (2014)**
- Nonprofit organizations, fund-raising activity, exemption for certain personal property purchased or received as prize from, conditions: ***ESSB 5882, CH 13 (2013)**
- Passenger-only ferry service districts, imposition of sales and use tax by: HB 2267
- Physical fitness services, simplifying taxation: HB 2539, ESSB 6472
- Preferences, fiscal accountability and transparency standards: HB 2201

Propane or natural gas, use by mint growers and processors to distill mint oil, exemption: ***ESSB 5882, CH 13 (2013)**
 Rate, reducing state sales and use tax rate: HB 1100, HB 2393
 Recreation services, simplifying taxation: HB 2539, ESSB 6472
 Recreational vessels, large, partial exemption for residents and full exemption for nonresidents, conditions: HB 1927
 Restaurants, use of flavor-imparting cooking products, including charcoal, exemption: HB 1358, ***ESSB 5882, CH 13 (2013)**
 Rural county sales and use tax exemption program, reestablishing: HB 2204
 Solar energy machinery and equipment, heat-generating, exemption for use of: HB 1705, ***ESSB 5882, CH 13 (2013)**
 Transportation projects, state, exemption for use of certain machinery and equipment: HB 1985
 Transportation, department of, state sales and use tax revenues from expenditures by, transferring to motor vehicle account: HB 2094
 Vehicles, powered by alternative fuel, clarifying application of retail sales and use tax exemption: HB 2671
 Vehicles, powered by alternative fuel, extending retail sales and use tax exemption: HB 2418
 Vessel use, by nonresident persons, exemption in certain cases: HB 1366
 Water, bottled, exemption for, eliminating to provide basic education and higher education funding: HB 2038
 Water, bottled, exemption for, eliminating to provide basic education funding: HB 2796

TAXES - WATERCRAFT EXCISE

Abandoned and derelict vessels, certain vessels for which tax is outstanding, penalties: HB 2457

TECHNOLOGY (See also COMPUTERS; SCHOOLS AND SCHOOL DISTRICTS; SCIENCE)

Aerospace industry, appropriations for permitting and training: ***EHB 2088, CH 1 (2013)**
 Aerospace technology innovation, joint center for, extending by repealing sunset termination and repeal provisions: HB 1866, SB 5784
 Biotechnology and medical device manufacturing businesses, tax deferrals for investment projects, apprentice utilization requirement: HB 1023
 Biotechnology and medical device manufacturing businesses, tax deferrals for investment projects, prevailing wage requirement: HB 1025
 Biotechnology and medical device manufacturing businesses, tax deferrals for investment projects, resident workers requirement: HB 1026
 Cultural access programs, creating to fund cultural organizations: HB 2212
 High technology businesses, issuance of sales and use tax deferral certificates for, ending to provide basic education and higher education funding: HB 2038
 High technology businesses, tax deferrals for investment projects, apprentice utilization requirement: HB 1023
 High technology businesses, tax deferrals for investment projects, prevailing wage requirement: HB 1025
 High technology businesses, tax deferrals for investment projects, resident workers requirement: HB 1026
 High-technology research and development investment work group, establishment: ESSB 6430
 Information services and telecommunications state agency network, assessment of model and consolidation of network into consolidated technology services agency: ***ESSB 5891, CH 33 (2013)**
 Information services and telecommunications state agency network, certain information within, public disclosure exemption: ***ESSB 5891, CH 33 (2013)**
 Information technology expenditures in state budget process, evaluation and prioritization of: ***ESSB 5891, CH 33 (2013)**
 Information technology expenditures, by higher education institutions and legislative and judicial agencies, evaluation and approval of: ***ESSB 5891, CH 33 (2013)**
 Information technology expenditures, state agency, information technology business management program, implementing: ***ESSB 5891, CH 33 (2013)**
 Information technology for state agencies, establishing information technology investment pool: ***ESSB 5891, CH 33 (2013)**
 Information technology networking equipment and services, agency purchases of, developing statewide standards: ***ESSB 5891, CH 33 (2013)**
 Information technology purchases, competitive contracting for, exempting state agencies from: ***ESSB 5891, CH 33 (2013)**
 Information technology systems, state executive branch, inventorying, modernizing, and funding of: ***ESSB 5891, CH 33 (2013)**
 Information technology, information in state's systems and infrastructure, establishing security standards: ***ESSB 5891, CH 33 (2013)**

Sensing devices, extraordinary, requirements and prohibitions for government surveillance use: HB 2179, ***EBH 2789 (2014) V**
 Technology or science center, zoo, and aquarium facilities, competitive grant program for acquiring or constructing: HB 1405
 Washington global health technologies and product development competitiveness program, eliminating board of directors: HB 2029

TELECOMMUNICATIONS

Call center services, procurement by state agency under personal services contract, prohibiting performance of services at location outside United States: HB 1995
 Call location, wireless providers to provide location information to law enforcement responding to emergency: HB 1897
 Cell phones, texting or use of hand-held mobile telephones by commercial vehicle drivers, adding to list of serious traffic violations: HB 1752
 Cellular device issuance, to state employees, establishing criteria for: SSB 5381
 Disputes, arbitration requirement in certain cases when concerning pole attachment rates, terms, or conditions: HB 2175
 Electricians, limited energy specialty certification, using telecommunications work experience for: ***HB 2253, CH 156 (2014)**, HB 2254
 State universal communications services program, adjusting expenditure limit for: HB 2679, SSB 6572
 State universal communications services program, establishing: HB 1857, HB 1971
 Telecommunications and information services state agency network, assessment of model and consolidation of network into consolidated technology services agency: ***ESSB 5891, CH 33 (2013)**
 Telecommunications and information services state agency network, certain information within, public disclosure exemption: ***ESSB 5891, CH 33 (2013)**
 Telecommunications relay service program, excise tax on switched access lines for funding, eliminating: HB 1971
 Telecommunications systems, definition of, in relation to certain installations: ***HB 2253, CH 156 (2014)**, SB 6206
 Telemedicine, health plan coverage and hospital procedures, requirements: HB 1448
 Telephone lines and pay phones, sales tax exemption, repealing: HB 1971
 Telework, international telework week, Thurston regional planning council's participation in, recognizing: ***HR 4698 (2014)**
 Washington telephone assistance program, excise tax on switched access lines for funding, eliminating: HB 1971
 Washington telephone assistance program, extending eligibility to recipients of home and community-based services: HB 2696
 Wireless communications devices, electronic, texting or use of hand-held mobile telephones by commercial vehicle drivers, adding to list of serious traffic violations: HB 1752
 Wireless communications structures, modifying requirements for exemption from certain environmental policies: HB 1183, SB 5098
 Wireless communications, prepaid services, sellers of services to collect enhanced 911 excise tax: HB 1971
 Wireless communications, providers, providing call location information to law enforcement responding to emergency: HB 1897

TITLE ONLY BILLS

Consolidating small loans and small consumer installment loans under chapter 31.45 RCW act: HB 2040
 Creation, extension, expansion, accountability, and transparency of state tax preferences act of 2014: HB 2799
 Education act: HB 2012, HB 2013
 Fiscal matters act: HB 2003, HB 2004
 Funding and financing capital projects supported from state general obligation bond proceeds: HB 2039
 Funding K-12 basic education and higher education by narrowing or eliminating certain state tax exemptions, deductions, credits, and preferential rates: HB 2035
 Funding K-12 basic education and higher education by narrowing or eliminating tax preferences: HB 2034
 Health care act: HB 2009, HB 2010
 Human services act: HB 2007, HB 2008
 Natural resources act: HB 2011
 Revenue act: HB 2014, HB 2015
 State government act: HB 2005, HB 2006
 Tax preferences legislation: HB 2081

TOBACCO AND TOBACCO PRODUCTS (See also TAXES - CIGARETTE TAX; TAXES - TOBACCO PRODUCTS)

Cigar lounge special license endorsement for tobacco products retailer licensees: HB 1750
 Cigarettes, electronic, prohibiting sale to minor: ***HB 1937, CH 47 (2013)**
 Smoking in moving or parked motor vehicle carrying a minor, prohibiting: HB 2086
 Tobacco products, selling to a minor, clarifying provisions: HB 2795
 Tobacco substitutes, relationship to tobacco products, clarifying for taxation purposes: HB 2795
 Tobacconist shop, retail, special license endorsement for tobacco products retailer licensees: HB 1750
 Vapor products, prohibiting selling or giving to minor: ***HB 1937, CH 47 (2013)**

TOURISM (See also TAXES - LODGING TAX; TOURISM COMMISSION)

Promotion of tourism, use of certain lodging tax revenues for: HB 1695
 State tourism marketing program, funding and governance structure: HB 2229

TOURISM COMMISSION (See also TOURISM)

Eliminating commission, tourism enterprise account, and competitive grant and development programs: HB 2029

TRAFFIC (See also TRAFFIC SAFETY EDUCATION)

Bicycles, electric-assisted, removing and modifying certain helmet use requirements: HB 1246
 Bicycles, vehicles overtaking and passing bicyclists, maintaining safe distance: HB 1743
 Community trip reduction plans, creation and implementation by cities and counties: HB 2688
 Commute trip reduction programs, including motorcycles: ***SB 5142, CH 26 (2013)**
 Commute trip reduction tax credit, modifying provisions: HB 2687
 Commute trip reduction, tax credit, extending expiration date for: HB 1974, HB 2687
 Congestion relief and freight mobility improvement, revising transportation system "mobility" policy goal to include: HB 2123
 Congestion relief and vehicle travel time improvement, including in state transportation system policy goals: HB 1921
 Golf cart zones, city and county authority to regulate: HB 2219
 Headlights, visibility threshold for required display: HB 2256
 High occupancy vehicle lanes, convening expert review panel for SR 520 bridge replacement and HOV project: HB 2070
 High occupancy vehicle lanes, including motorcycles: ***SB 5142, CH 26 (2013)**
 High occupancy vehicle lanes, state route number 167, extending high occupancy toll lanes to Pierce county and removing certain pilot project provisions: HB 1745
 Limited access facilities, including motorcycles: ***SB 5142, CH 26 (2013)**
 Motorcycle road guard certificate, department of licensing to create and issue: HB 2494
 Motorcycles, helmets, modifying reference to manufacturing standards in definition: HB 2495
 Motorcycles, helmets, removing certain requirements: HB 1246
 Motorcycles, including in various commute trip reduction, high occupancy vehicle lane, and limited access facility arrangements: ***SB 5142, CH 26 (2013)**
 Motorcycles, overtaking and passing pedestrians and bicyclists in the same lane, allowing: ***SSB 5263, CH 139 (2013)**
 Motorcycles, stopping and proceeding through red light, allowing under certain conditions: HB 1238, ***SB 5141, CH 167 (2014)**
 Overtaking and passing bicyclists and pedestrians, vehicles to maintain safe distance: HB 1743
 Pedestrians, persons with disabilities in wheelchairs, using adjacent roadway when sidewalk not accessible: HB 2599
 Pedestrians, vehicles overtaking and passing, maintaining safe distance: HB 1743
 Primitive roads, actions for damages arising from vehicular traffic on, removing certain factors from consideration in: ***SB 6219, CH 205 (2014)**
 School speed zone, installation and maintenance of sign indicating end of: HB 1698
 Signage, traffic and way-finding, adding to "public facilities" for tax revenue-use purposes: HB 2297
 Speed limits, nonarterial highways, city or town establishment of maximum limit: ***HB 1045, CH 264 (2013)**
 Tow truck operators, handling unmarked government vehicles, legal jeopardy in cases of, prohibiting: HB 2528
 Tow truck operators, impound requirements and disclosure of charges and fees: HB 1625
 Tow trucks, flatbed, allowing passengers in vehicle on deck: ***SB 5050, CH 155 (2013)**
 Traffic impacts, mitigation fees imposed under SEPA for, limiting city authority to impose in certain cases: HB 2161
 Traffic safety cameras, authorizing use at intersections of more than two arterials: HB 1670
 Traffic safety cameras, availability of records, photographs, and electronic images: HB 1047

Traffic safety cameras, eliminating use by repealing statutes: HB 1455
 Traffic safety cameras, use outside school zones, requiring local authority participation in pilot program: HB 2426
 Transportation demand management programs and community trip reduction plans, establishment by cities and counties:
 HB 2688
 Vehicle prowling, second degree, class C felony in certain cases: HB 1305, ***ESB 5053, CH 267 (2013)**

TRAFFIC OFFENSES (See also CRIMES; TRAFFIC; TRAFFIC SAFETY EDUCATION)

Actual physical control while under the influence, misdemeanor, vacation of conviction record: HB 1086
 Actual physical control while under the influence, modifying provisions: HB 1086, HB 1482, HB 2030, HB 2083, HB 2084, HB 2085, HB 2701, ***E2SSB 5912, CH 35 (2013)**, ***SB 6413, CH 100 (2014)**
 Blood and breath tests, modifying provisions: HB 2728
 Child passenger restraints, failure to comply with requirements, admissibility in civil action: HB 1696
 Drive-by shooting, adding to list of most serious offenses: HB 1730
 Driving under the influence, adding marijuana to person under age 21 driving after consuming alcohol: HB 1597
 Driving under the influence, blood and breath tests, modifying provisions: HB 2728
 Driving under the influence, comprehensive amendments to provisions: HB 1482, HB 2030, ***E2SSB 5912, CH 35 (2013)**
 Driving under the influence, creating statewide 24/7 sobriety program and 24/7 sobriety account: HB 2030
 Driving under the influence, creating statewide 24/7 sobriety program and pilot project and 24/7 sobriety account: ***E2SSB 5912, CH 35 (2013)**
 Driving under the influence, eliminating ten-year look back periods from class C felony criteria: HB 2085
 Driving under the influence, establishing Washington impaired driving work group: ***E2SSB 5912, CH 35 (2013)**
 Driving under the influence, extending time periods for relevance of prior offenses: HB 2701
 Driving under the influence, felony, converting to class B felony: HB 2506
 Driving under the influence, ignition interlock requirements, provisions concerning imposing, tampering with, or defeating:
 HB 2728
 Driving under the influence, misdemeanor, vacation of conviction record: HB 1086
 Driving under the influence, prior offense, expanding definition for sentencing: ***SB 6413, CH 100 (2014)**
 Driving under the influence, probable cause for arresting and taking into custody without warrant: HB 2083
 Driving under the influence, reducing prior offense threshold for class C felony: HB 2084
 Driving under the influence, serving certain sentences consecutively with ignition-interlock device-related violations: ***SB 6415, CH 101 (2014)**
 DUI courts, authority to establish, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 DUI courts, authority to merge with drug and mental health courts, expanding to include all jurisdictions: ***SB 5797, CH 257 (2013)**
 Habitual traffic offenders, removing certified mail requirement for notifications: HB 1225
 Ignition interlock devices, circumventing installation and use by acquiring new vehicle, gross misdemeanor: HB 2344
 Ignition interlock devices, provisions concerning imposing, tampering with, or defeating: HB 2728
 Infraction notices, updating forms to include new terminology: HB 1265
 Infractions, additional penalty, depositing sixty percent of moneys into criminal justice training commission account: HB 1315
 Infractions, failure to respond or appear for hearing, additional defendant costs if committed finding set aside: HB 1580
 Infractions, providing community restitution as alternative to standard penalties: HB 1601
 Legislators, traffic violations by, application of Article II, section 16 of state constitution: HB 2289
 Misdemeanor offenses, vacation of conviction record in certain cases: HB 1086
 Negligent driving, first degree, including exhibiting effect of having consumed marijuana in provisions: HB 2028
 Parking placards and special license plates for persons with disabilities, expanding definition of unauthorized use: HB 1946, HB 2463
 Phones, use by commercial vehicle drivers, adding texting or use of hand-held mobile telephone to list of serious traffic violations: HB 1752
 Physical control while under the influence, modifying provisions: HB 1086, HB 1482, HB 2030, HB 2083, HB 2085, HB 2701, ***E2SSB 5912, CH 35 (2013)**, ***SB 6413, CH 100 (2014)**
 Rental cars, provisions concerning rental car businesses and processing of certain motor vehicle-related violations: HB 2470
 Safety belts, failure to comply with requirements, admissibility in civil action: HB 1696
 Smoking in moving or parked motor vehicle carrying a minor, prohibiting as traffic infraction with monetary penalties:
 HB 2086

Speed limits, in apartment owners' association communities, enforcement by law enforcement personnel: ***SB 5113, CH 269 (2013)**

Speed limits, in condominium and apartment owners association communities, enforcement by law enforcement personnel: HB 1592

Speed limits, in condominium association communities, enforcement by law enforcement personnel: ***SB 5113, CH 269 (2013)**

Traffic safety cameras, provisions: HB 1047, HB 1455, HB 1670, HB 2426

Violations, serious traffic violations, adding texting or use of hand-held mobile telephone by commercial vehicle driver to list of: HB 1752

TRAFFIC SAFETY COMMISSION

24/7 sobriety program, co-administration by commission: ***E2SSB 5912, CH 35 (2013)**

Rule making by commission, specific grant of legislative authority, requirement: HB 1163

TRAFFIC SAFETY EDUCATION

Motorcycle safety education, department of licensing to allow private skills education programs to offer: HB 1379, ***SSB 5274, CH 33 (2013)**

Traffic safety education courses, in public schools, repealing certain information requirements: ESSB 5753

Traffic schools, city- or county-operated, using excess attendance fees for certain related matters: ***HB 1790, CH 41 (2013)**

TRANSPORTATION (See also FERRIES; MARINE EMPLOYEES' COMMISSION; ROADS AND HIGHWAYS; SCHOOLS AND SCHOOL DISTRICTS; TRANSPORTATION COMMISSION; TRANSPORTATION, DEPARTMENT)

Accessible van rental companies, authorizing application for special parking privileges by: HB 2463

Accounts, new and existing, improving transportation funding through new revenues and modified revenue distribution: HB 1954

Agency council on coordinated transportation, creation: HB 1814

Artworks and artistic designs, use of transportation funds for, prohibiting: HB 2092

Bonds, issued for transportation purposes, restricting term of: HB 1989

Budget, 2011-2013 and 2013-2015: HB 1864, ***ESSB 5024, CH 306 (2013) PV**

Budget, adopting additive funding and providing appropriations: HB 1955

Budget, general obligation bonds for 2013 connecting Washington projects and improvements in omnibus transportation appropriations act: HB 1956

Budget, project expenditure information, adding to searchable state information web site: EHB 1733, ***HB 2058, CH 327 (2013), *HCR 4406 (2013)**

Budget, project investments, coding with geographic information: ***HB 2058, CH 327 (2013), *HCR 4406 (2013)**

Budget, supplemental 2013-2015: HB 2762, ***ESSB 6001, CH 222 (2014) PV**

Budgets, public and legislative review period for omnibus appropriations bills: HB 1721

Charter party and excursion service carriers, annual regulatory fees, modifying deadline for payment: HB 2642

Construction, highways, engineering errors on projects, department of transportation to report concerning: HB 1986, HB 2070

Construction, highways, use of design-build procedure for, allocation of all risk to contractor: HB 1987

Construction, state highways, disclosure of conflicts of interest when bidding for contract with department of transportation: HB 1801

Environmental analysis, local comprehensive plans subject to, state environmental policy act exemption for certain transportation projects in: HB 2096

Environmental and compensatory mitigation, meeting transportation project requirements with existing environmentally designated land: HB 2095

Environmental review and permitting, for compensatory mitigation projects, minimizing permit delays: HB 1999, HB 2070

Environmental review and permitting, for transportation projects, reforming to expedite projects through streamlined environmental decision making: HB 1978, HB 2070

Environmental review and permitting, projects, prohibiting adoption or maintaining of requirements by certain agencies when more stringent: HB 1996

Environmental review and protection, for certain transportation projects, applying federal requirements: HB 2093

Environmental standards, certain road and ferry facility projects, presumption of compliance when best management practices implemented, conditions: HB 2097

Excursion service and charter party carriers, annual regulatory fees, modifying deadline for payment: HB 2642

Facility naming, authorizing sales of state facility naming rights, exceptions: HB 1051

Fish habitat, department of transportation fish habitat enhancement projects, limiting regulatory requirements for: HB 2765

Fish passage barriers associated with transportation, removal of, department prioritization of projects: HB 2346

Fish passage barriers associated with transportation, removal of, fish habitat enhancement projects: HB 2765

For hire vehicle businesses, work group to study use of personal transportation services: HB 2782

For hire vehicle owners and lessees, industrial insurance coverage provisions: HB 2152

For hire vehicles and for hire vehicle operators, provisions: HB 1702, HB 1718

Freight mobility improvement, revising transportation system "mobility" policy goal to include: HB 2123

Fuel taxes, administration of, simplifying and updating through comprehensive revisions and consolidation: HB 1883

Funding transportation system, adopting additive funding and providing appropriations: HB 1955

Funding transportation system, general obligation bonds for 2013 connecting Washington projects and improvements: HB 1956

Funding transportation system, increasing revenue for, modifying and adding fuel tax, driver and vehicle fee, bicycle sales fee, and other provisions: HB 1954

Greenhouse gas emissions, reducing through land use and transportation requirement modifications: HB 2804

Hazardous materials and oil transportation, safety measures for tank rail cars, requesting that Congress implement: SJM 8015

Hazardous materials, transportation by motor carriers, regulation by state patrol: ***HB 2137, CH 154 (2014)**, SB 5979

Heavy haul industrial corridor, designating portion of state route number 155 as: HB 2348

Heavy haul industrial corridors, movement of overweight vehicles, modifying boundary on state route 509: ***HB 1447, CH 115 (2013)**, SB 5335

High capacity transportation corridor areas, transit agencies eligible to create, limiting: SSB 5088

Highway construction, engineering errors on projects, department of transportation to report concerning: HB 1986, HB 2070

Highway construction, use of design-build procedure for construction, allocation of all risk to contractor: HB 1987

Highway workers, local or state transportation agencies, four-year college tuition and fees exemption for children and surviving spouse: HB 2587

Least cost planning, use by department of transportation: HB 2667

Legislators, to be voting members of certain local transportation boards: HB 2648

Light rail, rejecting replacement design alternatives for I-5 bridge over Columbia river that include light rail: HB 2025

Limousine businesses, including chauffeurs, provisions: HB 1702, HB 1718

Limousine businesses, work group to study use of personal transportation services: HB 2782

Limousine chauffeurs owning or leasing vehicle, industrial insurance coverage provisions: HB 2152

Loads, oversize or overweight, using state bridge database when issuing special permits for: HB 2740

Log transportation businesses, public utility tax, reduction: SSB 6259

Mobile application-based personal transportation services, work group to study use of personal transportation services: HB 2782

Motorcycles, including in various commute trip reduction, high occupancy vehicle lane, and limited access facility arrangements: ***SB 5142, CH 26 (2013)**

Naming of facilities, authorizing sales of state facility naming rights, exceptions: HB 1051

Nontoll transportation projects, implementing public-private partnership best practices: HB 1979

Oil and hazardous materials transportation, safety measures for tank rail cars, requesting that Congress implement: SJM 8015

Oil, crude oil and refined petroleum, measures to ensure safety when transporting: HB 2347

Permitting for transportation projects, streamlining process and improving environmental compliance: HB 1978, HB 2070

Personal transportation services, work group to study use of: HB 2782

Planning, department of transportation to use least cost planning: HB 2667

Projects of statewide significance, involving basic commodity transportation, mechanism for governments to perform project reviews: HB 1754

Projects, artistic designs when part of, prohibiting use of transportation funds for: HB 2092

Projects, compensatory mitigation, increasing department of transportation role: HB 1999, HB 2070

Projects, compensatory mitigation, meeting requirements with existing environmentally designated land: HB 2095

Projects, environmental and compensatory mitigation, meeting requirements with existing environmentally designated land: HB 2095

Projects, environmental review and permitting, minimizing permit delays for compensatory mitigation projects: HB 1999, HB 2070

Projects, environmental review and permitting, prohibiting adoption or maintaining of requirements by certain agencies when more stringent: HB 1996

Projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making: HB 1978, HB 2070

Projects, environmental review and protection for, applying federal requirements: HB 2093

Projects, environmental standards, presumption of compliance when best management practices implemented, conditions: HB 2097

Projects, highway construction project engineering errors, department of transportation to report concerning: HB 1986, HB 2070

Projects, in local comprehensive plans subject to environmental analysis, state environmental policy act exemption: HB 2096

Projects, right-sizing of, department of transportation and transportation commission to report concerning: HB 1988, HB 2070

Projects, sales and use tax exemptions, state transportation projects: HB 1985

Projects, transportation and capital, providing contract information online: HB 2104

Railroad employees, passenger-carrying vehicles for, modifying rules and orders concerning: HB 1620

Railroad employees, requirements for qualified crew members for common carriers of freight or passengers: HB 2718

Railroad employees, yardmaster working hours: HB 1621

Regional transportation planning organizations, adopting plan for reducing per capita vehicle miles traveled: HB 2804

Regional transportation planning organizations, certain legislators to be voting policy board members: HB 2648

Regional transportation planning organizations, development of least cost planning and programming framework: HB 2667

Rental cars, provisions concerning rental car businesses and processing of certain motor vehicle-related violations: HB 2470

Revenue for transportation system funding, increasing by modifying and adding fuel tax, driver and vehicle fee, bicycle sales fee, and other provisions: HB 1954

Ride-sharing programs, clarifying certain tax preference statutes: ***SSB 6333, CH 97 (2014)**

Ride-sharing programs, disclosure of participant personal information, implementation of sunshine committee recommendations: HB 1298

Signs, outdoor advertising along highways, adding permit fee, modifying label requirement, and repealing certain prohibitions: HB 1767, ***SSB 5761, CH 312 (2013)**

System funding, adopting additive funding and providing appropriations: HB 1955

System funding, general obligation bonds for 2013 connecting Washington projects and improvements: HB 1956

System funding, increasing revenue through modified revenue distribution, new accounts, and certain local tax increases: HB 1954

System policy goals, including health improvement and health care cost reduction: HB 1233

System policy goals, including traffic congestion relief and vehicle travel time improvement: HB 1921

System policy goals, revising "mobility" to include congestion relief and improved freight mobility: HB 2123

System policy goals, voluntary establishment of objectives and performance measures by local or regional agencies: ***HB 1644, CH 199 (2013)**

Taxation, state and local sales and use, exemption for state transportation projects: HB 1985

Taxicab businesses, provisions: HB 1718

Taxicab businesses, work group to study use of personal transportation services: HB 2782

Taxicab operators owning or leasing vehicle, industrial insurance coverage provisions: HB 2152

Thurston regional planning council, participation in international telework week by, recognizing: ***HR 4698 (2014)**

Toll facilities, photo toll systems: HB 1047, HB 1941

Toll lanes, state route number 167, extending high occupancy toll lanes to Pierce country and removing certain pilot project provisions: HB 1745

Transportation benefit districts, annual local option transportation tax fee, distribution of revenues: HB 1485, HB 1892

Transportation benefit districts, annual local option transportation tax fee, impact of imposition on other fees: HB 1892

Transportation benefit districts, vehicle registration fee, imposition: HB 1954, HB 1959

Transportation demand management programs and community trip reduction plans, establishment by cities and counties: HB 2688

Transportation improvement contracts, federally funded, relying on contract bond to cover increases and penalties: HB 1420

Workforce development, coordinating with apprenticeship and training council, including recruitment of women and persons of color: HB 1922

TRANSPORTATION COMMISSION (See also FERRIES; TRANSPORTATION; TRANSPORTATION, DEPARTMENT)

Ferries advisory committee system, expanding role of executive committee of state ferry users to annual ferry fare setting, duties of commission: HB 1879

Ferry fares, commission role in reducing through subsidies: HB 1082

Naming of facilities, authorizing sales of state facility naming rights, exceptions: HB 1051

Nontoll transportation projects, implementing public-private partnership best practices: HB 1979

Rule making by commission, specific grant of legislative authority, requirement: HB 1163

Transportation projects, right-sizing of, department of transportation and commission to report concerning: HB 1988, HB 2070

TRANSPORTATION, DEPARTMENT (See also TRANSPORTATION; TRANSPORTATION COMMISSION)

Agency council on coordinated transportation, creation: HB 1814

Alaskan Way viaduct replacement project, department to convene expert review panel for: HB 2070

Artworks and artistic designs, use of transportation funds for, prohibiting: HB 2092

Biofuel and biodiesel use requirements, exemption for department: HB 2091

Bridges, state boundary bridge, department to assign steel fabrication inspector travel costs to contractor: HB 1288

Bridges, structurally deficient, expedited permitting and contracting when identified by department as: HB 2071

Business license center, participation by department: HB 1403, E2SSB 5680

Commercial motor vehicles, department number for, technical changes: SSB 6280

Contracts for construction, state highways, disclosure of conflicts of interest when bidding for contract with department: HB 1801

Demonstration highway projects, overtime compensation paid for state patrol services on, counting as salary for retirement purposes: HB 1904

Digital cross-system infrastructure maps, creating and using for state economic development prioritizing, department role: HB 1819

Environmental and compensatory mitigation, meeting transportation project requirements with existing environmentally designated land: HB 2095

Environmental impact statement, transportation projects, expedited process for review and approval, department to use: HB 2070

Environmental justice, department efforts concerning disproportionately adverse health and environmental impacts on low-income and minority populations: HB 1434

Environmental review and permitting, for compensatory mitigation projects, minimizing permit delays, department role: HB 1999, HB 2070

Environmental review and permitting, for transportation projects, reforming to expedite projects through streamlined environmental decision making: HB 1978, HB 2070

Environmental review and protection, for department transportation projects, applying federal requirements: HB 2093

Environmental standards, department transportation projects, presumption of compliance when best management practices implemented, conditions: HB 2097

Expenditures by department, state sales and use tax revenue from, transferring to motor vehicle account: HB 2094

Farm vehicles, owned by certain farmers, exemption from department number requirements: SSB 6280

Ferry alteration, contracts for, awarding for projects using design-build procedure, department role: HB 1993

Ferry construction, contracts for, awarding for projects using design-build procedure, department role: HB 1993

Ferry construction, contracts for, requiring that department obtain at least three bids: HB 1990

Ferry construction, issuance by department of proposal requests for, removing in-state construction requirement statement from: HB 1990

Ferry system, accidents and incidents, process for developing comprehensive investigation procedures, department role: HB 2756

Ferry system, limiting department administrative authority in some cases: HB 1880

Ferry systems, county-owned and -operated, modifying provisions concerning deficit reimbursement agreements with department: HB 2184

Fish habitat, department fish habitat enhancement projects, limiting regulatory requirements for: HB 2765
 Fish passage barriers associated with transportation, removal of, department fish habitat enhancement projects: HB 2765
 Funding for ferries, roads, bridges, distribution of marijuana excise tax revenues to department for: HB 2772
 Funding transportation system, adopting additive funding and providing appropriations: HB 1955
 Funding transportation system, general obligation bonds for 2013 connecting Washington projects and improvements: HB 1956
 Funding transportation system, increasing revenue for, modifying and adding fuel tax, driver and vehicle fee, bicycle sales fee, and other provisions: HB 1954
 Greenhouse gas emissions, state agency rules regulating, prohibiting without legislative authorization: HB 1169
 Heavy haul corridors, modifying boundary on state route number 509, department role: ***HB 1447, CH 115 (2013)**, SB 5335
 Highway construction, engineering errors on projects, department to report concerning: HB 1986, HB 2070
 Highway construction, use of design-build procedure for construction, allocation of all risk to contractor, department role: HB 1987
 I-5 bridge over Columbia river, authorizing bonds to finance Columbia river crossing project, department role: HB 1975
 I-5 bridge over Columbia river, department to convene expert review panel for Columbia river crossing project: HB 2070
 I-5 bridge over Columbia river, department to prepare new replacement design alternative: HB 2025
 I-5 bridge over Columbia river, prohibiting department funds expenditure for replacement design alternatives that include light rail: HB 2025
 Interstate 90, west of I-405, mitigating impact of tolling facility on local residents, department role: HB 1945
 Job order contracting, use by department for administration of certain building projects: ***HB 1768, CH 186 (2013)**
 Land, unused department land, authority to transfer to Indian tribes: HB 1286
 Least cost planning, use by department: HB 2667
 Liability, joint and several in certain cases of contributory fault, exempting department in certain actions for damages: HB 1984
 Loads, oversize or overweight, using state bridge database when issuing special permits for, department role: HB 2740
 Loads, public highway vehicle load carrying requirements, department exemption: HB 1007
 Nontoll transportation projects, implementing public-private partnership best practices: HB 1979
 Permitting decisions, enhancing transparency and predictability of process: HB 2192, SB 6045
 Permitting for transportation projects, streamlining process and improving environmental compliance: HB 1978, HB 2070
 Planning, department to use least cost planning: HB 2667
 Project delivery, certain projects, providing flexible process and requirements for: HB 1957, HB 2070
 Projects or work, performed for or by department, waiving application of indirect costs in favor of reciprocal agreement: HB 1420
 Projects, artistic designs when part of, prohibiting use of transportation funds for: HB 2092
 Projects, compensatory mitigation, increasing department of transportation role: HB 1999, HB 2070
 Projects, compensatory mitigation, meeting requirements with existing environmentally designated land: HB 2095
 Projects, environmental and compensatory mitigation, meeting requirements with existing environmentally designated land: HB 2095
 Projects, environmental review and permitting, minimizing permit delays for compensatory mitigation projects, department role: HB 1999, HB 2070
 Projects, environmental review and permitting, prohibiting adoption or maintaining of requirements by department when more stringent: HB 1996
 Projects, environmental review and permitting, reforming to expedite projects through streamlined environmental decision making: HB 1978, HB 2070
 Projects, environmental review and protection for, applying federal requirements: HB 2093
 Projects, environmental standards, presumption of compliance when best management practices implemented, conditions: HB 2097
 Projects, expert review panels for, department to convene for certain projects: HB 2070
 Projects, highway construction project engineering errors, department to report concerning: HB 1986, HB 2070
 Projects, highway construction, use of design-build procedure for, allocation of all risk to contractor, department role: HB 1987
 Projects, right-sizing of, department and transportation commission to report concerning: HB 1988, HB 2070
 Projects, sales and use tax exemptions, state transportation projects, exemption to include department: HB 1985
 Rail service, passenger, within Cascade rail corridor, department role in agreements concerning: HB 2781

Real property, surplus governmental, selling or leasing by department for affordable low-income housing: HB 1563
 Real property, surplus property of department, modifying procedures for selling: ESSB 5886
 Signs, outdoor advertising along highways, adding permit fee, modifying label requirement, and repealing certain prohibitions, department role: HB 1767, ***SSB 5761, CH 312 (2013)**
 Signs, static digital outdoor advertising signs, allowing along state highways, department to adopt rules: HB 1408
 State route number 520 bridge replacement and HOV project, department of convene expert review panel for: HB 2070
 Storm water control facilities, rate charges paid by department, removing certain limits on use of: SB 6077
 Surplus property of department, procedures for selling, modifying: ESSB 5886
 Surplus property of department, selling or leasing by department for affordable low-income housing: HB 1563
 Taxation, state and local sales and use, exemption for state transportation projects, to include department: HB 1985
 Tolling facilities, I-90 west of I-405, mitigating impact on local residents, department role: HB 1945
 Transportation facilities account, creation: ESSB 5886
 Transportation property, surplus, former owner repurchase right in cases of earlier condemnation: HB 1092
 Vessels, publicly owned, transfer by department: HB 1245, ESSB 5663
 Workforce development for transportation, department to coordinate with apprenticeship and training council, including recruitment of women and persons of color: HB 1922

TREASURER, STATE

Cellular devices and service plans, prepaid, criteria for payment of, treasurer role: SSB 5381
 Debt, state, treasurer role in publishing debt affordability study: HB 1646, ESSB 5138
 Insurance and financial responsibility program, transferring: HB 2448
 Revenue, general state, alignment of computation with state constitution: HB 2247
 Revenue, general state, treasurer computation of revenues to include certain tax moneys: HB 1646, HB 2247, ESSB 5138

UNEMPLOYMENT COMPENSATION (See also EMPLOYMENT SECURITY DEPARTMENT)

Corporate officers, unemployment benefits, amending provisions of employment security act: ***SSB 5227, CH 250 (2013)**
 Corporate officers, unemployment benefits, authorizing certain officers to receive: ***HB 1056, CH 66 (2013)**
 Farm internship pilot project, establishment and relationship to unemployment compensation: ***SSB 5123, CH 131 (2014)**
 Maritime service, excluding services by certain persons on boat catching fish from definition of employment: ***HB 1311, CH 75 (2013)**
 Misclassification of employees, penalties under employee fair classification act: HB 1440, HB 2334
 News business, independent contractors in, employment status for unemployment compensation purposes: HB 1659, ***SB 5476, CH 141 (2013)**
 Overpayment recovery, disclosure of personally identifying information from fish and wildlife licenses to employment security: HB 1393
 Part-time employers, unemployment insurance benefit charging relief in certain case: ***HB 1903, CH 244 (2013)**
 Settlement authority of employment security, modifying: ***EHB 1394, CH 122 (2013)**
 Shared work program, adopting short-time compensation provisions in federal middle class tax relief and job creation act of 2012: ***EHB 1396, CH 79 (2013)**
 Suitable work, modifying requirements to include work with minimum age requirements: HB 1684
 Unemployment insurance benefit charging relief for certain part-time employers, adding provision for: ***HB 1903, CH 244 (2013)**
 Unemployment insurance integrity provisions of federal trade adjustment assistance extension act of 2011, implementing: EHB 1395, ***SB 5355, CH 189 (2013)**
 Veterans receiving unemployment compensation, businesses that hire, business and occupation tax credit: HB 1615
 Waiting period credits or benefits, community service standards for: HB 2690

UNIFORMED PERSONNEL (See also LAW ENFORCEMENT AND LAW ENFORCEMENT OFFICERS)

Collective bargaining, uniformed personnel, adding court protection employees and court marshals to definition: SB 6445

UNIFORMED SERVICES

PERS, plans 2 and 3, reducing retirement and early retirement ages for uniformed service members: HB 2735

UTILITIES (See also AIR QUALITY AND POLLUTION; ENERGY; ENERGY FACILITY SITE EVALUATION COUNCIL; SEWAGE AND SEWERS; SOLID WASTE; STORM WATER CONTROL FACILITIES; TAXES - PUBLIC UTILITY TAX; UTILITIES AND TRANSPORTATION COMMISSION)

Coal transition power, kilowatt-hours from, subtracting from utility's overall load: HB 1221

Coal transition power, use by qualifying utilities complying with annual targets: **HB 1222, *SB 5297, CH 158 (2013)**

Cooperative finance organizations, certain loan amounts received by, deduction from business and occupation tax: ***ESSB 5882, CH 13 (2013)**

Cooperative finance organizations, certain loan amounts received by, exemption from business and occupation tax: HB 1272

Customer information, expanding public records act exemption for: HB 2114, ***SSB 6007, CH 33 (2014)**

Electric, conservation in excess of biennial target, using to reduce penalty in subsequent biennium: HB 1643

Electric, conservation in excess of biennial target, using toward multiple subsequent biennial targets: ESSB 5438

Electric, conservation in excess of biennial target, using toward subsequent biennial target: HB 1643, ESSB 5438

Electric, conservation in excess of biennial target, using toward subsequent biennial target or renewable energy credit: HB 1699

Electric, integrated resource plans, including assessment of energy storage systems: HB 1296

Electric, utility net metering provisions: HB 1106

Employees of utilities, assault of, adding to assault in third degree statutes: HB 2464

Energy storage facilities, using to meet annual renewable energy conservation targets: HB 1289

Energy storage systems, assessment, including in integrated resource plans: HB 1296

Gas distribution businesses, city notification when new territory annexed: HB 2433

Geothermal resources, distribution of funds from geothermal account: ***SSB 5369, CH 274 (2013)**

Geothermal resources, use for commercial electricity production: ***SSB 5369, CH 274 (2013)**

Hog fuel, extending sales and use tax exemptions when used for production of electricity, steam, heat, or biofuel: HB 1663, ***ESSB 5882, CH 13 (2013)**

Hydroelectric generation, as renewable energy resource: HB 1347, HB 1415, HB 1950, HB 2112, HB 2676, ***EHB 2733, CH 45 (2014)**, HJR 4200, ESSB 5290, SSB 6058

Light and power businesses, city notification when new territory annexed: HB 2433

Light and power businesses, credit as part of renewable energy system cost recovery incentive program: HB 1105

Light and power businesses, credit as part of renewable energy system cost recovery program: HB 1138

Light and power businesses, modifying credit provisions when qualifying utility-owned solar energy system participates in cost recovery incentive program: HB 1977

Light and power businesses, renewable energy investment cost recovery incentive program, credits as part of phases I and II: HB 1301

Municipal officers, prohibiting of beneficial interests in contracts, exemption for certain renewable energy programs and conservation systems and equipment: HB 1746

Natural gas infrastructure project funding, creating rural Washington natural gas access and investment account to provide: HB 2101

Natural gas infrastructure, in rural or underserved areas, authorizing gas company recovery of investments: HB 2177

Nonpower attributes, in energy independence act, definition: ***HB 1154, CH 99 (2013)**, SB 5408

Nuclear power, creating joint select task force on nuclear energy to study: SSB 5991

Public utility districts, qualified trades people at, including in public safety employees' retirement system (PSERS): HB 1929

Qualified alternative energy resources, to include biomass from certain liquid organic fuels: HB 2223, ***HB 2708, CH 129 (2014)**

Rates and other costs, charging of, prohibiting for vacant lots in manufactured home communities, exceptions: ESB 5514

Renewable energy programs, contracts in connection with, exemption from beneficial interests prohibition for municipal officers in certain cases: HB 1746

Renewable energy system cost recovery incentive program, creation as new program, including tax credits for participating utilities: HB 1105

Renewable energy systems, customer access via low-cost loan or lease program offered by electric utility or third-party vendor: HB 2176

Renewable energy systems, ten-year annual investment cost recovery incentive payment: HB 1138

Renewable energy targets, annual, use of qualifying utility-owned distributed solar energy system to help meet: HB 1977

Renewable energy, annual conservation targets, using energy storage facility to meet targets: HB 1289

Renewable energy, qualifying utilities complying with annual targets, modifying certain compliance requirements: HB 1699

Renewable energy, qualifying utilities complying with annual targets, use of coal transition power: HB 1222, ***SB 5297, CH 158 (2013)**

Renewable energy, qualifying utilities complying with annual targets, use of conservation acquired in excess of biennial target: **HB 1699**

Renewable energy, qualifying utilities, subtracting coal transition power from utility's overall load: **HB 1221**

Renewable resources, complying by using utility's BPA-marketed hydroelectric electricity output share: **HB 1347, HB 2112, HB 2676, SSB 6058**

Renewable resources, eligible, customer- or investor-owned utility customer purchase of, creating tariff schedule or contract to allow: **HB 2059**

Renewable resources, eligible, to include electricity from certain solid waste combustion facilities: **SSB 6028**

Renewable resources, hydroelectric generation by irrigation districts, qualifying as eligible renewable resource: **HB 1415, HB 1950**

Renewable resources, hydroelectric generation in irrigation pipes and canals and water and wastewater pipes, qualifying as eligible renewable resource: ***EHB 2733, CH 45 (2014), ESSB 5290**

Renewable resources, within other states, allowing utilities to use in certain cases: ***SSB 5400, CH 61 (2013)**

Renewable resources, within western electricity coordinating council area, allowing utilities to use: **HB 1426**

Resource plans, integrated, updating requirements: ***EHB 1826, CH 149 (2013)**

Service contracts, provisions: ***HB 1036, CH 117 (2013)**

Sewer utility charges, lien for delinquent charges, adding lien recording and release fees: **HB 1179**

Small public utility businesses, increasing public utility tax exemption and filing threshold: **HB 2729**

Solar energy systems, distributed, allowing qualifying utility-owned system to participate in renewable energy system cost recovery incentive program: **HB 1977**

Solar energy systems, distributed, helping to meet annual renewable energy targets when qualifying utility-owned: **HB 1977**

Telecommunications, disputes related to certain matters, arbitration requirement: **HB 2175**

Telecommunications, establishing state universal communications services program: **HB 1857, HB 1971**

Telecommunications, state universal communications services program, adjusting expenditure limit for: **HB 2679, SSB 6572**

Washington state energy freedom act, prohibiting state agency regulation of greenhouse gas emissions without legislative authorization: **HB 1169**

Wastewater, domestic facilities, modifying annual municipality permit fee: **HB 1275**

Wastewater, publicly owned industrial wastewater treatment facilities, authorizing water pollution control facility loans for: **HB 1557**

Wind turbines, applications to construct, notifying landowners: **HB 1193**

UTILITIES AND TRANSPORTATION COMMISSION

Commercial information, filed with commission, public records exemption: ***SB 6141, CH 170 (2014)**

Electric companies, commission rule making to encourage distributed solar energy system installation and maintenance by: **HB 1977**

Energy facility site certification, deposits and cost reimbursements in connection with, commission role: **HB 2406**

Natural gas infrastructure project funding, creating rural Washington natural gas access and investment account to provide, commission role: **HB 2101**

Natural gas infrastructure, in rural or underserved areas, authorizing gas company recovery of investments, commission role: **HB 2177**

Permitting decisions, enhancing transparency and predictability of process: **HB 2192, SB 6045**

Railroad employees, passenger-carrying vehicles for, modifying commission rules and orders concerning: **HB 1620**

Railroad employees, yardmaster working hours, commission role in penalties for violations: **HB 1621**

Railroads, regulatory authority, commission to consolidate and assume: **HB 1845**

Renewable energy systems, customer access via low-cost loan or lease program offered by electric utility or third-party vendor, commission role: **HB 2176**

Renewable resources, eligible, investor-owned utility customer purchase of, commission to create tariff schedule to allow: **HB 2059**

Rule making by commission, specific grant of legislative authority, requirement: **HB 1163**

School buses, stopping at railroad grade crossings, commission role in determining exceptions: ***HB 2137, CH 154 (2014), SB 5979**

Solid waste collection companies, commercial information filed with commission, exemption from disclosure: **HB 1697**

State universal communications services program, adjusting expenditure limit to include commission costs: **HB 2679, SSB 6572**

State universal communications services program, commission to adopt rules and impose penalties: HB 1857, HB 1971

VETERANS (See also MILITARY)

Benefit-related veterans' services, preserving integrity of, pension poacher prevention act: HB 2390, ***SB 6208, CH 67 (2014)**

Businesses hiring veterans, business and occupation tax and public utility tax credits for: ESSB 6049

Civil relief for service members, civil actions and proceedings: HB 2171

Commercial drivers' licenses, issuance to certain veterans with truck-driving experience: HB 2453

Department of veterans affairs, certifying and maintaining list of veteran-owned businesses: HB 1909, SSB 5834

Department of veterans affairs, role in publicizing state lottery funding of veterans innovation program: HB 1428

Department of veterans affairs, rule making by, requirement for specific grant of legislative authority: HB 1163

Department of veterans affairs, submission to department of lists of military training and experience certified by professional licensing and similar authorities: HB 1859, SB 5970

Disabilities, veterans with, discounted hunting and fishing licenses to include nonresidents: HB 1192

Disabilities, veterans with, raising qualifying income thresholds for property tax exemption: HB 1170

Disabilities, veterans with, sales and use tax exemptions for add-on automotive adaptive equipment: HB 1831, ***SSB 5072, CH 211 (2013)**

Driver's license or identicaid, authorizing veteran designation on, application process: HB 2343, ***SB 5775, CH 185 (2014)**

Higher education, early registration for veterans: ***HB 1109, CH 67 (2013)**

Higher education, resident tuition, veterans to receive: EHB 1011, ***SB 5318, CH 183 (2014)**

Hodde, Bryan, coach, honoring achievements of: ***HR 4675 (2014)**

Japanese-American World War II veterans, recognizing: ***HR 4617 (2013), *HR 4684 (2014)**

Medal of Honor, Congressional Medal of Honor special license plates, modifying provisions: ***EHB 2397, CH 181 (2014)**, HB 2420, SSB 6150

Medal of Honor, Congressional, honoring Captain William Swenson: ***HR 4683 (2014)**

Navy, celebrating: ***HR 4699 (2014)**

PERS, plans 2 and 3, reducing retirement and early retirement ages for uniformed service members: HB 2735

POW/MIA flag, national league of families', display on Pearl Harbor remembrance day and former prisoners of war recognition day: HB 1893

Property tax exemption, veterans with disabilities, raising qualifying income thresholds: HB 1170

Property tax exemption, veterans with disabilities, to include property leased to mobile home owner: HB 1479

Public employment, examinations for, use of veteran scoring criteria status: HB 1537

School employees, certificated personnel to received salary schedule credits for military training: HB 2431

Swenson, William, Captain, honoring: ***HR 4683 (2014)**

Unemployed veterans receiving unemployment compensation, businesses that hire, business and occupation tax credit: HB 1615

Veteran lottery raffle, repealing: HB 1428, HB 1982

Veteran's benefits, paid for child support, credit for veteran's support obligation: HB 1145

Veteran-owned businesses, certification and listing by department of veterans affairs and awarding of contracts by state agencies: HB 1909, SSB 5834

Veteran-owned businesses, certification and listing by department of veterans affairs, modifying qualifications for: ***HB 2744, CH 182 (2014)**

Veterans innovation program, state lottery account funding, modifying: HB 1428

Veterans innovations program account, limiting use of funds: ***HB 2130, CH 179 (2014)**, SSB 5975

Veterans innovations program, extending by repealing sunset termination and repeal provisions: HB 1428

Veterans innovations program, funding, conditional increase in appropriations for grants to veterans: HB 1280

Veterans innovations program, repealing certain provisions and revising program: ***HB 2130, CH 179 (2014)**, SSB 5975

Veterans innovations program, repealing repeal and termination provisions: HB 1280

Veterans' assistance fund, property tax levies for: HB 1759

Veterans' assistance programs, modifying definition of veteran for purposes of: HB 1806

Veterans' homes, modifying provisions: HB 1782, HB 2129, ***SSB 5691, CH 184 (2014)**

Vietnam veterans, observing a welcome home Vietnam veterans day: ***HB 1319, CH 5 (2013), *HR 4643 (2013)**

Vietnam veterans, Washington state veterans who served in Vietnam, honoring: ***HR 4643 (2013)**

Walla Walla veterans' home, establishment: HB 1782, HB 2129, ***SSB 5691, CH 184 (2014)**

VETERINARIANS

Cats, feral and free-roaming, spaying and neutering program: HB 1229, SSB 5202

Companion animal safety, population control, and spay/neuter assistance program, veterinarian participation: HB 1229, SSB 5202

Cows, docking of, prohibiting, exceptions in certain cases when carried out by veterinarian: HB 1787

Cruelty to animals, veterinarian liability protections when reporting: HB 1186, ***SB 5102, CH 245 (2013)**

VICTIMS OF CRIMES

Civil action against victim by offender imprisoned for serious violent offense, authorization by judge: HB 2102

Commercially sexually exploited children statewide coordinating committee, establishing: ***SSB 5308, CH 253 (2013)**

Crime victims' compensation, benefits, adding electronic means of payment: ***HB 1468, CH 125 (2013)**

Domestic violence victims, records concerning, restricting disclosure by tenant screening service providers: HB 1529, ***SSB 5568, CH 54 (2013)**

Domestic violence, victims, paid sick and safe leave, establishing minimum standards: HB 1313

Domestic violence, victims, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726

Domestic violence, victims, paid sick and safe leave, state preemption of local leave regulation: HB 1780

Prostitution convictions, vacating for victims of certain trafficking and related crimes: HB 1292

Rape, pregnant survivor of, assistance of court to avoid parenting interactions with rapist: HB 2559

Restitution, restitution first act, improving system of legal financial obligations: HB 2751

Rights of victims, statement of rights to be read at all criminal proceedings: HB 1389

Sex offender community custody, conditions, refraining from contact with victim or their family: ***SSB 6069, CH 35 (2014)**

Sex trade, victims, rehabilitative services funded through fine paid by prostitution offenders: HB 1291

Sexual assault victims, records concerning, restricting disclosure by tenant screening service providers: HB 1529, ***SSB 5568, CH 54 (2013)**

Sexual assault, victims, paid sick and safe leave, establishing minimum standards: HB 1313

Sexual assault, victims, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726

Sexual assault, victims, paid sick and safe leave, state preemption of local leave regulation: HB 1780

Sexual offenses, with minor victim, including legal elements and conviction consequences in public school sexual health education: HB 1397

Stalking victims, records concerning, restricting disclosure by tenant screening service providers: HB 1529, ***SSB 5568, CH 54 (2013)**

Stalking, victims, paid sick and safe leave, establishing minimum standards: HB 1313

Stalking, victims, paid sick and safe leave, geographic limitations on local leave programs: HB 1781, ESB 5726

Stalking, victims, paid sick and safe leave, state preemption of local leave regulation: HB 1780

Trafficking and related crimes, victim who is convicted prostitution offender, vacating of conviction: HB 1292

Victim impact statements, exemption from public records inspection and copying: HB 1449

VOCATIONAL EDUCATION (See also WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD)

Alcohol tasting, allowing students under age 21 in viticulture and enology classes to taste wine: HB 1459

Alcohol tasting, permit to allow community and technical college students at least age 18 to taste alcoholic beverages in certain culinary or alcohol-related classes: ***SSB 5774, CH 59 (2013)**

ASSET program, alliance for student success in education and training, establishment: HB 1871, SSB 5754

Culinary arts training educational institutions, culinary class restaurant wine specialty license and special event endorsement, creating: HB 1805

Culinary or alcohol-related classes, community or technical college, permit to allow students at least age 18 to taste alcoholic beverages in: ***SSB 5774, CH 59 (2013)**

High skills high wages plan, urging legislative approval of: ***SCR 8409 (2014)**

Job skills program, grants to educational institutions, use of funds from job skills accounts: HB 1247

Private vocational schools, licensed, consumer protection parity for students: ***HB 2228, CH 11 (2014)**

Work-integrated learning opportunities, increasing connections and access to, including STEM fields: HB 1871, SSB 5754

Workforce training, state comprehensive plan for, seeking approval of "high skills, high wages" plan: HCR 4403

VULNERABLE ADULTS (See also DEVELOPMENTAL DISABILITIES, PERSONS WITH; LONG-TERM CARE)

Abuse and other investigations, definition of vulnerable adult, expanding to include person with developmental disability: HB 2633

Abuse and other investigations, funding with community residential services and supports provider certification fees: HB 1574

Abuse and other investigations, use and sharing of records by department of social and health services: HB 1523, ***SB 5510, CH 263 (2013)**

Abuse, health care professional license suspension and practice prohibition: ***HB 1003, CH 86 (2013)**

Adult family homes, vulnerable adults in, meeting special needs of: HB 1701, ***SSB 5630, CH 300 (2013)**

Background checks, persons employed to provide care for vulnerable adults, modifying provisions: ***SSB 6095, CH 88 (2014)**

Guardians, for incapacitated adults, improving protections for adults by modifying guardianship provisions: HB 1816

WAGES AND HOURS

Community and technical college employees, academic, receiving step increases through collective bargaining process: HB 1348

Conservation districts, disbursement of employee salaries, wages, and other reimbursement by electronic deposit: ***SB 5770, CH 164 (2013)**

Cost-of-living increases, ongoing suspension for certain educational and academic employees: ***HB 2043, CH 5 (2013)**

Cost-of-living increases, suspended, restoring for certain educational and academic employees: HB 2422, HB 2609

Direct deposit of public employee salaries and wages, authorizing, including exceptions: HB 2027

Employee fair classification act: HB 1440, HB 2334

Employment laws and contracts, local, preemption by state of Washington: HB 2591

Health care facility employees, mandatory overtime provisions: HB 1153

Minimum wage act, amending: HB 1440, HB 2333, HB 2334

Minimum wage, adjusted, increasing annually by rate of inflation: HB 2032

Minimum wage, employer failure to pay, good faith defense: HB 1462, SB 5158

Minimum wage, employment status of independent contractors in news business for purposes of: HB 1659, ***SB 5476, CH 141 (2013)**

Minimum wage, hourly, increasing: HB 2672

Overtime compensation, employer failure to pay, good faith defense: HB 1462, SB 5158

Prevailing wages, exemption from paying, certain filings no longer required when exempt: HB 1254

Prevailing wages, exemption, school plant facilities receiving funding through school construction assistance program: HB 1255

Prevailing wages, public works, basing on collective bargaining agreements or other methods: HB 2527

Prevailing wages, public works, basing on nonpublic works data: HB 2209

Prevailing wages, public works, determinations of prevailing wage rates, revising procedures and requirements: HB 1672

Prevailing wages, public works, excluding independent contractors from definition of employee, conditions: HB 2258

Prevailing wages, public works, exempting certain workers who deliver materials from requirements: ESSB 5684

Prevailing wages, public works, exemption for local governments opting out: HB 2299

Prevailing wages, public works, exemption for wildfire damage repair projects in certain cases: HB 1249

Prevailing wages, public works, modifying prevailing wage survey provisions: SSB 5686

Prevailing wages, public works, provisions of employee fair classification act: HB 1440, HB 2334

Prevailing wages, public works, survey tracking: HB 2692

Prevailing wages, public works, surveys to use stratified random sampling: HB 2210

Prevailing wages, residential construction workers, public works requirements: SB 5107

Prevailing wages, subsidized public works, requirements for affidavits of wages paid: HB 1025

Railroad employees, yardmaster working hours: HB 1621

Retaliation and discrimination against employees, protections for employees: HB 2333

Salaries of legislators, fixing at average starting salary of elementary school science teacher: HB 2655

Salaries of public employees, authorizing direct deposit, including exceptions: HB 2027

Salaries of state patrol officers, comparability with other law enforcement agencies: HB 2487

Salary and wage payments, to county employees by electronic methods, to require approval by county legislative authority: EHB 2442

Salary, average, for pension purposes of state and local employees, as certified by employer: HB 1820

School employees, classified, establishing minimum wage for: HB 2608

Teachers, beginning, establishing minimum salary level: HB 2607

Tipped employees, requiring minimum wage for employees age eighteen and older and study group to assess effectiveness: HB 1346

Tow truck operators, lunch breaks: HB 1611
 Training wage, allowing employers to pay for specified period: HB 1150
 Training wages, for new employees, authorizing: HB 2614
 Wage claims, liens against real property of employer by employee: HB 1440
 Wage complaints and claims, collection procedures, adding various provisions: HB 1467
 Wage payment act, amending: HB 1440, HB 2333, HB 2334
 Wage-related laws, employer compliance with, improving: HB 1440, HB 2333, HB 2334
 Wages of public employees, authorizing direct deposit, including exceptions: HB 2027
 Wages, unlawfully withheld or rebated, increasing exemplary damages: HB 2332
 Wages, unpaid, alternative collection procedures, adding various provisions: ***SSB 5360, CH 210 (2014)**

WAREHOUSING

Tax exemption, warehouse or grain elevator lessor or owner, apprentice utilization requirement: HB 1023
 Tax exemption, warehouse or grain elevator lessor or owner, prevailing wage requirement: HB 1025
 Tax exemption, warehouse or grain elevator lessor or owner, resident workers requirement: HB 1026

WASHINGTON ADMINISTRATIVE CODE

Constitutional authority, federal or state, requiring citation in rules: HB 1163
 Rule making, concerning health care insurance, requiring notice by insurance commissioner: ***ESB 6458 (2014) V**
 Rule making, emergency, use by public disclosure commission in certain cases: HB 1377, SB 5257
 Rule making, health care disciplining authorities to use process when changing or interpreting scope of practice: HB 2338, HB 2742
 Rule making, legislature to provide specific grants of legislative authority through legislation: HB 1163
 Rule making, moratorium, exceptions: HB 1163, HB 1478
 Rule making, prohibiting required participation in a health care system: HB 1168
 Rule making, regulating of greenhouse gas emissions, prohibiting without legislative authorization: HB 1169
 Rule making, regulatory fairness act of 2013: HB 1162
 Rule making, regulatory freedom and accountability act: HB 1163
 Rule making, requiring citation of constitutional authority in rules: HB 1163
 Rule making, requiring legislative approval of certain rules: HJR 4204
 Rule making, significant legislative rules, requirement that governor sign: SB 5641
 Rule making, specified economic impact notification by agency and enactment into law by legislature: HB 1162, HB 1163
 Rules, review of, certain agencies to conduct for streamlining purposes: HB 1591, ***SSB 5679, CH 30 (2013)**
 Rules, review of, increasing responsibilities of joint administrative rules review committee: HB 2293

WATER (See also WATER-SEWER DISTRICTS)

Bottled water, eliminating sales and use tax exemptions to provide basic education and higher education funding: HB 2038
 Bottled water, eliminating sales and use tax exemptions to provide basic education funding: HB 2796
 Efficiency, requiring high efficiency toilets, exceptions: HB 2414
 Efficiency, standards for toilets, water closets, and urinals: HB 1017
 Fire suppression water facilities and services, provision for critical public services by water purveyors: HB 1512, SB 5606
 Irrigation districts, administration, various provisions: HB 1417
 Irrigation districts, financing improvements with local improvement district bonds, requirements: HB 1416, SB 5824
 Irrigation districts, hydroelectric generation by, qualifying for renewable energy credit: HB 1415, HB 1950
 Irrigation pipes and canals and water and wastewater pipes, hydroelectric generation in, qualifying as eligible renewable resource: ***EHB 2733, CH 45 (2014)**, ESSB 5290
 Irrigation, applications for changes in place or purpose of use or point of diversion, provisions: HB 1438
 Irrigation, changes in water right certificates to reflect certain changes in water right uses: E2SSB 5199
 Irrigation, pump and irrigation or domestic pump specialty trainee certificate holders, training: HB 2533
 Property improvements benefitting water quality or quantity, property tax exemption: HB 1570, ***SB 5593, CH 236 (2013)**
 Public water systems, certain water purveyor facilities as essential public facilities: HB 1016
 Public water systems, hazard mitigation plans, requiring: HB 2562
 Public water systems, including certain systems in comprehensive plans and planning process: SSB 6060
 Pumps, pump and irrigation or domestic pump specialty trainee certificate holders, training: HB 2533
 Tap water, during school lunches, requiring public schools to provide: HB 2686
 Water companies, uncontested rate modifications: HB 1046

Water distribution businesses, public utility tax collected from, using portion for health programs of departments of ecology and health: HB 1685

Water purveyors, providing fire suppression water facilities and services: HB 1512, SB 5606

Water quality determinations by department of ecology, basing on preponderance of site-based, source-specific testing: HB 2472

Water quality trading program, developing: HB 2454

Water supply and integrated water management, flood control, and storm water projects, financing options for, joint legislative task force on, establishing: SSB 6516

Water supply, treatment of raw groundwater to potable level: HB 2620

Wells, permit exempt, hearings concerning petitions challenging regulation of: HB 2288

Wells, permit exempt, use for potable supply to a subdivision: HB 1350

WATER POLLUTION (See also STORM WATER CONTROL FACILITIES)

Agricultural land, pollution violation due to livestock, adding determination and voluntary compliance to penalty process: HB 2478

Highly impacted communities, including community organizations in permit issuance and clean-up plan adoption: HB 1434

Highly impacted communities, permit violation enforcement actions, settlement provisions: HB 2312

Pollutant discharge elimination permit system applications and reports, electronic filing: SB 5407

Storm water, competitive grant program to reduce pollution, using environmental legacy stewardship account moneys:

***HB 2079, CH 28 (2013)**

Storm water, compliance pilot project: HB 1237

Storm water, contamination by transportation infrastructure, use of certain tax revenues for prevention and mitigation: HB 1954

Storm water, financial assistance for management of runoff, prioritizing: HB 1235

Storm water, new requirements for phase I jurisdictions, delaying: HB 1234

Storm water, storm water bonds, authorization: HB 2357

Transportation projects, environmental review and permitting, prohibiting adoption or maintaining of requirements by certain agencies when more stringent: HB 1996

Wastewater, domestic facility permits, modifying annual municipality fee: HB 1275

Wastewater, publicly owned industrial wastewater treatment facilities, authorizing water pollution control facility loans for: HB 1557

Water pollution control revolving administration account, creation of account and establishment of loan debt service charges to be deposited: HB 1141

Water supply and integrated water management, flood control, and storm water projects, financing options for, joint legislative task force on, establishing: SSB 6516

WATER RIGHTS

Applications, changes in place or purpose of use or point of diversion, decision to be based on existing requirements: HB 1438

Applications, changes in water right certificates to reflect certain changes in water right uses: E2SSB 5199

Applications, consolidating water of multiple water rights or permits, conditions and department of ecology role: HB 1549

Applications, moving withdrawal point to another existing right, conditions and department of ecology role: HB 1548

Columbia river basin taxable bond water supply development account, transferring certain bond proceeds to: HB 1088,

***ESSB 5036, CH 20 (2013)**

Developments, groundwater for, consolidation into public water systems in some cases: HB 1375, ESSB 5200

Examiners, certified, amending bonding requirement for certification: ***HB 1146, CH 70 (2013)**

Local economy trust water account, transferring state agency water rights to account: E2SSB 5219

Public water systems, consolidation into system of new exempt groundwater withdrawal for new development: HB 1375, ESSB 5200

State agency purchased lands, retaining water rights for later transfer to local economy trust water account: E2SSB 5219

Washington water research center, role in implementation of Yakima river basin integrated water resource management plan: ***2SSB 5367, CH 11 (2013)**

Water banking best practices act: HB 2760

Water banks, imposition of sales and use taxes by rural counties for water rights purchases for banking: HB 2596

Water banks, limited purpose local water banks, creation: HB 1350

Watershed planning grants, modifying provisions: HB 1924

Yakima river basin, integrated water resource management plan, implementing plan and creating accounts: HB 1196, HB 1414, ***SSB 5367, CH 11 (2013)**

Yakima river basin, purchase of land for community forest trust to help protect basin: ***SSB 5367, CH 11 (2013)**

WATER-SEWER DISTRICTS

Assumptions of certain water-sewer districts by a city or town, requiring voter approval: HB 2413, ESSB 6008

Contractor's bond, district authority to determine, limitations: HB 1241, ***SB 5186, CH 28 (2013)**

Critical infrastructure, powers with respect to facilities: HB 1239

Funds, disbursement by districts, expanding options for: HB 2170

Job order contracting, use by certain districts, authorization: HB 1240

Materials and work, competitive bidding process, raising dollar threshold for use of: HB 2682

Mosquito control, inhibiting mosquito breeding in storm water retention ponds through certain measures: ***ESSB 5324, CH 209 (2013)**

Mosquitos, controlling using integrated pest management: ***ESSB 5324, CH 209 (2013)**

Sewer and water mains and manholes, GIS data for, exemption from public inspection and copying: HB 2403

WILDLIFE

Bighorn sheep, damage to commercial crops by, payment of claims for compensation by department of fish and wildlife: SSB 5760

Carnivores, large wild, livestock injury or loss due to certain wildlife: HB 1219, HB 2517, ***E2SSB 5193, CH 329 (2013)**

Damage to livestock by wildlife, additional personalized license plate registration fee to be used for payment of claims for compensation: ***E2SSB 5193, CH 329 (2013)**

Damage to livestock by wildlife, expenditures from wildlife conflict account for: HB 2517

Damage to livestock by wildlife, payment of claims for compensation: HB 1219, HB 1501, ***E2SSB 5193, CH 329 (2013)**

Deer and elk, damage to commercial crops caused by, expenditures from wildlife conflict account for: HB 2517

Endangered species, gray wolf, permitting livestock owner to kill gray wolf without a permit, conditions: SSB 5187

Endangered species, permitting livestock owner to kill any predator without a permit, conditions: HB 1191

Environmental law violations, involving fish and wildlife enforcement code, attorney general authority and power: HB 1655

Habitat lands, acquisition by state: SSB 5054, ESSB 6052

Invasive species, integrated management approach and enforcement: HB 2458, ***ESSB 6040, CH 202 (2014)**

Osprey (sea hawk), designating as official state raptor: HB 2802

Predators, attacking livestock, permitting owner to kill any predator without a permit, conditions: HB 1191

Predators, gray wolf attacking livestock, permitting owner to kill gray wolf without a permit, conditions: SSB 5187

Property improvements benefitting habitat, property tax exemption: HB 1570, ***SB 5593, CH 236 (2013)**

Sea hawk (osprey), designating as official state raptor: HB 2802

Taima the hawk, Seattle Seahawks' mascot, recognizing: ***HR 4685 (2014)**

Wolves, gray wolf translocation to western Washington, instituting program: HB 1258

Wolves, gray wolf, permitting livestock owner to kill gray wolf without a permit, conditions: SSB 5187

Wolves, gray wolf, restricting classification as threatened or endangered, conditions: HB 1337

Wolves, livestock damage caused by, payment of claims for compensation: HB 1219, HB 1501, ***E2SSB 5193, CH 329 (2013)**

Wolves, management of, use of Washington's wolves license plate fees: HB 1219, HB 1500, HB 1501

WOMEN

Abortion, health coverage for voluntary termination of pregnancy, plan requirements and right of objection: EHB 1044, HB 2148

Abortion, parental notification, requirements: HB 1257

Breast cancer awareness, special license plates for, creating: ***HB 2700, CH 77 (2014)**

Breastfeeding-friendly Washington designation, creating: HB 2329

Buckingham, Bonnie "Guitar," honoring: ***HR 4688 (2014)**

Female genital mutilation, class B felony: HB 2190

Fetal alcohol exposure, requiring posting of warning signs on premises serving alcohol: HB 2737

Fetal alcohol exposure, work group to address: HB 2737

Gender-based terms in RCW, technical corrections: ***SSB 5077, CH 23 (2013) PV**

Gonzaga University women's basketball team, honoring: ***HR 4703 (2014)**

Midwifery, duties and licensing requirements, modifying: HB 1773
 Pregnant women, making childhood immunization resources available to: ESSB 6297
 Pregnant women, making prenatal nutrition resources available to: ***SB 6299, CH 38 (2014)**
 Rape, pregnant survivor of, assistance of court to avoid parenting interactions with rapist: HB 2559
 Rowe, Allyson, Miss Washington, recognizing for her accomplishments: ***HR 4673 (2014)**
 Sports, Cleveland High School women's basketball team, congratulating: ***HR 4632 (2013)**
 Sports, Colton High School Wildcats girls basketball team, recognizing: ***HR 4633 (2013)**
 Transportation workforce development, apprenticeship program, recruiting women and persons of color: HB 1922

WORKERS' COMPENSATION

Appeals by employer, of order assessing taxes, suspending payment requirements: HB 2360
 Appeals, claim-related, setting attorney's fees and fixing costs for reimbursement: HB 1354
 Benefits, calculation of, adding certainty and simplifying: HB 1464
 Benefits, limiting for liquor- or drug-caused injuries or diseases: HB 2295
 Claim files and compensation provisions, modifying: HB 1357
 Claims for compensation, benefits, adding electronic means of payment: ***HB 1468, CH 125 (2013)**
 Claims for compensation, defining terms: HB 1355
 Disability, long-term for injured workers, reducing disability and workers' compensation system costs: HB 1463, ESSB 5128
 Employer compliance, audits for, restricting authority of department of labor and industries to conduct: HB 2731
 Farm internship pilot project, establishment and relationship to workers' compensation: ***SSB 5123, CH 131 (2014)**
 For hire vehicle operators, industrial insurance coverage provisions: HB 1718
 For hire vehicle owners and lessees, industrial insurance coverage provisions: HB 2152
 Horse racing employees, grooms, industrial insurance premium assessment for, payment: ***HB 1469, CH 80 (2013)**
 Legal actions, defining "recovery" for purposes of actions under industrial insurance statutes: HB 1465
 Legal actions, reimbursement from third-party recovery: HB 1465
 Limousine businesses, including chauffeurs, industrial insurance coverage provisions: HB 1718
 Limousine chauffeurs owning or leasing vehicle, industrial insurance coverage provisions: HB 2152
 Logging operations, logger safety initiative, department of labor and industries to report concerning: ***ESSB 5744, CH 339 (2013)**
 Medical exams and consultations, independent, scheduling authority for retrospective rating plan employers and groups: HB 1316, SB 5112
 Misclassification of employees, penalties under employee fair classification act: HB 1440, HB 2334
 News business, independent contractors in, employment status for worker's compensation purposes: HB 1659, ***SB 5476, CH 141 (2013)**
 Occupational disease claims, rate of compensation provisions: HB 1884
 Occupational disease claims, study of: HB 1463
 Occupational disease, firefighters, mandatory exposure reporting requirement for: HB 2576
 Premiums for industrial insurance, contractor liability, modifying provisions: HB 1616
 Recovery of benefits paid on behalf of worker or beneficiary, legal actions: HB 1465
 Return to work provisions, study of: HB 1463, ESSB 5128
 Self-insurance plans, authorizing group plans: SSB 6179
 Self-insurers, claims files and compensation provisions: HB 1357
 Self-insurers, defining terms: HB 1355
 Settlement agreements, structured, age limit and worker's best interest provisions: HB 1097, 2ESSB 5127
 Settlement agreements, structured, personal information from process, restricting public inspection and copying: ***SB 6522, CH 142 (2014)**
 Settlement agreements, structured, workers' recovery act: 2ESSB 5127
 Settlement agreements, voluntary, authorization and study of: HB 1463, ESSB 5128
 Studies, independent, department of labor and industries to contract for multiple studies: HB 1463, ESSB 5128
 Taxicab businesses, industrial insurance coverage provisions: HB 1718
 Taxicab operators owning or leasing vehicle, industrial insurance coverage provisions: HB 2152
 Transitional or light duty work, providing in certain cases: HB 1463, ESSB 5128
 Transportation, not-for-profit nonemergency medicaid brokers, removing liability for subcontractor premiums: HB 2318
 Vocational rehabilitation, plans, educational options to include obtaining baccalaureate degree: ***EHB 1887, CH 326 (2013)**
 Vocational rehabilitation, scheduling authority for retrospective rating plan employers and groups: HB 1316, SB 5112

Vocational rehabilitation, subcommittee recommendations concerning pilot program and other provisions: EHB 1470, *SSB 5362, CH 331 (2013)

WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD (See also VOCATIONAL EDUCATION)

ASSET program, alliance for student success in education and training, establishment, with administration by board: HB 1871, SSB 5754

Business license center, participation by board: HB 1403, E2SSB 5680

Computer science education, board to convene computer science professional shortage task force: HB 1472

High skills high wages plan, urging legislative approval of: *SCR 8409 (2014)

Indicators of educational system health, statewide, establishment as basis for performance goals and measurements, board role: *ESSB 5491, CH 282 (2013)

Online higher education transfer and student advising system, board role in establishing: HB 1320

STEM fields, work-integrated learning opportunities in, increasing connections and access to, board role: HB 1871, SSB 5754

Work-integrated learning opportunities, increasing connections and access to, including STEM fields, board role: HB 1871, SSB 5754

Workforce training, state comprehensive plan for, seeking approval of "high skills, high wages" plan: HCR 4403

ZOOS AND AQUARIUMS

Cultural access programs, creating to fund cultural organizations: HB 2212

Zoo, aquarium, and science or technology center facilities, competitive grant program for acquiring or constructing: HB 1405